
MINUTES

CITY OF DAYTONA BEACH

**CODE
ENFORCEMENT BOARD**

City Commission Chambers
301 S. Ridgewood Ave., Daytona Beach, FL 32115

**Members: Mary Louise 'Weegie' Kuendig, Chairman;
Turner Hymes, Vice-Chairman; Neil Harrington,
Karen Robey, and Katherine Marsh and Thomas
Mehegan**

February 15, 2024

Members present:

Mrs. Mary Louise "Weegie" Kuendig, Chairman
Mrs. Turner Hymes, Vice-Chairman
Mr. Neil Harrington
Mrs. Karen Robey
Mr. Thomas Mehegan
Ms. Karrie Marsh
Mr. Charles Cino, Esquire, Board Attorney

Staff present:

Mr. Anthony Jackson, Deputy City Attorney
Mr. Denzil Sykes, Code Compliance Division Manager
Mr. Mark A. Jones Code Compliance Field Supervisor
Mr. Roosevelt Butler Jr, Code Compliance Inspector
Mr. Daniel Garcia, Code Compliance Inspector
Ms. Sara Kirk, Code Compliance Inspector
Mr. John Stenson, Code Compliance Inspector
Mr. Joe Graves, Audio/Video
Mr. Xavier Campbell, Audio/Video
Mr. Timothy Blowers, Police Officer - Liaison
Mrs. Brenda Seivwright, Board Secretary

Approval of Minutes by: Mary Louise "Weegie" Kuendig Chairman

The Chairman **Mrs. Kuendig** called the meeting to order at 9:02 am. And ask for a roll call.

Mrs. Seivwright called the roll. All board members were present.

Mrs. Kuendig asked if everyone had a chance to read the Minutes. **Mrs. Hymes** made a motion and **Mr. Harrington** seconded the motion to approve the January 11, 2024, Minutes, and all agreed, and the motion approved.6-0.

Mrs. Kuendig asked if there was any Disclosure of Ex Parte Communications there were none.

Mrs. Seivwright made the following announcements.

1. Pg. 2 LR 1 CEB 03-22-71 408 Frances Ter Via Zoom.
2. Pg. 3 Case #2 CEB 01-24-03 1815 N Oleander Ave Via Zoom
3. Pg. 3 Case # 5 CEB 01-24-17 285 Williams Ave Compliance February 8, 2024
4. Pg. 5 Case # 10 CEB 05-23-67 339 South Martin Luther King Blvd. Via Zoom
5. Pg. 5 Case # 12 CEB 01-24-23 600 South Caroline St Via zoom
6. Pg. 6 Case # 16 CEB 11-23-137 1432 Illinois St. Compliance February 14, 2024
7. Pg. 10 Case # 32 CEB 01-24-31 344 Ellsworth St Compliance February 12, 2024

Staff was sworn in.

Mrs. Kuendig explained the process of the proceeding and the cases were heard according to the way they were called.

Lien Review

LR- 1

CEB 03-22-71 - Shirley Callaway Holman & Edward L. Bridges is cited for failure to correct violations of The Land Development Code, Art. 6 Sec. 6.19.A.3; Art. 9 Sec. 9.2.A (Ref. FBC Supp. IPMC 302.1, 302.7), at **408 Frances Ter** Violation(s) – **Dirt and grime, overgrown landscaping, damaged fence**. First Notified – 11/20/2021. **Order Imposing Fine/Lien effective April 14, 2022. \$100.00 a day. Compliance =January 16, 2024. \$100 x 100 days = \$10,000.00, plus \$24.00 recording costs = \$10,024.00.**

Edward L. Bridges was present and sworn in via zoom.

Inspector Mark Bostwick testified to the status of the case and the staff's recommendation was to waive the lien in its entire amount of \$10,024.00 for administrative fees.

Board Action: **Mrs. Robey** made a motion to reduce the lien to one hundred (\$100.00) dollars for administrative fees. **Mrs. Hymes** seconded the motion. **Mrs. Kuendig** suggested that amount wasn't sufficient to cover the time spent on this case and suggested it should be a least \$1,500.00. **Mrs. Robey** amended her previous motion and made a motion of \$ 1,500.00 for administrative cost and **Mrs. Hymes** amended her previous motion and a made a motion to accept the recommendations of \$1500.00 for administrative cost payable in 30 days or the lien would revert to the original amount, and all agreed, and the motion approved. 6-0.

Hearing of Cases

Continued Cases

CASE # 1 - CEB 01-24-24 - Christina Ramdoolar is cited for failure to correct violations of The Land Development Code, Art. 6 Sec. 6.19.A.3; Art. 9 Sec. 9.2.A (Ref. FBC Supp. IPMC 304.6, 304.7, 304.10), at **410 5th Ave Violation(s) – Overgrown landscaping, exterior (siding coming apart), dilapidated roof, dilapidated front porch.**

First Notified – 8/3/2023.

No respondent present.

Inspector Curtis Wiggins testified to the status of the case. no contact with no progress Staff recommended imposing a fine of \$100.00 per day until it reaches a maximum of \$15,000.00.

BOARD ACTION: **Mrs. Hymes** made a motion to impose a fine of \$100.00 per day against the respondent effective February 15, 2024, continuing until compliance is achieved or reaches a maximum of \$10,000.00 dollars. **Mr. Harrington** seconded the same, and the motion was approved. 5-0

CASE # 2 - CEB 01-24-03 - Paragon Capitol Properties LLC is cited for failure to correct violations of The Land Development Code, Art. 6 Sec. 6.19 A.3; Art. 6 Sec. 6.19.A.4; Art. 9 Sec. 9.2.A (Ref. FBC Supp. IPMC 302.7, 304.2, 304.7, 304.13, 304.13.1, 304.13.2, 304.14, 304.15), at **1815 N. Oleander Ave Violation(s) – Maintaining landscaping, wood-peeling paint-damaged garage door, windows opening enclosed, broken window glass, not operable, window screens, front door, painting, flashings and gutters.**

First Notified – 9/26/2023.

