



City of Daytona Beach Shores

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"A Premier, Friendly Place to Be"

AGENDA

CODE ENFORCEMENT SPECIAL MAGISTRATE MEETING

FEBRUARY 17, 2021

9:00 AM, Shores Community Center, 3000 Bellemead Drive
Daytona Beach Shores, FL 32118

Notice is hereby given to all interested parties that if a person should decide to appeal any decision made at the aforementioned meeting of the Code Enforcement Special Magistrate, such person will need a recording of the proceedings conducted at such meeting, and for such purpose or she may need to ensure that a verbatim record of the proceedings was made; such record to include testimony and evidence upon which any appeal shall be based. NOTE: individuals covered by the American with Disabilities Act of 1990 in need of accommodations for this public meeting should contact the Office of the City Clerk at the City Hall of Daytona Beach Shores or by telephone at 763-5353 at least seven working days prior to the meeting.

1. CALL TO ORDER

- A. Opening Statement by Special Magistrate deLaroche
- B. Swearing in Witnesses

2. OPENING REMARKS

- A. Indication by Staff of any Items Being Removed From Agenda

3. MINUTES

- A. Code Enforcement Special Magistrate Minutes January 20, 2021

4. ADVANCED HEARINGS (Post-Initial Hearings)

- A. Property Owners: Christine Josephine Harvey & Theresa Michelle Hennis
Violation Address: 125 Esmeralda Avenue in Daytona Beach Shores, FL

Code Enforcement Case #: CDEF2020-43
Volusia County Tax Parcel ID #: 5335-01-05-0300

- B. Property Owners: Charles Ghobeira and Paul Ghobeira
Violation Address: 2008 S. Atlantic Ave. in Daytona Beach Shores, FL
Code Enforcement Case Number: CDEF2020-03
Volusia County Tax Parcel ID #: 5316-21-00-0060
- C. THIS CASE WILL BE HEARD THROUGH THE MICROSOFT TEAMS PLATFORM
AFTER OTHER CASES ON AGENDA
Property Owner: Hue Management, LLC
Violation Address: 2400 S. Atlantic Ave. in Daytona Beach Shores, Florida
Code Enforcement Case #: CDEF2020-09
Volusia County Parcel ID #: 5322-03-05-0180

5. INITIAL HEARINGS

- A. Property Owners: Tamara & Bernest A. York III
Property Address: 3115 S. Atlantic Ave., Unit 1201, Daytona Beach Shores, Florida
Code Enforcement Case #: PCDEF2020-61
Volusia County Parcel ID #: 5334-15-00-L010
- B. Property Owner: Titan Development Partners LLC
Property Address: 3309 S. Atlantic Ave., Daytona Beach Shores, Florida
Code Enforcement Case #: PCDEF2020-63
Volusia County Parcel ID #: 5335-03-01-0040
- C. Property Owners: Ramesh Yeluri and Krishna Yeluri, as Trustees of the Ramesh Yeluri and Krishna Yeluri Revocable Living Trust dated May 7, 2015
Property Address: 3400 S. Atlantic Avenue in Daytona Beach Shores, Florida
Code Enforcement Case #: CDEF2020-84
Volusia County Parcel ID #: 5335-03-06-0010

6. CLOSING REMARKS

- A. The next Code Enforcement Special Magistrate Meeting is scheduled for Wednesday, March 17, 2021, at 9:00 a.m.
- B. April's Meeting is scheduled for Wednesday, April 21, 2021, at 9:00 a.m.
- C. May's Meeting is scheduled for Wednesday, May 19, 2021, at 9:00 a.m.

7. SPECIAL MAGISTRATE COMMENTS

8. ADJOURNMENT

MINUTES
CODE ENFORCEMENT SPECIAL MAGISTRATE MEETING
January 20, 2021
3000 Bellemead Drive Daytona Beach Shores, FL 32118

1. CALL TO ORDER

A. Opening Statement by Special Magistrate deLaroche

The Special Magistrate called the meeting to order at 9:00 am.

