

**APPROVED
CODE ENFORCEMENT BOARD
SEMINOLE COUNTY, FLORIDA**

MINUTES

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

I Call to Order

The scheduled meeting of the Seminole County Code Enforcement Board was called to order at 1:38 pm in the Seminole County Services Building, Room 1028, 1101 East First St, Sanford FL.

A few moments of silence was held followed by the Pledge of Allegiance.

II Pledge of Allegiance

III Roll Call

Members Present: Tom Hagood, Chair
Jean Metts, Vice Chair
Anne Blakey
Jay Ammon
Larry Lawver
Bill Fahey
Stewart Fritz

Members Excused: None

Present & Sworn: Terrence Laughlin, Respondent, 00-67-CEB
Gerald McElreath, Respondent, 04-71-CEB
Sharif Baker, Representative, 04-80-CEB
Kimberly Shiver, Representative, 04-80-CEB
Isaiah Bailey, Respondent, 04-82-CEB
Gilbert Boucher, Respondent, 04-85-CEB
Sue Walsh, Representative, 04-39-CEB
Bernice Duncan, Respondent, 04-45-CEB
Thomas Murphy, Respondent, 04-65-CEB
James Guldi, Respondent, 04-57-CEB
Joseph Chalue, Respondent, 04-89-CEB
Deborah Leigh, Senior Code Enforcement Officer, SCSO
Dorothy Hird, Code Enforcement Officer, SCSO
Pamela Taylor, Code Enforcement Officer, SCSO
Joann Davids, Code Enforcement Officer, SCSO
Jerry Robertson, Code Enforcement Officer, SCSO
Donna Wisniewski, Code Enforcement Officer, SCSO

Others Present: Daniel F. Mantzaris, Code Enforcement Board Attorney
Connie R. DeVasto, Clerk to the Code Enforcement Board

IV Swearing in of Witnesses

Charlie Martin, Attorney for Respondents, 00-67-CEB and 02-123-CEB

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V Agenda Update & Approval

The published agenda was revised to allow respondents and witnesses present at today's hearing to be heard first. The remaining cases would then be heard in the order originally published.

MOTION BY JAY AMMON, SECONDED BY LARRY LAWVER TO APPROVE THE REVISED AGENDA.

TOM HAGOOD – YES	JEAN METTS – YES
ANNE BLAKEY – YES	JAY AMMON – YES
LARRY LAWVER – YES	BILL FAHEY – YES
STEWART FRITZ – YES	

MOTION CARRIED 7 – 0.

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The following cases will not be heard today:

Wilda Mae Davis, 04-77-CEB, Complied Prior to Hearing
Viacom Outdoor, Inc., Withdrawn by Staff
Bruce & Alice Dilworth, 04-79-CEB, Complied Prior to Hearing
Jori R. Walters, 04-81-CEB, Complied Prior to Hearing
Cheryle D. Traywick, 04-84-CEB, Complied Prior to Hearing
Serrano & Benitez, 04-86-CEB, Continued at Staff Request
Robert W. Cignoni, 04-87-CEB, Continued at Staff Request
Polis & Klotz, 04-90-CEB, Complied Prior to Hearing

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SEMINOLE COUNTY CODE ENFORCEMENT BOARD HEARING
DECEMBER 2, 2004

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

Joann Davids, Code Enforcement Officer, testified on behalf of the County and entered into evidence photographs of the violations. Officer Davids also testified that she personally hand-delivered and posted the Notice of Hearing.

Officer Davids stated that recommendation would be for the Respondents to remove the accumulation of trash and debris with a fine of \$350.00 per day if the Respondents do not comply.

Charlie Martin, Attorney for the Respondents, questioned Officer Davids regarding the violations before and after the hurricanes, whether building permits were issued and the current condition of the fence. Mr. Martin also questioned Officer Davids regarding the re-inspections requested by Mr. Laughlin and how many cases are pending against the Respondents.

Terrence Laughlin, Registered Agent, testified on his behalf and stated that the fence along the property is in its current condition due to the neighbor's tree falling on it during one of the hurricanes. Mr. Laughlin further testified that he has requested a

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dumpster to clear the property and was issued a building permit for the slab on concrete shown in the photographs.

Mr. Martin presented a copy of the building permits for the slab and the block wall. The permits were pulled on August 30, 2004. Mr. Martin also presented a copy of the Rental Agreement for the dumpster. He testified that the dumpster is on 'back-order' and will be used to haul the trash and debris off the property when it becomes available.

Additionally, Mr. Martin presented to the Board a Notice of Representation of Respondent, Respondent's Motion to Continue, Respondents' Motion for Hearing to Determine Compliance and Respondents' Motion to Stay Fine.

Mr. Martin also requested that the Board grant the Respondents more time to come into compliance.

Mr. Laughlin testified that he has sold the property and that the new owners are responsible for the slab and the fence. He also stated that a Contract for Sale has been issued but the title has not been transferred to-date.

The Board asked Mr. Laughlin if 30 days would give him enough time to come into compliance if the dumpster arrives within a few days.

Mr. Laughlin advised that it would.

After discussion of this case by the Board:

MOTION BY JAY AMMON, SECONDED BY LARRY LAWVER, TO CONTINUE THIS CASE TO THE JANUARY 27, 2005 CODE ENFORCEMENT HEARING.

Additional discussion of this case by the Board.

**TOM HAGOOD – YES
ANNE BLAKEY – YES
LARRY LAWVER – YES
STEWART FRITZ – YES**

**JEAN METTS – YES
JAY AMMON – YES
BILL FAHEY – YES**

MOTION CARRIED 7 – 0.

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SEMINOLE COUNTY CODE ENFORCEMENT BOARD HEARING
DECEMBER 2, 2004

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 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 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

Joann Davids, Code Enforcement Officer, testified on behalf of the County and entered into evidence photographs of the violation. Officer Davids further testified that she hand-delivered the Notice of Hearing.

Officer Davids also testified that the property is not in compliance at this time and recommendation would be for the Respondents to cease using the subject property as a storage yard with a fine of \$350.00 per day if the Respondents do not comply.

Charlie Martin, Attorney for Respondents, presented to the Board a Notice of Representation of Respondent, Respondents' Motion to Continue, Respondents' Motion for Hearing to Determine Compliance and Respondents' Motion to Stay Fine.

Mr. Martin testified that the semi-tractor trailer shown in the photographs has been removed and the Respondents would request more time in which to comply.

Dan Mantzaris, Code Board Attorney, asked Mr. Martin who the "third interested party" is that is referred to in his Motion.

