CODE ENFORCEMENT BOARD SEMINOLE COUNTY, FLORIDA

AGENDA

December 2, 2004 – 1:30 pm Seminole County Services Building – Room 1028 1101 East First St, Sanford FL 32771

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II Pledge of Allegiance

III Roll Call

IV Swearing in of Witnesses

V Agenda Update & Approval

VI Public Hearings

REPEAT CASES

A Case No: 00-67-CEB

Success Today International

Terrence Laughlin, Registered Agent Code Enforcement Officer: Joann Davids

Complaint No: 2000-2110

This is a repeat violation. The original violation was heard by the Board on July 20, 2000 and an Order was entered. Compliance on the original violation was obtained on January 16, 2001. The original fine had accrued to \$700.00. The Board reduced the original fine to \$578.00. This fine was paid by the Respondents. An Affidavit of Repeat Violation was filed on October 26, 2004. This property is not in compliance at this time.

Recommendation: The Board issue an Order constituting a Fine on a Repeat Violation of the Findings of Fact, Conclusions of Law and Order dated July 20, 2000, be recorded in the public records.

Violation charged: Seminole County Code, Chapter 95, Section 95.4 as defined in

Section 95.3(g)(h)(j).

Described as: 1) Accumulation of trash and debris.

2) Uncultivated vegetation in excess of 24" in height, within 75' of a

structure.

3) Used or scrap building materials on property.

Location: 9616 McNorton Road, Altamonte Springs (Commission District 3)

Tax Parcel ID # 22-21-29-300-0400-0000

Motion by	Second by	Action	

B Case No 00-101-CEB Alan W. & Aileen S. Davis

Code Enforcement Officer: Dorothy Hird

Complaint No: 2000-03228

This is a Repeat Violation. The original violation was heard by the Board on December 7, 2000 and an Order was entered. Compliance was obtained on the original violation on October 17, 2003. An Affidavit of Repeat Violation was filed on October 21, 2004. The property is <u>not</u> in compliance at this time.

Recommendation: The Board issue an Order constituting a Fine on a Repeat Violation of the Order Finding Non-Compliance and Imposing Fine/Lien dated January 9, 2002, be recorded in the public records.

Violation charged: Seminole County Code, Chapter 95, Section 95.4 as defined in

Section 95.3(p).

Described as: 1) Objectionable, unsightly or unsanitary matter, substance or

material tending by its existence and/or accumulation to endanger or adversely affect the health, safety, lives and/or welfare of the

citizens of the County.

Location: 349 E Alpine Street, Altamonte Springs (Commission District 4)

Tax Parcel ID # 11-21-29-503-0G00-0220.

Motion by _____ Second by ____ Action____

SERVICE BY CERTIFIED MAIL

C Case No: 02-53-CEB Eusebio Medina

Code Enforcement Officer: Jerry Robertson

Complaint No: 2001-8078

This is a repeat violation. The original violation was heard by the Board on April 25, 2002 and an Order was entered. Compliance was obtained on the original violation on July 10, 2002. The original fine had accrued to \$1,950.00. The Board reduced the original fine to \$400.00 on July 25, 2002. The fine was paid by the Respondent. An Affidavit of Repeat Violation was filed on October 8, 2004. An Affidavit of Compliance After Repeat Violation was filed on October 19, 2004. This property is presently in compliance.

Recommendation: The Board issue an Order constituting a Fine on a Repeat Violation of the Findings of Fact, Conclusions of Law and Order dated April 25, 2002 in the amount of \$1,000.00 for 10 days of non-compliance at \$100.00 per day from October 7, 2004 through and including October 17, 2004, be recorded in the public records.

Violation charged: Seminole County Code, Chapter 95, Section 95.4 as defined in

Section 95.3(I)(h)(g).

Described as: 1) Junked or abandoned vehicle not kept within an enclosed garage

or an attached carport.

2) Uncultivated vegetation in excess of 24" in height, within 75' of a

structure.

3) Accumulation of trash and debris.

Location: 2101 Packard Avenue, Oviedo (Commission District 2)

Tax Parcel ID # 25-20-31-5AB-0000-271A.

