



City of Deltona

Special Magistrate
Charles Cino

Director, Building &
Enforcement Services
Dale Baker, CEP

Hearing Clerk
Sorjfa Kihmire

Administrative Support

SPECIAL MAGISTRATE CODE ENFORCEMENT HEARING

WEDNESDAY, February 27, 2013

DELTONA COMMISSION CHAMBERS
2345 PROVIDENCE BLVD.
DELTONA, FLORIDA

AGENDA

1. CALL TO ORDER
2. PLEDGE OF ALLEGIANCE
3. SPECIAL MAGISTRATE STATEMENT
4. DISCLOSURE OF EX PARTE COMMUNICATIONS
5. APPROVAL OF MINUTES
 - A. Minutes: Meeting – January 23, 2013
6. ANNOUNCEMENTS
7. SWEARING IN OF OFFICERS AND WITNESSES
8. OLD BUSINESS:

Enforcement Services Department
2345 Providence Blvd. Deltona, FL 32726
(386) 878-8700; FAX: (386) 789-7237
City Webpage: www.deltonafl.gov

A. DEL-12-163

Los Pentecostales De Deltona, Inc.

P.O. Box 390026, Deltona, Florida 32728

Property Address: 2000 Howland Blvd., Deltona, Florida 32738

Parcel No.: 30-18-31-74-00-0080

Violation of City of Deltona Ordinance, Section 18-3, which adopts the latest edition of the Florida Building Code, Section 105.1, which states that any owner, 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(s) for this building. (Enforcement Services Officer Richard Lovett)

B. DEL-12-193

Donna Martin

3071 Snow Dr., Deltona, Florida 32738

Property Address: 3071 Snow Dr., Deltona, Florida 32738

Parcel No.: 30-18-31-33-03-0080

Violation of City of Deltona Ordinance, Section 18-3, which adopts the latest edition of the Florida Building Code, Section 105.1, which states that any owner, 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(s) for the pool and deck-. (Enforcement Services Officer Danny Ron)

C. DEL-13-003

THR Florida LLC

280 S. Ronald Reagan Blvd., Longwood, Florida 32750

Property Address: 1759 Santee Ave., Deltona, Florida 32738

Parcel No.: 30-18-31-43-25-0260

Violation of City of Deltona Ordinance, Section 18-3, which adopts the latest edition of the Florida Building Code, Section 105.1, which states that any owner, 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(s) for a window. (Enforcement Services Officer Richard Lovett)

D. DEL-13-005

Robert Groesbeck
3031 Mallard Dr., Deltona, Florida 32738
Property Address: 943 Halstead St., Deltona, Florida 32725
Parcel No.: 30-18-31-28-18-0070

Violation of City of Deltona Ordinance, Section 38-114, which states that furniture outside must be designed to be placed outdoors or stored inside a covered structure. In addition, storage of materials relating to residential use, children's play toys, firewood, brush, logs or any other material intended to be used in fireplaces or other permitted burning facilities, shall be permitted only in the rear yard to the rear wall of the home. (Enforcement Services Officer Tray Black)

E. DEL-13-006

Robert Groesbeck
3031 Mallard Dr., Deltona, Florida 32738
Property Address: 943 Halstead St., Deltona, Florida 32725
Parcel No.: 30-18-31-28-18-0070

Violation of City of Deltona Ordinance, Section 66-18(h), "Restrictions on trucks and other vehicles" which states that a maximum of (2) vehicles may be parked in the side or rear yard. (Enforcement Services Officer Tray Black)

F. DEL-13-019

Alexander Carrasquillo
2457 Cardena Ave., Deltona, Florida 32738
Property Address: 2457 Cardena Ave., Deltona, Florida 32738
Parcel No.: 30-18-31-74-12-0050

Violation City of Deltona Ordinance, Section 38-110 (2), which states that accumulations of waste, yard trash, rubble and/or debris are declared to be a nuisance and must be abated in their entirety. (Enforcement Services Officer Danny Ron)