Mr. Martin advises that it is A & P Express, Inc. who are now located at this property address.

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The Board asked Mr. Laughlin when he vacated this property and Mr. Laughlin advised July 2, 2003.

After discussion of this case by the Board:

MOTION BY JEAN METTS, SECONDED BY LARRY LAWVER TO CONTINUE THIS CASE TO THE JANUARY 27, 2005 CODE BOARD HEARING.

Additional discussion of this case by the Board.

TOM HAGOOD – NO	JEAN METTS – YES
ANNE BLAKEY – YES	JAY AMMON – YES
LARRY LAWVER – YES	BILL FAHEY – NO
STEWART FRITZ – YES	

MOTION CARRIED 5 – 2.

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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

Pamela Taylor, Code Enforcement Officer, testified on behalf of the County and entered into evidence photographs of the violations. Officer Taylor testified that the Respondents have removed the junked vehicle but all other violations still exist.

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Officer Taylor stated that recommendation would be to remove the remaining violations by December 16, 2004 with a fine of \$150.00 per day if the Respondents do not comply by the required date.

Gerald McElreath, Respondent, testified on his behalf and advised the Board that his father, Dewey, owned the property and is now in a nursing home. Mr. McElreath further testified that he has been trying to clean up the property.

The Board asked Mr. McElreath if two weeks would give him enough time to comply and Mr. McElreath advised that he would need more time.

After discussion of this case by the Board:

MOTION BY BILL FAHEY, SECONDED BY JEAN METTS THAT THE FINDINGS OF FACT, CONCLUSIONS OF LAW AND ORDER BE:

FINDINGS OF FACT, CONCLUSIONS OF LAW AND ORDER

Based on the testimony and evidence presented in case number 04-71-CEB, it is determined that the Respondents are:

- (a) the owners of record of the property (Tax Parcel ID # 29-20-30-300-0190-0000) located at 1064 North County Road 427, Longwood, located in Seminole County and legally described as follows:
LEG SEC 29 TWP 20S RGE 30E BEG 245.26 FT S + 346.87 FT W OF NE COR OF SE ¼ OF SW ¼ RUN W 426.83 FT TO RD SWLY ON ST RD 427 101.78 FT E 661.91 FT N 64 DEG 15 MIN W 197.38 FT TO BEG (LESS RD)
- (b) in possession or control of the property; and
- (c) in violation of Seminole County Code, Chapter 95, Section 95.4 as defined in 95.3(g)(h)(p).

It is hereby ordered that the Respondents correct the violations on or before **January 1, 2005**. In order to correct the violations, the Respondents shall take the following remedial action:

- 1) REMOVE THE ACCUMULATION OF TRASH AND DEBRIS.**
- 2) REMOVE THE UNCULTIVATED VEGETATION IN EXCESS OF 24" IN HEIGHT, WITHIN 75' OF A STRUCTURE.**
- 3) REMOVE THE OBJECTIONABLE, UNSIGHTLY OR UNSANITARY MATTER ON PROPERTY.**

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If the Respondents do not comply with the Order, a fine of **\$150.00** will be imposed for each day the violations continue, or are repeated after compliance past **January 1, 2005**. **The Respondents are further ordered to contact the Seminole County Code Officer to arrange for an inspection of the property to verify compliance. Any fine imposed shall continue to accrue until such time as the Code Officer inspects the property and verifies compliance with this Order.**

This Order shall be recorded in the official land records of Seminole County and shall constitute a lien against the land on which the violation exists and upon any other real or personal property owned by the Respondent.

DONE AND ORDERED this 2nd day of December, 2004, in Seminole County, Florida.

**TOM HAGOOD – YES
ANNE BLAKEY – YES
LARRY LAWVER – YES
STEWART FRITZ – YES**

**JEAN METTS – YES
JAY AMMON – YES
BILL FAHEY – YES**

MOTION CARRIED 7 – 0.

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Case No: 04-80-CEB
S C G Partnership
Code Enforcement Officer: Dorothy Hird
Complaint No: 2004CE000888

New Case

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

Dorothy Hird, Code Enforcement Officer, testified on behalf of the County and entered into evidence photographs of the violation.

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Officer Hird also testified that she inspected the property this morning and advised that the Respondents did replace the missing shrubs and the only thing that needed to be done is to mulch.

Officer Hird stated that recommendation would be to correct the recurring violation by January 28, 2005 with a fine of \$150.00 per day if the Respondents do not comply by the required date.

The Board asked Sharif Baker and Kimberly Shiver, both present for this case, who the owner was. Sharif Baker testified and he represents SCG Partnership and Kimberly Shiver testified that she represents 7-11 who is in the lease with SCG Partnership.

Mr. Baker advised that he will be placing mulch around the shrubs and will be looking into investing in an irrigation system to maintain the landscaping as required.

The Board asked if Mr. Baker could accomplish this by January 28, 2005 and Mr. Sharif advised that he could.

After discussion of this case by the Board:

MOTION BY JEAN METTS, SECONDED BY LARRY LAWVER, THAT THE FINDINGS OF FACT, CONCLUSIONS OF LAW AND ORDER BE:

FINDINGS OF FACT, CONCLUSIONS OF LAW AND ORDER

Based on the testimony and evidence presented in case number 04-80-CEB, it is determined that the Respondents are:

- (a) the owners of record of the property (Tax Parcel ID #17-21-30-510-0000-0020) located at 199 SR 436, Casselberry, located in Seminole County and legally described as follows:
 - LEG PT OF LOT 2 BEG S 29 DEG 29 MIN 18 SEC W 13.18 FT
 - FROM NE COR RUN S 29 DEG 29 MIN 18 SEC W 200 FT N 60
 - DEG 24 MIN 25 SEC W 200 FT N 29 DEG 29 MIN 18 SEC E 200
 - FT S 60 DEG 24 MIN 25 SEC E 200 FT TO BEG (LESS RD)
 - FERNWOOD PLAZA PB 13 PG 95
- (b) in possession or control of the property; and
- (c) in violation of Seminole County Land Development Code, Chapter 30, Section 30.1231(i).

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It is hereby ordered that the Respondents correct the recurring violation on or before **January 28, 2005**. In order to correct the violation, the Respondents shall take the following remedial action:

1) INSTALL AND MAINTAIN THE LANDSCAPING PER THE APPROVED SITE PLAN.

If the Respondents do not comply with the Order, a fine of **\$150.00** will be imposed for each day the violation continues, or is repeated after compliance past **January 28, 2005**. **The Respondents are further ordered to contact the Seminole County Code Officer to arrange for an inspection of the property to verify compliance. Any fine imposed shall continue to accrue until such time as the Code Officer inspects the property and verifies compliance with this Order.**

This Order shall be recorded in the official land records of Seminole County and shall constitute a lien against the land on which the violation exists and upon any other real or personal property owned by the Respondents.