B. Swearing in Witnesses

2. OPENING REMARKS

A. Indication by Staff of any Items Being Removed From Agenda

There were no cases removed from the agenda.

3. MINUTES

A. Special Magistrate Code Enforcement Minutes Oct. 21, 2020

The minutes of October 21, 2020, were accepted with no objections.

4. ADVANCED HEARINGS (Post-Initial Hearings)

A. Property Owner: Miralev, LLC
Violation Address: 2020 S. Atlantic Ave. in Daytona Beach Shores, Florida
Code Enforcement Case #: CDEF2020-10/11
Volusia County Parcel ID #: 5316-21-00-0072

Ms. Herstein was sworn in to provide testimony for the meeting. She requested that all the documents and slides for the case be entered into evidence. Special Magistrate deLaroche accepted them. This is a first compliance hearing that involves two vacant buildings on the property. The Initial Hearing took place on August 19, 2020, and the Respondent was given 120 days to gain compliance or a fine of \$250 per day would begin. The exterior of the property was re-inspected on December 18th and most of the violations were still non-

compliant. The Notice of First Compliance Hearing was sent and good service was achieved. Ms. Herstein introduced an email that she received on January 19th from Attorney Bailey at 4:29 pm. The email stated that he would not be attending the hearing and referenced one of the violations. He felt they would gain compliance in the near future. There was no one present at the hearing for the Respondent. SM deLaroche found the property had remained in violation issued Order #11 with a fine of \$250 per day beginning December 18th. He also ordered the additional Administrative Fee of \$93.40 for a new total due of \$255.32.

5. INITIAL HEARINGS

- A. Property Owner: B and Y, Inc.
Property Address: 2000 S. Atlantic Avenue in Daytona Beach Shores, Florida
Code Enforcement Case #: CDEF2019-74
Volusia County Parcel ID #: 5316-22-00-0020

Ms. Herstein requested that all the documents and slides presented be accepted into evidence. With no objection from the Respondent, Special Magistrate deLaroche accepted the evidence. The case began in December of 2019 when the property was sent the application for Certificate of Compliance - Vacant property. The property was inspected and 15 violations were found on the exterior and 5 deficiencies on the interior. Due to the COVID pandemic, the property owner had quite a few months to complete the work. The exterior property was re-inspected on Oct. 29, 2020 with the only violation remedied being those associated with the pole sign. A Statement of Violation was sent and good service was achieved. As of today's hearing, only three violations remained in non-compliance for the exterior: E, J and L. Ms. Herstein requested a No Fine Standing Order for the ones recently brought into compliance. Slides were shown for both violations E and J. It was explained that the column bases were considered a trip hazard and could quickly be remedied by placing large planters on top. The Respondent, Mr. Morali, inquired why a permit was required to repair cracked stucco on the columns. Ms. Herstein explained that it was possible that a structural issue was happening underneath causing the stucco to crack. She questioned Inspector Steve Edmunds regarding the pictures and documents shown being true and accurate. He responded they were. The events presented were also true and accurate. Mr. Edmunds clarified the need for a permit to perform work on the column. Staff requested two separate orders. The first is for violations E, J and L allowing 60 days (March 22nd) or a fine of \$150 per day would begin and a No Fine Standing Order for the remaining violations that are now in compliance. Reimbursement for the Administrative Fee in the amount of \$149.09 was also requested.

Mr. Morali spoke on his own behalf. He stated that he would work with the city to gain compliance with all the violations.

Special Magistrate deLaroche issued Order #7 for violations E, J and L with a required compliance date of March 22, 2021, or a fine of \$150 per day would begin. Order #4 was also issued for the remaining violations. He ordered reimbursement of the Administrative Fee in the amount of \$149.09 payable within 30 days. The Special Magistrate mentioned his incivility in speaking with city staff and asked him to be nice.

