



AGENDA
CODE ENFORCEMENT SPECIAL MAGISTRATE
CITY OF PORT ORANGE

Meeting Date: Wednesday, September 12, 2018 **Time:** 9:00 AM

Type of Meeting: Regular

Location: Council Chambers
City Hall, 1000 City Center Circle

A. CALL TO ORDER

1. Attorney Overview of Special Magistrate Code Enforcement Process
2. Consideration of Minutes - August 22, 2018

B. FORMAL HEARING (COMPLIANCE OR NON-COMPLIANCE)

3. **CEB Case No.:** 17-1587

Respondent: Leovigildo Campoverde
Raffaella Campoverde

Address of Violation: 197 Moonstone Court, Port Orange, FL 32129

Code Officer: Dennis Boehmer

First Notified: 10/19/2017

Compliance: No

Cited for violation(s) - 2018 International Property Maintenance Code, Chapter 3, Section 304 Exterior Structure, as adopted per Chapter 14, Article II of the City of Port Orange Code of Ordinances: 304.1.8: Roofing of roofing components and 304.7: Roofs and drainage.

4. **CEB Case No.:** 18-924

Respondent: Blake Sharon

Address of Violation: 1112 Bayview Lane, Port Orange, FL 32127

Code Officer: Scott Allman

First Notified: 06/18/2018

Compliance: No

Cited for violation(s) - Chapter 42, (Nuisances), Article II (Garbage, Junk and Undergrowth), Section 42-26 (Cleanliness of property generally - duty of owner), (d) (Maintenance of improved residential lots) of the City of Port Orange Code of Ordinances.

5. **CEB Case No.:** 18-529

Respondent: Stephen James Slowinski

Terry Killebrew

Krystal Killebrew

Address of Violation: 4850 Spruce Creek Road, Port Orange, FL 32127

Code Officer: Scott Allman

First Notified: 04/16/2018

Compliance: No

Cited for violation(s) - City of Port Orange Land Development Code, Chapter 16 (Miscellaneous Regulations), Section 1 (Accessory Uses and Structures),(d) Size Limitations, (4) No accessory residential structure shall be used as a guest house, apartment, or other residential quarters, unless otherwise permitted by this Code.

6. **CEB Case No.:** 18-1084

Respondent: Timeless FL LLC

C/o Timeless Property Mgmt, Registered Agent

Address of Violation: 520 Powers Avenue, Port Orange, FL 32127

Code Officer: Scott Allman

First Notified: 07/10/2018

Compliance: No

Cited for violation(s) - Chapter 70 (Traffic), Article II (Stopping, standing, and parking), Section 70-36 (Stopping, standing or parking prohibited in specified places) of the City of Port Orange Code of Ordinances.

7. **CEB Case No.:** 18-1244

Respondent: Mildred E. Davidson

Address of Violation: 5828 Spruce Creek Woods Drive, Port Orange, FL 32127

Code Officer: Scott Allman

First Notified: 08/02/2018

Compliance: No

Cited for violation(s) - Chapter 42, (Nuisances), Article II (Garbage, Junk and Undergrowth), Section 42-26 (Cleanliness of property generally - duty of owner), (d) (Maintenance of improved residential lots) of the City of Port Orange Code of Ordinances and

Chapter 42, (Nuisances), Article II (Garbage, junk and undergrowth), Section 42-26 (Cleanliness of property generally-duty of owner), (h) Abutting property owner

maintenance of parkages.

8. **CEB Case No.:** 18-1062

Respondent: Felix P. Platnesz

Address of Violation: 5466 Taylor Avenue, Port Orange, FL 32127

Code Officer: Dena Joseph

First Notified: 07/09/2018

Compliance: Yes

Cited for violation(s) - Chapter 42, (Nuisances), Article II (Garbage, Junk and Undergrowth), Section 42-26 (Cleanliness of property generally - duty of owner), (d) (Maintenance of improved residential lots) of the City of Port Orange Code of Ordinances and

Chapter 42, (Nuisances), Article II (Garbage, junk and undergrowth), Section 42-26 (Cleanliness of property generally-duty of owner), (h) Abutting property owner maintenance of parkages.

9. **CEB Case No.:** 18-0799

Respondent: Federal National Mortgage Association

Address of Violation: 5408 Christiancy Ave., Port Orange, FL 32127

Code Officer: Dena Joseph

First Notified: 05/25/2018

Compliance: Yes

Cited for violation(s) - 2018 International Property Maintenance Code, Chapter 3, Section 304 Exterior Structure, as adopted per Chapter 14, Article II of the City of Port Orange Code of Ordinances: 304.7 Roofs and drainage and

Chapter 42, (Nuisances), Article II (Garbage, Junk and Undergrowth), Section 42-26 (Cleanliness of property generally - duty of owner), (d) (Maintenance of improved residential lots) of the City of Port Orange Code of Ordinances.