DONE AND ORDERED this 2nd day of December, 2004, in Seminole County, Florida.

**TOM HAGOOD – YES
ANNE BLAKEY – YES
LARRY LAWVER – YES
STEWART FRITZ – YES**

**JEAN METTS – YES
JAY AMMON – YES
BILL FAHEY – YES**

MOTION CARRIED 7 – 0.

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Case No: 04-82-CEB
Isaiah S. Bailey
Code Enforcement Officer: Dorothy Hird
Complaint No: 2004CE001091

New Case.

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

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Dorothy Hird, Code Enforcement Officer, testified on behalf of the County and entered into evidence photographs of the violations. Officer Hird also testified that she inspected the property this morning and there has been some improvement, but the violations remain.

Officer Hird stated that recommendation would be to correct the violations by December 24, 2004 with a fine of \$75.00 per day if the Respondent does not comply by the required date.

Isaiah Bailey, Respondent, testified on his behalf and advised the Board that he is in the process of cleaning the property.

The Board asked Mr. Bailey if he thought he could correct the violations by December 24, 2004 and Mr. Bailey advised that he could.

After a discussion of this case by the Board:

MOTION BY JEAN METTS, SECONDED BY ANNE BLAKEY, THAT THE FINDINGS OF FACT, CONCLUSIONS OF LAW AND ORDER BE:

FINDINGS OF FACT, CONCLUSIONS OF LAW AND ORDER

Based on the testimony and evidence presented in case number 04-82-CEB, it is determined that the Respondent is:

- (a) the owner of record of the property (Tax Parcel ID # 07-21-30-505-0B00-0010) located at 121 Plymouth Avenue, Altamonte Springs, located in Seminole County and legally described as follows:
LEG LOT 1 BLK B HARMONY HOMES
PB 13 PG 35
- (b) in possession or control of the property; and
- (c) in violation of Seminole County Code, Chapter 95, Section 95.4, as defined in Section 95.3(f)(g)(h).

It is hereby ordered that the Respondent correct the violations on or before **December 24, 2004**. In order to correct the violations, the Respondent shall take the following remedial action:

- 1) REMOVE THE UNUSABLE APPLIANCES.**
- 2) REMOVE THE ACCUMULATION OF TRASH AND DEBRIS.**
- 3) REMOVE THE UNCULTIVATED VEGETATION IN EXCESS OF 24" IN HEIGHT, WITHIN 75' OF A STRUCTURE.**

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If the Respondent does not comply with the Order, a fine of **\$75.00** will be imposed for each day the violations continue, or are repeated after compliance past **December 24, 2004**. **The Respondent is further ordered to contact the Seminole County Code Officer to arrange for an inspection of the property to verify compliance. Any fine imposed shall continue to accrue until such time as the Code Officer inspects the property and verifies compliance with this Order.**

This Order shall be recorded in the official land records of Seminole County and shall constitute a lien against the land on which the violations exists and upon any other real or personal property owned by the Respondent.

DONE AND ORDERED this 2nd day of December, 2004, in Seminole County, Florida.

**TOM HAGOOD – YES
ANNE BLAKEY – YES
LARRY LAWVER – YES
STEWART FRITZ – YES**

**JEAN METTS – YES
JAY AMMON – YES
BILL FAHEY – YES**

MOTION CARRIED 7 – 0.

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Case No: 04-85-CEB
Gilbert & Debra Boucher
Code Enforcement Officer: Donna Wisniewski
Complaint No: 2004CE001179

New Case

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

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Donna Wisniewski, Code Enforcement Officer, testified on behalf of the County and entered into evidence photographs of the violations. Officer Wisniewski also testified that she inspected the property on November 30, 2004 and the violations remained.

Officer Wisniewski stated that recommendation would be to remove the uncultivated vegetation and repair, remove or place inoperable vehicles in an enclosed garage or attached carport by December 17, 2004 with a fine of \$75.00 per day if the Respondents do not comply by the date required.

Gilbert Boucher, Respondent, testified on his behalf and advised the Board that the blue vehicle shown in the photographs, does run. He also advised that he only has Mondays off and his wife is ill and is having a hard time finding the time to comply.

The Board asked Mr. Boucher if he thought he could correct the violations by January and Mr. Boucher advised that he could.

After discussion of this case by the Board:

MOTION BY BILL FAHEY, SECONDED BY LARRY LAWVER, THAT THE FINDINGS OF FACT, CONCLUSIONS OF LAW AND ORDER BE:

FINDINGS OF FACT, CONCLUSIONS OF LAW AND ORDER

Based on the testimony and evidence presented in case number 04-85-CEB, it is determined that the Respondents are:

- (a) the owners of record of the property (Tax Parcel ID # 34-21-30-518-0000-0260) located at 3108 Nicholson Drive, Winter Park, located in Seminole County and legally described as follows:
 - LEG LOT 26 HOWELL BRANCH WOODS
 - PB 19 PGS 11 + 12
- (b) in possession or control of the property; and
- (c) in violation of Seminole County Code, Chapter 95, Section 95.4, as defined in Section 95.3(h)(l).

It is hereby ordered that the Respondents correct the violations on or before **January 27, 2005**. In order to correct the violations, the Respondents shall take the following remedial action:

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- 1) REMOVE THE UNCULTIVATED VEGETATION IN EXCESS OF 24" IN HEIGHT, WITHIN 75' OF A STRUCTURE.
- 2) REMOVE THE JUNKED OR ABANDONED VEHICLES NOT KEPT WITHIN AN ENCLOSED GARAGE OR AN ATTACHED CARPORT.

If the Respondents do not comply with the Order, a fine of **\$75.00** will be imposed for each day the violations continue, or are repeated after compliance past **January 27, 2005**. **The Respondents are further ordered to contact the Seminole County Code Officer to arrange for an inspection of the property to verify compliance. Any fine imposed shall continue to accrue until such time as the Code Officer inspects the property and verifies compliance with this Order.**

This Order shall be recorded in the official land records of Seminole County and shall constitute a lien against the land on which the violations exists and upon any other real or personal property owned by the Respondents.

DONE AND ORDERED this 2nd day of December, 2004, in Seminole County, Florida.

**TOM HAGOOD – YES
ANNE BLAKEY – YES
LARRY LAWVER – YES
STEWART FRITZ – YES**

**JEAN METTS – YES
JAY AMMON – YES
BILL FAHEY – YES**

MOTION CARRIED 7 – 0.