Brandon Garcia Reg. agent was sworn via zoom.

Anthony Jackson, Deputy Attorney for the City of Daytona Beach gives an explanation to the board the circumstances of satisfactory circumstances of the work that was done without the permit.

Inspector Mark A. Jones testified to the status of the case. no contact with no progress Staff recommended imposing a fine of \$250.00 per day until it reaches a maximum of \$15,000.00.

BOARD ACTION: **Mrs. Hymes** made a motion to impose a fine of \$250.00 per day against the respondent effective February 15, 2024, continuing until compliance is achieved or reaches a maximum of \$15,000.00 dollars. **Ms. Marsh** seconded the same, and the motion was approved. 6-0

Mr. Garcia questioned how he could appeal the imposed fine. And **Mr. Jackson** explains to **Mr. Garcia** his options.

CASE # 3 - CEB 01-24-11 - Kelly Dougherty is cited for failure to correct violations of The Land Development Code, Art. 6 Sec. 6.19.A.4 (Ref. FBC Supp. IPMC 111.1.5, 304.1, 304.2, 304.4, 304.5, 304.6, 304.13, 304.15), at **639 Winchester St Violation(s) – Structural standards, vehicle parking, dangerous structure, exterior structure general, exterior structure walls, windows, doors, paint, structural members, opens in exterior wall, damage roof.**

First Notified – 10/17/2023.

No respondent present.

Inspector Mark A. Jones testified to the status of the case. Staff recommended imposing a fine of \$250.00 per day until it reaches a maximum of \$10,000.00.

BOARD ACTION: **Mr. Harrington** made a motion to impose a fine of \$250.00 per day against the respondent effective February 15, 2024, continuing until compliance is achieved or reaches a maximum of \$10,000.00 dollars. **Mrs. Robey** seconded the same, and the motion was approved. 6-0

CASE # 4 - CEB 01-24-06 - The 1162 Bryn Mawr Dr. Land TR dated April 20, 2018 Trustee LLC is cited for failure to correct violations of The Land Development Code, Art. 6 Sec. 6.19.A.3; Art. 9 Sec. 9.2.A (Ref. FBC Supp. IPMC 302.1, 302.7, 304.2, 304.6, 304.7, 304.13, 304.13.2, 304.14), at **1162 Bryn Mawr Dr Violation(s) – Unmaintained landscaping, trash & debris, damaged fence, rotten wood, exterior painting/ sealing. damaged windows, inoperable windows, screens, dirt & grime and damaged wood (roof).**

First Notified – 10/2/2023.

No respondent present.

Inspector Mark A. Jones testified to the status of the case. Staff recommended imposing a fine of \$250.00 per day until it reaches a maximum of \$15,000.00.

BOARD ACTION: **Mrs. Hymes** made a motion to impose a fine of \$250.00 per day against the respondent effective February 15, 2024, continuing until compliance is achieved or reaches a maximum of \$15,000.00 dollars. **Mrs. Robey** seconded the same, and the motion was approved. 6-0

CASE # 5 - CEB 01-24-17 - Lawrence Vandenberg is cited for failure to correct violations of The Land Development Code, Art. 6 Sec. 6.19.A.3; Art. 9 Sec. 9.2.A; (Ref. FBC Supp. IPMC 302.5, 302.8, 302.3), at **285 Williams Ave Violation(s) – Unmaintained landscaping, rodent harborage, junk vehicle.**

First Notified – 10/30/2023.

Compliance February 8, 2024

CASE # 6 - CEB 01-24-18 - Michelle Ford is cited for failure to correct violations of The Land Development Code, Art. 6 Sec. 6.19.A.3; Art. 9 Sec. 9.2.A; (Ref. FBC Supp. IPMC 302.7, 302..8), at **536 School St** Violation(s) – **Outside storage, damaged fencing, junk vehicle (boat)**.
First Notified – 7/21/2023.

No respondent present.

Inspector John Stenson testified to the status of the case. he has contact with the owner and progress has been made. Staff recommended amending it until the next cutoff.

BOARD ACTION: **Mrs. Marsh** made a motion to amend the previous order of non-compliance and allow the Respondents until March 6, 2024, to come into compliance or be returned to a subsequent meeting for consideration of a fine up to \$1,000 per day until compliance is achieved **Mrs. Hymes** seconded the same and the motion was approved. 6-0

CASE # 7 - CEB 01-24-20 - James F & Patricia A Quail is cited for failure to correct violations of The Land Development Code, Art. 6 Sec. 6.19.A.3; Art. 9 Sec. 9.2.A; (Ref. FBC Supp. IPMC 304.3, 304.7), at **315 Zelda Blvd** Violation(s) – **Unmaintained landscaping, premises identification numbers, damaged roof**.
First Notified – 8/23/2023.

Patricia Quail was present and sworn in.

Inspector John Stenson testified to the status of the case. Staff recommended the imposed fine of \$200 per day up to a maximum \$10,000.00.