10. **CEB Case No.:** 18-0650

Respondent: June C. Martin

Address of Violation: 521 Lafayette St., Port Orange, FL 32127

Code Officer: Dena Joseph

First Notified: 05/02/2018

Compliance: Yes

Cited for violation(s) - Chapter 42, (Nuisances), Article II (Garbage, Junk and Undergrowth), Section 42-26 (Cleanliness of property generally - duty of owner), (d) (Maintenance of improved residential lots) of the City of Port Orange Code of Ordinances and

Chapter 42, (Nuisances), Article II (Garbage, junk and undergrowth), Section 42-26 (Cleanliness of property generally-duty of owner), (h) Abutting property owner maintenance of parkages.

11. **CEB Case No.:** 18-1145

Respondent: Francis J. Roberts, Jr.

Address of Violation: 5267 Barhydt Ave., Port Orange, FL 32127

Code Officer: Dena Joseph

First Notified: 07/10/2018

Compliance: Yes

Cited for violation(s) - Chapter 70 (Traffic), Article II (Stopping standing and parking), Section 70-48 Parking of recreational vehicles and equipment on residential premises, (a) and (c)

12. **CEB Case No.:** 18-1128

Respondent: Patsy Buechner

Address of Violation: 5231 Orange Avenue, Port Orange, FL 32127

Code Officer: Dena Joseph

First Notified: 07/19/2018

Compliance: No

Cited for violation(s) - Chapter 42, (Nuisances), Article II (Garbage, Junk and Undergrowth), Section 42-26 (Cleanliness of property generally - duty of owner), (d) (Maintenance of improved residential lots) of the City of Port Orange Code of Ordinances and

Chapter 42, (Nuisances), Article II (Garbage, junk and undergrowth), Section 42-26 (Cleanliness of property generally-duty of owner), (h) Abutting property owner maintenance of parkages.

13. **CEB Case No.:** 18-0362

Respondent: Sherry A. Spaulding

Address of Violation: 418 Baywood Cir., Port Orange, FL 32127

Code Officer: Dena Joseph

First Notified: 03/14/2018

Compliance: No

Cited for violation(s) - 2018 International Property Maintenance Code, Chapter 3, Section 304 Exterior Structure, as adopted per Chapter 14, Article II of the City of Port Orange Code of Ordinances: 304.7 Roofs and drainage and 304.1.1 (Unsafe Conditions), (8) Roofing or roofing components.

14. **CEB Case No.:** 18-887 (Continued from 8/8/18)

Respondent: Beacon Coast Investments HOA

Address of Violation: 5467 St. Regis Way, Port Orange, FL 32128

Code Officer: Amanda Bonin

First Notified: 03/05/2018

Compliance: No

Cited for violation(s) - City of Port Orange Land Development Code Chapter 10, Clearing, Grading, and Stormwater Management, Article 2 Stormwater Management, Section 13, Maintenance.

15. **CEB Case No.:** 18-1199

Respondent: Ouri TR Attias

Address of Violation: 6710 Duckhorn Court, Port Orange, FL 32128

Code Officer: Amanda Bonin

First Notified: 07/20/2018

Compliance: Yes

Cited for violation(s) - City of Port Orange Code of Ordinances, Chapter 56 (Solid Waste), Article 2 (Collection and Disposal Service), Section 56-31 (Containers Required) and Section 54-34 (Location of Containers).

16. **CEB Case No.:** 18-1152

Respondent: Northeast Petro Holdings 1 LLC

c/o Sergio L. Delmico, RA

Address of Violation: 5784 Taylor Branch Road, Port Orange, FL 32127

Code Officer: Amanda Bonin

First Notified: 07/17/2018

Compliance: Yes

Cited for violation(s) - Chapter 42, (Nuisances), Article II (Garbage, Junk and Undergrowth), Section 42-26 (Cleanliness of property generally - duty of owner), (c) (Maintenance of commercial and industrial zoned lots,

Chapter 42, (Nuisances), Article II, (Garbage, Junk and Undergrowth), Section 42-26, (Cleanliness of Property Generally-duty of owner), (f) Garbage, waste, trash, etc. prohibited of the City of Port Orange Code of Ordinances, and

City of Port Orange Land Development Code, Chapter 15 (Signs), Section 5 (Temporary Signs), (b) Banners/temporary exterior walls, (6) Temporary banners and wall signs.