- B. Property Owner: Century Nationwide Properties, LLC
Property Address: 2122 S. Atlantic Avenue in Daytona Beach Shores, Florida
Code Enforcement Case #: CDEF2020-24

Ms. Herstein requested that all the documents and slides be entered into evidence. The Special Magistrate accepted the evidence. Jeremy Cook was present and authorized to speak on the case. He had no objections to the violations but did question a boarded up window that had not been an issue in the past. The 2019/2020 ordinance requiring a Certificate of Compliance - Vacant Property was explained as the reason the violation was cited at this time. Mr. Cook felt everything could be in compliance within 90 days. The Statement of Violation/Request for Hearing and Notice of Hearing were sent December 28, 2020, and good service was achieved. Ms. Herstein felt that 120 days should be given to rectify the existing violations. Special Magistrate deLaroche issued Order #7 for violations a, and e through y, and required they be corrected by May 20, 2021, or a fine of \$250 per day will begin. He also ordered reimbursement of the Administrative Fee in the amount of \$162.89 payable within 30 days.

- C. Property Owners: Manuel & Arlene D. Sauleda
Property Address: 3023 S. Atlantic Ave., Unit 702, Daytona Beach Shores, Florida
Code Enforcement Case #: PCDEF2020-60
Volusia County Parcel ID #: 5327-12-07-7020

Ms. Herstein requested that all the documents and slides be entered into evidence. The Special Magistrate accepted the evidence. The case is an expired mechanical permit that was forwarded to Code Enforcement. The property owner was not able to contact the original contractor for a final inspection. At this point, the permit will have to be reobtained. A Statement of Violation/Request for Hearing and Notice of Hearing were sent on December 28, 2020. Good service was achieved. The owner was given names of other contractors who've recently obtained permits in the city. Mr. Sauleda was present for the hearing and stated that he had been able to secure a new contractor. Special Magistrate deLaroche issued Order #7 with the violation to be corrected within 60 days or a fine of \$100 per day would begin. He also ordered reimbursement of the Administrative Fee in the amount of \$149.09 payable within 30 days.

- D. Property Owners: Matthew & Heather Fox
Property Address: 3043 S. Atlantic Ave., Unit 1706, Daytona Beach Shores, Florida
Code Enforcement Case #: PCDEF2020-64
Volusia County Parcel ID #: 5327-08-03-R060

Ms. Herstein requested that all the documents and slides be entered into evidence. With no Respondent present, the Special Magistrate accepted the evidence. The case pertains to an expired plumbing permit that was forwarded to Code Enforcement in August of 2020. The permit was originally obtained in 2018. The permit failed inspection and re-inspection was never called for by the contractor. An electrical permit for this property has more recently expired after its work failed inspection. Both expired permits are in violation. Staff was not contacted by the owner. A Statement of Violation/Request for Hearing and Notice of Hearing were sent and good service was achieved. Special Magistrate deLaroche issued Order #7 with the violation to be corrected by March 8, 2021, or a fine of \$150 per day will begin. He also ordered reimbursement of the Administrative Fee in the amount of \$149.09 payable within 30 days.

- E. Property Owner: Joanne Zimmermann as Trustee of the Joanne Zimmermann Revocable Living Trust
Property Address: 3300 S. Atlantic Avenue in Daytona Beach Shores, Florida
Code Enforcement Case #: CDEF2020-46
Volusia County Parcel ID #: 5335-04-00-0010

Mr. David Burkett was in attendance with an authorization form to represent the property. Ms. Herstein requested that all the documents and slides be entered into evidence. There were no objections and the Special Magistrate accepted them. The case began in August 2020, with a complaint from a tenant regarding an unsecured window. The property includes a commercial building in front and a duplex in the back. An inspection of the property took place and many violations were discovered. A Notice of Violation was sent and good service was achieved. The property owner called and explained that the property was under contract for sale and there no plans to rent out the duplex. The property was re-inspected in October and only one violation had been rectified, removal of the extra real estate sign. A Statement of Violation/Request for Hearing and Notice of Hearing were sent and good service was achieved for today's hearing. Now, some progress has been made and many violations have been rectified. Ms. Herstein requested two orders be issued, one for a No Fine Standing Order and another for violations e, k, l and n that still remain. At this time, there are no permits issued for the property and some of the remaining violations require permits for completion. Mr. Burkitt stated that he had been out of town but is now back and working with contractors to complete the outstanding items.

