

**CODE ENFORCEMENT BOARD
SEMINOLE COUNTY, FLORIDA**

AGENDA

**July 28, 2005 – 1:30 pm
Seminole County Services Building – Room 1028
1101 East First St, Sanford FL 32771**

- I Call to Order**
 - II Pledge of Allegiance**
 - III Roll Call**
 - IV Swearing in of Witnesses**
 - V Agenda Update & Approval**
 - VI Public Hearings**
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CERTIFIED NOTICE OF HEARING

REPEAT CASES

A Case No: 01-05--CEB
Katherine Cuyler
Code Enforcement Officer: Dorothy Hird
Complaint No: 2000-07068

This is a repeat violation. The Board heard the original violation on January 25, 2001 and entered an Order. The Respondent complied with the original violation on February 16, 2001. The Code Enforcement Officer filed an Affidavit of Repeat Violation stating that as of May 24, 2005, the Respondent had repeated the violation. This property is presently 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 January 25, 2001 for **\$2,000.00**, for 20 days of non-compliance at \$100.00 per day from May 24, 2005 through and including June 13, 2005 and the Clerk shall record this Order in the public records.

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: 1088 William St., Altamonte Springs (Commission District 4)
Tax Parcel ID # 18-21-30-509-0000-0030

Motion by _____ Second by _____ Action _____

CERTIFIED NOTICE OF HEARING

B Case No: 04-18-CEB
Mary B. Morse Life Estate
Ella M. Mandy Heirs
Code Enforcement Officer: Dorothy Hird
Complaint No: 2003-000208

This is a repeat violation. The Board heard the original violation on February 19, 2004 and entered an Order. The Respondent complied with the original violation on March 15, 2004. The Code Enforcement Officer filed an Affidavit of Repeat Violation stating that as of May 18, 2005, the Respondent had repeated the violation. This property is presently 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 February 19, 2004 for **\$800.00**, for 16 days of non-compliance at \$50.00 per day from May 18, 2005 through and including June 3, 2005 and the Clerk shall record this Order in the public records.

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 kept within an enclosed garage or an attached carport.
Location: 307 Magnolia Street, Altamonte Springs (Commission District 4)
Tax Parcel ID # 12-21-29-5BD-1200-0120

Motion by _____ Second by _____ Action _____

NEW CASES

CONTINUED AT STAFF REQUEST

A Case No 05-43-CEB
C & K Property Holdings LLC
Sharon M. Coatman, Registered Agent
Planner: Brian Walker
Development Review

Violation Charged: Seminole County Land Development Code, Chapter 30, Part 64, Section 30.1228 and 30.1230, Chapter 40, Section 40.12(a) and Chapter 60, Part 2, Section 60.21.

Described as: 1) Removal of required trees within the landscape buffer.
2) Hedges are not being maintained properly within the landscape buffer. All hedges are required to be a minimum of 3' in height and shall provide a continuous and unbroken visual screen at the end of one year from time of planting.
3) Parking of vehicles in an unauthorized area.

Location: 195 W Highland St., Altamonte Springs (Commission District 3)
Tax Parcel ID # 01-21-29-5CK-670B-0170

Motion by _____ Second by _____ Compliance Date _____ Fine _____

SEMINOLE COUNTY CODE ENFORCEMENT BOARD HEARING
JULY 28, 2005

POSTED NOTICE OF HEARING

B Case No 05-44-CEB
Arthur Mandy, Jr. &
Arthur Mandy, III
Code Enforcement Officer: Dorothy Hird
Complaint No: 2005CE000367

Violation Charged: Seminole County Code, Chapter 95, Section 95.4, as defined in Section 95.3(g)(I) and Seminole County Land Development Code, Chapter 30, Section 30.182.

Described as: 1) Accumulation of trash and debris.
2) Junked or abandoned vehicles not being kept within an enclosed garage or an attached carport.
3) Storage of vehicles on R-1 zoned property.

Location: East Street, Altamonte Springs (Commission District 4)
Tax Parcel ID # 12-21-29-5BD-1200-0090

Motion by _____ Second by _____ Compliance Date _____ Fine _____

CERTIFIED NOTICE OF HEARING

C Case No 05-45-CEB
Judy D. Simms and
Trevor J. Bollers
Deputy Building Official: Tom Helle

Violation Charged: Seminole County Code, Section 40.7.

Described as: 1) Failure to meet the required setback distance for the installation of an air conditioning condensing unit. Required setback is zero feet: unit was installed one foot, six inches (1' 6") over property line.