BOARD ACTION: **Mrs. Hymes** made a motion to amend the previous order of non-compliance and allow the Respondents until March 6, 2024, to come into compliance or be returned to a subsequent meeting for consideration of a fine up to \$1,000 per day until compliance is achieved **Mr. Harrington** seconded the same and the motion was approved. 6-0

CASE # 8 - CEB 06-23-83 - Inez Garrett is cited for failure to correct violations of The Land Development Code, Art. 6 Sec. 6.19.A3; Art. 9 Sec. 9.2.A (Ref. FBC Supp. IPMC 304.7), at **333 N Caroline St** Violation(s) – **Outside storage, dilapidated roof**.
First Notified – 5/1/2023.

Mrs. Kuendig announced the case is being dismissed and reciting new owner.

Mrs. Brenda Seivwright explained that the case needed to be dismissed due to there being a sale already in process at the time the case was brought to court and a new owner.

BOARD ACTION: **Mr. Harrington** made a motion to dismiss the case and recite the new owner **Mrs. Hymes** seconded the same and the motion was approved. 6-0

CASE # 9 - CEB 04-23-61 - Emerita L Velazquez & Rosa Hendrix is cited for failure to correct violations of The Land Development Code, Art. 3 Sec. 3.4.S.1; Art. 6 Sec. 6. 2.H.4; Art. 6 Sec. 6.19.A.3; Art. 9 Sec. 9.2.A (Ref. FBC Supp. 308.1, 702.1), at **646 Marco St**
Violation(s) – Unpermitted shed, outdoor storage, trash/debris, inoperable vehicle, parking in yard, obstructed egress.
First Notified – 1/21/2023.

Minerva Samayoa Interpreter was present and sworn in.

Emerita Velazquez was present and sworn in.

Emerita Velazquez explained her process of coming into compliance by moving the shed to a different location.

Inspector Sara Kirk testified to the status of the case. has had contact with Ms. Velazquez who has since the last hearing made confirmation with Save A Lot buildings LLC to move the shed which is scheduled two weeks out. Staff recommended amending it until the March cutoff for compliance.

BOARD ACTION: Mrs. Robey made a motion to amend the previous order of non-compliance and allow the Respondents until March 6, 2024, to come into compliance or be returned to a subsequent meeting for consideration of a fine up to \$1,000 per day until compliance is achieved **Mrs. Hymes** seconded the same and the motion was approved. 6-0

CASE # 10 - CEB 05-23-67 - Albert Burton III, Sharon D Burton and Ethelreda T Burton, and David M Burton is cited for failure to correct violations of The Land Development Code, Art. 6 Sec. 6.19.A.3; Art. 9 Sec. 9.2.A (Ref. FBC Supp. IPMC 301.3, 302.1, 304.13, 304.14, 305.3, 305.4, 305.6, 504.41, 604.3 605.4, 702.4, 704.2), at **339 S Martin Luther King Blvd**
Violation(s) – Unsecured structure, unsanitary conditions, broken windows, defective interior and exterior surfaces, holes in ceiling, missing screens and locks on windows, defective and exposed plumbing, damaged electrical fixtures and outlets, egress issues, missing screens and locks on windows, defective and exposed plumbing, damaged electrical fixtures and outlets, egress issues, missing smoke detectors, missing soffit.
First Notified – 2/21/2023.

David Burton was present and sworn in via zoom.

Inspector Sara Kirk testified to the status of the case. The owner has maintained contact with inspector Kirk there were some setbacks since the last hearing there were tools stolen of the plumber and there was a police report made of such ad there is continued progress with the flooring has been laid as well as halfway through repairing bathrooms Staff recommended amending it until the March cutoff for compliance.

Mr. Burton was given the opportunity to explain the insinuating circumstances as to the delayed continued progress of the property.

BOARD ACTION: **Mrs. Hymes** made a motion to amend the previous order of non-compliance and allow the Respondents until March 6, 2024, to come into compliance or be returned to a subsequent meeting for consideration of a fine up to \$1,000 per day until compliance is achieved **Ms. Marsh** seconded the same and the motion was approved. 6-0

CASE # 11 - CEB 01-24-09 - BAT Development LLC is cited for failure to correct violations of The Land Development Code, Art. 3 Sec. 3.4. S. 1; City Code Ch. 26 Sec 26-294, at **712 Park Dr & 714 Violation(s) – No permit for fence and no rental license.**
First Notified – 5/4/2023.

Timothy D. Hudson, Sr. owner was present and sworn in.

Inspector Sara Kirk testified to the status of the case. Mr. Hudson has been in contact with Inspector Kirk and the permit is in progress of being reviewed by zoning for the fencing. Staff recommended amending for sixty (60) days for compliance.

BOARD ACTION: **Mrs. Hymes** made a motion to amend the previous order of non-compliance and allow the Respondents until April 3, 2024, to come into compliance or be returned to a subsequent meeting for consideration of a fine up to \$1,000 per day until compliance is achieved **Mrs. Marsh** seconded the same and the motion was approved. 6-0

CASE # 12 - CEB 01-24-23 - Tashonda Smalls Bush & Tanesha Smalls is cited for failure to correct violations of The Land Development Code, Art. 9 Sec. 9.2.A (Ref. FBC Supp. IPMC 302.7, 304.13), at **600 S Caroline St Violation(s) – Broken windows and damaged fence.**
First Notified – 7/21/2023.

No respondent present.

Inspector Sara Kirk testified to the status of the case and since last hearing has had continued contact with the husband and both sisters who own the property and progress has been made the windows were repaired, then one broken again and will buy glass to replace again and the fence is missing the post would be replaced withing a week so it looks nice. Staff recommended amending it until the March cutoff for compliance.