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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.

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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

Sue Walsh, Property Manager, testified on behalf of the Respondent and requested that the Board extend the first compliance date for 90 days because her site plan has not been approved yet. Ms. Walsh also requested that the Board rescind the fine that is accruing since November 21, 2004.

The Board asks Officer Davids is she has any objection to extending the compliance date for 90 days and Officer Davids advises that she does not.

Ms. Walsh further requests that the Board change her second compliance date to one year from the date the site plan is approved.

The Board inquires as to the status of the violations from Ms. Walsh. Ms. Walsh advises the Board that only the junked vehicles remain.

Officer Davids advises the Board that only the accumulation of trash and debris and used and/or scrapped building materials have been removed.

After discussion of this case by the Board:

MOTION BY JAY AMMON, SECONDED BY LARRY LAWVER, THAT THE ORDER EXTENDING COMPLIANCE DATE BE:

ORDER EXTENDING COMPLIANCE DATE

The Seminole County Code Enforcement Board hereby issues this Order Extending Compliance Date and finds as follows:

- (a) The Respondent is the owner of the property (Tax Parcel ID # 17-21-29-5BG-0000-028F), located at 9170 Overland Road, Apopka, located in Seminole County and legally described as follows:

LEG BEG 418.5 FT N OF SW COR LOT 28 RUN N
181.5 FT E 419 FT TO RD SELY ALONG RD
155.25 FT SWLY TO BEG (LESS RD) MC NEILS
ORANGE VILLA PB 2 PG 99

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- (b) That the Respondent hereby requests the Board grant an extension to the current compliance date of November 21, 2004 for removing trash and debris, used and/or scrap building materials and junk or abandoned vehicles, outside storage i.e. service equipment, parts, junked vehicles and automobile wrecking/salvage yard and obtaining an approved site plan. Respondent further requests the Board grant an extension to the compliance date of April 21, 2005 for complying with the County approved site plan requirements.

It is hereby ordered that the Respondent's compliance date of November 21, 2004, shall be extended to **February 28, 2005**. It is further ordered that the April 21, 2005 compliance date shall be extended to a date that is **one year from the date the site plan is approved**.

This Order shall be recorded in the public records of Seminole County, Florida.

DONE AND ORDERED this 2nd day of December, 2004.

**TOM HAGOOD – YES
ANNE BLAKEY – YES
LARRY LAWVER – YES
STEWART FRITZ – YES**

**JEAN METTS – YES
JAY AMMON – YES
BILL FAHEY – YES**

MOTION CARRIED 7 – 0.

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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.

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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

Jerry Robertson, Code Enforcement Officer, testified on behalf of the County and advised the Board that the mobile home is in the process of being moved but the Respondent is having a hard time getting someone to help her.

Bernice Duncan, Respondent, testified on her behalf and advised the Board that she is trying to find someone to help her with the mobile home.

The Board asks the Respondent how long she thinks she would need to remove the mobile home and the Respondent advises until the end of January.

After discussion of this case by the Board:

MOTION BY JAY AMMON, SECONDED BY LARRY LAWVER, TO CONTINUE THIS CASE TO THE JANUARY 27, 2005 CODE ENFORCEMENT HEARING.

**TOM HAGOOD – YES
ANNE BLAKEY – YES
LARRY LAWVER – YES
STEWART FRITZ – YES**

**JEAN METTS – YES
JAY AMMON – YES
BILL FAHEY – YES**

MOTION CARRIED 7 – 0.

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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.

SEMINOLE COUNTY CODE ENFORCEMENT BOARD HEARING
DECEMBER 2, 2004

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

Respondent, Thomas Murphy, testified on his behalf and made a request of the Board to rescind the fine. Mr. Murphy also testified that he was not able to correct the violation in a timely manner due to the hurricanes.

Joann Davids, Code Enforcement Officer, testified that Mr. Murphy is no longer the owner of the property.

After discussion of this case by the Board:

MOTION BY JEAN METTS, SECONDED BY LARRY LAWVER, THAT THE ORDER RESCINDING FINE BE:

ORDER RESCINDING FINE

The Respondents are the owners of record of the property (Tax Parcel # 17-21-29-522-0000-0260, 17-21-29-522-0000-0270, 17-21-29-522-0000-0280 and 17-21-29-522-0000-0290) located at 1344, 1338, 1332 and 1326 Topfield Court, Apopka, located in Seminole County and legally described as follows:

LEG LOT 26 GROVE HILL VILLAS PB 36 PG 70
And
LEG LOT 27 GROVE HILL VILLAS PB 36 PG 70
And
LEG LOT 28 GROVE HILL VILLAS PB 36 PG 70
And
LEG LOT 29 GROVE HILL VILLAS PB 36 PG 70

SEMINOLE COUNTY CODE ENFORCEMENT BOARD HEARING
DECEMBER 2, 2004

This case came on for public hearing before the Code Enforcement Board of Seminole County on September 23, 2004, after due notice to the Respondents. The Board, having heard testimony under oath and having received evidence, issued its Findings of Fact, Conclusions of Law and Order.

Said Order found Respondents in violation of Seminole County Code, Chapter 95, Section 95.4, as defined in Section 95.3(h).

Said Order required Respondents to take certain corrective action by October 21, 2004.

Said Order stated that a fine of \$50.00 per day, per address, would be imposed if Respondents did not take certain corrective action by the date set for compliance.

An Affidavit of Non-Compliance has been filed with the Board by the Code Officer, which Affidavit certifies under oath that the required corrective action had not been obtained at 1326 Topfield Court, Apopka, as of October 22, 2004.

An Affidavit of Compliance has been filed with the Board by the Code Officer, which Affidavit certifies under oath that the required corrective action at 1326 Topfield Court, Apopka, has been obtained as of November 5, 2004.

Accordingly, it having been brought to the Board's attention that Respondents have complied with the Order dated September 23, 2004, the Board orders that a fine of **\$650.00**, for 13 days of non-compliance at **\$50.00 per day, per address**, (only one address was in non-compliance) from October 22, 2004 through and including November 4, 2004, **be rescinded**.

This Order shall be recorded in the public records of Seminole County, Florida.

DONE AND ORDERED this 2nd day of December, 2004, in Seminole County, Florida.

**TOM HAGOOD – YES
ANNE BLAKEY – YES
LARRY LAWVER – YES
STEWART FRITZ – YES**

**JEAN METTS – YES
JAY AMMON – YES
BILL FAHEY – YES**

MOTION CARRIED 7 – 0.