Special Magistrate deLaroche issued Order #7 for violations labeled e, k, l, and n, allowing 90 days for compliance or a fine of \$150 per day will begin. Order #4, a no fine standing order was issued for the remaining listed violations. He also ordered reimbursement of the Administrative Fee in the amount of \$149.09 payable within 30 days.

6. CLOSING REMARKS

- A. The next Code Enforcement Special Magistrate Meeting is scheduled for Wednesday, February 17, 2021, at 9:00 a.m.
- B. March's Meeting is scheduled for Wednesday, March 17, 2021, at 9:00 a.m.
- C. April's Meeting is scheduled for Wednesday, April 21, 2021, at 9:00 a.m.

7. SPECIAL MAGISTRATE COMMENTS

Special Magistrate deLaroche inquired if Ms. Ivanhoe had paid her reduced fine. Ms. Herstein advised that she had not and the full amount should now be due.

8. ADJOURNMENT

The meeting ended at 10:25 am.

**Special Magistrate, Steven
deLaroche**

**Recording Secretary, Cheri
Schwab**



CODE ENFORCEMENT CASE SUMMARY

FEBRUARY 17, 2021 AGENDA

TO: The Code Enforcement Special Magistrate

FROM: Gwyn Herstein, Code Enforcement Coordinator

PREPARED BY: Gwyn Herstein, Code Enforcement Coordinator

SUBJECT: Property Owners: Christine Josephine Harvey & Theresa Michelle Henns

Violation Address: 125 Esmeralda Avenue in Daytona Beach Shores, FL

Code Enforcement Case #: CDEF2020-43

Volusia County Tax Parcel ID #: 5335-01-05-0300

TYPE OF HEARING:

First Compliance Hearing

CODE(S) CITED:

The Code of Ordinances of the City of Daytona Beach Shores, Chapter 13, Section 13-5. and Appendix "G" - Land Development Code, Chapter 5, Section 5-6. Building Code adopted. which refers, in part, to the Florida Building Code - Sixth Edition (2017), Chapter 1, Section 105.1 Required. and Appendix "G" - Land Development Code, Chapter 14, Section 14-52.9.(B)(16) and (D)(1), (4), (7), & (12).

VIOLATION(S) FOUND:

- a) Grass and weeds over 12" high on property
- b) Multiple exposed wood and plywood surfaces are not protected by exterior paint or an equivalent substance
- c) Block wall paint has been partially removed, first floor, west building face
- d) Paint peeling from wood near front entrance
- e) Building does not "present a neat and fresh appearance" in that paint is deteriorated, discolored, over-sprayed, and/or absent in places
- f) Window broken on second floor, south building face
- g) Landscaping is not "neat and well-maintained condition"
- h) Unpermitted work "General Construction - Remodel in house" identified in a Stop Work Order issued September 5, 2019, has not been permitted
- i) Unpermitted work "Electrical Wiring" identified in a Stop Work Order issued September 5, 2019, has not been permitted

REQUESTED ORDER(S):

11. First Compliance Hearing, not compliant by Ordered date

POSSIBLE ORDERS:

1. Continuance

10. First Compliance Hearing, compliant by Ordered date

11. First Compliance Hearing, not compliant by Ordered date

SUPPLEMENTARY INFORMATION:

Initial Hearing Date: October 21, 2020

Ordered Compliance Date: January 19, 2021 (90 days from the initial hearing date)

Ordered Fine: \$250.00 per day

Special Magistrate Approved Administrative Fees: \$161.59 (IH)

Additional Administrative Fees Requested: \$92.43 (FCH) (for a total of \$254.02)

Please see Special Magistrate Hearing Notebook

ATTACHMENT: None



CODE ENFORCEMENT CASE SUMMARY

FEBRUARY 17, 2021 AGENDA

TO: The Code Enforcement Special Magistrate
FROM: Gwyn Herstein, Code Enforcement Coordinator
PREPARED BY: Gwyn Herstein, Code Enforcement Coordinator
SUBJECT: Property Owners: Charles Ghobeira and Paul Ghobeira
Violation Address: 2008 S. Atlantic Ave. in Daytona Beach Shores, FL
Code Enforcement Case Number: CDEF2020-03
Volusia County Tax Parcel ID #: 5316-21-00-0060