BOARD ACTION: **Ms. Marsh** made a motion to amend the previous order of non-compliance and allow the Respondents until March 6, 2024, to come into compliance or be returned to a subsequent meeting for consideration of a fine up to \$1,000 per day until compliance is achieved **Mrs. Hymes** seconded the same and the motion was approved. 6-0

CASE # 13 - CEB 01-24-12 - Janis Faye Williams, Leila Mae Williams, Elizabeth Williams Est. is cited for failure to correct violations of The Land Development Code, Art. 3 Sec. 3. 4. S. 1; Art. 9 Sec. 9.2.A; (Ref. FBC Supp. IPMC 302.8), at **819 & 821 Magnolia Ave** Violation(s) – **Expired demo permit and inoperable vehicle.**
First Notified – 5/11/2023.

No respondent present.

Inspector Sara Kirk testified to the status of the case. And she has had contact with the owner who has been to the city and has authorized the city to demolish the rear structure. The job has been awarded to a city contractor and scheduling is in progress, but don't have an exact time or date of when that would be demolished but, it is in the works. The inoperable vehicle that was tarp that was in the front has also been removed. Staff recommended amending it until the March cutoff for compliance.

BOARD ACTION: **Mrs. Robey** made a motion to amend the previous order of non-compliance and allow the Respondents until March 6, 2024, to come into compliance or be returned to a subsequent meeting for consideration of a fine up to \$1,000 per day until compliance is achieved **Mrs. Hymes** seconded the same and the motion was approved. 6-0

CASE # 14 - CEB 01-24-01 - S. David Shaw is cited for failure to correct violations of The Land Development Code, Art. 6 Sec. 6.19.A3; Art. 9 Sec. 9.2.A (Ref. FBC Supp. IPMC 304.7, 304.13), at **342 N Keech St** Violation(s) – **Dilapidated roof, damaged windows, outside storage, damaged gate.**
First Notified – 5/26/2023

S. David Shaw was present and sworn in.

Inspector Sara Kirk testified to the status of the case. no contact or progress with owner. Staff recommended Imposing a Fine of One hundred (\$100.00) Dollars per day to a maximum of Fifteen (\$15,000.00) Thousand Dollars.

BOARD ACTION: **Mr. Harrington** made a motion to amend the previous order of non-compliance and allow the Respondents until March 6, 2024, to come into compliance or be returned to a subsequent meeting for consideration of a fine up to \$1,000 per day until compliance is achieved **Mrs. Hymes** seconded the same and the motion was approved. 6-0

CASE # 15 - CEB 10-23-131 - Carnell W Edwards EST is cited for failure to correct violations of The Land Development Code, Art. 6 Sec. 6.19.A3; Art. 9 Sec. 9.2.A (Ref. FBC Supp. IPMC 304.7), at **340 N Caroline St** Violation(s) – **Outdoor storage, dirt and grime, damaged roof soffit and fascia.**

First Notified – 8/17/2023.

Van Edwards was present and sworn in.

Inspector Roosevelt Butler, Jr testified to the status of the case. sine the last hearing there has been some progress Staff recommended Imposing a fine of One Hundred (\$100.00) Dollars per day to a maximum of Ten Thousand (\$10,000.00) Dollars.

Mr. Edwards was allowed to explain what he was doing to bring the property into compliance.

BOARD ACTION: **Mrs. Robey** made a motion to amend the previous order of non-compliance and allow the Respondents March 6, 2024, to come into compliance or be returned to a subsequent meeting for consideration of a fine up to \$1,000 per day until compliance is achieved **Mrs. Hymes** seconded the same, and the motion was approved. 6-0

CASE # 16 - CEB 11-23-137 - Leroy C Bell is cited for failure to correct violations of The Land Development Code, Art. 6 Sec. 6.19.A.3 ; Art. 9 Sec. 9.2.A (Ref. FBC Supp. IPMC 304.7, 304.15, 304.13), at **1432 Illinois St** Violation(s) – **Outside storage, dilapidated roof, damaged doors and broken windows.**

First Notified – 2/22/2023

Compliance February 14, 2024

CASE # 17 - CEB 11-23-143 - Verlita M & Cebrina M Briggs is cited for failure to correct violations of The Land Development Code, Art. 6 Sec. 6.19.A.3 ; Art 6 Sec 6.19 A. 4; Art. 9 Sec. 9.2.A (Ref. FBC Supp. IPMC 302.7, 302.8 and 603.1), at **1142 Lewis Dr** Violation(s) – **Outdoor storage, exterior structure, unpermitted fencing, tounauthorized parking and improperly installed mechical appliance.**

First Notified – 10/4/2023.

No respondent present.

Inspector Roosevelt Butler, Jr. testified to the status of the case. Staff recommended imposing a fine of Two Hundred and Fifty (\$250.00) per day until it reaches a maximum of Fifteen Thousand (\$15,000.00) Dollars.

BOARD ACTION: **Mrs. Hymes** made a motion to impose a fine of \$250.00 per day against the respondent effective February 15, 2024, continuing until compliance is achieved or reaches a maximum of \$15,000.00 dollars. **Ms. Marsh** seconded the same, and the motion was approved. 6-0

CASE # 18 - CEB 01-24-32 - Verlita M & Cebrina M Briggs is cited for failure to correct violations of The Land Development Code, Art. 3 Sec. 3.4. S. 1; Art. 9 Sec. 9.2.A (Ref. FBC Supp. IPMC 604.3), at **1142 Lewis Dr** Violation(s) – **Work without permit (plumbing, electrical, and drywall), exposed electrical wires.**
First Notified – 12/4/2023.

No respondent present.

Inspector Roosevelt Butler, Jr. testified to the status of the case. Staff recommended imposing a fine of Two Hundred and Fifty (\$250.00) per day until it reaches a maximum of Fifteen Thousand (\$15,000.00) Dollars.