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SEMINOLE COUNTY CODE ENFORCEMENT BOARD HEARING
DECEMBER 2, 2004

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

Respondent, James Guldi, testified on his behalf and made a request of the Board to waive his fine. Mr. Guldi further testified that he is renting this property and had a very hard time getting his tenant to comply.

Pamela Taylor, Code Enforcement Officer, testified on behalf of the County and advised that she had prepared an Administrative Cost affidavit which stated that the costs incurred in this case was \$666.23.

After discussion of this case by the Board:

MOTION BY JEAN METTS, SECONDED BY JAY AMMON TO RESCIND THE FINE OF \$5,500.00.

SEMINOLE COUNTY CODE ENFORCEMENT BOARD HEARING
DECEMBER 2, 2004

**TOM HAGOOD – NO
ANNE BLAKEY – NO
LARRY LAWVER – YES
STEWART FRITZ – NO**

**JEAN METTS – YES
JAY AMMON – YES
BILL FAHEY – NO**

MOTION FAILS – 3 – 4.

After additional discussion by the Board:

MOTION BY BILL FAHEY, SECONDED BY ANNE BLAKEY THAT THE ORDER IMPOSING FINE BE:

ORDER IMPOSING FINE

The Respondents are the owner of record (James Guldi) and the property manager (Wayne Anderson) of the property (Tax Parcel ID # 22-20-30-300-033A-0000) located at 4366 N CR 427, Sanford, located in Seminole County and legally described as follows:

SEC 22 TWP 20S RGE 30E E 201 FT OF W ½ OF
NW ¼ OF SE ¼ N OF SR 427 (LESS RD)

This case came on for public hearing before the Code Enforcement Board of Seminole County on August 26, 2004, after due notice to the Respondents. The Board, having heard testimony under oath and having received evidence, issued its Findings of Fact, Conclusions of Law and Order.

Said Order found Respondents in violation of Seminole County Land Development Code Chapter 30, Section 30.762 and 30.763, Section 30.74 and Chapter 40, Section 40.12(a).

Said Order required Respondents to take certain corrective action by October 1, 2004.

Said Order stated that a fine of \$250.00 per day would be imposed if Respondents did not take certain corrective action by the date set for compliance.

An Affidavit of Non-Compliance had been filed with the Board by the Code Officer, which Affidavit certifies under oath that the required corrective action had not been obtained as of October 5, 2004.

SEMINOLE COUNTY CODE ENFORCEMENT BOARD HEARING
DECEMBER 2, 2004

An Affidavit of Compliance has been filed with the Board by the Code Officer, which Affidavit certifies under oath that the required corrective action has been obtained as of October 25, 2004.

Accordingly, it having been brought to the Board's attention that the Respondents have complied with the Order dated August 26, 2004, the Board orders that the fine of \$5,500.00, for 23 days of non-compliance at \$250.00 per day, from October 2, 2004 through and including October 24, 2004, be **reduced** to a fine of **\$600.00**.

The Respondents shall have **30 days** in which to pay **\$600.00**. If the Respondents do not pay the **\$600.00 on or before January 1, 2005**, the fine will revert back to the original amount of \$5,500.00 and will constitute a lien against the land on which the violation exists and upon any other real or personal property owned by the Respondents.

This Order shall be recorded in the public records of Seminole County, Florida.

DONE AND ORDERED this 2nd day of December, 2004, in Seminole County, Florida.

TOM HAGOOD – YES
ANNE BLAKEY – YES
LARRY LAWVER – YES
STEWART FRITZ – YES

JEAN METTS – NO
JAY AMMON – NO
BILL FAHEY – YES

MOTION CARRIED 5 – 2.

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Case No: 04-89-CEB
Joseph J. Chalue, Jr.
Code Enforcement Officer: Pamela Taylor
Complaint No: 2004CE001069

New Case

Violation Charged: Seminole County Code, Chapter 95, Section 95.4, as defined in Section 95.3(g)(l).

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

SEMINOLE COUNTY CODE ENFORCEMENT BOARD HEARING
DECEMBER 2, 2004

Pamela Taylor, Code Enforcement Officer, testified on behalf of the County and entered into evidence photographs of the violations. Officer Taylor also testified that she posted the Notice of Hearing.

Officer Taylor stated that the recommendation would be to correct the violations by December 16, 2004 with a fine of \$100.00 per day if the Respondent does not comply by the date required.

Joseph Chalue, Respondent, testified on his behalf and advised the Board that the trash and debris are gone and only the vehicle remains. He also advised that the Camaro shown in the photographs is gone and the Jeep runs but he has not had an opportunity to show Officer Taylor.

The Board asked the Respondent how long he thinks he would need to comply and he advised until the middle of January.

After discussion of this case by the Board:

MOTION BY BILL FAHEY, SECONDED BY JEAN METTS THAT THE FINDINGS OF FACT, CONCLUSIONS OF LAW AND ORDER BE:

FINDINGS OF FACT, CONCLUSIONS OF LAW AND ORDER

Based on the testimony and evidence presented in case number 04-89-CEB, it is determined that the Respondent is:

- (a) the owner of record of the property (Tax Parcel ID # 14-20-30-501-0M00-0130) located at 104 S. Sunland Drive, Sanford, located in Seminole County and legally described as follows:
 - LEG LOT 13 BLK M SUNLAND ESTATES
 - PB 11 PG 19
- (b) in possession or control of the property; and
- (c) in violation of Seminole County Code, Chapter 95, Section 95.4, as defined in Section 95.3(l).

It is hereby ordered that the Respondent correct the violation on or before **January 15, 2005**. In order to correct the violation, the Respondent shall take the following remedial action:

- 1) REMOVE THE JUNKED OR ABANDONED VEHICLE(S) NOT KEPT WITHIN AN ENCLOSED GARAGE OR AN ATTACHED CARPORT.**

SEMINOLE COUNTY CODE ENFORCEMENT BOARD HEARING
DECEMBER 2, 2004

If the Respondent does not comply with the Order, a fine of **\$100.00** will be imposed for each day the violation continues, or is repeated after compliance past **January 15, 2005**. **The Respondent is further ordered to contact the Seminole County Code Officer to arrange for an inspection of the property to verify compliance. Any fine imposed shall continue to accrue until such time as the Code Officer inspects the property and verifies compliance with this Order.**

This Order shall be recorded in the official land records of Seminole County and shall constitute a lien against the land on which the violation exists and upon any other real or personal property owned by the Respondent.

DONE AND ORDERED this 2nd day of December, 2004, in Seminole County, Florida.

