



City of Deltona

2345 Providence Blvd.
Deltona, FL 32725

Minutes

Special Magistrate

Wednesday, July 27, 2016

5:30 PM

Deltona Commission Chambers

1. CALL TO ORDER:

The meeting was called to order at 5:30 p.m. by Special Magistrate Cino.

2. ROLL CALL:

Special Magistrate Charles Cino present.

Hearing Clerk Dana Johnson present.

Enforcement Services Supervisors Mark Gibson and Richard Lovett were present.

3. PLEDGE TO THE FLAG:

4. SPECIAL MAGISTRATE STATEMENT:

Presented by Charles Cino.

Mr. Cino has taken Judicial Notice of all City of Deltona Ordinances, State Statutes, Florida Building and Fire Code and the International Property Maintenance Code.

5. DISCLOSURE OF EX PARTE COMMUNICATIONS:

None.

6. APPROVAL OF AGENDA & MINUTES:

A. Meeting Minutes of June 22, 2016

The Minutes of the Special Magistrate Hearing for June 22, 2016 were approved by the Special Magistrate, Charles Cino.

7. ANNOUNCEMENTS:

The Supervisor of the Building and Enforcement Services Department stated that under Old Business, cases(s) DEL-16-123 and DEL-16-130 are/were in compliance, and under New Business, case(s) DEL-16-145, DEL-16-171, and DEL-16-172 are/were withdrawn, and DEL-16-155 is/was continued, and DEL16-174 is/was found to be in non compliance at the time of the violation, came into compliance and cases are/were dismissed, and under Other and Repeat Business, case(s) DEL-16-164 is/was withdrawn.

8. SWEARING IN OF OFFICERS AND WITNESSES:

Special Magistrate Charles Cino swore in all that were present to testify.

9. OLD BUSINESS:**A. DEL-16-010****Harmony Clinic****% H Lester Carrero****1948 Saxon Blvd., Deltona, Florida 32725****Property Address: 1948 Saxon Blvd., Deltona, Florida 32725****Parcel No.: 30-18-31-03-37-0090**

Violation: City of Deltona Ordinance, Section 18-3, adopting 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. (Officer Dennis Mues)

Order Imposing Penalty/Lien was issued for \$250.00 a day effective August 25, 2016 until in compliance or the cap of \$50,000.00 is reached. H Lester Carrero and Randall Baker, (Designer hired by Mr. Carrero) were present and gave testimony. Ron Paradise, City of Deltona Planning & Development was present and gave testimony.

B. DEL-16-073**Harmony Clinic****% H Lester Carrero****1948 Saxon Blvd., Deltona, Florida 32725****Property Address: 1948 Saxon Blvd., Deltona, Florida 32725****Parcel No.: 30-18-31-03-37-0090**

Violation: City of Deltona Ordinance, Chapter 22, Section 22-4, which states no person shall engage in, manage, transact, or carry on any business, occupation or profession within the City for which there is a local business tax required by this article or any other provisions of this Code unless such person shall first procure a local business receipt ("receipt") to conduct the same from the City. It shall be no defense of nonpayment of any local business tax required by this article that the licensee did not receive any bill or notice that the same was due from the city. (Officer Dennis Mues)

Order Imposing Penalty/Lien was issued for \$250.00 a day effective August 25, 2016 until in compliance or the cap of \$50,000.00 is reached. H Lester Carrero and Randall Baker, (Designer hired by Mr. Carrero) were present and gave testimony. Ron Paradise, City of Deltona Planning & Development was present and gave testimony.

C. DEL-16-123**Michelle C. Garrett****4346 Tidewater Dr., Orlando, Florida 32812****Property Address: 501 Battersea Ave., Deltona, Florida 32738****Parcel No.: 30-18-31-21-08-0010**

Violation: City of Deltona Ordinance, Section 18-3, adopting 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. (Officer Tray Black)

Affidavit of Compliance submitted by the officer and an Order of Compliance was signed by the Special Magistrate.

