

MINUTES
CODE ENFORCEMENT SPECIAL MAGISTRATE MEETING
October 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 of any items being removed from agenda

There were no cases removed from the agenda.

3. MINUTES

A. Code Enforcement Special Magistrate Minutes Sept. 15, 2021

SM deLaroche approved the minutes from September 15, 2021.

4. ADVANCED HEARINGS (Post-Initial Hearings)

5. INITIAL HEARINGS

A. Property Owners: David Campbell & Marjorie Yappow
Violation Address: 3226 S. Atlantic Ave. in Daytona Beach Shores, Florida
Code Enforcement Case #: CDEF2021-30
Volusia County Tax Parcel ID #: 5335-01-06-0010

Code Enforcement Coordinator Gwyn Herstein explained that she had received a motion to continue the case on October 13th. Mr. Campbell had retained a new attorney and he was

currently out of state. This case was continued from the September 15th hearing. Both the attorney and the Respondent will be present for the hearing on December 1. Special Magistrate deLaroche granted the motion to continue. For the record, this continuance was agreed upon earlier as Attorney Lapinski called the SM deLaroche in his car to discuss the case. Going forward, this will not happen again. Respondents and their legal representatives are able to call in by phone for the hearing. The SM will not allow any pre-hearing pleadings, motions, or requests to occur, everything will be done during the hearing to prevent any Sunshine violations.

6. CLOSING REMARKS

- A. The next Code Enforcement Special Magistrate Meeting is scheduled for Wednesday, December 1, 2021, at 9:00 a.m.
- B. The January meeting is scheduled for Wednesday, January 19, 2022, at 9:00 a.m.

7. SPECIAL MAGISTRATE COMMENTS

Ms. Herstein requested the SM re-approve the statutorily optional methods of providing notice to respondents. The Florida Statutes Chapter 162 provides a list of methods and the city follows those methods. Special Magistrate deLaroche re-approved the secondary methods of publication or posting as the Florida Statutes allow.

8. ADJOURNMENT

The meeting ended at 9:14 am.

Special Magistrate, Steven deLaroche

Recording Secretary, Cheri Schwab