



City of Deltona

Special Magistrate
Charles Cino

Director, Building &
Enforcement Services
Dale Baker, CEP

Hearing Clerk
Sonjia Kihlmire

Administrative Support

**SPECIAL MAGISTRATE CODE ENFORCEMENT
HEARING
WEDNESDAY, April 24, 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 – March 27, 2013
6. ANNOUNCEMENTS
7. SWEARING IN OF OFFICERS AND WITNESSES
8. OLD BUSINESS:

Enforcement Services Department
2345 Providence Blvd. Deltona, FL 32725
(386) 878-8700; FAX: (386) 789-7237
City Webpage: www.deltonafl.gov

A. DEL-13-002

Grover Rios

559 Macy Ave., Lake Helen, Florida 32744

Property Address: 2242 Kent Rd., Deltona, Florida 32738

Parcel No.: 30-18-31-74-59-0170

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 house remodel. (Enforcement Services Officer Richard Lovett)

B. DEL-13-018

William J. McCurdy Jr.

2258 North Normandy Blvd., Deltona, Florida 32725

Property Address: 2258 N. Normandy Blvd., Deltona, Florida 32725

Parcel No.: 30-18-31-04-24-0210

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 Mark Gibson)

C. DEL-13-050

Tammy Decosta

2982 Portsmouth Dr., Deltona, Florida 32738

Property Address: 2982 Portsmouth Dr., Deltona, Florida 32738

Parcel No.: 30-18-31-32-22-0090

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 Richard Lovett)

D. DEL-13-058

Rafael Morales

1242 Buccaneer Ave., Deltona, Florida 32725

Property Address: 1242 Buccaneer Ave., Deltona, Florida 32725

Parcel No.: 30-18-31-06-09-0260

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 the window replacements. (Enforcement Services Officer Tray Black)

E. DEL-13-059

Richard L. and Shirley A. Fruth

2011 Prescott Blvd., Deltona, Florida 32738

Property Address: 925 Shorecrest Ave., Deltona, Florida 32725

Parcel No.: 30-18-31-11-42-0070

Violation of City of Deltona Ordinance, **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 windows. (Enforcement Services Officer Tray Black)

9. New Business:

A. DEL-13-047

Yasir Taj

16 Jekyll Dr., Marietta, GA 30066

Property Address: 1067 Aaron Dr., Deltona, Florida 32725

Parcel No.: 30-18-31-05-47-0200

Violation of City of Deltona Ordinance, Section 11-2007, Chapter 22, which states that the owner of record of each dwelling unit or rooming house in which a residential quarters are rented or offered for rent to persons other than the owner or owner's immediate family, shall make written application to the City of Deltona for a local business tax license and provide a local point of contact person for each dwelling unit. (Enforcement Services Officer Julie Hughes)

B. DEL-13-048

Maria Del Carmen

1713 Oasis Ave., Deltona, Florida 32725

Property Address: 1713 Oasis Ave., Deltona, Florida 32725

Parcel No.: 30-18-31-72-19-0130

Violation of City of Deltona Ordinance, Section 11-2007, Chapter 22, which states that the owner of record of each dwelling unit or rooming house in which a residential quarters are rented or offered for rent to persons other than the owner or owner's immediate family, shall make written application to the City of Deltona for a local business tax license and provide a local point of contact person for each dwelling unit. (Enforcement Services Officer Julie Hughes)

C. DEL-13-063

Jorge L. Medina

990 Windbrook Dr., Deltona, Florida 32725

Property Address: 990 Windbrook Dr., Deltona, Florida 32725

Parcel No.: 30-18-31-12-01-0110

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. (Enforcement Services Officer Tray Black)

D. DEL-13-064

Jorge L. Medina

990 Windbrook Dr., Deltona, Florida 32725

Property Address: 990 Windbrook Dr., Deltona, Florida 32725

Parcel No.: 30-18-31-12-01-0110

Violation of City of Deltona Ordinance, Section 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 Tray Black)

E. DEL-13-065

First Union National Bank of Florida

P.O. Box 36246, Charlotte, NC 32231

Property Address: 1130 Deltona Blvd., Deltona, Florida 32725

Parcel No.: 30-18-31-06-00-0021

Violation of City of Deltona Ordinance, **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 Mechanical room and moving the A/C unit. (Enforcement Services Officer Tray Black)

F. DEL-13-066

Hussain and Shirin Rawji

2441 Sleepy oak Lane, Deland, Florida

Property Address: 1111 Tivoli Dr., Deltona, Florida 32725

Parcel No.: 30-18-31-07-43-0280

Violation of City of Deltona Ordinance, Section 11-2007, Chapter 22, which states that the owner of record of each dwelling unit or rooming house in which a residential quarters are rented or offered for rent to persons other than the owner or owner's immediate family, shall make written application to the City of Deltona for a local business tax license and provide a local point of contact person for each dwelling unit. (Enforcement Services Officer Tray Black)