D. DEL-16-130**Michael S. & Jannie J. Baldwin****667 Wing Terr., Deltona, Florida 32725****Property Address: 667 Wing Terr., Deltona, Florida 32725****Parcel No.: 30-18-31-25-14-0060**

Violation: City of Deltona Ordinance, Section 66-8. - Stopping, standing and parking prohibited in specified places: No person shall stop, stand or park a vehicle in any of the following places, except when necessary to avoid conflict with other traffic or in compliance with the directions of a law enforcement officers or traffic-control device in any of the following places: (2) On a sidewalk or bike path, or in such a manner that any part of such vehicle is protruding over a sidewalk or bike path area. (Officer Heather Murray)

Affidavit of Compliance submitted by the officer and an Order of Compliance was signed by the Special Magistrate.

E. DEL-16-134**Lucian D. Smith, Jr****PO Box 5130, Deltona, Florida 32728-5130****Property Address: 2857 Bluestone Dr., Deltona, Florida 32738****Parcel No.: 30-18-31-63-28-0040**

Violation: City of Deltona Ordinance, Section 18-5, 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. (Officer Thomas Ruddy)

First Amended Order of Non Compliance with a Hearing to Impose Fine at the August 24, 2016 Code Hearing. Lucian D. Smith, Jr. & Carol Lawrence, Esquire were present.

F. DEL-16-135**Bank of New York****2900 N. Madera Rd., Simi Valley, CA 93065****Property Address: 3260 Noah St., Deltona, Florida 32738****Parcel No.: 30-18-31-38-22-0130**

Violation: City of Deltona Ordinance, Section 37-10. - Public nuisance. All blighted and distressed real properties are hereby declared to be public nuisances, the abatement of which pursuant to the police power is hereby declared to be necessary for the health, welfare and safety of the residents of the city. (Officer Thomas Ruddy)

Order Imposing Penalty/Lien was issued for \$50.00 a day effective July 27, 2016 until in compliance or the cap of \$10,000.00 is reached.

G. DEL-16-138**Twain A. Williams****16554 SW 19th St., Miramar, Florida 33027****Property Address: 3051 Dudley Dr., Deltona, Florida 32738****Parcel No.: 30-18-31-34-10-0010**

Violation: City of Deltona Ordinance, Section 18-5, 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. (Officer Steve Braukhoff)

Order Imposing Penalty/Lien was issued for \$25.00 a day (per case) effective July 27, 2016 until in compliance or the cap of \$10,000.00 (per case) is reached.

H. DEL-16-139**Twain A. Williams****16554 SW 19th St., Miramar, Florida 33027****Property Address: 3051 Dudley Dr., Deltona, Florida 32738****Parcel No.: 30-18-31-34-10-0010**

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. (Officer Steve Braukhoff)

Order Imposing Penalty/Lien was issued for \$25.00 a day (per case) effective July 27, 2016 until in compliance or the cap of \$10,000.00 (per case) is reached.

I. DEL-16-146**Gregory & Marion S. Villecco****1179 Fountainhead Dr., Deltona, Florida 32725-6353****Property Address: 1179 Fountainhead Dr., Deltona, Florida 32725****Parcel No.: 30-18-31-10-19-0200**

Violation: City of Deltona Ordinance, Section 18-5, adopting the latest edition of the International Property Maintenance Code, Section 304.2 Protective treatment. All exterior surfaces, including but not limited to, doors, door and window frames, cornices, porches, trim, balconies, decks and fences, shall be maintained in good condition. Exterior wood surfaces, other than decay-resistant woods, shall be protected from the elements and decay by painting or other protective covering or treatment. Peeling, flaking and chipped paint shall be eliminated and surfaces repainted. All siding and masonry joints, as well as those between the building envelope and the perimeter of windows, doors and skylights, shall be maintained weather resistant and water tight. All metal surfaces subject to rust or corrosion shall be coated to inhibit such rust and corrosion, and all surfaces with rust or corrosion shall be stabilized and coated to inhibit future rust and corrosion. Oxidation stains shall be removed from exterior surfaces. Surfaces designed for stabilization by oxidation are exempt from this requirement. (Officer Heather Murray)

Order Imposing Penalty/Lien was issued for \$100.00 a day effective July 27, 2016 until in compliance or the cap of \$20,000.00 is reached.