TYPE OF HEARING:

First Compliance Hearing

CODE(S) CITED:

The Code of Ordinances of the City of Daytona Beach Shores, Appendix "G" - Land Development Code, Chapter 14, Section 14-52.9.(B)(16) & (17) and (D)(1), (2), (3), (6), & (9) along with City of Daytona Beach Shores Ordinances 2019-09 & 2019-14, Part III, Section 14-61.1.(b).

VIOLATION(S) FOUND:

- a) Window trim wood is deteriorated in places and not preventing water intrusion**
- b) piece of gutter and vegetative debris visible west of building**
- c) Building does not "present a neat and fresh appearance" in that paint is discolored by mildew or dirt, north building face**
- d) Window trim wood is deteriorated in places**
- e) In-use cover is missing from exterior electrical socket, west building face (*Compliant by 1-19-2021*)(0 fined days)**
- f) Air conditioning condensers are not functional and are in disrepair**
- g) Conduit is not secured, north building face**
- h) Gutters are in disrepair, west building face (*Compliant by 1-19-2021*)(0 fined days)**
- i) Light fixture at northeast corner of building has visibly exposed wires**
- j) Wall sign face on east building elevation is in disrepair**
- k) Building remains vacant longer than 60 days without obtaining a Certificate of Habitability (Certificate of Compliance Vacant Property)**

REQUESTED ORDER(S):

11. First Compliance Hearing, not compliant by Ordered date

POSSIBLE ORDERS:

1. Continuance

10. First Compliance Hearing, compliant by Ordered date

11. First Compliance hearing, not compliant by Ordered date

SUPPLEMENTARY INFORMATION:

Initial Hearing Date: October 21, 2020

Ordered Compliance Dates:

First - December 7, 2020, to submit an engineer's certification about the deteriorated, east-side columns (47 days from the initial hearing date)

Second - January 19, 2021, to correct all violations, including approved final inspections on all required permits (90 days from the initial hearing date)

Ordered Fine: \$250.00 per day

Special Magistrate Approved Administrative Fees: *\$161.59 (IH) (Paid 11-25-20)*

Additional Administrative Fees Requested: \$92.43 (FCH)

Please See Special Magistrate Hearing Notebook

ATTACHMENT: None



CODE ENFORCEMENT CASE SUMMARY

FEBRUARY 17, 2021 AGENDA

TO: The Code Enforcement Special Magistrate

FROM: Gwyn Herstein, Code Enforcement Coordinator

PREPARED BY: Gwyn Herstein, Code Enforcement Coordinator

SUBJECT: THIS CASE WILL BE HEARD THROUGH THE MICROSOFT TEAMS PLATFORM
AFTER OTHER CASES ON AGENDA

Property Owner: Hue Management, LLC

Violation Address: 2400 S. Atlantic Ave. in Daytona Beach Shores, Florida

Code Enforcement Case #: CDEF2020-09

Volusia County Parcel ID #: 5322-03-05-0180

TYPE OF HEARING:

First Compliance Hearing

CODE(S) CITED:

The *Code of Ordinances of the City of Daytona Beach Shores*, Chapter 13, Section 13-5, and Appendix "G" - *Land Development Code*, Chapter 14, Section 14-52.9.(B)(16) and (D)(1), (2), & (3) along with City of Daytona Beach Shores Ordinances 2019-09 & 2019-14, Part III, Section 14-61.1.(b).