Motion by _____ Second by ____ Action____

SERVICE BY CERTIFIED MAIL

D Case No: 02-98-CEB

Betty J. Lamar

Code Enforcement Officer: Dorothy Hird

Complaint No: 2002-2065

This is a repeat violation. The original violation was heard by the Board on August 22, 2002 and an Order was entered. Compliance was obtained on the original violation on January 27, 2003. The fine had accrued to \$23,650.00. The Board reduced the fine to \$350.00 on February 27, 2003. The fine was paid by the Respondent. An Affidavit of Repeat Violation was filed on August 30, 2004. This property is <u>not</u> in compliance at this time.

Recommendation: The Board issue an Order constituting a Fine on a Repeat Violation of the Order Finding Non-Compliance and Increasing Fine dated October 24, 2002, be recorded in the public records.

Violation charged: Seminole County Code, Chapter 95, Section 95.4 as defined in

Section 95.3(g)(h).

Described as: 1) Accumulation of trash and debris.

2) Uncultivated vegetation in excess of 24" in height, within 75' of a

structure.

Location: 100 Spring Street, Altamonte Springs (Commission District 4)

Tax Parcel ID # 12-21-29-5BD-1300-0090

Motion by	Second by	_ Action	

E Case No: 02-123-CEB

Success Today International Inc. Terrence Laughlin, Registered Agent Code Enforcement Officer: Joann Davids

Complaint No: 2002-7117

This is a repeat violation. The original violation was heard by the Board on September 26, 2002 and an Order was entered. Compliance on the original violation was obtained on November 1, 2002. An Affidavit of Repeat Violation was filed on October 26, 2004. This property is <u>not</u> in compliance at this time.

Recommendation: The Board issue an Order constituting a Fine on a Repeat Violation of the Findings of Fact, Conclusions of Law and Order dated September 26, 2002, be recorded in the public records.

Violation charged: Seminole County Land Development Code, Section 30.122. Described as: 1) Storage yard is not a permitted use in an A-1 zone.

Location: 9616 McNorton Road, Altamonte Springs (Commission District 3)

Tax Parcel ID # 22-21-29-300-0400-0000

Motion by _____ Second by ____ Action____

NEW CASES

POSTED NOTICE OF HEARING

A Case No: 04-71-CEB

Dewey & Gerald D. McElreath Trustee
Code Enforcement Officer: Pamela Taylor

Complaint No: 2004CE001165

New Case. Continued from October 28, 2004 at Staff Request. Has not been heard by the Board.

Violation Charged: Seminole County Code, Chapter 95, Section 95.4, as defined in

Section 95.3(g)(h)(l)(p).

Described as: 1) Accumulation of trash and debris.

2) Uncultivated vegetation in excess of 24" in height, within 75' of a

structure.

3) Junk vehicles not within an enclosed garage or an attached

carport.

4) Objectionable, unsightly or unsanitary matter.

Location: 1064 N County Road 427, Longwood (Commission District 2)

Tax Parcel ID # 29-20-30-300-0190-0000

Motion by _____ Second by ____ Compliance Date____ Fine____

SERVICE BY CERTIFIED MAIL

B Case No: 04-77-CEB

Wilda Mae Davis

Code Enforcement Officer: Jerry Robertson

Complaint No: 2004CE000949

Violation Charged: Seminole County Code Chapter 95, Section 95.4, as defined in

Section 95.3(f)(g)(h)(l).

Described as: 1) Unusable appliances on property

2) Accumulation of trash and debris.

3) Uncultivated vegetation in excess of 24" in height, within 75' of a

structure.

4) Junk or abandoned vehicle not kept within an enclosed garage

or an attached carport.

Location: 500 Snow Hill Road, Geneva (Commission District 2)

Tax Parcel ID # 33-20-32-300-0080-0000

Motion by _____ Second by ____ Compliance Date____ Fine____

WITHDRAWN BY STAFF WITHOUT PREJUDICE

C Case No: 04-78-CEB Viacom Outdoor, Inc.

Corporation Service, Registered Agent Planning Manager: Matthew West

Violation Charged: Seminole County Land Development Code, Section 30.1246.

Described as: 1) Non-conforming billboard placed in an A-1 zone (Agricultural) is

not permitted.