J. DEL-16-150**Edna E. Hernandez & Jamie Hollyday & Ricardo Davila****1565 Shirley St., Orange City, Florida 32763****Property Address: 554 Providence Blvd., Deltona, Florida 32725****Parcel No.: 30-18-31-12-06-0180**

Violation: City of Deltona Ordinance, Section 37-10 - Public nuisance. All blighted and distressed real properties are hereby declared to be public nuisances, the abatement of which pursuant to the police power is hereby declared to be necessary for the health, welfare and safety of the residents of the city. (Officer Dennis Mues)

First Amended Order of Non Compliance with a Hearing to Impose Fine at the August 24, 2016 Code Hearing.

K. DEL-16-151**Edna E. Hernandez & Jamie Hollyday & Ricardo Davila****1565 Shirley St., Orange City, Florida 32763****Property Address: 554 Providence Blvd., Deltona, Florida 32725****Parcel No.: 30-18-31-12-06-0180**

Violation: 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, sheds, fences and walls, shall be maintained and kept in good repair and sound structural condition. (Officer Dennis Mues)

First Amended Order of Non Compliance with a Hearing to Impose Fine at the August 24, 2016 Code Hearing.

10. NEW BUSINESS:

A. DEL-16-145**Forrest F. Engebretson****% Colleen Beckwith****929 Etna Dr., Newport News, VA 23608-2529****Property Address: 111 Buckeye Acres Dr., Deltona, Florida 32764****Parcel No.: 11-19-31-01-00-0281**

Violation: City of Deltona Ordinance, Section 37-10. - Public nuisance. All blighted and distressed real properties are hereby declared to be public nuisances, the abatement of which pursuant to the police power is hereby declared to be necessary for the health, welfare and safety of the residents of the city. (Officer Thomas Ruddy)

Withdrawn.

B. DEL-16-153**Lactilia Ioda Davis****2011 Keyes Ln., Deltona, Florida 32738****Property Address: 2011 Keyes Ln., Deltona, Florida 32738****Parcel No.: 30-18-31-74-47-0090**

Violation: 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. (Officer Danny Ron)

Order of Non Compliance with a Hearing to Impose Fine at the August 24, 2016 Code Hearing.

C. DEL-16-155**US Bank National Association****425 Walnut Street, Cincinnati, OH 45202****Property Address: 2442 Coachman Dr., Deltona, Florida 32738****Parcel No.: 30-18-31-54-01-0040**

Violation: City of Deltona Ordinance, Section 37-4. - Definitions. The following words, terms and phrases, when used in this chapter, shall have the meanings ascribed to them in this section, except where the context clearly indicates a different meaning. Applicable codes includes, but is not be limited to, the city's land use regulations, the city's Code of Ordinances ("City Code"), the Florida Building Code, and the International Property Maintenance Code. Blighted property means: (1) Properties that have broken or severely damaged windows, doors, walls, or roofs which create hazardous conditions and encourage trespassing; or (6) Properties that have roof tarps or boarded windows or doors for a period in excess of 60 days. (Officer Steve Braukhoff)

Case was continued until the August 24, 2016 Code Hearing.

D. DEL-16-156**Earleene E. Woesner****1198 E. Hancock Dr., Deltona, Florida 32725-6486****Property Address: 1198 E. Hancock Dr., Deltona, Florida 32725****Parcel No.: 30-18-31-02-19-0160**

Violation: City of Deltona Ordinance, Section 18-5, adopting the latest edition of the International Property Maintenance Code, Section 304.2 Protective treatment. All exterior surfaces, including but not limited to, doors, door and window frames, cornices, porches, trim, balconies, decks and fences, shall be maintained in good condition. Exterior wood surfaces, other than decay-resistant woods, shall be protected from the elements and decay by painting or other protective covering or treatment. Peeling, flaking and chipped paint shall be eliminated and surfaces repainted. All siding and masonry joints, as well as those between the building envelope and the perimeter of windows, doors and skylights, shall be maintained weather resistant and water tight. All metal surfaces subject to rust or corrosion shall be coated to inhibit such rust and corrosion, and all surfaces with rust or corrosion shall be stabilized and coated to inhibit future rust and corrosion. Oxidation stains shall be removed from exterior surfaces. Surfaces designed for stabilization by oxidation are exempt from this requirement. (Officer Heather Murray)

Order of Non Compliance with a Hearing to Impose Fine at the August 24, 2016 Code Hearing.