G. DEL-13-067

**Thelma Rose Wilson
2460 Skylars Mill Way, Snellville, GA 30078
Property Address: 1925 Shaw St., Deltona, Florida 32725
Parcel No.: 30-18-31-13-16-0030**

Violation of City of Deltona Ordinance, Section 18-5, which adopts the latest edition of the International Property Maintenance Code, Section 302.7, Accessory structures. All accessory structures, including detached garage, fences and walls, shall be maintained structurally sound and kept in good repair. (Enforcement Services Officer Tray Black)

H. DEL-13-068

**Dennis E. and Karen R. Wright
2474 Howland Blvd., Deltona, Florida 32738-2986
Property Address: 2474 Howland Blvd., Deltona, Florida 32738
Parcel No.: 15-18-31-00-00-0018**

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 properly coated where required to prevent deterioration. (Enforcement Services Officer Richard Lovett)

I. DEL-13-069

**Brett A. and Joanne Bearden
1730 Trinidad Ave., Deltona, Florida 32725
Property Address: 1777 Saxon Blvd., Deltona, Florida 32725
Parcel No.: 30-18-31-30-18-31-03-20-0440**

Violation of 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 Richard Lovett)

J. DEL-13-070

**Brett A. and Joanne Bearden
1730 Trinidad Ave., Deltona, Florida 32725
Property Address: 1777 Saxon Blvd., Deltona, Florida 32725
Parcel No.: 30-18-31-30-18-31-03-20-0440**

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 right of way use and a concrete apron. (Enforcement Services Officer Richard Lovett)

K. DEL-13-071

Edward L. Godshalk

3209 Hanley St., Deltona, Florida 32738

Property Address: 3209 Hanley St., Deltona, Florida 32738

Parcel No.: 30-18-31-32-46-0090

Violation of 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 Richard Lovett)

L. DEL-13-072

Deltona Retirement Residence LLC

P.O. Box 130477, Dallas, Texas 75313

Property Address: 1001 Alabaster Way, Deltona, Florida 32725

Parcel No.: 30-18-31-78-00-0030

Violation of City of Deltona Ordinance, Life Safety Code, 2009 Edition, Existing Residential Board and Care Occupancies

33.7.1 Emergency Plan.

33.7.1.1

The administration of every residential board and care facility shall have, in effect and available to all supervisory personnel, written copies of a plan for protecting all persons in the event of fire, for keeping persons in place, for evacuating persons to areas of refuge, and for evacuating persons from the building when necessary. (Enforcement Services Officer Richard Lovett)

M. DEL-13-075

Jean Guichon

1621 Oakland Dr., Deltona, Florida 32738

Property Address: 1621 Oakland Dr., Deltona, Florida 32738

Parcel No.: 30-18-31-16-21-0030

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. (Enforcement Services Officer Shanna Hogan)

N. DEL-13-076

Betty L. Moseley Foulks & Deja Alexander

3461 Monument Dr., Deltona, Florida 32738

Property Address: 3461 Monument Dr., Deltona, Florida 32738

Parcel No.: 30-18-31-62-06-0010

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.

Violation of City of Deltona Ordinance, Section 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 Julie Hughes)

O. DEL-13-077

Dominick Coppola

1259 Saxon Blvd., Deltona, Florida 32725

Property Address: 1259 Saxon Blvd., Deltona, Florida 32725

Parcel No.: 30-18-31-07-66-0070

Violation of City of Deltona Ordinance, Section 11-2007, Chapter 22, which states that the owner of record of each dwelling unit or rooming house in which a residential quarters are rented or offered for rent to persons other than the owner or owner's immediate family, shall make written application to the City of Deltona for a local business tax license and provide a local point of contact person for each dwelling unit. (Enforcement Services Officer Danny Ron)

P. DEL-13-078

Mark L. Swett

2748 South Huron Dr., Deltona, Florida 32738

Property Address: 2748 South Huron Dr., Deltona, Florida 32738

Parcel No.: 30-18-31-32-50-0110

Violation of City of Deltona Ordinance, Section 11-2007, Chapter 22, which states that the owner of record of each dwelling unit or rooming house in which a residential quarters are rented or offered for rent to persons other than the owner or owner's immediate family, shall make written application to the City of Deltona for a local business tax license and provide a local point of contact person for each dwelling unit. (Enforcement Services Officer Danny Ron)

Q. DEL-13-079

Dennis Iglesias

2181 Kent Rd., Deltona, Florida 32738

Property Address: 2181 Kent Rd., Deltona, Florida 32738

Parcel No.: 30-18-31-74-59-0240

Violation of City of Deltona Ordinance, Section 11-2007, Chapter 22, which states that the owner of record of each dwelling unit or rooming house in which a residential quarters are rented or offered for rent to persons other than the owner or owner's immediate family, shall make written application to the City of Deltona for a local business tax license and provide a local point of contact person for each dwelling unit. (Enforcement Services Officer Danny Ron)