Sgt. Blowers testified to the status of the case.

BOARD ACTION: **Mrs. Robey** made a motion to impose a fine of \$250.00 per day against the respondent effective February 15, 2024, continuing until compliance is achieved or reaches a maximum of \$15,000.00 dollars. **Ms. Marsh** seconded the same, and the motion was approved.
6-0

Mr. Harrington left chambers 10:35

CASE # 19 - CEB 01-24-26 - Easter M Gibson is cited for failure to correct violations of The Land Development Code, Art. 6 Sec. 6.19.A.3; Art. 9 Sec. 9.2.A (Ref. FBC Supp. IPMC 302.8, 304.13), at **845 Hollywood St** Violation(s) – **Overgrown landscaping, junk vehicle and broken door and window.**
First Notified – 10/19/2023.

No respondent present.

Inspector Roosevelt Butler, Jr. testified to the status of the case, and there has been no contact and no progress. Staff recommended imposing a fine of \$200.00 per day until it reaches a maximum of \$15,000.00.

Sgt. Blowers testified to the status of the case as to the Police Department's involvement and issues with this property.

BOARD ACTION: **Mrs. Robey** made a motion to impose a fine of \$200.00 per day against the respondent effective February 15, 2024, continuing until compliance is achieved or reaches a maximum of \$15,000.00 dollars. **Ms. Marsh** seconded the same, and the motion was approved.
5-1 **Harrington**

CASE # 20 - CEB 01-24-08 - Lakayla Appling is cited for failure to correct violations of The Land Development Code, Art. 6 Sec. 6.2.H.7.A ; Art. 6 Sec. 6.19.A.3; Art. 9 Sec. 9.2.A (Ref. FBC Supp. IPMC 304.2, 304.4, 304.7), at **1241 Cadillac Dr Violation(s) – Outdoor storage, overgrown landscaping, illegal parking, dilapidated porch screen, peeling paint and dilapidated roof.**

First Notified – 9/16/2023

No respondent present.

Inspector Roosevelt Butler, Jr. recommended to vacate the finds of non-compliance and recite the property was quickly deeded and sold November 17, 2023, he needs to recite new owner.

BOARD ACTION: **Mrs. Robey** made a motion to dismiss the case and then recite the new owner **Mrs. Hymes** seconded the same and all agreed, and the motion was approved.
5-1 Harrington

Mr. Harrington returns to the chambers 10:40

CASE # 21 - CEB 09-23-116 - John and Brenda Egner is cited for failure to correct violations of The Land Development Code, Art. 6 Sec. 6.19.A.3; Art. 9 Sec. 9.2.A (Ref. FBC Supp. IPMC 302.1, 302.7, 304.2, 308.1), at **645 Cherry St Violation(s) – Outside storage, overgrown grass, trash and debris, dilapidated fence, peeling paint, dirt and grime, rubbish and garbage.**

First Notified – 5/12/2023

No respondent present.

Inspector Daniel Garcia testified to the status of the case. he's had contact only through the workers to owner and there is progress everything has been completed but the problem is the permit to complete everything has not been finalized they've had inspection on February 5th, which failed so the permit doesn't expire until August 3, 2024, Staff recommended amending until next hearing to allow them to correct whatever issues that need to correct for the final pass.

BOARD ACTION: **Mrs. Hymes** made a motion to amend the previous order of non-compliance and allow the Respondents March 6, 2024, to come into compliance or be returned to a subsequent meeting for consideration of a fine up to \$1,000 per day until compliance is achieved **Mrs. Robey** seconded the same, and the motion was approved. 6-0

CASE # 22 - CEB 11-23-138 - Aklipse Asset Management, INC. is cited for failure to correct violations of The Land Development Code, Art. 6 Sec. 6.19.A.3; Art. 9 Sec. 9.2.A (Ref. FBC Supp. IPMC 302.7, 304.3), at **613 Willie Dr Violation(s) – Overgrown grass, damaged fence, no address numbers.**

First Notified – 5/17/2023

No respondent present.

Inspector Daniel Garcia testified to the status of the case. no contact and no progress. Staff recommended imposing a fine of One Hundred (\$100.00) Dollars per day until it reaches a maximum of \$15,000.00. Fifteen Thousand Dollars.

BOARD ACTION: Mr. Mehegan made a motion to impose a fine of Two (\$200.00) per day against the respondent effective February 15, 2024, continuing until compliance is achieved or reaches a maximum of \$15,000.00 Fifteen Thousand Dollars. Ms. Marsh seconded the same, and the motion was approved. 6-0

CASE # 23- CEB 11-23-136 - Nelson Cummings is cited for failure to correct violations of The Land Development Code, Art. 6 Sec. 6.2.H.7.A; 6 Sec. 6.19.A.3(c); Art. 9 Sec. 9.2.A (Ref. FBC Supp. IPMC 302.1, 302.4), at **848 Kingston Ave** Violation(s) – **Outside storage, debris, parking on the grass, overgrown grass.**

First Notified – 3/20/2023

No respondent present.

Inspector Daniel Garcia testified to the status of the case. no contact and no progress and occupied. Staff recommended imposing a fine of One Hundred (\$100.00) per day until it reaches a maximum of Fifteen (\$15,000.0) Thousand Dollars.