E. DEL-16-159**James G. Gower, Sr. & Raymond E. De Veau****1424 Franconia Ave., Deltona, Florida 32738-5183****Property Address: 1424 Franconia Ave., Deltona, Florida 32738****Parcel No.: 30-18-31-40-10-0140**

Violation: 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. (Officer Danny Ron)

Order of Non Compliance with a Hearing to Impose Fine at the August 24, 2016 Code Hearing.

F. DEL-16-160**James G. Gower, Sr. & Raymond E. De Veau****1424 Franconia Ave., Deltona, Florida 32738-5183****Property Address: 1424 Franconia Ave., Deltona, Florida 32738****Parcel No.: 30-18-31-40-10-0140**

Violation: City of Deltona Ordinance, Section 18-5, 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. (Officer Danny Ron)

Order of Non Compliance with a Hearing to Impose Fine at the August 24, 2016 Code Hearing.

G. DEL-16-161**James G. Gower, Sr. & Raymond E. De Veau****1424 Franconia Ave., Deltona, Florida 32738-5183****Property Address: 1424 Franconia Ave., Deltona, Florida 32738****Parcel No.: 30-18-31-40-10-0140**

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. (Officer Danny Ron)

Order of Non Compliance with a Hearing to Impose Fine at the August 24, 2016 Code Hearing.

H. DEL-16-162**James G. Gower, Sr. & Raymond E. De Veau****1424 Franconia Ave., Deltona, Florida 32738-5183****Property Address: 1424 Franconia Ave., Deltona, Florida 32738****Parcel No.: 30-18-31-40-10-0140**

Violation: 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. (Officer Danny Ron)

Order of Non Compliance with a Hearing to Impose Fine at the August 24, 2016 Code Hearing.

I. DEL-16-163**James G. Gower, Sr. & Raymond E. De Veau****1424 Franconia Ave., Deltona, Florida 32738-5183****Property Address: 1424 Franconia Ave., Deltona, Florida 32738****Parcel No.: 30-18-31-40-10-0140**

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. (Officer Danny Ron)

Order of Non Compliance with a Hearing to Impose Fine at the August 24, 2016 Code Hearing.

J. DEL-16-165**Jenny Thi Cao****829 Westline Ave., Deltona, Florida 32725****Property Address: 829 Westline Ave., Deltona, Florida 32725****Parcel No.: 30-18-31-66-17-0060**

Violation: City of Deltona Ordinance, Section 18-5 adopting the latest edition of the International Property Maintenance Code, Section 303.1, which states that swimming pools shall be maintained in a clean and sanitary condition, and in good repair. (Officer Heather Murray)

Order of Non Compliance with a Hearing to Impose Fine at the August 24, 2016 Code Hearing.

K. DEL-16-166**Artemio Ramirez****990 Windbrook Dr., Deltona, Florida 32725****Property Address: 990 Windbrook Dr., Deltona, Florida 32725****Parcel No.: 30-18-31-12-01-0110**

Violation: City of Deltona Ordinance, Section 18-3, adopting 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. (Officer Heather Murray)

Order of Non Compliance with a Hearing to Impose Fine at the August 24, 2016 Code Hearing.

L. DEL-16-167**Pedro Malagon****989 Windbrook Dr., Deltona, Florida 32725****Property Address: 989 Windbrook Dr., Deltona, Florida 32725****Parcel No.: 30-18-31-12-06-0240**

Violation: City of Deltona Ordinance, Section 18-3, adopting 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. (Officer Heather Murray)

Order of Non Compliance with a Hearing to Impose Fine at the August 24, 2016 Code Hearing.