Location: 1675 Dixon Road (I-4), Longwood (Commission District 5)

Tax Parcel ID # 26-20-29-300-0010-0000

Motion by _____ Second by ____ Compliance Date____ Fine____

COMPLIED PRIOR TO HEARING

D Case No: 04-79-CEB

Bruce & Alice P. Dilworth

Code Enforcement Officer: Dorothy Hird

Complaint No: 2004CE001094

Violation Charged: Seminole County Code, Chapter 95, Section 95.4, as defined in

Section 95.3(1).

Described as: 1) Junk of abandoned vehicle not kept within an enclosed garage

or an attached carport.

Location: 1/10 Desoto Avenue, Altamonte Springs (Commission District 4)

Tax Parcel ID # 07-21-30-505-0B00-0140

Motion by _____ Second by ____ Compliance Date____ Fine____

SERVICE BY CERTIFIED MAIL

E Case No: 04-80-CEB S C G Partnership

Code Enforcement Officer: Dorothy Hird

Complaint No: 2004CE000888

Violation Charged: Seminole County Land Development Code, Chapter 30, Section

30.1231(i).

Described as: 1) Landscaping not installed or maintained per the approved site

plan.

Location: 199 SR 436, Casselberry (Commission District 4)

Tax Parcel ID # 17-21-30-510-0000-0020

Motion by Second by **Compliance Date** Fine COMPLIED PRIOR TO HEARING F Case No: 04-81-CEB Jori R. Walters C/O Gary Broccoli Code Enforcement Officer: Jerry Robertson Complaint No: 2004CE001181 Violation Charged: Seminole County Code, Chapter 95, as defined in Section 95.3(q)(h). 1) Accumulation of trash and debris. Described as: 2) Uncaltivated vegetation in excess of 24" in height, located within 75' of a structure. 221 First Street, East, Chuluota (Commission District 1) Location: Tax Parcel ID # 21-21-32-5CF-0800-0060 **Compliance Date** Motion by Second by Fine

G Case No: 04-82-CEB

Isaiah S. Bailey

Code Enforcement Officer: Dorothy Hird

Complaint No: 2004CE001091

Violation Charged: Seminole County Code, Chapter 95, Section 95.4, as defined in

Section 95.3(f)(g)(h).

Described as: 1) Unusable appliances on property.

2) Accumulation of trash and debris.

3) Uncultivated vegetation in excess of 24" in height, within 75' of a

structure.

Location: 121 Plymouth Avenue, Altamonte Springs (Commission District 4)

Tax Parcel ID # 07-21-30-505-0B00-0010

Motion by _____ Second by ____ Compliance Date____ Fine___

POSTED NOTICE OF HEARING

H Case No: 04-83-CEB

Beverly L. Hayes

Code Enforcement Officer: Dorothy Hird

Complaint No: 2004CE000991

Violation Charged: Seminole County Code, Chapter 95, Section 95.4, as defined in

Section 95.3(h).

Described as: 1) Uncultivated vegetation in excess of 24" in height, within 75' of a

structure.

Location: 1941 S CR 427, Altamonte Springs (Commission District 4)

Tax Parcel ID # 07-21-30-510-0A00-0110

Motion by _____ Second by ____ Compliance Date____ Fine___

COMPLIED PRIOR TO HEARING

I Case No: 04-84-CEB Cheryle D. Traywick

Code Enforcement Officer: Dorothy Hird

Complaint No: 2004CE001195

Violation Charged: Seminole County Code Chapter 95, Section 95.4, as defined in

Section 95.3(h)(n).

Described as: 1) Uncultivated regetation in excess of 24" in height, within 75' of a

structure.

2) Stagrant or foul water within a swimming pool or wading pool.

Location: 230 Waverly Drive, Fern Park (Commission District 4)

Tax Parcel ID # 20-21-30-512-0000-0850

Motion by _____ Second by ____ Compliance Date ____ Fine ____

SERVICE BY CERTIFIED MAIL

J Case No: 04-85-CEB Gilbert & Debra Boucher

Code Enforcement Officer: Donna Wisniewski

Complaint No: 2004CE001179

Violation Charged: Seminole County Code, Chapter 95, Section 95.4, as defined in

Section 95.3(h)(l).

Described as: 1) Uncultivated vegetation in excess of 24" in height, within 75' of a

structure.

2) Junked or abandoned vehicle not kept within an enclosed garage

or an attached carport.