Location: 104 W. York Ct., Longwood (Commission District 3)
Tax Parcel ID # 05-21-29-512-0000-0140

Motion by _____ Second by _____ Compliance Date _____ Fine _____

SEMINOLE COUNTY CODE ENFORCEMENT BOARD HEARING
JULY 28, 2005

CERTIFIED NOTICE OF HEARING

D Case No 05-46-CEB
Malcolm F. & Janet E. McGinness
Code Enforcement Officer: Dorothy Hird
Complaint No: 2005CE000506

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 kept within an enclosed garage or an attached carport.

Location: 1102 Pressview Ave., Altamonte Springs (Commission District 4)
Tax Parcel ID # 11-21-29-517-0B00-0010

Motion by _____ Second by _____ Compliance Date _____ Fine _____

COMPLIED PRIOR TO HEARING

E Case No 05-48-CEB
William E. & Peggy Y. Llewellyn
Code Enforcement Officer: Donna Wisniewski
Complaint No: 2005CE000382

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 kept within an enclosed garage or an attached carport.

Location: 3517 Baxter Dr., Winter Park (Commission District 1)
Tax Parcel ID # 34-21-30-515-0000-0010

Motion by _____ Second by _____ Compliance Date _____ Fine _____

SEMINOLE COUNTY CODE ENFORCEMENT BOARD HEARING
JULY 28, 2005

POSTED NOTICE OF HEARING

F Case No 05-49-CEB
John D. Daniels
Code Enforcement Officer: Pamela Taylor
Complaint No: 2005CE000573

Violation Charged: Seminole County Land Development Code, Chapter 30, Section 30.122, 30.123 and 30.124.
Described as: 1) Operating a business in an agricultural zone that is not a permitted or limited use or a use allowed by Special Exception.
Location: 4300 Nolan Rd., Sanford (Commission District 5)
Tax Parcel ID # 14-20-30-300-030A-0000

Motion by _____ Second by _____ Compliance Date _____ Fine _____

CERTIFIED NOTICE OF HEARING

G Case No 05-50-CEB
Sergio Berezovsky
Code Enforcement Officer: Joann Davids
Complaint No: 2005CE000572

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: 9409 Via Palma Ceia, Apopka (Commission District 3)
Tax Parcel ID # 19-21-29-505-0000-0050

Motion by _____ Second by _____ Compliance Date _____ Fine _____

SEMINOLE COUNTY CODE ENFORCEMENT BOARD HEARING
JULY 28, 2005

POSTED NOTICE OF HEARING

H Case No 05-51-CEB
Terri L. Kilmer
Code Enforcement Officer: Jerry Robertson
Complaint No: 2004CE001756

Violation Charged: Seminole County Land Development Code, Chapter 30, Section 30.102, 30.103 and 30.104.

Described as: 1) Mobile home with no special exception.

Location: 2050 Jackson Ct., Geneva (Commission District 5)
Tax Parcel ID # 32-19-32-300-0140-0000

Motion by _____ Second by _____ Compliance Date _____ Fine _____

POSTED NOTICE OF HEARING

I Case No 05-52-CEB
Van R. Ehlenfield
Code Enforcement Officer: Jerry Robertson
Complaint No: 2005CE000556

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

Described as: 1) Junked or abandoned vehicles not kept within an enclosed garage or an attached carport.

Location: 131 Langford Dr., Oviedo (Commission District 1)
Tax Parcel ID # 21-21-32-5CF-0F00-0080

Motion by _____ Second by _____ Compliance Date _____ Fine _____

CONTINUED CASES

CONTINUED AT STAFF REQUEST

A Case No: 05-29-CEB
Michael & Patricia Taylor
Plans Examiner: Alan Willis
Development Review

The Board heard this case on April 28, 2005 and continued to the June meeting. Staff continued this case to September.

Violation Charged: Seminole County Land Development Code, Chapter 40, Part 1, Section 40.2 and Chapter 30, Part 51, Section 30.965.

Described as: 1) The filling of areas which exceed (100) one hundred cubic yards of material without an approved site plan.
2) The placement of fill in the 100 year flood plain.

Location: 8. Sylvan Lake Drive, Sanford (Commission District 5)
Tax Parcel ID # 35-19-29-300-004E-0000

Motion by _____ Second by _____ Compliance Date _____ Fine _____

COMPLIED PRIOR TO HEARING

B Case No 05-35-CEB
Jan A. & Bozena A. Hyla
Code Enforcement Officer: Deborah Leigh
Complaint No: 2005CE000512

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

Described as: 1) All swimming pools shall be completely enclosed by permanent fencing.

Location: 348 Ashford Court, Lake Mary (Commission District 5)
Tax Parcel ID # 12-20-29-503-0000-0380

Motion by _____ Second by _____ Compliance Date _____ Fine _____

CONTINUED BY STAFF

C Case No: 05-38-CEB
Fertakis International Construction
Mrs. Nick Fertakis
Plans Examiner: Alan Willis
Development Review

New Case continued by Staff to July.