M. DEL-16-168**Darlene Kanouff****1104 Cobblestone Ave., Deltona, Florida 32725****Property Address: 1104 Cobblestone Ave., Deltona, Florida 32725****Parcel No.: 30-18-31-25-16-0070**

Violation: City of Deltona Ordinance, Section 18-5, which adopting the latest edition of the International Property Maintenance Code Section 304.2 Protective treatment. All exterior surfaces, including but not limited to, doors, door and window frames, cornices, porches, trim, balconies, decks and fences shall be maintained in good condition. Exterior wood surfaces, other than decay-resistant woods, shall be protected from the elements and decay by painting or other protective covering or treatment. Peeling, flaking and chipped paint shall be eliminated and surfaces repainted. All siding and masonry joints as well as those between the building envelope and the perimeter of windows, doors, and skylights shall be maintained weather resistant and water tight. All metal surfaces subject to rust or corrosion shall be coated to inhibit such rust and corrosion and all surfaces with rust or corrosion shall be stabilized and coated to inhibit future rust and corrosion. Oxidation stains shall be removed from exterior surfaces. Surfaces designed for stabilization by oxidation are exempt from this requirement. (Officer Heather Murray)

Order of Non Compliance with a Hearing to Impose Fine at the September 28, 2016 Code Hearing. Darlene Kanouff was present.

N. DEL-16-169**Darlene Kanouff****1104 Cobblestone Ave., Deltona, Florida 32725****Property Address: 1104 Cobblestone Ave., Deltona, Florida 32725****Parcel No.: 30-18-31-25-16-0070****Violation: City of Deltona Ordinance, Section 18-5, which adopting the latest edition of the International Property Maintenance Code Section 108.1.3****Structure unfit for human occupancy: A structure is unfit for human occupancy whenever the code official finds that such structure is unsafe, unlawful or, because of the degree to which the structure is in disrepair or lacks maintenance, is unsanitary, vermin or rat infested, contains filth and contamination, or lacks ventilation, illumination, sanitary or heating facilities or other essential equipment required by this code, or because the location of the structure constitutes a hazard to the occupants of the structure or to the public. (Officer Heather Murray)**

Order of Non Compliance with a Hearing to Impose Fine at the September 28, 2016 Code Hearing. Darlene Kanouff was present.

O. DEL-16-170**Darlene Kanouff****1104 Cobblestone Ave., Deltona, Florida 32725****Property Address: 1104 Cobblestone Ave., Deltona, Florida 32725****Parcel No.: 30-18-31-25-16-0070****Violation: City of Deltona Ordinance, Section 18-5, which adopting the latest edition of the International Property Maintenance Code Section 108.1.2,****Unsafe equipment: Unsafe equipment includes any boiler, heating equipment, elevator, moving stairway, electrical wiring or device, flammable liquid containers or other equipment on the premises or within the structure which is in such disrepair or condition that such equipment is a hazard to life, health, property or safety of the public or occupants of the premises or structure. (Officer Heather Murray)**

Order of Non Compliance with a Hearing to Impose Fine at the September 28, 2016 Code Hearing. Darlene Kanouff was present and agreed to allow the code officer to inspect the electrical inside the home before the next hearing date.

P. DEL-16-171**Paul W. & Barbara A. Blanchfield****1279 Briarwood Ave., Deltona, Florida 32725-6007****Property Address: 1279 Briarwood Ave., Deltona, Florida 32725****Parcel No.: 30-18-31-72-07-0050**

Violation: City of Deltona Ordinance, Section 18-3, adopting 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. (Officer Tray Black)

Withdrawn.

Q. DEL-16-172**Paul W. & Barbara A. Blanchfield****1279 Briarwood Ave., Deltona, Florida 32725-6007****Property Address: 1279 Briarwood Ave., Deltona, Florida 32725****Parcel No.: 30-18-31-72-07-0050**

Violation: 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.
(Officer Tray Black)

Withdrawn.

R. DEL-16-173**Thomas W. Hirtreiter****2064 Monterey Dr., Deltona, Florida 32738-7755****Property Address: 2064 Monterey Dr., Deltona, Florida 32738****Parcel No.: 30-18-31-17-17-0130**

Violation: 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. (Officer Tray Black)

Order of Non Compliance with a Hearing to Impose Fine at the August 24, 2016 Code Hearing.

S. DEL-16-174**Stephen Webb & Sidney F. Logan****2432 Lackland Dr., Deltona, Florida 32738****Property Address: 2432 Lackland Dr., Deltona, Florida 32738****Parcel No.: 30-18-31-32-19-0300**

Violation: City of Deltona Ordinance, Section 38-113. Public rights-of-way, which states: It is declared that the placement of plantings, except grass, and the placement of structures in the publicly owned right-of-way is prohibited and is declared to be a nuisance and a violation. The city manager or his designee or the enforcement official is authorized to remove (abate) plantings or structures placed in the public right-of-way without prior permission. (Officer Steve Braukhoff)

Found to be in Non-Compliance, executed actions to come into Compliance and case was Dismissed.