**TOM HAGOOD – YES
ANNE BLAKEY – YES
LARRY LAWVER – YES
STEWART FRITZ – YES**

**JEAN METTS – YES
JAY AMMON – YES
BILL FAHEY – YES**

MOTION CARRIED 7 – 0.

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At this time, the Chair closed the meeting for a 5 minute recess. The hearing resumed at 3:30 P.M.

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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 not in compliance at this time.

SEMINOLE COUNTY CODE ENFORCEMENT BOARD HEARING
DECEMBER 2, 2004

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.

Dorothy Hird, Code Enforcement Officer, testified on behalf of the County and entered into evidence photographs of the violation. Officer Hird also testified that she posted the Notice of Hearing.

Officer Hird advised the Board that she inspected the property this morning and the violation remains.

Officer Hird stated that recommendation would be to correct the repeat violation by January 7, 2005 with a fine of \$250.00 per day if the Respondents do not comply by the required date.

The Respondents were not present at this hearing.

After discussion of this case by the Board:

MOTION BY BILL FAHEY, SECONDED BY STEWART FRITZ, THAT THE BOARD ACCEPT STAFF'S RECOMMENDATION.

After additional discussion of this Motion:

REVISED MOTION BY BILL FAHEY, SECONDED BY STEWART FRITZ, THAT THE ORDER OF REPEAT VIOLATION BE:

ORDER OF REPEAT VIOLATION

The Respondents are in violation of the Seminole County Code, Chapter 95, Section 95.4, as defined in Section 95.3(p) based on the following findings:

- (a) The Respondents are the owners of record of the property (Tax Parcel ID #11-21-29-503-0G00-0220) located at 349 E. Alpine Street, Altamonte Springs, located in Seminole County and legally described as follows:

LEG LOTS 22 + 23 BLK G WEST ALTAMONTE HEIGHTS SEC
PB 10 PG 75

- (b) The Respondents are in possession/control of the property.

Based on the testimony and evidence presented, the Respondents are in repeat violation of the Seminole County Code, as stated in the original Findings of Fact, Conclusions of Law and Order dated December 7, 2000. Compliance was achieved on October 17, 2003. A re-inspection was performed on October 11, 2004, which found that the violation was being repeated.

The Respondents shall correct the violation by December 20, 2004. In order to correct the violation, the Respondents shall take the following remedial action:

- (1) REMOVE THE 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.

If the Respondents do not comply with this Order, a fine of **\$250.00** will be imposed for each day the violation continues to be repeated after **December 20, 2004**. **The Respondents are further ordered to contact the Seminole County Code Officer to arrange for an inspection of the property to verify compliance. Any fine imposed shall continue to accrue until such time as the Code Officer inspects the property and verifies compliance with this Order.**

This Order shall be recorded in the public records of Seminole County, Florida and shall constitute a lien against the land on which the violation exists and upon any other real or personal property owned by the Respondents.

SEMINOLE COUNTY CODE ENFORCEMENT BOARD HEARING
DECEMBER 2, 2004

DONE AND ORDERED this 2nd day of December, 2004, in Seminole County, Florida.

**TOM HAGOOD – YES
ANNE BLAKEY – YES
LARRY LAWVER – YES
STEWART FRITZ – YES**

**JEAN METTS – YES
JAY AMMON – YES
BILL FAHEY – YES**

MOTION CARRIED 7 – 0.

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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(l)(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.

SEMINOLE COUNTY CODE ENFORCEMENT BOARD HEARING
DECEMBER 2, 2004

Jerry Robertson, Code Enforcement Officer, testified on behalf of the County and entered into evidence photographs of the violations.

Officer Robertson also testified that the property is in compliance at this time and stated that recommendation would be to find the Respondent in repeat violation and impose a fine in the amount of \$1,000.00 to be paid within 30 days or the fine will revert to a lien imposed upon the property.

Eusebio Medina, Respondent, was not present at this hearing but did speak with Officer Robertson earlier and asked Officer Robertson to convey his request for the Board to be lenient.

After discussion of this case by the Board:

MOTION BY JAY AMMON, SECONDED BY JEAN METTS THAT THE ORDER IMPOSING FINE AFTER REPEAT VIOLATION BE:

ORDER IMPOSING FINE AFTER REPEAT VIOLATION

Based on the testimony and evidence presented in case number 02-53-CEB, it is determined that the Respondent is:

- (a) the owner of record of the property (Tax Parcel ID # 25-20-31-5AB-0000-271A) located at 2101 Packard Avenue, Oviedo, located in Seminole County and legally described as follows:
LEG E ½ OF LOT 271 BLACK HAMMOCK PB 2 PG 110
- (b) in possession or control of the property; and
- (c) in violation of Seminole County Code, Chapter 95, Section 95.4 as defined in 95.3(l)(h)(g).

It is hereby ordered that the Respondent was in repeat violation of the Seminole County Code, as stated in the original Findings of Fact, Conclusions of Law and Order dated April 25, 2002. Compliance was achieved on July 10, 2002. A re-inspection was performed on October 7, 2004, which found that the violation was being repeated. An Affidavit of Compliance After Repeat Violation was filed by the Code Enforcement Officer stating that compliance was achieved on October 18, 2004.

Therefore, the Board orders the fine in the amount of \$1,000.00 for 10 days of non-compliance from October 7, 2004 up to and including October 17, 2004 at \$100.00 per day, be **reduced** to fine in the amount of **\$500.00** shall be imposed against the Respondent and the Respondent shall have **30 days** in which to pay said fine.

SEMINOLE COUNTY CODE ENFORCEMENT BOARD HEARING
DECEMBER 2, 2004

If the Respondent does not pay the fine of \$500.00 on or before January 1, 2005, then this will revert back to the original amount of \$1,000.00 and this Order shall be recorded in the public records of Seminole County, Florida and shall constitute a lien against the land on which the violation exists and upon any other real or personal property owned by the Respondent.

DONE AND ORDERED this 2nd day of December, 2004, in Seminole County, Florida.

**TOM HAGOOD – YES
ANNE BLAKEY – NO
LARRY LAWVER – YES
STEWART FRITZ – YES**

**JEAN METTS – YES
JAY AMMON – YES
BILL FAHEY – NO**

MOTION CARRIED 5 – 2.

.....
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 not 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

SEMINOLE COUNTY CODE ENFORCEMENT BOARD HEARING
DECEMBER 2, 2004

Dorothy Hird, Code Enforcement Officer, testified on behalf of the County and advised the Board that the Respondent could not be present at the hearing today and made a written request that the Board continue her hearing to January.

Officer Hird advised the Board that she does not object to the requested continuance.

