

CODE ENFORCEMENT BOARD

SEMINOLE COUNTY, FLORIDA

AGENDA

September 28, 2006 – 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 –**

Repeat Cases	-	1
New Cases	-	10
Continued Cases	-	1
Special Request	-	0
Consent Agenda	-	3
Foreclosure	-	2
Add-On	-	0

REPEAT CASES

POSTED NOTICE OF HEARING

A. Case No: 05-50-CEB
Sergio Berezovsky
Code Enforcement Officer: Joann D. Tamulonis

This is a repeat violation. The Board originally heard this case on July 28, 2005 and an Order was entered. Respondent was in compliance at the time of this hearing. An Affidavit of Repeat Violation was filed by the Code Enforcement Officer after reinspection on July 26, 2006. This property is NOT in compliance at this time.

RECOMMENDATION: The Board issue an Order constituting a **fine** on a repeat violation in the amount of **\$16,250.00**, for 65 days of non-compliance, at \$250.00 per day, from July 26, 2006, through and including September 28, 2006, and the fine shall continue to accrue at **\$250.00 per day** for each day this violation continues or is repeated past September 28, 2006, and said Order shall be recorded in the Public Records of Seminole County.

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

Motion by _____ Second by _____ Action _____

SEMINOLE COUNTY CODE ENFORCEMENT BOARD HEARING
SEPTEMBER 28, 2006

NEW CASES

CERTIFIED NOTICE OF HEARING

A. Case No. 06-65-CEB
Carl R. Gane
Code Enforcement Officer: Dorothy Hird

Violation Charged: Seminole County Code, Chapter 95, Section 95.4, as defined in 95.3 (l).
Described as: 1) Junked or abandoned vehicle not being kept within an enclosed garage or an attached carport.
Location: 1351 Freymark St., Altamonte Springs (Commission District 4)
Tax Parcel ID # 12-21-29-5BD-3200-0170

Motion by _____ Second by _____ Compliance Date _____ Fine _____

COMPLIED PRIOR TO HEARING

B. Case No. 06-66-CEB
Isiah and Ethel L. Troutman
C/O James Johnson
Code Enforcement Officer: Dorothy Hird

Violation Charged: Seminole County Code, Chapter 95, Section 95.4, as defined in 95.3 (f).
Described as: 1) Unusable or abandoned appliances or other white goods.
Location: 111 Ford Ave., Altamonte Springs (Commission District 4)
Tax Parcel ID # 07-21-30-505-0D00-0110

Motion by _____ Second by _____ Compliance Date _____ Fine _____

SEMINOLE COUNTY CODE ENFORCEMENT BOARD HEARING
SEPTEMBER 28, 2006

CERTIFIED NOTICE OF HEARING

C. Case No. 06-67-CEB
Keith E. and Karen C. Mandy
Code Enforcement Officer: Dorothy Hird

Violation Charged: Seminole County Code, Chapter 95, Section 95.4, as defined in 95.3 (l).
Described as: 1) Junked or abandoned vehicle not being kept within an enclosed garage or an attached carport.
Location: 711 Marker St., Altamonte Springs (Commission District 4)
Tax Parcel ID # 07-21-30-506-0000-0110

Motion by _____ Second by _____ Compliance Date _____ Fine _____

COMPLIED PRIOR TO HEARING

D. Case No. 06-68-CEB
Robert C. and Louise A. Janosek
Code Enforcement Officer: Dorothy Hird

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 being kept within an enclosed garage or an attached carport.
Location: 1184 Laura St., Casselberry (Commission District 2)
Tax Parcel ID # 04-21-30-508-0G00-012B

Motion by _____ Second by _____ Compliance Date _____ Fine _____

SEMINOLE COUNTY CODE ENFORCEMENT BOARD HEARING
SEPTEMBER 28, 2006

CERTIFIED NOTICE OF HEARING

E. Case No. 06-69-CEB
Jeremiah and Sue Session
Senior Code Enforcement Officer: Deborah Leigh

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

Described as: 1) The accumulation of trash and debris.
2) Junked or abandoned vehicles not being kept within an enclosed garage or an attached carport.