17. CEB Case No.: 18-1151

Respondent: Townhomes West at Port Orange Homeowners Association

Address of Violation: 3640 Clyde Morris Blvd., Port Orange, FL 32129

Code Officer: Amanda Bonin

First Notified: 07/23/2018

Compliance: Yes

Cited for violation(s) - City of Port Orange Land Development Code, Chapter 12 (Roads & Vehicular), SEction 6 (Design standards for off-street parking and loading areas) (G) Curbing, wheel stops and speed bumps (3) Speed bumps or other devices and

City of Port Orange Code of Ordinances, Chapter 58 (Streets, Sidewalks, and Other Places), Article I (In general), Section 58-40 (Removal of obstructions in rights-of-way).

18. CEB Case No.: 18-216

Respondent: Gwendolyn M. Johnson

Address of Violation: 12 Black Jack Circle, Port Orange, FL 32128

Code Officer: Amanda Bonin

First Notified: 02/14/2018

Compliance: Yes

Cited for violation(s) - Chapter 42, (Nuisances), Article II, (Garbage, Junk and Undergrowth), Section 42-26, (Cleanliness of Property Generally-duty of owner), (f) Garbage, waste, trash, etc. prohibited of the City of Port Orange Code of Ordinances.

C. ORDER IMPOSING FINE/LIEN

19. CEB Case No.: 18-103 (Continued from 6/13/18 & 7/11/18 & 8/8/18)

Respondent: William K. & Balbina A. McDaniels

Address of Violation: 1218 Jeffery Drive, Port Orange, FL 32129

Code Officer: Amanda Bonin

First Notified: 01/23/2018

Compliance: No

Cited for violation(s) - Chapter 9, Article II, Section 10(a) of the City of Port Orange Land Development Code; City of Port Orange Code of Ordinance Chapter 4, Section 42.26 (d) Maintenance of improved residential lots, and (f) Garbage, waste, trash, etc. prohibited.

20. **CEB Case No.:** 18-866

Respondent: Federal National Mortgage Assoc

Address of Violation: 52 Woodfield Dr., Port Orange, FL 32129

Code Officer: Amanda Bonin

First Notified: 06/07/2018

Compliance: No

Cited for violation(s) - Chapter 42, (Nuisances), Article II (Garbage, Junk and Undergrowth), Section 42-26 (Cleanliness of property generally - duty of owner), (d) (Maintenance of improved residential lots) of the City of Port Orange Code of Ordinances and

2018 International Property Maintenance Code, Chapter 3, Section 304 Exterior Structure, as adopted per Chapter 14, Article II of the City of Port Orange Code of Ordinances: 304.1.1 Unsafe Conditions.

21. **CEB Case No.:** 17-1773

Respondent: Matilde Stack

Address of Violation: 3734 Long Grove Lane, Port Orange, FL 32129

Code Officer: Amanda Bonin

First Notified: 11/20/2017

Compliance: No

Cited for violation(s) - Chapter 3, Section 304 Exterior Structure of the 2015 International Property Maintenance Code as adopted per Chapter 14, Article II of the City of Port Orange Code of Ordinances, 304.6 Exterior Walls.

D. ADJOURNMENT

ANY PERSON WHO DECIDES TO APPEAL ANY DECISION MADE BY THE **CODE ENFORCEMENT SPECIAL MAGISTRATE** WILL NEED A RECORD OF THE PROCEEDINGS, AND FOR SUCH PURPOSE HE OR SHE MAY NEED TO ENSURE AT HIS OR HER OWN EXPENSE FOR THE TAKING AND PREPARATION OF A VERBATIM RECORD OF ALL TESTIMONY AND EVIDENCE OF THE PROCEEDINGS UPON WHICH THE APPEAL IS TO BE BASED. NOTE: IF YOU ARE A PERSON WITH A DISABILITY WHO NEEDS AN ACCOMMODATION IN ORDER TO PARTICIPATE IN THIS PROCEEDING, YOU ARE ENTITLED, AT NO COST TO YOU, TO THE PROVISION OF CERTAIN ASSISTANCE. PLEASE CONTACT THE CITY CLERK FOR THE CITY OF PORT ORANGE, 1000 CITY CENTER CIRCLE, PORT ORANGE, FLORIDA 32129. TELEPHONE NUMBER 386-506-5563. CITYCLERK@PORT-ORANGE.ORG. AS FAR IN ADVANCE AS