9. New Business:

A. DEL-12-160

Michael Ingrao

116 East Citrus St., Altamonte Springs, Florida 32701-7627

Property Address: 2940 Surf Dr., Deltona, Florida 32738

Parcel No.: 30-18-31-33-11-0260

Violation of City of Deltona Ordinance, Section 18-5, which adopts the latest edition of the International Property Maintenance Code, Section 304.6, which states that exterior walls shall be free from holes, breaks, loose or rotting surfaces and the surface is properly coated where required to prevent deterioration. (Enforcement Services Officer Danny Ron)

B. DEL-13-020

Thomas and Christina Redington

2975 Windsor Heights, Deltona, Florida 32738-2604

Property Address: 2975 Windsor Heights St., Deltona, Florida 32738

Parcel No.: 30-18-31-32-27-0270

Violation of City of Deltona Ordinance, Section 14-9(e), which states that no person shall keep, maintain, raise, or feed, in the city, any animal determined to be a public nuisance in accordance with section 14-2 thereof (stray cats) (Enforcement Services Officer Danny Ron)

C. DEL-13-022

Joye J. and Angela Aviles

1435 Independence Ave., Deltona, Florida 32725

Property Address: 1435 Independence Ave., Deltona, Florida 32725

Parcel No.: 30-18-31-30-15-0150

Violation of City of Deltona Ordinance, Section Sec. 14-2. It is unlawful for a person to permit animals to become a public nuisance. An animal shall be declared a public nuisance animal if such animal:

(1) Is repeatedly found at large;

(Enforcement Services Officer Richard Lovett)

D. DEL-13-025

Randy Lee and Susan Bergman

1194 Gage Ave., Deltona, Florida 32738

Property Address: 1194 Gage Ave., Deltona, Florida 32738

Parcel No.: 30-18-31-38-14-0120

Violation of City of Deltona Ordinance, Section 18-5, adopting the latest edition of the International Property Maintenance Code, Section 304.13, which states that every window, skylight, door and frame shall be kept in sound condition, good repair and weather tight. (Enforcement Services Officer Steve Braukhoff)

E. DEL-13-026

Randy Lee and Susan Bergman
1194 Gage Ave., Deltona, Florida 32738
Property Address: 1194 Gage Ave., Deltona, Florida 32738
Parcel No.: 30-18-31-38-14-0120

Violation of City of Deltona Ordinance, Section 18-5, which adopting the latest edition of the International Property Maintenance Code, Section 302.7, which states all accessory structures, including detached garages, **fences** and walls, shall be maintained and kept in good repair and sound structural condition. (Enforcement Services Officer Steve Braukhoff)

F. DEL-13-027

Randy Lee and Susan Bergman
1194 Gage Ave., Deltona, Florida 32738
Property Address: 1194 Gage Ave., Deltona, Florida 32738
Parcel No.: 30-18-31-38-14-0120

Violation City of Deltona Ordinance, Section 18-5, reference to 304.6, adopting the latest edition of the International Property Maintenance Code, which states that exterior walls shall be free from holes, breaks, loose or rotting surfaces and the surface properly coated where required to prevent deterioration. (Enforcement Services Officer Steve Braukhoff)

G. DEL-13-028

Randy Lee and Susan Bergman
1194 Gage Ave., Deltona, Florida 32738
Property Address: 1194 Gage Ave., Deltona, Florida 32738
Parcel No.: 30-18-31-38-14-0120

Violation of City of Deltona Ordinance, Section 14-141(c) It shall be the duty of the owner or person responsible for any dog or cat brought into the city or acquired to have the dog or cat licensed in accordance with this division within 15 days after the dog or cat is brought into the city or acquired, or before the dog or cat reaches six months of age, whichever comes first.

Section 14-141(f) It is the responsibility of any owner, keeper or possessor of a domesticated dog or cat kept as a household pet within the city to cause such animal to wear at all times a metal tag bearing the legible number of a current license issued for such animal as provided for in this section.

Section Sec. 14-201(a)

Every person who owns or harbors a dog or cat in the city shall have such dog or cat annually vaccinated against rabies by a licensed veterinarian. Evidence of such vaccination shall consist of a current certificate issued and signed by the veterinarian administering the vaccination. The owner or custodian of any animal required by this section to be inoculated against rabies shall keep a current rabies tag with the year attached to the animal at all times.