Location: 4502 Isaac Ln., Lake Monroe (Commission District 5)
Tax Parcel ID # 20-19-30-501-0000-2920
Dunbar Ave., (vacant lot), Lake Monroe (Commission District 5)
Tax parcel ID # 20-19-30-501-0000-3270

Motion by _____ Second by _____ Compliance Date _____ Fine _____

COMPLIED PRIOR TO HEARING

F. Case No. 06-70-CEB
Matthew B. Henry
Addressing: Joy Williams

Violation Charged: Seminole County Code, 2000-22, Section 90.5.

Described as: 1) New address is not posted on home.

Location: 639 Magnolia Dr., Maitland (Commission District 4)
Tax Parcel ID # 24-21-29-509-0A00-003A

Motion by _____ Second by _____ Compliance Date _____ Fine _____

SEMINOLE COUNTY CODE ENFORCEMENT BOARD HEARING
SEPTEMBER 28, 2006

POSTED NOTICE OF HEARING

G. Case No. 06-71-CEB
Robert T. Hoover, II
Kathryn J. Hoover
Code Enforcement Officer: Joann D. Tamulonis

Violation Charged: Seminole County Land Development Code, Chapter 30, Part 12, Section 30.202.

Described as: 1) The keeping of a storage container is not a permitted use or a customary accessory use of the property.

Location: 390 Brantley Club Place, Longwood (Commission District 3)
Tax Parcel ID # 08-21-29-519-0000-0010

Motion by _____ Second by _____ Compliance Date _____ Fine _____

COMPLIED PRIOR TO HEARING

H. Case No. 06-72-CEB
Robert H. and Barbara Bradshaw
Code Enforcement Officer: Pamela Taylor

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

Described as: 1) The accumulation of trash and debris.
2) Uncultivated vegetation in excess of 24" in height and located within 75' of a structure.
3) Junked or abandoned vehicles not being kept within an enclosed garage or an attached carport.

Location: 125 Myrtle St., Sanford (Commission District 5)
Tax Parcel ID # 23-20-30-5AQ-0000-0010

Motion by _____ Second by _____ Compliance Date _____ Fine _____

SEMINOLE COUNTY CODE ENFORCEMENT BOARD HEARING
SEPTEMBER 28, 2006

CERTIFIED NOTICE OF HEARING

I. Case No. 06-73-CEB
Delroy and Lebert McHayle
Code Enforcement Officer: Joann D. Tamulonis

Violation Charged: Seminole County Code, Chapter 95, Section 95.4, as defined in 95.3 (e), (f), (g) and (p) and Seminole County Land Development Code, Chapter 30, Part 11, Section 30.182.

Described as:

- 1) Unusable or abandoned furniture.
- 2) Unusable or abandoned stoves, appliances or other white goods.
- 3) The accumulation of trash and debris.
- 4) 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.
- 5) The operation of a business or extension of a business in a residential zone.

Location: 308 Northwestern Ave., Altamonte Springs (Commission District 3)
Tax Parcel ID # 15-21-29-509-2700-0060

Motion by _____ **Second by** _____ **Compliance Date** _____ **Fine** _____

SEMINOLE COUNTY CODE ENFORCEMENT BOARD HEARING
SEPTEMBER 28, 2006

HAND DELIVERED NOTICE OF HEARING

J. Case No. 06-74-CEB
Romero W. Leader
Mayard Phebe
Code Enforcement Officer: Dorothy Hird

Violation Charged: Seminole County Code, Chapter 95, Section 95.4, as defined in 95.3 (g) and (h) and Seminole County Land Development Code, Chapter 30, Section 30.1349 (e) and (g).

Described as: 1) The accumulation of trash and debris.
2) Uncultivated vegetation in excess of 24" in height and located within 75' of a structure.
3) All fences shall be maintained in their original, upright condition.
4) Fences or walls missing boards, pickets, posts or bricks shall be promptly replaced.

Location: 137 Hattaway Dr., Altamonte Springs (Commission District 3)
Tax Parcel ID # 14-21-5BF-0000-0300

Motion by _____ Second by _____ Compliance Date _____ Fine _____

CERTIFIED NOTICE OF HEARING

K. Case No. 06-75-CEB
Barry M. and Mayo W. Graham
Code Enforcement Officer: Joann D. Tamulonis

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

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

Location: 222 Varsity Cir., Longwood (Commission District 3)
Tax Parcel ID # 17-21-29-526-0000-0290

Motion by _____ Second by _____ Compliance Date _____ Fine _____

SEMINOLE COUNTY CODE ENFORCEMENT BOARD HEARING
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**HAND DELIVERED NOTICE OF
HEARING**

L. Case No. 06-76-CEB
Clarence and Mary F. Wilson
Code Enforcement Officer: Dorothy Hird

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

Described as: 1) The accumulation of trash and debris.
2) Used or scrap building materials.