BOARD ACTION: Mr. Mehegan made a motion to impose a fine of Two Hundred (\$200.00) Dollars per day against the respondent effective February 15, 2024, continuing until compliance is achieved or reaches a maximum of \$15,000.00 dollars. Ms. Marsh seconded the same, and the motion was approved. 6-0

CASE # 24 - CEB 11-23-139 - Scott O Stansfield is cited for failure to correct violations of The Land Development Code, Art. 9 Sec. 9.2.A (Ref. FBC Supp. IPMC 302.4, 304.1, 304.2) at **863 Julia St** Violation(s) – **Faded/peeling paint on exterior, overgrown landscaping.**

First Notified – 3/13/2023

Scott O Stansfield present and sworn in.

Inspector Daniel Garcia testified to the status of the case. no progress. Staff recommended imposing a fine of \$100.00 per day until it reaches a maximum of \$10,000.00.

BOARD ACTION: Mrs. Hymes made a motion to impose a fine of \$100.00 per day against the respondent effective February 15, 2024, continuing until compliance is achieved or reaches a maximum of \$10,000.00 dollars. Ms. Marsh seconded the same, and the motion was approved. 6-0

Chamber break at 11:01

Chamber return to order at 11:10

CASE # 25 - CEB 11-23-151 - Shakeisha Berry, Kenneth Crawford and Felecia Crawford - Tillman is cited for failure to correct violations of The Land Development Code, Art. 9 Sec. 9.2.A (Ref. FBC Supp. IPMC 304.2), at **678 Madison Ave** Violation(s) – **Dirt and grime on all exterior surfaces.**

First Notified – 7/20/2023

No respondent present

Inspector Daniel Garcia testified to the status of the case. no progress. not occupied Staff recommend imposing a fine of One Hundred (\$100.00) per day until it reaches a maximum of (\$15,000.00) Fifteen Thousand.

BOARD ACTION: **Mr. Harrington** made a motion to impose a fine of One Hundred (\$100.00) per day against the respondent effective February 15, 2024, continuing until compliance is achieved or reaches a maximum of Fifteen Thousand (\$15,000.00) Dollars. **Mrs. Hymes** seconded the same, and the motion was approved. 6-0

CASE # 26 - CEB 01-24-16 - Aleksej Nikandrov is cited for failure to correct violations of The Land Development Code, Art. 6 Sec. 6.2.H.7.a ; Art. 6 Sec. 6.19.A3 (a) & (c); Art. 9 Sec. 9.2.A (Ref. FBC Supp. IPMC 302.1, 304.2), at **348 Ellsworth St** Violation(s) – **Outside storage, overgrown grass/weeds, illegally parked vehicles, trash & debris, dirty/stained exterior surface.**

First Notified – 10/2/2023

Aleksej Nikandrov was present and sworn in.

Inspector Daniel Garcia testified to the status of the case he had contact and progress has been made all vehicles have been tagged and updated. Staff recommended amending the next hearing to allow complete compliance.

BOARD ACTION: **Mr. Harrington** made a motion to amend the previous order of non-compliance and allow the Respondents March 6, 2024, to come into compliance or be returned to a subsequent meeting for consideration of a fine up to \$1,000 per day until compliance is achieved **Ms. Marsh** seconded the same, and the motion was approved. 6-0

CASE # 27 - CEB 11-23-142 - Edward Alexander Jr & Deloris Alexander is cited for failure to correct violations of The Land Development Code, Art. 9 Sec. 9.2.A (Ref. FBC Supp. IPMC 304.2, 304.3, 304.7, 304.13), at **925 W Millard Ct** Violation(s) – **Dirty exterior surface, no address numbers, damaged soffits, boarded up windows.**

First Notified – 10/5/2023

No respondent present

Inspector Daniel Garcia testified to the status of the case. no progress. not occupied Staff recommended imposing a fine of One Hundred (\$100.00) per day until it reaches a maximum of Fifteen (\$15,000.00) Thousand Dollars.

BOARD ACTION: **Mr. Harrington** made a motion to impose a fine of \$100.00 per day against the respondent effective February 15, 2024, continuing until compliance is achieved or reaches a maximum of \$15,000.00 dollars. **Mrs. Robey** seconded the same, and the motion was approved. 6-0

CASE # 28 - CEB 01-24-10 - Becky Franklin is cited for failure to correct violations of The Land Development Code, Art. 6 Sec. 6.2.H.7.A ; Art. 6 Sec. 6.19.A.3; Art. 9 Sec. 9.2.A (Ref. FBC Supp. IPMC 304.2, 304.4, 304.7), at **319 N Frederick Av Violation(s) – Trash & debris, overgrown grass & weeds, damaged fence, RV parked the grass, rubbish & garbage.**
First Notified – 9/22/2023

No respondent present.

Inspector Daniel Garcia testified to the status of the case. no progress. not occupied Staff recommend imposing a fine of One Hundred (\$100.00) dollars per day until it reaches a maximum of (\$15,000.00) Fifteen Thousand dollars.

BOARD ACTION: **Mrs. Robey** made a motion to impose a fine of One Hundred (\$100.00) Dollars per day against the respondent effective February 15, 2024, continuing until compliance is achieved or reaches a maximum of Fifteen Thousand (\$15,000.00) dollars. **Ms. Marsh** seconded the same, and the motion was approved. 6-0

CASE # 29 - CEB 01-24-07 - Eddie Anderson & Joyce G Cooper aka Joyce G Anderson is cited for failure to correct violations of The Land Development Code, Art. 3 Sec. 3.4. S. 1; Art. 6 Sec. 6.19.A.3; Art. 9 Sec. 9.2.A (Ref. FBC Supp. IPMC 302.1, 302.7, 304.2, 304.14), at **568 Heineman St Violation(s) – Outside storage, overgrown grass, no building permit for enclosing the garage, debris on the outside of the unit, torn window screens, unpainted area on the exterior, missing flashing.**
First Notified – 9/25/2023

Compliance February 13, 2024.