(Enforcement Services Officer Steve Braukhoff)

H. DEL-13-029

Mark E. Shukwit

2776 Fayson Circle, Deltona, Florida 32738

Property Address: 2776 Fayson Circle, Deltona, Florida 32738

Parcel No.: 30-18-31-43-35-0080

Violation City of Deltona Ordinance, Section 66-56, abandoned vehicles prohibited; which states that all abandoned vehicles described in Section 66-54 or vehicles without a current state license tag, if required, shall be prohibited on any public right of way under any circumstances, or on private property except within a completely enclosed garage or when such vehicles are a permitted principal use or special exception in any zoning classification.

Sec. 66-54. – Definitions:

The following words, terms and phrases, when used in this article, shall have the meanings ascribed to them in this section, except where the context clearly indicates a different meaning:

Abandoned vehicles means vehicles that are inoperative, wrecked, partially dismantled or otherwise mechanically incapable of being operated in their present condition or without current state license tag if required.

Sec. 66-56. - Abandoned vehicles prohibited

All abandoned vehicles as described in section 66-54 or vehicles without a current state license tag, if required, shall be prohibited on any public right-of-way under any circumstances, or on private property except within a completely enclosed garage or when such vehicles are a permitted principal use or special exception in any zoning classification. (Enforcement Services Officer Steve Braukhoff)

I. DEL-13-030

**Gary Jensen, DBA Budget Pool Supply Inc.
1298 Tartan Ave., Deltona, Florida 32738
Property Address: 1330 Howland Blvd., Deltona, Florida 32738
Parcel No.: 30-18-31-38-11-0270**

Violation City of Deltona Ordinance, Section 18-3, which adopts the latest edition of the Florida Building Code, Section 105.1, which states that any owner, 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(s) for a fence. (Enforcement Services Officer Steve Braukhoff)

J. DEL-13-031

**Thomas and Judy Bamundo
2970 Willow Bay Terrace, Casselberry, Florida 32707
Property Address: 747 Leeward Dr., Deltona, Florida 32738
Parcel No.: 30-18-31-19-08-0100**

Violation of City of Deltona Ordinance, Section 18-5, which adopting the latest edition of the International Property Maintenance Code, Section 304.7, which states that the roof and flashing shall be sound, tight and not have defects that admit rain. Roof drainage shall be adequate to prevent dampness or deterioration in the walls or interior portion of the structure. (Enforcement Services Officer Steve Braukhoff)

K. DEL-13-032

Thomas and Judy Bamundo
2970 Willow Bay Terrace, Casselberry, Florida 32707
Property Address: 747 Leeward Dr., Deltona, Florida 32738
Parcel No.: 30-18-31-19-08-0100

Violation of City of Deltona Ordinance, Section 18-5, adopting the latest edition of the International Property Maintenance Code, Section 304.2, which states that all exterior surfaces, including but not limited to, doors, door and window frames, cornices, porches, trim, balconies, decks and fences, and shall be kept in sound working condition and maintained in good repair. (Enforcement Services Officer Steve Braukhoff)

L. DEL-13-033

Todd D. Pierson
2817 Tupelo Court, Longwood, Florida 32779
Property Address: 2730 Sanger Terrace, Deltona, Florida 32738
Parcel No.: 30-18-31-33-13-0210

Violation of City of Deltona Ordinance, Section 14-141(f)?It is the responsibility of any owner, keeper or possessor of a domesticated dog or cat kept as a household pet within the city to cause such animal to wear at all times a metal tag bearing the legible number of a current license issued for such animal as provided for in this section. (Enforcement Services Officer Richard Lovett)

M. DEL-13-034

Paul L. Evans and Marie Maurissette
2668 Courtland Blvd., Deltona, Florida 32738
Property Address: 2668 Courtland Blvd., Deltona, Florida 32738
Parcel No.: 30-18-31-32-32-0250