Location: 702 Brentwood Ave., Altamonte Springs (Commission District 4)
Tax Parcel ID # 07-21-30-504-0000-0370

Motion by _____ Second by _____ Compliance Date _____ Fine _____

CONTINUED CASES

CONTINUED BY STAFF

A. Case No. 06-36-CEB
Becky Mizzell
Deputy Building Official: Tom Helle

This case has been continued by Staff to the October 26, 2006 meeting.

Violation Charged: Florida Building Code, Section 105.1

Described as: 1) Constructed a wall adjacent to Celery Avenue without the required permit.

Location: 2790 Celery Avenue, Sanford, (Commission District 5)
Tax Parcel ID # 29-19-31-300-0180-0000

Motion by _____ Second by _____ Compliance Date _____ Fine _____

SEMINOLE COUNTY CODE ENFORCEMENT BOARD HEARING
SEPTEMBER 28, 2006

**VOLUNTARY DISMISSAL BY
STAFF**

B. Case No. 06-48-CEB
Frank and Mary L. Jackson
Code Enforcement Officer: Dorothy Hird

New case continued by the Board to the August meeting.

Violation Charged: Seminole County Code, Chapter 95, Section 95.4, as defined in 95.3
(g) and (j)
Described as: 1) Accumulation of trash and debris.
2) Used and/or scrap building materials being kept or stored on the
property.
Location: 118 Florence Ave., Altamonte Springs (Commission District 4)
Tax Parcel ID # 07-21-30-300-062B-0000

Motion by _____ Second by _____ Compliance Date _____ Fine _____

COMPLIED PRIOR TO HEARING

C. Case No. 06-63-CEB
Shawntel Dorenkamp
Code Enforcement Officer: Donna Wisniewski

New case continued by Staff to this meeting.

Violation Charged: Seminole County Code, Chapter 95, Section 95.4, as defined in 95.3
(g) and (n).
Described as: 1) The accumulation of trash and debris.
2) Stagnant or foul water in swimming or wading pool.
Location: 253 Whitesand Ct., Casselberry (Commission District 1)
Tax Parcel ID # 14-21-30-515-0000-0190

Motion by _____ Second by _____ Compliance Date _____ Fine _____

SPECIAL REQUEST

NONE

CONSENT AGENDA

- A. Case No: 04-16-CEB
Jimmie L. & Ruby L. Smith
Code Enforcement Officer: Dorothy Hird

This case was continued by the Board to the September meeting. The original violation was heard by the Board on April 22, 2004 and an Order was entered. Compliance on the original violation was obtained on July 13, 2004. The Board rescinded a fine of \$2,550.00 on the original violation on July 29, 2004. An Affidavit of Repeat Violation was filed after reinspection on January 26, 2005. The Board heard the repeat violation on March 24, 2005 and an Order was entered. An Affidavit of Non-Compliance on Repeat Violation was filed by the Code Enforcement Officer after a reinspection on April 11, 2005. The Board entered an Order Imposing Fine/Lien After Repeat Violation on May 19, 2005. An Affidavit of Compliance After Repeat Violation was filed by the Code Enforcement Officer after reinspection on September 19, 2005. The lien for this repeat violation totals \$19,050.00. This lien remains unpaid at this time. An Affidavit of Repeat Violation was filed by the Code Enforcement Officer after a reinspection on April 27, 2006. The Board heard this repeat violation on July 27, 2006 and an Order was entered. This property is NOT in compliance at this time.

RECOMMENDATION: The Board issue an Order constituting a **lien** on a repeat violation, in the amount of **\$17,900.00**, for 107 days of non-compliance, at \$100.00 per day, from April 27, 2006, through and including August 11, 2006, and 48 days of non-compliance, at \$150.00 per day, from August 12, 2006, through and including September 28, 2006, and the fine shall continue to accrue at **\$150.00 per day** for each day the violation continues or is repeated past September 28, 2006. The Clerk shall record this Order in the Public Records of Seminole County.