VIOLATION(S) FOUND:

- a) *Grass/weeds over 12" high* (Compliant by 12-21-20)(0 fined days)
- b) Door on west building face is in disrepair - delaminating at bottom**
- c) Window-like opening in block on west building face is unprotected and allowing water intrusion to interior spaces**
- d) Opening on west building face immediately behind irrigation pump is unprotected**
- e) Uncapped pipe through exterior wall to water heater does not "present a neat and fresh appearance"**
- f) Door on west building face does not "present a neat and fresh appearance", is delaminating at bottom**
- g) Exterior paint is peeling in places**
- h) Exterior paint is discolored by rust in places and insect casings in others**
- i) Exterior electrical elements are rusted and deteriorated in multiple places around building, some conduit broken* (Compliant by 12-21-20)(0 fined days)
- j) Satellite dish and metal strapping on west building face are non-functional elements and**

should be removed (Metal strapping removed by 12-21-20, but satellite dish remained)

k) Building remains vacant longer than 60 days without obtaining a Certificate of Compliance - Vacant Property

REQUESTED ORDER(S):

11. First Compliance Hearing, not compliant by Ordered date

POSSIBLE ORDERS:

1. Continuance

10. First Compliance Hearing, compliant by Ordered date

11. First Compliance Hearing, not compliant by Ordered date

SUPPLEMENTARY INFORMATION:

Initial Hearing Date: October 21, 2020

Ordered Compliance Date: December 21, 2020 (61 days from initial hearing date)

Ordered Fine: \$250.00 per day

Special Magistrate Approved Administrative Fees: \$147.79 (IH)

Additional Administrative Fees Requested: \$85.53 (FCH) (for a total of \$233.32)

Please See Special Magistrate Hearing Notebook

ATTACHMENT: None



CODE ENFORCEMENT CASE SUMMARY FEBRUARY 17, 2021 AGENDA

TO: The Code Enforcement Special Magistrate

FROM: Gwyn Herstein, Code Enforcement Coordinator

PREPARED BY: Gwyn Herstein, Code Enforcement Coordinator

SUBJECT: Property Owners: Tamara & Bernest A. York III

Property Address: 3115 S. Atlantic Ave., Unit 1201, Daytona Beach Shores, Florida

Code Enforcement Case #: PCDEF2020-61

Volusia County Parcel ID #: 5334-15-00-L010

TYPE OF HEARING:

Initial Hearing

CODE(S) CITED:

The *Code of Ordinances of the City of Daytona Beach Shores*, Appendix "G" - *Land Development Code*, Chapter 5, Section 5-6. *Building Code adopted.*, which refers, in part, to the *Florida Building Code, Sixth Edition (2017)*, Chapter 1, Section 105.1 *Required*.

VIOLATION(S) FOUND:

- a) Daytona Beach Shores building permit numbered 20190724 expired without an approved final inspection
- b) The work previously covered by Daytona Beach Shores building permit numbered 20190724 is currently unpermitted work

REQUESTED ORDER(S):

#7. Initial Hearing, In Violation w/ fees

POSSIBLE ORDERS:

- #1. Continuance
- #2. Dismissal
- #4. Initial Hearing, No Fine Standing Order, currently compliant w/out fees
- #5. Initial Hearing, No Fine Standing Order, currently compliant, w/ fees
- #6. Initial Hearing, No Violations found
- #7. Initial Hearing, In Violation w/ fees

SUPPLEMENTARY INFORMATION:

Please see supplementary document packet

ATTACHMENT: None



CODE ENFORCEMENT CASE SUMMARY FEBRUARY 17, 2021 AGENDA

TO: The Code Enforcement Special Magistrate

FROM: Gwyn Herstein, Code Enforcement Coordinator

PREPARED BY: Gwyn Herstein, Code Enforcement Coordinator

SUBJECT: Property Owner: Titan Development Partners LLC

Property Address: 3309 S. Atlantic Ave., Daytona Beach Shores, Florida

Code Enforcement Case #: PCDEF2020-63

Volusia County Parcel ID #: 5335-03-01-0040

TYPE OF HEARING:

Initial Hearing

CODE(S) CITED:

The Code of Ordinances of the City of Daytona Beach Shores, Appendix "G" - Land Development Code, Chapter 5, Section 5-6. Building Code adopted., which refers, in part, to the Florida Building Code, Sixth Edition (2017), Chapter 1, Section 105.1 Required.