CASE # 30 - CEB 01-24-22 - Charles J Slappy is cited for failure to correct violations of The Land Development Code, Art. 3 Sec. 3.4. S. 1; Art. 6 Sec. 6.19.A.3; Art. 9 Sec. 9.2.A (Ref. FBC Supp. IPMC 302.1, 302.7, 304.2, 304.13), at **322 Fulton St Violation(s) – Outside storage, no permit for shed/wooden structure, trash & debris, damaged fencing, damaged windows, unpainted wood surfaces.**
First Notified – 10/20/2023

No respondent present.

Inspector Daniel Garcia testified to the status of the case. he's had contact remains no progress. Staff recommended imposing a fine of Hundred (\$100.00) Dollars per day until it reaches a maximum of Ten Thousand (\$10,000.00) dollars.

BOARD ACTION: **Mrs. Robey** made a motion to impose a fine of Two Hundred and Fifty (\$250.00) Dollars per day against the respondent effective February 15, 2024, continuing until

compliance is achieved or reaches a maximum of Ten Thousand (\$10,000.00) Dollars. **Mrs. Hymes** seconded the same, and the motion was approved. 6-0

CASE # 31 - CEB 01-24-30 - Estefania Fernandes is cited for failure to correct violations of The Land Development Code, Art. 3 Sec. 3.4. S. 1, at **1311 Hillcrest Dr** Violation(s) – **Doing work without a building permit.**

First Notified – 5/18/2023

Estefania Fernandes and Italo Fernandes were present and sworn in.

Inspector Daniel Garcia testified to the status of the case. he's had contact with respondent and her daughter who helps with translation, and permit in place and roofer to start work today. Staff recommended finding of non-compliance with compliance due next cutoff.

BOARD ACTION: **Mr. Harrington** made a motion to find the respondent in Non-Compliance and order the respondent to come in compliance and allow the Respondents until, March 6, 2024, to come into compliance or be returned to a subsequent meeting for consideration of a fine up to \$1,000 per day and **Mrs. Hymes** seconded the motion and all agreed, and the motion approved. 6-0.

CASE # 32 - CEB 01-24-31 - RDW Leasing and Management LLC is cited for failure to correct violations of The Land Development Code, Art. 3 Sec. 3.4. S. 1; Art. 9 Sec. 9.2.A (Ref. FBC Supp. IPMC 302.4, 304.15) Ch. 26 Sec 26 -294, at **344 Ellsworth St** Violation(s) – **No building permit for enclosing windows, overgrown grass/weeds, unpermitted door/hardware, no rental license.**

First Notified – 10/25/2023

Compliance February 12, 2024

CASE # 33 - CEB 01-24-02 - Margaret E. Eberwein is cited for failure to correct violations of The Land Development Code, Art. 6 Sec. 6.2H.7a ; Art. 6 Sec. 6.19.A.3; Art. 9 Sec. 9.2.A (Ref. FBC Supp. IPMC 302.1, 302.7), at **348 Jackson Ave** Violation(s) – **Outside storage, illegally parked vehicles, trash & debris, dilapidated fence.**

First Notified – 9/13/2023

No respondent present.

Inspector Daniel Garcia testified to the status of the case. he's had contact with the owner and progress has been made. Staff recommended finding of non-compliance with compliance due next cutoff to allow time to cleanup the back yard as well.

BOARD ACTION: **Mrs. Hymes** made a motion to find the respondent in Non-Compliance and order the respondent to come in compliance and allow the Respondents until, March 6, 2024, to come into compliance or be returned to a subsequent meeting for consideration of a fine up to \$1,000 per day and Ms. **Marsh** seconded the motion and all agreed, and the motion approved. 6-0.

CASE # 34 - CEB 10-23-127 - John R & Martha Allen is cited for failure to correct violations of The Land Development Code, Art. 3 Sec. 3.4.S.1; Art. 6 Sec. 6.19.A.3) City Code Ch. 26 Sec 26-294, at **728 Essex Rd** Violation(s) – **No RTL, no permit for shed, outside storage.**
First Notified – 8/10/2023

No repondent present.

Mrs. Brenda Seivwright – Code Enforcement Board Secretary explained to the Chairman this case was never found in non compliance an imposition of a fine has been imposed.

Mrs. Keundig continued explaining we're to vacate the imposition of fine and dismiss the case for due process issues and recite new owner.

BOARD ACTION: **Mrs. Hymes** made a motion to vacate the imposition of fine and dismissed case for due process issues **Mrs. Robey** seconded the motion and all agreed, and the motion approved. 6-0.

Mrs. Kuendig explained the process of new cases and the actions.

CEB New Cases:

CASE # 35 - CEB 02-24-38 - Innovative Factor Corp is cited for failure to correct violations of The Land Development Code, Art. 9 Sec. 9.2.A (Ref. FBC Supp. IPMC 302.7, 304.2) City Code Ch. 26 Sec 26-294, at **615 North St** Violation(s) – **No rental license, damaged fence, mildew & dirt on fence and all exterior surfaces.**
First Notified – 11/27/2023

Joseph Lanier, who is a witness, was present and sworn in.

Inspector Daniel Garcia testified to the status of the case. not contact with owner Staff recommended finding of non-compliance with compliance due next cutoff.

Mr. Lanier explained he was attacked by the dog and has video recording as to such his concerns about the broken fence which states has been broken for 3 yrs. And the tenants who lived there will not cooperate with him and give him the landlord's contact information and shares a greater concern for the safety of his 86-year-old mother who is paranoid about going into to her back yard due the damaged fence and being attacked by the dog and if the fence was repair it would alleviate the problem.