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: 1257 DePugh Street, Altamonte Springs (Commission District 4)
Tax Parcel ID # 18-21-501-0200-0080

Motion by _____ Second by _____ Action _____

SEMINOLE COUNTY CODE ENFORCEMENT BOARD HEARING
SEPTEMBER 28, 2006

B. Case No: 04-67-CEB
Isiah and Ethel L. Troutman
C/o Annie Johnson
Code Enforcement Officer: Dorothy Hird

The Board heard the original violation on September 23, 2004 and entered an Order. Compliance on the original violation was obtained on October 11, 2004. An Affidavit of Repeat Violation was filed by the Code Enforcement Officer after reinspection on April 27, 2005. An Affidavit of Compliance After Repeat Violation was filed by the Code Enforcement Officer after reinspection on June 20, 2005. On June 23, 2005, the Board entered an Order reducing the fine from \$2,600.00 to \$100.00. The reduced amount was paid by the Respondents on June 24, 2005. An Affidavit of Repeat Violation was filed by the Code Enforcement Officer after reinspection on April 10, 2006. The Board heard this repeat violation on July 27, 2006 and an Order was entered. This property is NOT in compliance at this time.

RECOMMENDATION: The Board issue an Order constituting a **lien** on a repeat violation in the amount of **\$19,600.00**, for 124 days of non-compliance, at \$100.00 per day, from April 10, 2006 through and including August 11, 2006, and 48 days of non-compliance, at \$150.00 per day, from August 12, 2006, through and including September 28, 2006, and the fine shall continue to accrue at **\$150.00 per day** for each day the violation continues or is repeated past September 28, 2006. The Clerk shall record this Order in the Public Records of Seminole County.

Violation Charged: Seminole County Code 95.4, as defined in Section 95.3(l).
Described as: 1) Junk or abandoned vehicle not being kept within an enclosed garage or an attached carport.
Location: 111 Ford Avenue, Altamonte Springs (Commission District 4)
Tax Parcel ID # 07-21-30-505-0D00-0110

Motion by _____ Second by _____ Action _____

SEMINOLE COUNTY CODE ENFORCEMENT BOARD HEARING
SEPTEMBER 28, 2006

- C. Case No. 06-56-CEB
Buryl O. Bradham, Jr. and
Marie Bradham
Code Enforcement Officer: Pamela Taylor

The Board heard this case on July 27, 2006 and entered an Order giving the Respondents a compliance date of August 10, 2006. An Affidavit of Non-Compliance has been filed by the Code Enforcement Officer after reinspection on August 14, 2006. An Affidavit of Compliance has been filed by the Code Enforcement Officer after reinspection on August 21, 2006. This property is presently in compliance.

RECOMMENDATION: The Board issue an Order constituting a **lien** in the amount of **\$1,500.00**, for 10 days of non-compliance, at \$150.00 per day, from August 11, 2006, through and including August 20, 2006. The Clerk shall record this Order in the Public Records of Seminole County.

Violation Charged: Seminole County Code, Chapter 95, Section 95.4, as defined in 95.3 (h).
Described as: 1) Uncultivated vegetation in excess of 24" in height, located within 75' of a structure.
Location: 411 Belle Ave., Sanford (Commission District 5)
Tax Parcel ID # 26-19-30-501-0000-0160

Motion by _____ Second by _____ Action _____

FORECLOSURE

- A. Case No. 03-68-CEB
Marc Depinto
Code Enforcement Officer: Jerry Robertson

The Board heard this case on August 28, 2003 and entered an Order giving the Respondent a compliance date of October 27, 2003. An Affidavit of Non-Compliance has been filed by the Code Enforcement Officer after reinspection on October 31, 2003. On January 22, 2004, the Board imposed a lien on this property. The lien totals \$79,950.00, up to and including September 28, 2006. This property is NOT in compliance at this time.

RECOMMENDATION: Staff requests approval to forward this case to the County Attorney for review and approval to present to the Board of County Commissioners for foreclosure action.

Violation Charged: Seminole County Land Development Code, Chapter 30, Section 30.124(c)(10) and Chapter 30, Section 30.1349(e) and 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.
2) Mobile home placed on the property without having a Special Exception from the Board of Adjustment.
3) All fences must be maintained in their original upright condition.