VIOLATION(S) FOUND:

- a) Daytona Beach Shores building permits numbered 20180422 expired without an approved final inspection
- b) The work previously covered by Daytona Beach Shores building permits numbered 20180422 is currently unpermitted work

REQUESTED ORDER(S):

#7. Initial Hearing, In Violation w/ fees

POSSIBLE ORDERS:

- #1. Continuance
- #2. Dismissal
- #4. Initial Hearing, No Fine Standing Order, currently compliant w/out fees
- #5. Initial Hearing, No Fine Standing Order, currently compliant, w/ fees
- #6. Initial Hearing, No Violations found
- #7. Initial Hearing, In Violation w/ fees

SUPPLEMENTARY INFORMATION:

Please see supplementary document packet

ATTACHMENT: None



CODE ENFORCEMENT CASE SUMMARY FEBRUARY 17, 2021 AGENDA

TO: The Code Enforcement Special Magistrate

FROM: Gwyn Herstein, Code Enforcement Coordinator

PREPARED BY: Gwyn Herstein, Code Enforcement Coordinator

SUBJECT: Property Owners: Ramesh Yeluri and Krishna Yeluri, as Trustees of the Ramesh Yeluri and Krishna Yeluri Revocable Living Trust dated May 7, 2015

Property Address: 3400 S. Atlantic Avenue in Daytona Beach Shores, Florida

Code Enforcement Case #: CDEF2020-84

Volusia County Parcel ID #: 5335-03-06-0010

TYPE OF HEARING:

Initial Hearing

CODE(S) CITED:

The *Code of Ordinances of the City of Daytona Beach Shores*, Appendix "G" - *Land Development Code*, Chapter 5, Section 5-6. *Building Code adopted*. which refers, in part, to the *Florida Building Code - Sixth Edition (2017)*, Chapter 1, Section 105.1 *Required*. and Appendix "G" - *Land Development Code*, Chapter 6, Section 6.1.d. & h. and Chapter 14, Section 14-52.9.(B)(16) and (D)(1), (2), (4), (7), (9), &(10).

VIOLATION(S) FOUND:

- a) Garage door replaced without a permit, west building face, first bay from northwest corner
- b) Numeric street address of the property is not identified on the front (street side) of the sign with six to twelve inch numerals - rectified
- c) Numeric street address of the property is not identified on the sides of the sign where the sign faces are located with six to twelve inch numerals
- d) Required landscape of 0.45 shrubs or groundcover plants per total area of sign face around monument-style sign are not present (minimum of 15 one-gallon container plants spaced 18" apart are required)
- e) Stucco is cracked and chipped, esp. east building face
- f) Building does not "present a neat and fresh appearance" in that paint is discolored and chipped, esp. east building face
- g) Rust, dents, and cracks on fascia, east building face
- h) Rust on drip edge, east building face
- i) Wood around A/C unit is unprotected by paint, west building face, second floor

- j) A/C is rusty, west building face, second floor
- k) Header cracked, west building face, second bay from northwest corner
- l) Sill cracked at Surfside Tavern window, east building face
- m) Soffit in disrepair in places, east building face
- n) Window missing and not properly abandoned, west building face, second floor
- o) Stucco in disrepair on retaining wall west of building, in a vertical line immediately north of fence attachment
- p) Paint is discolored on retaining wall west of building
- q) Planter wall not "maintained to present a cared-for aesthetic appearance" in that the paint is discolored by unused adhesive and where plants used to be at the base
- r) Decals on sign face displaying a former business are peeling: "A-1 Shipping & Business Service"
- s) Concrete parking bumper broken along east property line

REQUESTED ORDER(S):

#7. Initial Hearing, In Violation w/ fees

POSSIBLE ORDERS:

- #1. Continuance
- #2. Dismissal
- #4. Initial Hearing, No Fine Standing Order, currently compliant w/out fees
- #5. Initial Hearing, No Fine Standing Order, currently compliant, w/ fees
- #6. Initial Hearing, No Violations found
- #7. Initial Hearing, In Violation w/ fees

SUPPLEMENTARY INFORMATION:

Please see supplementary document packet

ATTACHMENT: None