Location: 3108 Nicholson Drive, Winter Park (Commission District 1)

Tax Parcel ID # 34-21-30-518-0000-0260

Motion by _____ Second by ____ Compliance Date____ Fine____

CONTINUED AT STAFF REQUEST

K Case No: 04-86-CEB Abel & Luisa Serrano Jose & Lillian Benitez

Code Enforcement Officer: Joann Davids

Violation Charged: Seminole Coupty Code, Chapter 95, Section 95.4, as defined in

Section 95.3(g).

Described as: 1) Accumulation of trash and debris.

Location: Highway 441, Apopka (Commission District 3)

Tax Parcel ID # 17-21-29-5BG-0000-025A

Motion by _____ Second by ____ Compliance Date____ Fine____

CONTINUED AT STAFF REQUEST

L Case No: 04-87-CEB Robert W. Cignoni

Code Enforcement Officer: Joann Davids

Complaint No: 2004CE001511

Violation Charged: Seminole County Code, Chapter 95, Section 95.4, as defined in

Section 95.3(g)(h).

Described as: 1) Accumulation of trash and debris.

2) Uncultivated vegetation in excess of 24" in height, within 75' of a

structure.

Location: 315 Tulane Drive, Altamonte Springs (Commission District 3)

Tax Parcel ID # 15-21-29-510-0200-0180

Motion by _____ Second by ____ Compliance Date ____ Fine ____

M Case No: 04-88-CEB

Mary L. Jolly and Ronald Renouf

Code Enforcement Officer: Pamela Taylor

Complaint No: 2004CE000747

Violation Charged: Seminole County Code, Chapter 95, Section 95.4, as defined in

Section 95.3(h)(l).

Described as: 1) Uncultivated vegetation in excess of 24" in height, within 75' of a

structure.

2) Junked or abandoned vehicle not kept within an enclosed garage

or an attached carport.

Location: 301 Fairmont Drive, Sanford (Commission District 5)

Tax Parcel ID # 14-20-30-501-0E00-0110

Motion by _____ Second by ____ Compliance Date____ Fine____

POSTED NOTICE OF HEARING

N Case No: 04-89-CEB

Joseph J. Chalue, Jr.

Code Enforcement Officer: Pamela Taylor

Complaint No: 2004CE001069

Violation Charged: Seminole County Code, Chapter 95, Section 95.4, as defined in

Section 95.3(q)(I).

Described as: 1) Accumulation of trash and debris.

2) Junked or abandoned vehicle not kept within an enclosed garage

or an attached carport.

Location: 104 Sunland Dr., South, Sanford (Commission District 5)

Tax Parcel ID # 14-20-30-501-0M00-0130

Motion by _____ Second by ____ Compliance Date____ Fine___

COMPLIED PRIOR TO HEARING

O Case No: 04-90-CEB
Bertram Polis, Esquire
Solomon Klotz Trustee

Code Enforcement Officer: Dorothy Hird

Complaint No: 2004CE000990

Violation Charged: Seminole County Code, Chapter 95, Section 95.4, as defined in

Section 95.3(h).

Described as: 1) Uncultivated vegetation in excess of 24" in height and within 75'

of a structure.

Location: Plumosa Avenue, Altamonte Springs (Commission District 4)

Tax Parcel ID # 07-21-30-515-0000-0070

Motion by _____ Second by ____ Compliance Date ____ Fine ____

POSTED NOTICE OF HEARING

P Case No: 04-91-CEB Lorraine Corcoran

Code Enforcement Officer: Dorothy Hird

Complaint No: 2004CE000953

Violation Charged: Seminole County Code, Chapter 95, Section 95.4, as defined in

Section 95.3(I).

Described as: 1) Junked or abandoned vehicle not being kept within an enclosed

garage or an attached carport.

Location: 460 Ford Avenue, Altamonte Springs (Commission District 4)

Tax Parcel ID # 07-21-30-512-0000-0080

Motion by _____ Second by ____ Compliance Date____ Fine___

Fine

Q Case No: 04-92-CEB

Lindsay Butler

Motion by

Code Enforcement Officer: Dorothy Hird

Complaint No: 2004CE001189

Violation Charged: Seminole County Code, Chapter 95, Section 95.4, as defined in

Section 95.3(h).