After discussion of this case by the Board:

MOTION BY JAY AMMON, SECONDED BY JEAN METTS, TO CONTINUE THIS CASE TO THE JANUARY 27, 2005 CODE ENFORCEMENT HEARING.

**TOM HAGOOD – NO
ANNE BLAKEY – YES
LARRY LAWVER – YES
STEWART FRITZ – NO**

**JEAN METTS – YES
JAY AMMON – YES
BILL FAHEY – NO**

MOTION CARRIED 4 – 3.

.....
Case No: 04-83-CEB
Beverly L. Hayes
Code Enforcement Officer: Dorothy Hird
Complaint No: 2004CE000991

New Case

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

Dorothy Hird, Code Enforcement Officer, testified on behalf of the County and advised the Board that she inspected this property yesterday and found that the property was in compliance.

Officer Hird further testified that this is a recurring problem and would recommend that the Board enter an Order stating that a violation did occur and if the violation is repeated past today's date, a fine of \$50.00 per day would be imposed for each day the violation is repeated until the property is found to be in compliance once again.

Beverly Hayes, Respondent, was not present at this hearing.

After discussion of this case by the Board:

MOTION BY JAY AMMON, SECONDED BY STEWART FRITZ, THAT THE FINDINGS OF FACT, CONCLUSIONS OF LAW AND ORDER BE:

FINDINGS OF FACT, CONCLUSIONS OF LAW AND ORDER

Based on the testimony and evidence presented in case number 04-83-CEB, it is determined that the Respondent is:

- (a) the owner of record of the property (Tax Parcel ID # 07-21-30-510-0A00-0110) located at 1941 S CR 427, Altamonte Springs, located in Seminole County and legally described as follows:
LEG LOT 11 (LESS RD) BLK A REPLAT OF LAKE MOBILE
SHORES PB 8 PG 55
- (b) in possession or control of the property; and
- (c) in violation of Seminole County Code, Chapter 95, Section 95.4, as defined in Section 95.3(h).

It is hereby ordered that the Respondent is presently in compliance. In order to remain in compliance, the Respondent shall take the following remedial action:

1) CEASE AND DESIST FROM HAVING UNCULTIVATED VEGETATION IN EXCESS OF 24" IN HEIGHT, WITHIN 75' OF A STRUCTURE.

It is further Ordered that if the Respondent repeats this violation, a fine of **\$50.00** will be imposed for each day the violation is repeated after compliance past December 2, 2004.

This Order shall be recorded in the official land records of Seminole County and shall constitute a lien against the land on which the violations exists and upon any other real or personal property owned by the Respondent.

DONE AND ORDERED this 2nd day of December, 2004, in Seminole County, Florida.

**TOM HAGOOD – YES
ANNE BLAKEY – YES
LARRY LAWVER – YES
STEWART FRITZ – YES**

**JEAN METTS – YES
JAY AMMON – YES
BILL FAHEY – YES**

MOTION CARRIED 7 – 0.

SEMINOLE COUNTY CODE ENFORCEMENT BOARD HEARING
DECEMBER 2, 2004

Case No: 04-88-CEB
Mary L. Jolly and Ronald Renouf
Code Enforcement Officer: Pamela Taylor
Complaint No: 2004CE000747

New Case

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

Pamela Taylor, Code Enforcement Officer, testified on behalf of the County and entered into evidence photographs of the violations. Officer Taylor also testified that she posted the Notice of Hearing.

Officer Taylor further testified that Mrs. Jolly is deceased and Mr. Renouf, her son, checks on the property.

Mr. Ronald Renouf, Respondent, was not present at this hearing.

Officer Taylor stated that the recommendation would be to correct the violations on December 16, 2004 with a fine of \$100.00 per day if the Respondent does not comply by the date required.

After discussion of this case by the Board:

MOTION BY JEAN METTS, SECONDED BY JAY AMMON, THAT THE FINDINGS OF FACT, CONCLUSIONS OF LAW AND ORDER BE:

FINDINGS OF FACT, CONCLUSIONS OF LAW AND ORDER

Based on the testimony and evidence presented in case number 04-88-CEB, it is determined that the Respondents are:

- (a) the owners of record of the property (Tax Parcel ID # 14-20-30-501-0E00-0110) located at 301 Fairmont Drive, Sanford, located in Seminole County and legally described as follows:
LEG LOT 11 BLK E SUNLAND ESTATES
PB 11 PG 20

SEMINOLE COUNTY CODE ENFORCEMENT BOARD HEARING
DECEMBER 2, 2004

- (b) in possession or control of the property; and
- (c) in violation of Seminole County Code, Chapter 95, Section 95.4, as defined in Section 95.3(h)(l).

It is hereby ordered that the Respondents correct the violations on or before **December 16, 2004**. In order to correct the violations, the Respondents shall take the following remedial action:

- 1) **REMOVE THE UNCULTIVATED VEGETATION IN EXCESS OF 24" IN HEIGHT, WITHIN 75' OF A STRUCTURE.**
- 2) **REMOVE THE JUNKED OR ABANDONED VEHICLES NOT KEPT WITHIN AN ENCLOSED GARAGE OR AN ATTACHED CARPORT.**

If the Respondents do not comply with the Order, a fine of **\$100.00** will be imposed for each day the violations continue, or are repeated after compliance past **December 16, 2004**. **The Respondents are further ordered to contact the Seminole County Code Officer to arrange for an inspection of the property to verify compliance. Any fine imposed shall continue to accrue until such time as the Code Officer inspects the property and verifies compliance with this Order.**

This Order shall be recorded in the official land records of Seminole County and shall constitute a lien against the land on which the violations exists and upon any other real or personal property owned by the Respondents.

DONE AND ORDERED this 2nd day of December, 2004, in Seminole County, Florida.

**TOM HAGOOD – YES
ANNE BLAKEY – YES
LARRY LAWVER – YES
STEWART FRITZ – YES**

**JEAN METTS – YES
JAY AMMON – YES
BILL FAHEY – YES**

MOTION CARRIED 7 – 0.

.....
Case No: 04-91-CEB
Lorraine Corcoran
Code Enforcement Officer: Dorothy Hird
Complaint No: 2004CE000953

New Case

SEMINOLE COUNTY CODE ENFORCEMENT BOARD HEARING
DECEMBER 2, 2004

Violation Charged: Seminole County Code, Chapter 95, Section 95.4, as defined in Section 95.3(l).
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

Dorothy Hird, Code Enforcement Officer, testified on behalf of the County and requested the Board continue this case to the January hearing.

