



AGENDA
CODE ENFORCEMENT SPECIAL MAGISTRATE
CITY OF PORT ORANGE

Meeting Date: Wednesday, June 22, 2016

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

B. FORMAL HEARING (COMPLIANCE OR NON-COMPLIANCE)

3. **CEB Case No.:** 16-0450 (Continued from May 11, 2016)

Respondent: John Clark

Address of Violation: 5388 Nova Road, Port Orange, FL 32127

Code Officer: Dena Joseph

First Notified: 04/06/2016

Compliance: No

Cited for violation(s) -

Florida Building Code-Building, 5th Edition (2014), Section 105 (Permits), Section 105.1 (Required): Any owner or authorized agent who intends to construct, enlarge, alter, repair, move, demolish, or change the occupancy of a building or structure, or to erect, install, enlarge, alter, repair, remove, convert or replace any electrical, gas, mechanical or plumbing system, the installation of which is regulated by this code, or to cause any such work to be done, shall first make application to the building official and obtain the required permit.

Chapter 10 (Clearing, Grading and Stormwater Management), Article I (Clearing and Grading), Section 2 (Permit Requirements for Change of Grade) of the City of Port Orange Land Development Code: It is hereby unlawful for any person to change or modify the grade of any land without obtaining a change of grade permit in accordance with the provisions of this chapter.

4. **CEB Case No.:** 16-0798

Respondent: Sonny M. Wilson & Debora M. Wilson

Address of Violation: 4860 Spruce Creek Road, Port Orange, FL 32127

Code Officer: Dena Joseph

First Notified: 05/13/2016

Compliance: Yes

Cited for violation(s) - City of Port Orange Land Development Code, Chapter 16 (Miscellaneous Regulations), Section 1 (Accessory Uses and Structures), (e) Outside Storage;

City of Port Orange Code of Ordinances, Chapter 70 (Traffic), Article II (Stopping, Standing or Parking), Section 70-49 (Restrictions on disabled or abandoned vehicles);

City of Port Orange Code of Ordinances, Chapter 42 (Nuisances), Article II (Garbage, Junk and Undergrowth), Section 42-26 (Maintenance of lots generally-duty of owner), (f) Garbage, Waste, Trash, Etc. Prohibited);

City of Port Orange Code of Ordinances, Chapter 56 (Solid Waste), Article II (Collection and Disposal Service), Section 56-32 (Wrapping and preparation of garbage; keeping containers covered); and

City of Port Orange Code of Ordinances, 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.

5. **CEB Case No.:** 16-292

Respondent: Charles & Peggy Collins

Address of Violation: 5481 Pineland Ave., Port Orange, FL 32127

Code Officer: Deborah Faircloth

First Notified: 05/10/2016

Compliance: No

Cited for violation(s) - 1. Code Violation Section(s) City of Port Orange Code of Ordinances, Chapter 42, Article II, Section 42-26(d) Maintenance of improved residential lots;

2. Code Violation Section(s) City of Port Orange Code of Ordinances, Chapter 42, Article II, Section 42-26(f) Garbage, waste, trash, etc. prohibited; and

3. Code Violation Section(s) City of Port Orange Code of Ordinances, Article II, Section 42-32 Storage of vehicles, furniture, etc.

6. **CEB Case No.:** 16-326

Respondent: Shonn A. Isitt

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

Parcel ID #6310-07-33-0130

Code Officer: Scott Allman

First Notified: 05/11/2016

Compliance: No

Cited for violation(s) - 1. City of port Orange Code of Ordinances, Chapter 42 (Nuisances), Article II (Garbage, Junk and Undergrowth), Section 42-26 (d) Maintenance of improved residential lots.

2. City of port Orange Code of Ordinances, Chapter 42 (Nuisances), Article II (Garbage, Junk and Undergrowth), Section 42-26 (f) Garbage, waste, trash, etc., prohibited.