There was further discussion about the safety of the witnesses mother between the board and the attorneys.

BOARD ACTION: **Mrs. Robey** made a motion to find the respondent in Non-Compliance and order the respondent to come in compliance and allow the Respondents until, March 6, 2024, to come into compliance or be returned to a subsequent meeting for consideration of a fine up to \$1,000 per day and **Mrs. Hymes** seconded the motion and all agreed, and the motion approved. 6-0.

CASE # 36 - CEB 02-24-37 - Jeannine M Hadley is cited for failure to correct violations of The Land Development Code, Art. 9 Sec. 9.2.A (Ref. FBC Supp. IPMC 303.1), at **2931 N Peninsula Dr** Violation(s) – **Unmaintained pool.**

First Notified – 11/13/2023

No respondent present.

Inspector John Stenson testified to the status of the case. Staff recommended finding of non-compliance with compliance due in 10 days because this is a life safety issue next cutoff.

BOARD ACTION: **Mrs. Hymes** made a motion to find the respondent in Non-Compliance and order the respondent to come in compliance and allow the Respondents until, February 25, 2024, to come into compliance or be returned to a subsequent meeting for consideration of a fine up to \$1,000 per day and **Mrs. Robey** seconded the motion and all agreed, and the motion approved 6-0.

Mrs. Hymes amended her previous motion from Sunday February 25, 2024, to find the respondent in Non-Compliance and order the respondent to come in compliance and allow the Respondents until Monday February 26, 2024, and **Mrs. Robey** amended her previous seconded the motion and all agreed, and the motion approved 6-0.

CASE # 37 - CEB 02-24-33 - John and Brenda Egner is cited for failure to correct violations of The Land Development Code, Art. 3 Sec. 3.4. S. 1, at **645 Cherry St** Violation(s) – **No permit for renovations.**

First Notified – 3/7/2023

No respondent present.

Inspector Sara Kirk testified to the status of the case. no contact with the owner. Staff recommended finding of non-compliance with compliance due next cutoff.

BOARD ACTION: **Mrs. Robey** made a motion to find the respondent in Non-Compliance and order the respondent to come in compliance and allow the Respondents until, March 6, 2024, to come into compliance or be returned to a subsequent meeting for consideration of a fine up to \$1,000 per day and **Ms. Marsh** seconded the motion and all agreed, and the motion approved 6-0.

CASE # 38 - CEB 02-24-34 - Ivan L. Thakuridin is cited for failure to correct violations of The Land Development Code, Art. 6 Sec. 6.19.A.4; Art. 9 Sec. 9.2.A (Ref. FBC Supp. IPMC 301.3, 304.3,308.1), at **547 Division St** Violation(s) – **Unsecured vacant structure, crumbling exterior, trash & debris, broken windows and address numbers not visible.**

First Notified – 4/21/2023

No respondent present.

Inspector Sara Kirk testified to the status of the case. no contact with the owner. Staff recommended finding of non-compliance with compliance due next cutoff.

BOARD ACTION: Mrs. Hymes made a motion to find the respondent in Non-Compliance and order the respondent to come in compliance and allow the Respondents until, March 6, 2024, to come into compliance or be returned to a subsequent meeting for consideration of a fine up to \$1,000 per day and Ms. Marsh seconded the motion and all agreed, and the motion approved 6-0.

CASE # 39 - CEB 02-24-35 - Kelvin Lee & Anthony DeWilliams, Sr is cited for failure to correct violations of The Land Development Code, Art. 6 Sec. 6.19.A.4; Art. 3 Sec. 3.4. S. 1, at **524 S Lanvale Ave** Violation(s) – **Unpermitted renovations, exposed surfaces, missing garage door and missing trim.**
First Notified – 7/19/2022

Kelvin Lee & Anthony DeWilliams, Sr. were both present and sworn in.

Inspector Sara Kirk testified to the status of the case. Staff recommended finding of non-compliance with compliance due next cutoff.

BOARD ACTION: Mrs. Robey made a motion to find the respondent in Non-Compliance and order the respondent to come in compliance and allow the Respondents until, April 3, 2024, to come into compliance or be returned to a subsequent meeting for consideration of a fine up to \$1,000 per day and Mrs. Hymes seconded the motion and all agreed, and the motion approved 6-0.

CASE # 40 - CEB 02-24-36 - Carrie Morgan is cited for failure to correct violations of The Land Development Code, Art. 9 Sec. 9.2.A (Ref. FBC Supp. IPMC 301.3, 304.7), at **645 McCormick St** Violation(s) – **Damaged roof, Blighted vacant structure.**
First Notified – 5/3/2023

Carrie Morgan and Henriett Hudson, sister of the respondent and Ronald Smith contractor all were present and sworn in. states Ms. Morgan has anxiety, and she will speak on her behalf.

Inspector Sara Kirk testified to the status of the case. Staff recommended finding of non-compliance with compliance due April cutoff permit has been applied for and is correctly under view.

BOARD ACTION: Mrs. Hymes made a motion to find the respondent in Non-Compliance and order the respondent to come in compliance and allow the Respondents until, March 6, 2024, to come into compliance or be returned to a subsequent meeting for consideration of a fine up to \$1,000 per day and Ms. Marsh seconded the motion and all agreed, and the motion approved 6-0.

Mrs. Robey asked about the confidential status.

Anthony Jackson Deputy City Attorney for The City of Daytona Beach explain the confidential status and how and why it is used.

Adjournment: 12:10