R. DEL-13-080

Taryn A. Harris

P.O. Box 20222, New York, NY 10011

Property Address: 2143 Lake Helen Osteen Rd., Deltona, FL 32738

Parcel No.: 30-18-31-74-13-0280

Violation of City of Deltona Ordinance, Section 11-2007, Chapter 22, which states that the owner of record of each dwelling unit or rooming house in which a residential quarters are rented or offered for rent to persons other than the owner or owner's immediate family, shall make written application to the City of Deltona for a local business tax license and provide a local point of contact person for each dwelling unit. (Enforcement Services Officer Danny Ron)

S. DEL-13-082

Thomas V. & Judy Bamundo

2970 Willow Bay Terrace, Casselberry, Florida 32707

Property Address: 1105 Fort Smith Blvd., Deltona, Florida 32725

Parcel No.: 30-18-31-13-15-0370

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 water heater replacement. (Enforcement Services Officer Danita Thompson)

T. DEL-13-083

Thomas V. & Judy Bamundo

2970 Willow Bay Terrace, Casselberry, Florida 32707

Property Address: 1105 Fort Smith Blvd., Deltona, Florida 32725

Parcel No.: 30-18-31-13-15-0370

Violation of City of Deltona Ordinance, Section 18-5, adopting the latest edition of the International Property Maintenance Code, Section 605.2 Every habitable space in a dwelling shall contain at least two separate and remote receptacle outlets. Every laundry area shall contain at least one grounded-type receptacle or a receptacle with a ground fault circuit interrupter. Every bathroom shall contain a least on receptacle. Any new bathroom receptacle outlet shall have ground fault circuit interrupter protection. All receptacle outlets shall have the appropriate faceplate cover for the location. Section 704.2(1) Single-or multiple-station smoke alarms shall be installed and maintained in Group R or I-1 occupancies, regardless of occupant load at all of the following locations: 1. On the ceiling or wall outside of each separate sleeping are in the immediate vicinity of bedrooms. (Enforcement Services Officer Danita Thompson)

U. DEL-13-084

Thomas V. & Judy Bamundo

2970 Willow Bay Terrace, Casselberry, Florida 32707

Property Address: 1105 Fort Smith Blvd., Deltona, Florida 32725

Parcel No.: 30-18-31-13-15-0370

Violation of City of Deltona Ordinance, Section 18-5, adopting the latest edition of the International Property Maintenance Code, Section 504.1 All plumbing fixtures shall be properly installed and maintained in working order, and shall be kept free from obstructions, leaks and defects and be capable of performing the function for which such plumbing fixtures are designed. All plumbing fixtures shall be maintained in a safe, sanitary and functional condition. (Enforcement Services Officer Danita Thompson)

V. DEL-13-085

Theresa L. Morse

801 Goldcoast Dr., Deltona, Florida 32725

Property Address: 801 Goldcoast Dr., Deltona, Florida 32725

Parcel No.: 30-18-31-11-39-0270

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. (Enforcement Services Officer Shanna Hogan)

W. DEL-13-086

Jeffrey C. Jay

153 Cedar Springs Circle, Debary, Florida 32713

Property Address: 841 Moongate Terrace, Deltona, Florida 32725

Parcel No.: 30-18-31-07-24-0100

Violation of City of Deltona Ordinance, Section 11-2007, Chapter 22, which states that the owner of record of each dwelling unit or rooming house in which a residential quarters are rented or offered for rent to persons other than the owner or owner's immediate family, shall make written application to the City of Deltona for a local business tax license and provide a local point of contact person for each dwelling unit. (Enforcement Services Officer Dennis Mues)

10. OTHER and REPEAT BUSINESS:

A. DEL-13-061- Repeat DEL-13-032

Thomas V. & Judy Bamundo

2970 Willow Bay Terrace, Casselberry, Florida 32707

Property Address: 1105 Fort Smith Blvd., Deltona, Florida 32725

Parcel No.: 30-18-31-13-15-0370

Violation of City of Deltona Ordinance, Section 18-5, which adopts 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 Julie Hughes)

- B. DEL-13-073 Repeat DEL-08-207**
Peter W. Karras
1855 Bonkirk Dr., Deltona, Florida 32738
Property Address: 1855 Bonkirk Dr., Deltona, Florida 32738
Parcel No.: 30-18-31-53-02-0170

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 Richard Lovett)

- C. DEL-13-074 Repeat DEL-08-206**
Peter W. Karras
1855 Bonkirk Dr., Deltona, Florida 32738
Property Address: 1855 Bonkirk Dr., Deltona, Florida 32738
Parcel No.: 30-18-31-53-02-0170

Violation of 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 Richard Lovett)

- D. DEL-05-002 [request for reduction in Fine]**
626 East Normandy Blvd., Deltona, Florida 32725
Property Address: 626 East Normandy Blvd., Deltona, Florida 32725
Parcel No.: 30-18-31-01-11-0360

Violation of City of Deltona Code of Ordinance, 18-191, adopting the Standard Housing Code, 1997 Edition, Section 110, for the City of Deltona, which states a permit is required. (Enforcement Services Officer Mark Gibson)

Current amount owed is \$6,350.00, Respondent is requesting a reduction in this Fine.

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.