7. **CEB Case No.:** 16-327

Respondent: Allan & Michelle J. Johnson

Address of Violation: 911 Tall Pine Drive, Port Orange, FL 32127

Code Officer: Scott Allman

First Notified: 05/11/2016

Compliance: No

Cited for violation(s) - 1. City of Port Orange Code of Ordinances, Article II, Section 42-32 Storage of vehicles, furniture, etc. and

2. City of Port Orange Land development Code, Chapter 16 (Miscellaneous Regulations), Section 2 (Home Occupations), (d) Restrictions, (2) The use of the dwelling for a home occupation shall be clearly incidental and subordinate to its residential use, and there shall be no change in the appearance of the dwelling or outside evidence of nonresidential use, except for a maximum one square foot non-illuminated wall sign located adjacent to the main entrance of the structure & (8) There shall be no storage of equipment or supplies associated with the home occupation outside the dwelling.

8. **CEB Case No.:** 16-599

Respondent: Diane L. Crouter

Address of Violation: 163 Sand Pebble Circle, Port Orange, FL 32129

Code Officer: Amanda Bonin

First Notified: 05/12/2016

Compliance: Yes

Cited for violation(s) - 1. Chapter 42 Nuisances, Article 2 Garbage Junk and Undergrowth, Section 42-32 Storage of Vehicles Furniture etc.

9. **CEB Case No.:** 16-600

Respondent: Robert Colavita, Sr.

Address of Violation: 127 Sand Pebble Circle, Port Orange, FL 32129

Code Officer: Amanda Bonin

First Notified: 05/12/2016

Compliance: Yes

Cited for violation(s) - 1. Chapter 42 Nuisances, Article 2 Garbage Junk and Undergrowth, Section 42-32 Storage of Vehicles Furniture etc.

10. **CEB Case No.:** 16-451

Respondent: Jeffrey A. & Kristine Rundall

Address of Violation: 1102 Southland Court, Port Orange, FL 32129

Code Officer: Amanda Bonin

First Notified: 05/12/2016

Compliance: Yes

Cited for violation(s) - 1. Chapter 42 Nuisances, Article 2 Garbage Junk and Undergrowth, Section 42-32 Storage of Vehicles Furniture etc.

11. CEB Case No.: 16-582

Respondent: Linda A. Kellar

Address of Violation: 128 Barefoot Trail, Port Orange, FL 32129

Code Officer: Amanda Bonin

First Notified: 05/12/2016

Compliance: Yes

Cited for violation(s) - Chapter 42 Nuisances, Article 2 Garbage Junk and Undergrowth, Section 42-32 Storage of Vehicles Furniture etc.

12. CEB Case No.: 16-438

Respondent: Mitchell J. Scala JTRS

Address of Violation: 1353 E. Dexter Drive, Port Orange, FL 32129

Code Officer: Amanda Bonin

First Notified: 05/13/2016

Compliance: Yes

Cited for violation(s) - Land Development Code Chapter 9 Environmental Protection, Article 2 Tree Preservation, Section 10 (a).

13. CEB Case No.: 16-650

Respondent: Robert P. & Jodi A. Petrzala

Address of Violation: 3821 Long Grove Lane, Port Orange, FL 32129

Code Officer: Amanda Bonin

First Notified: 05/13/2016

Compliance: Yes

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

and

Chapter 70 of the City of Port Orange Code of Ordinances Article 2 Stopping Standing and Parking Section 70-49 - (c) Restrictions on disabled or abandoned vehicles.

C. ORDER IMPOSING FINE/LIEN

14. **CEB Case No.:** 16-162 (Continued from May 25, 2016 and June 8, 2016)

Respondent: Brian M. Peterson

Brandy M. Peterson

Address of Violation: 767 Sandy Hill Circle

Port Orange, FL 32127

Code Officer: Scott Allman

First Notified:

Compliance: No

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

D. PUBLIC COMMENTS

E. 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 ANY 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, WITHIN 2 WORKING DAYS OF YOUR RECEIPT OF THIS NOTICE OR 5 DAYS PRIOR TO THE MEETING DATE; IF YOU ARE HEARING OR VOICE IMPAIRED, CONTACT THE RELAY OPERATOR AT 1-800-955-8771.