T. DEL-16-175**Jose L. Alarcon****1482 Royal Cir., Apopka, Florida 32703****Property Address: 2258 N. Normandy Blvd., Deltona, Florida 32725****Parcel No.: 30-18-31-04-24-0210**

Violation: City of Deltona Ordinance, Section 66-18(a), which states that no vehicle greater than 10,000 pounds manufacturer's gross vehicle weight or designed to carry 16 or more passengers, or requiring a commercial driver's license (CDL) of any endorsement to operate shall be parked or stored in any residential or agricultural zoning district except in agricultural areas on lots of five acres or more. (Officer Dennis Mues)

Order of Non Compliance with a Hearing to Impose Fine at the August 24, 2016 Code Hearing.

U. DEL-16-176**Elizabeth Mazzella****630 Tradewinds Dr., Deltona, Florida 32738****Property Address: 1854 N. Normandy Blvd., Deltona, Florida 32725****Parcel No.: 30-18-31-03-41-0190**

Violation: City of Deltona Ordinance, Section 66-18(a), which states that no vehicle greater than 10,000 pounds manufacturer's gross vehicle weight or designed to carry 16 or more passengers, or requiring a commercial driver's license (CDL) of any endorsement to operate shall be parked or stored in any residential or agricultural zoning district except in agricultural areas on lots of five acres or more. (Officer Dennis Mues)

Order of Non Compliance with a Hearing to Impose Fine at the August 24, 2016 Code Hearing.

V. DEL-16-177**Silvia & Carlos Hernandez****1410 Ashbourne Way, Deltona, Florida 32725****Property Address: 1410 Ashbourne Way, Deltona, Florida 32725****Parcel No.: 25-18-30-11-00-0850**

Violation: City of Deltona Ordinance, Chapter 22, Section 22-4, which states no person shall engage in, manage, transact, or carry on any business, occupation or profession within the City for which there is a local business tax required by this article or any other provisions of this Code unless such person shall first procure a local business receipt ("receipt") to conduct the same from the City. It shall be no defense of nonpayment of any local business tax required by this article that the licensee did not receive any bill or notice that the same was due from the city. (Officer Dave DeKruif)

Order of Non Compliance with a Hearing to Impose Fine at the September 28, 2016 Code Hearing.

11. OTHER AND REPEAT BUSINESS:**A. DEL-16-157 Repeat of DEL-15-005****Lazar Ouzounov****360 Wilshire Blvd. Unit 108, Casselberry, Florida 32707****Property Address: 1902 Stanton St., Deltona, Florida 32738****Parcel No.: 30-18-31-13-13-0080**

Violation: 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. (Officer Julie Hughes)

Order of Non Compliance with a Hearing to Impose Fine at the September 28, 2016 Code Hearing. Lazar Ouzounov was present.

B. DEL-16-158 Repeat of DEL-15-247**Kayli Hancock****2219 Howland Blvd., Deltona, Florida 32738****Property Address: 2219 Howland Blvd., Deltona, Florida 32738****Parcel No.: 30-18-31-74-59-0050**

Violation: City of Deltona Ordinance, Section 66-18 (e), which states that no vehicles may be parked or stored in the front yard forward of the edge of the principal dwelling except on the approved driveway or driveway extension. (Officer Julie Hughes)

Tow Order was issued by the Special Magistrate effective July 27, 2016. Kay & Sue Hancock were present.

C. DEL-16-164 Repeat of DEL-14-002, DEL-14-239 & DEL-16-049**Michael S. & Jannie J. Baldwin****667 Wing Terr., Deltona, Florida 32725****Property Address: 667 Wing Terr., Deltona, Florida 32725****Parcel No.: 30-18-31-25-14-0060**

Violation: City of Deltona Ordinance, Section 18-3, adopting 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. (Officer Heather Murray)

Withdrawn.

12. DISCUSSION:**13. ADJOURNMENT:**

6:41 p.m.