Location: off Osceola Road/Ritchie Road, Geneva, (Commission District 5)
Tax Parcel ID #31-19-33-501-0000-0190

Motion by	Second by	Action
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SEMINOLE COUNTY CODE ENFORCEMENT BOARD HEARING
SEPTEMBER 28, 2006

B. Case No. 06-16-CEB
Deborah J. and Keith London
Senior Code Enforcement Officer: Deborah Leigh

The Board heard this case on January 26, 2006 and an Order was entered giving the Respondents a compliance date of February 1, 2006 for violation # 3 (unsecured pool) and March 27, 2006 for violations # 1, 2, and 4. An Affidavit of Compliance was filed by the Code Enforcement Officer indicating compliance on violation # 3 after reinspection on February 3, 2006. An Affidavit of Non-Compliance was filed by the Code Enforcement Officer indicating that compliance had not been obtained on the remaining violations (1, 2, and 4) after reinspection on March 31, 2006. On June 22, 2006, the Board imposed a lien on this property. The lien totals **\$18,500.00**, up to and including September 28, 2006. This property is **NOT** in compliance at this time.

RECOMMENDATION: Staff requests approval to forward this case to the County Attorney for review and approval to present to the Board of County Commissioners for foreclosure action.

Violation Charged: Seminole County Code, Section 95.4, as defined in Section 95.3 (h)(n)(o) and (p)

Described as:

- 1) Uncultivated vegetation in excess of 24" in height, within 75' of a structure.
- 2) Stagnant/foul water within a swimming pool.
- 3) Swimming pool not completely enclosed by permanent fencing. **(complied on February 3, 2006)**
- 4) Other objectionable, unsightly, or unsanitary matter, tending by its existence to endanger or adversely affect the health, safety, lives, and/or welfare of the citizens of the County.

Location: 275 Saddleworth Place, Lake Mary, (Commission District 5)
Tax Parcel ID # 11-20-29-5HA-0000-0170

Motion by _____ Second by _____ Action _____

VII Approval of the minutes from the meeting of August 24, 2006

VIII Confirmation date of next meeting: October 26, 2006

IX Old Business –

CASE NO 01-73-CEB – ROBERT M. DANCE – On August 24, 2006, the Board entered an Order Finding Compliance and Imposing Fine/Lien reducing the Respondent's fine from \$429,250.00 to \$1,000.00, to be paid on or before September 25, 2006. The Respondent paid the fine on September 15, 2006. **A Satisfaction of Fine will be executed by the Chair at this meeting.**

CASE NO 04-08-CEB – ANNIE MCDANIEL – On August 24, 2006, the Board entered an Order Finding Compliance and Imposing Fine/Lien reducing the Respondent's fine from \$64,500.00 to \$520.26, to be paid on or before September 25, 2006. The Respondent paid the fine on August 25, 2006. **A Satisfaction of Fine will be executed by the Chair at this meeting.**

CASE NO 06-17-CEB – BARBARA B. AND CHRIST QUALMANN – On August 24, 2006, the Board entered an Order Finding Compliance and Imposing Fine/Lien reducing the Respondents' fine from \$27,000.00 to \$250.00, to be paid on or before September 25, 2006. The Respondents paid the fine on September 21, 2006. **A Satisfaction of Fine will be executed by the Chair at this meeting.**

CASE NO 06-25-CEB – JAMES W. AND LORNA LICKERT – On August 24, 2006, the Board entered an Order Finding Compliance and Imposing Fine/Lien reducing the Respondents' fine from \$121,500.00 to \$500.00, to be paid on or before September 25, 2006. The Respondents paid the fine on September 12, 2006. **A Satisfaction of Fine will be executed by the Chair at this meeting.**

CASE NO 06-29-CEB – CHARLES S. AND JANE M. HINES – On July 27, 2006, the Board entered an Order Finding Compliance and Imposing Fine/Lien reducing the Respondents' fine from \$900.00 to \$450.00, to be paid on or before August 28, 2006. The Respondents paid the fine on August 25, 2006. **A Satisfaction of Fine will be executed by the Chair at this meeting.**

X New Business –

The Clerk received the following cases for September:

Repeat Cases	-	1
New Cases	-	12 (2 complied prior to hearing)
Special Requests	-	0
Foreclosures	-	2
Add-On	-	0

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.

09-28-06 Agenda