Second by

Described as: 1) Uncultivated vegetation in excess of 24" in height and within 75'

of a structure.

Location: 1111 North Street, Longwood (Commission District 4)

Tax Parcel ID # 12-21-29-5BD-3400-0010

•	<u>, </u>		
CONTINUED CASES			
NONE			

Compliance Date

SPECIAL REQUEST

A Case No: 04-39-CEB John W. Rutherford

Code Enforcement Officer: Joann Davids

Complaint No: 2004CE000085

Sue Walsh, Property Manager, is requesting that the Board grant an extension of the compliance date issued on August 26, 2004. An Affidavit of Non-Compliance has been filed by the Code Enforcement Officer on November 22, 2004.

Violation Charged: Seminole County Code, Chapter 95, Section 95.4 as defined in

Section 95.3(g)(j)(l) and Seminole County Land Development Code Chapter 30, Part 41, Section 30.762 and Chapter 40, Part 1,

Section 40.12.

Described as: 1) Accumulation of trash and debris.

2) Used and/or scrap building materials.

3) Junk vehicles not kept within an enclosed garage or an attached

carport.

4) Automobile wrecking/salvage yard, mechanical garage, vehicle repairs, paint and body shop, auto tire store with service bays and

outside storage are not permitted uses in a C-2 zone.

5) Utilizing C-2 zoned property without an approved site plan.

Location: 9170 Overland Road, Apopka (Commission District 3)

Tax Parcel ID # 17-21-29-5BG-0000-028F

Motion by	Second by	Action	

CONSENT AGENDA

A Case No: 04-45-CEB

Oscar & Bernice K. Duncan

Code Enforcement Officer: Jerry Robertson

Complaint No: 2004CE000217

This case was heard by the Board on June 24, 2004 and an Order was entered giving the Respondents a compliance date of September 24, 2004. An Affidavit of Non-Compliance has been filed by the Code Enforcement Officer on September 28, 2004. This property is not in compliance at this time.

Recommendation: The Board issue an Order constituting a lien in the amount of \$3,400.00, 68 days of non-compliance from September 25, 2004 through and including December 2, 2004, at \$50.00 per day be recorded in the public records and the fine shall continue to accrue at \$50.00 per day for each day the violation is repeated past December 2, 2004.

Violation Charged: Seminole County Land Development Code, Chapter 30, Section

30.102, 30.103 and 30.104.

Described as: 1) Mobile home placed on this parcel without Board of Adjustment

approval, as a special exception.

Location: 2005 Osceola Road W. Geneva (Commission District 2)

Tax Parcel ID # 07-20-32-5UO-0002-0010

Motion by	Second by	Action	

B Case No: 04-64-CEB

Willie G. McKelvey Life Estate

Eva Sherman, ET AL

Code Enforcement Officer: Dorothy Hird

Complaint No: 2004CE000417

This case was heard by the Board on September 23, 2004 and an Order was entered giving the Respondents a compliance date of October 15, 2004. An Affidavit of Non-Compliance has been filed by the Code Enforcement Officer on October 18, 2004. This property is <u>not</u> in compliance at this time.

Recommendation: The Board issue an Order constituting a lien in the amount of \$7,050.00, 47 days of non-compliance from October 16, 2004 through and including December 2, 2004, at \$50.00 per day, per violation be recorded in the public records and the fine shall continue to accrue at \$50.00 per day, per violation for each day the violations are repeated past December 2, 2004.

Violation Charged: Seminole County Code, Chapter 95, Section 95.4, as defined in

Section 95.3(q)(h)(l).

Described as: 1) Accumulation of trash and debris.

2) Uncultivated vegetation in excess of 24" in height, within 75' of a

structure.

3) Junk or abandoned vehicle not kept within an enclosed garage

or an attached carport.

Location: 248 Jackson Street, Altamonte Springs (Commission District 4)

Tax Parcel ID # 07-21-30-513-0000-0190

Motion by	Second by	Action	

C Case No: 04-65-CEB

Thomas P. and Rita Murphy

C/o Bruce White

Code Enforcement Officer: Joann Davids

Complaint No: 2004CE001107

This case was heard by the Board on September 23, 2004 and an Order was entered giving the Respondents a compliance date of October 21, 2004. An Affidavit of Non-Compliance has been filed by the Code Enforcement Officer on October 22, 2004 on the property located at 1326 Topfield Court. An Affidavit of Compliance was filed by the Code Enforcement Officer on November 8, 2004 on the property located at 1326 Topfield Court. This property is presently in compliance.