Violation of City of Deltona Ordinance, Section 14-141(f)?It is the responsibility of any owner, keeper or possessor of a domesticated dog or cat kept as a household pet within the city to cause such animal to wear at all times a metal tag bearing the legible number of a current license issued for such animal as provided for in this section. (Enforcement Services Officer Richard Lovett)

N. DEL-13-035

Tabatha C. Freedman

1061 Kenmore St., Deltona, Florida 32725

Property Address: 1061 Kenmore St., Deltona, Florida 32725

Parcel No.: 30-18-31-05-63-0170

Violation City of Deltona Ordinance, Section Sec.14-2. It is unlawful for a person to permit animals to become a public nuisance. An animal shall be declared a public nuisance animal if such animal:

(1)Is repeatedly found at large;

(7)Harasses passersby or passing vehicles;

(9)Has been designated by the animal control officer to be a public nuisance animal, by virtue of being a menace to public health, welfare or safety; or. (Enforcement Services Officer Julie Hughes)

10. OTHER and REPEAT BUSINESS:

A. DEL-13-036, Repeat of DEL-09-120

Norman C. Grenier TTEE, % Ronald N. & Lisa Grenier PUC

1593 Rockwell Heights Dr., Deland Florida 32724

Property Address: 1007 Davenport Dr., Deltona, Florida 32725

Parcel No.: 30-18-31-11-50-0010

Violation City of Deltona Ordinance, Section 38-110 (2), which states that accumulations of waste, yard trash, rubble and/or debris are declared to be a nuisance and must be abated in their entirety. (Enforcement Services Officer Julie Hughes)

B. DEL-13-037, Repeat of DEL-09-127

Norman C. Grenier TTEE, % Ronald N. & Lisa Grenier PUC

1593 Rockwell Heights Dr., Deland Florida 32724

Property Address: 1007 Davenport Dr., Deltona, Florida 32725

Parcel No.: 30-18-31-11-50-0010

Violation City of Deltona Ordinance Section 66-56, which prohibits all vehicles that are inoperable, wrecked, partially dismantled or otherwise mechanically incapable of being operated in their present condition, or are without a current state license tag if required, unless parked in a fully enclosed garage. (Enforcement Services Officer Julie Hughes)

- C. **DEL-13-038, Repeat of DEL-09-125**
Norman C. Grenier TTEE, % Ronald N. & Lisa Grenier PUC
1593 Rockwell Heights Dr., Deland Florida 32724
Property Address: 1007 Davenport Dr., Deltona, Florida 32725
Parcel No.: 30-18-31-11-50-0010

Violation City of Deltona Ordinance Section 66-20, which states that motor vehicles shall not be parked anywhere within that portion of the lot lying across the full width of the lot between the front lot line and front most part of the principle structure, except on approved driveways or driveway extensions. (Enforcement Services Officer Julie Hughes)

- D. **DEL-13-039, Repeat of DEL-10-061**
Norman C. Grenier TTEE, % Ronald N. & Lisa Grenier PUC
1593 Rockwell Heights Dr., Deland Florida 32724
Property Address: 1007 Davenport Dr., Deltona, Florida 32725
Parcel No.: 30-18-31-11-50-0010

Violation of City of Deltona Ordinance, Section 18-5, which adopting the latest edition of the International Property Maintenance Code, Section 302.7, which states all accessory structures, including detached garages, **fences** and walls, shall be maintained and kept in good repair and sound structural condition. (Enforcement Services Officer Julie Hughes)

11. **DISCUSSION:**
A. **By the Special Magistrate**
B. **By the Enforcement Services Director**

12. **ADJOURNMENT**

NOTE: If any person decides to appeal any decision made by the Code Enforcement Special Magistrate with respect to any matter considered at this meeting or hearing, he/she will need a record of the proceedings, and for such purpose he/she may need to ensure that a verbatim record of the proceedings is made, which record includes the testimony and evidence which the appeal is to be based. (F.S. 286.0105).

Individuals with disabilities needing assistance to participate in any of these proceedings should contact the City Clerk, at least three (3) working days in advance of the meeting date and time at (386) 878-8100.