Violation Charged: Seminole County Land Development Code, Chapter 40, Section 40.2 Site Plan Approval.

Described as: 1) The filling of areas which exceed one hundred (100) cubic yards of material without an approved site plan.
2) Placement of land filling that will inhibit the flow of waters or drainage waters or cause erosion.

Location: 6200 N CR 427, Sanford (Commission District 5)
Tax Parcel ID # 14-20-30-300-0310-0000

Motion by _____ Second by _____ Compliance Date _____ Fine _____

SPECIAL REQUEST

A Case No 01-114-CEB
Ricky L. Moreley
Code Enforcement Officer: Joann Davids
Complaint No: 2001-8019

Request by Staff to rescind the Findings of Fact, Conclusions of Law and Order entered by the Board on December 6, 2001. This case was brought back to the Board for imposition of a lien but the lien was never recorded in the public records and the property was sold for taxes to a new owner.

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: 185 Lakeshore Dr., Altamonte Springs (Commission District 5)
Tax Parcel ID # 03-21-29-505-0100-0080

Motion by _____ Second by _____ Action _____

B Case No 05-26-CEB
Gary S. & Henrietta D. Wattman
Code Enforcement Officer: Donna Wisniewski
Complaint No: 2004CE001700

Request by Respondents (via letter) to rescind the fine in the amount of \$2,250.00 for 30 days of non-compliance from May 14, 2005 through and including June 12, 2005. Respondents are not able to attend hearing due to health issues. This property is presently in compliance at this time.

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 kept within an enclosed garage or an attached carport.

Location: 2133 Amador Place, Oviedo (Commission District 1)
Tax Parcel ID # 20-21-31-5KP-0D00-2400

Motion by _____ Second by _____ Action _____

CONSENT AGENDA

A Case No: 01-08-CEB
George & Shirley Reed
Code Enforcement Officer: Dorothy Hird
Complaint No: 2000-05357

This was a repeat violation. The Board heard the repeat violation on October 25, 2001 and entered an Order. The Respondent complied with the Order on the repeat violation on November 14, 2001. The Code Board reduced the fine of \$600.00 to \$178.00 on February 28, 2002, and further ordered that the reduced amount be paid within 30 days or the fine would revert back to the original fine of \$600.00. The Respondents did not pay the reduced amount within the time specified by the Board.

Recommendation: The Board issue an Order constituting a lien on a Repeat Violation of the Findings of Fact, Conclusions of Law and Order dated October 25, 2001 for **\$600.00**, for 12 days of non-compliance from November 1, 2001 through and including November 13, 2001, and the Clerk will record this Order in the public records.

Violation charged: Section 95.4 as defined in Section 95.3(g)(l) & (p).

Described as:

- 1) Accumulation of trash and debris.
- 2) Junked or abandoned vehicles not within an enclosed garage or carport.
- 3) 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 on subject property.

Location: 106 Plymouth Avenue, Altamonte Springs (Commission District 4)
Tax Parcel ID # 07-21-30-505-0A00-0080

Motion by	Second by	Action

B Case No: 04-26-CEB
Anabelle & George W. Diaz
Code Enforcement Officer: Joann Davids
Complaint No: 2004CE000224

The Board continued this case to the July hearing on May 19, 2005. This case was heard by the Board on May 20, 2004 and an Order was entered giving the Respondents a compliance date of June 20, 2004. An Affidavit of Non-Compliance was filed by the Code Officer stating the violations remained as of June 22, 2004. An Affidavit of Compliance was filed by the Code Officer stating that the Respondents were in compliance on June 29, 2004. This property is not in compliance at this time.

Recommendation: The Board issue an Order constituting a lien in the amount of **\$1,750.00**, for 7 days of non-compliance from June 21, 2004 through and including June 28, 2004, at \$250.00 per day and the Clerk will record this Order in the public records.

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

Described as: 1) Unusable or abandoned furniture.
2) Trash and debris.
3) Used or scrap building materials.
4) Other objectionable, unsightly or unsanitary matter, substance or material tending by its existence and or accumulation to endanger or adversely effect the health, safety, lives and or welfare of the citizens of the County.

Location: 120 Meadowfield Lane, Altamonte Springs (Commission District 3)
Tax Parcel ID # 03-21-29-504-0D00-0080

Motion by _____ Second by _____ Action _____

FORECLOSURE

NONE

- VII Approval of the minutes from the meeting of June 23, 2005
- VIII Confirmation date of next meeting: August 25, 2005
- IX Old Business – None
- X New Business – None
- 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.

07-28-05 Agenda