Recommendation: The Board issue an Order constituting a lien in the amount of \$650.00, 13 days of non-compliance from October 22, 2004 through and including November 4, at \$50.00 per day, per address (only 1 address was in non-compliance) be recorded in the public records.

Violation Charged: Seminole County Code 95.4, as defined in Section 95.3(h).

Described as: 1) Uncultivated vegetation in excess of 24" in height, within 75' of a

structure.

Location: 1344 Topfield Court, Apopka (Commission District 3)

1338 Topfield Court, Apopka (Commission District 3) 1332 Topfield Court, Apopka (Commission District 3) 1326 Topfield Court, Apopka (Commission District 3)

Tax Parcel ID # 17-21-29-522-0000-0260

17-21-29-522-0000-0270 # 17-21-29-522-0000-0280 # 17-21-29-522-0000-0290

Motion by Second byAction

D Case No: 04-57-CEB

James Guldi Wayne Anderson

Code Enforcement Officer: Pamela Taylor

Complaint No: 2004CE000203

This case was heard by the Board on August 26, 2004 and an Order was entered giving the Respondents a compliance date of October 1, 2004. An Affidavit of Non-Compliance has been filed by the Code Enforcement Officer on October 7, 2004. An Affidavit of Compliance was filed by the Code Enforcement Officer on October 25, 2004. This property is presently in compliance.

Recommendation: The Board issue an Order constituting a lien in the amount of **\$5,500.00**, 23 days of non-compliance from October 2, 2004 through and including October 24, at **\$250.00 per day**, be recorded in the public records.

Violation Charged: Seminole County Land Development Code, Chapter 30, Section

30.762 & 30.763, Section 30.74 and Chapter 40, Section 40.12(a).

Described as: 1) Operating an auto salvage/junk yard/ towing and/or repair

business in a C-2 zoning is not a permitted use.

2) Outside storage is not permitted.

3) Parking of semi-tractor trailers and cargo trailer boxes outside

the course of making ordinary deliveries are prohibited.

4) Operation a business on subject property without an approved

site plan or beyond the scope of the original site plan.

Location: 4366 N CR 427, Sanford (Commission District 5)

Tax Parcel ID # 22-20-30-300-033A-0000

Motion by	Second by	_Action
FORECLOSURE		
NONE		

VII Approval of the minutes from the meeting of October 28, 2004

VIII Confirmation date of next meeting: January 27, 2005

IX Old Business - None

X New Business -

Case No: 03-97-CEB – Douglas G. Cisler, Richard M. Cisler and Joyce C. Laird. Board entered a Findings of Fact, Conclusions of Law and Order on a Repeat Violation Presently in Compliance on September 23, 2004 and imposed a fine of \$650.00. The Respondents paid the fine on November 29, 2004. A Satisfaction of Fine will be executed by the Chair at this meeting.

XI Adjourn

NOTE: PERSONS WITH DISABILITIES NEEDING ASSISTANCE TO PARTICIPATE IN ANY OF THESE PROCEEDINGS SHOULD CONTACT THE HUMAN RESOURCES DEPARTMENT ADA COORDINATOR 48 HOURS IN ADVANCE OF THE MEETING AT 407-665-7941.

PERSONS ARE ADVISED THAT IF THEY DECIDE TO APPEAL ANY DECISIONS MADE AT THIS HEARING, THEY WILL NEED A RECORD OF THE PROCEEDINGS, AND FOR SUCH PURPOSE, THEY MAY NEED TO ENSURE THAT A VERBATIM RECORD OF THE PROCEEDINGS ARE MADE, WHICH RECORD INCLUDES THE TESTIMONY AND EVIDENCE UPON WHICH THE APPEAL IS TO BE BASED, PER SECTION 285.0105, FLORIDA STATUTES.

FOR ADDITIONAL INFORMATION REGARDING THIS AGENDA, PLEASE CONTACT (407) 665-7403.

12-2-04 Agenda