Lorraine Corcoran, Respondent, was not present at this hearing.

After discussion of this case by the Board:

MOTION BY BILL FAHEY, SECONDED BY STEWART FRITZ, TO CONTINUE THIS CASE TO THE JANUARY 27, 2005 CODE ENFORCEMENT HEARING.

TOM HAGOOD – YES	JEAN METTS – YES
ANNE BLAKEY – YES	JAY AMMON – YES
LARRY LAWVER – YES	BILL FAHEY – YES
STEWART FRITZ – YES	

MOTION CARRIED 7 – 0.

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Case No: 04-92-CEB
Lindsay Butler
Code Enforcement Officer: Dorothy Hird
Complaint No: 2004CE001189

New Case

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: 1111 North Street, Longwood (Commission District 4)
Tax Parcel ID # 12-21-29-5BD-3400-0010

Dorothy Hird, Code Enforcement Officer, testified on behalf of the County and entered into evidence photographs of the violation. Officer Hird also testified that this property is in compliance at this time.

SEMINOLE COUNTY CODE ENFORCEMENT BOARD HEARING
DECEMBER 2, 2004

Lindsay Butler, Respondent, was not present at this hearing.

Officer Hird stated that recommendation would be to enter an Order finding that a violation did occur and if the Respondent repeats this violation after today's date, a fine in the amount of \$50.00 would be imposed for each day this violation is repeated until the property is found to be in compliance once again.

After discussion of this case by the Board:

MOTION BY ANNE BLAKEY, SECONDED BY LARRY LAWVER, THAT THE FINDINGS OF FACT, CONCLUSIONS OF LAW AND ORDER BE:

FINDINGS OF FACT, CONCLUSIONS OF LAW AND ORDER

Based on the testimony and evidence presented in case number 04-92-CEB, it is determined that the Respondent is:

- (a) the owner of record of the property (Tax Parcel ID # 12-21-29-5BD-3400-0010) located at 1111 North Street, Longwood, located in Seminole County and legally described as follows:
LEG LOTS 1 + 2 BLK 34 SANLANDO
PB 3 PG 66
- (b) in possession or control of the property; and
- (c) in violation of Seminole County Code, Chapter 95, Section 95.4, as defined in Section 95.3(h).

It is hereby ordered that the Respondent is presently in compliance. In order to remain in compliance, the Respondent shall take the following remedial action:

- 1) CEASE AND DESIST FROM HAVING UNCULTIVATED VEGETATION IN EXCESS OF 24" IN HEIGHT, WITHIN 75' OF A STRUCTURE.**

It is further Ordered that if the Respondent repeats this violation, a fine of **\$50.00** will be imposed for each day the violation is repeated after compliance past December 2, 2004.

This Order shall be recorded in the official land records of Seminole County and shall constitute a lien against the land on which the violations exists and upon any other real or personal property owned by the Respondent.

SEMINOLE COUNTY CODE ENFORCEMENT BOARD HEARING
DECEMBER 2, 2004

DONE AND ORDERED this 2nd day of December, 2004, in Seminole County, Florida.

**TOM HAGOOD – YES
ANNE BLAKEY – YES
LARRY LAWVER – YES
STEWART FRITZ – YES**

**JEAN METTS – YES
JAY AMMON – YES
BILL FAHEY – YES**

MOTION CARRIED 7 – 0.

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AT THIS TIME, THE CHAIRMAN ASKED TO ENTERTAIN A MOTION TO ACCEPT THE CONSENT AGENDA AS LISTED. MOTION BY ANNE BLAKEY, SECONDED BY JEAN METTS TO ACCEPT THE CONSENT AGENDA AS FOLLOWS:

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 not 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(g)(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

ORDER FINDING NON-COMPLIANCE AND IMPOSING FINE/LIEN

The Respondents are the owners of record of the property (Tax Parcel # 07-21-30-513-0000-0190) located at 248 Jackson Street, Altamonte Springs, located in Seminole County and legally described as follows:

LEG LOT 19 HAYMANS ADD NO 2
PB 5 PG 7

This case came on for public hearing before the Code Enforcement Board of Seminole County on September 23, 2004, after due notice to the Respondents. The Board, having heard testimony under oath and having received evidence, issued its Findings of Fact, Conclusions of Law and Order.

Said Order found Respondents in violation of Seminole County Code, Chapter 95, Section 95.4, as defined in 95.3(g)(h)(l).

Said Order stated that a fine in the amount of \$50 per day, per violation, would be imposed if the Respondents did not take certain corrective action by October 15, 2004.

An Affidavit of Non-Compliance has been filed with the Board by the Code Enforcement Officer, which Affidavit certifies under oath that the required action has not been obtained as of October 18, 2004.

Accordingly, it having been brought to the Board's attention that Respondents have not complied with the Order dated September 23, 2004, the Board orders that a fine of **\$7,050.00**, 47 days of non-compliance at **\$150.00 per day**, (\$50.00 per day, per violation), be imposed against the property and the fine shall continue to accrue at **\$150.00 per day**, (\$50.00 per day, per violation) for each day the violations continue past December 2, 2004.

The Respondents must contact the Code Enforcement Officer to arrange for an inspection of the property to verify compliance. The fine imposed shall continue until such time as the Code Enforcement Officer inspects the property and establishes the date of compliance.

This Order shall be recorded in the official land records of Seminole County and shall constitute a lien against the land on which the violations exists and upon any other real or personal property owned by the Respondents.

DONE AND ORDERED this 2nd day of December, 2004, in Seminole County, Florida.

**TOM HAGOOD – YES
ANNE BLAKEY – YES
LARRY LAWVER – YES
STEWART FRITZ – YES**

**JEAN METTS – YES
JAY AMMON – YES
BILL FAHEY – YES**

MOTION CARRIED 7 – 0.

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

**MOTION BY JEAN METTS, SECONDED BY JAY AMMON TO APPROVE
THE MINUTES FROM THE MEETING OF OCTOBER 28, 2004.**

**TOM HAGOOD – YES
ANNE BLAKEY – YES
LARRY LAWVER – YES
STEWART FRITZ – YES**

**JEAN METTS – YES
JAY AMMON – YES
BILL FAHEY – YES**

MOTION CARRIED 7 – 0.

VIII Confirmation date of next meeting: January 27, 2005

IX Old Business – None

X New Business – General discussion of new business on agenda.

**XI Adjourn – There being no further discussion, this meeting was adjourned at
4:10 pm.**

Respectfully submitted:

**Connie R. DeVasto
Clerk to the Code Enforcement Board**

**Tom Hagood
Chair**

12/02/04 minutes