# **CODE ENFORCEMENT BOARD**

SEMINOLE COUNTY, FLORIDA



April 26, 2007 – 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	-	0
New Cases	-	3 (4 continued by Staff)
		(6 complied prior to hearing)
Continued Cases	-	0
Special Request	-	0
Consent Agenda	-	4
Foreclosure	-	1
Add-On	-	1

## NEW CASES

## POSTED NOTICE OF HEARING

A. Case No. 07-26-CEB Richard and Laura Saxman Senior Code Enforcement Officer: Deborah Leigh

#### New case continued from March meeting by CEB

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

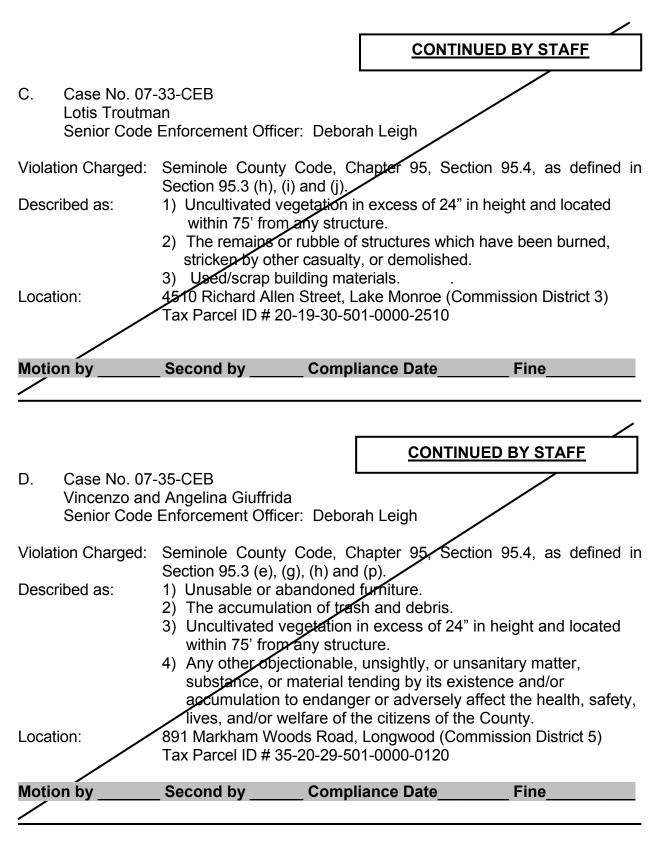
Described as: 1) Objectionable, unsightly, or unsanitary matter, substance, or material tending by its existence and/or accumulation to endanger or adversely affect the health, safety, lives, and/or welfare of the citizens of the county.
 Location: 170 Archers Point, Longwood (Commission District 5) Tax Parcel ID # 23-20-29-504-0000-0160

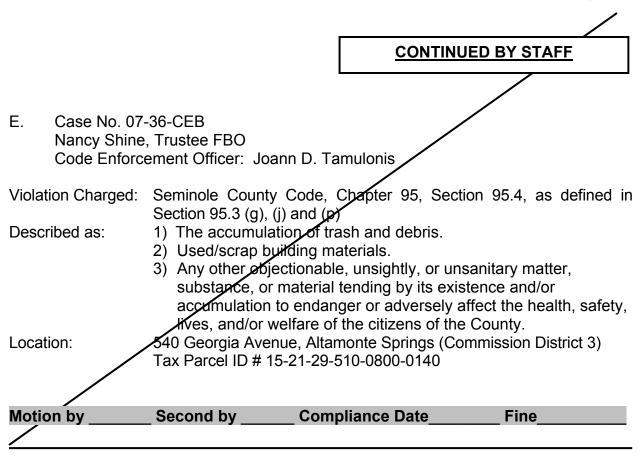
		-			/ <u>_</u>
Motion by	Second by	r Com	pliance Date		ine
	Second by	/ 6.011	onance Dale		ine
motion sy				· · · · · · · · · · · · · · · · · · ·	

## **CERTIFIED NOTICE OF HEARING**

- B. Case No. 07-32-CEB Javier Franco Code Enforcement Officer: Jerry Robertson
- Violation Charged:Seminole County Land Development Code, Chapter 30, Section<br/>30.102, 30.103, 30.104.Described as:1) Two residences are not a permitted use. No special exception for
  - a mobile home granted for limited or special exception use.
- Location: 870 Snow Hill Road, Geneva (Commission District 2)
  - Tax Parcel ID # 33-20-32-300-0550-0000

Motion by	Second by	Compliance Date	Fine



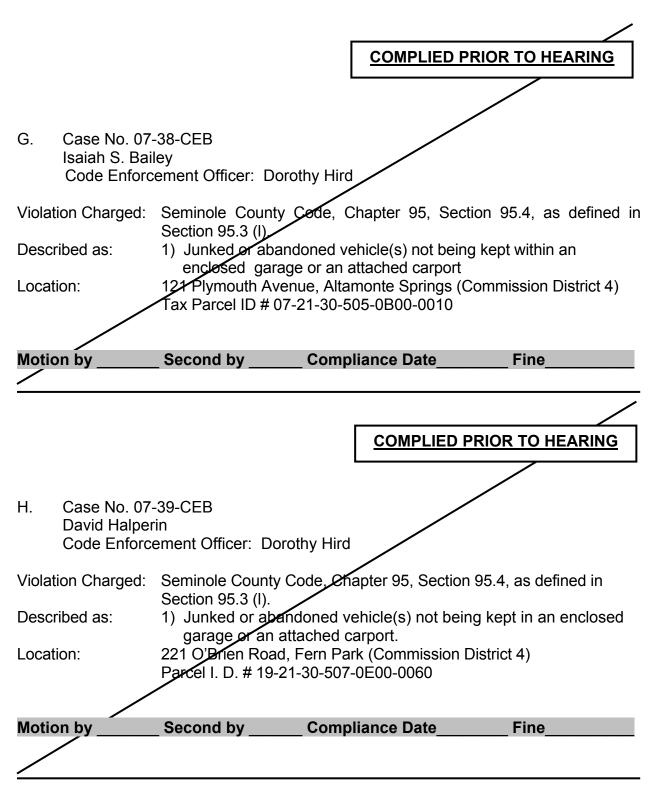


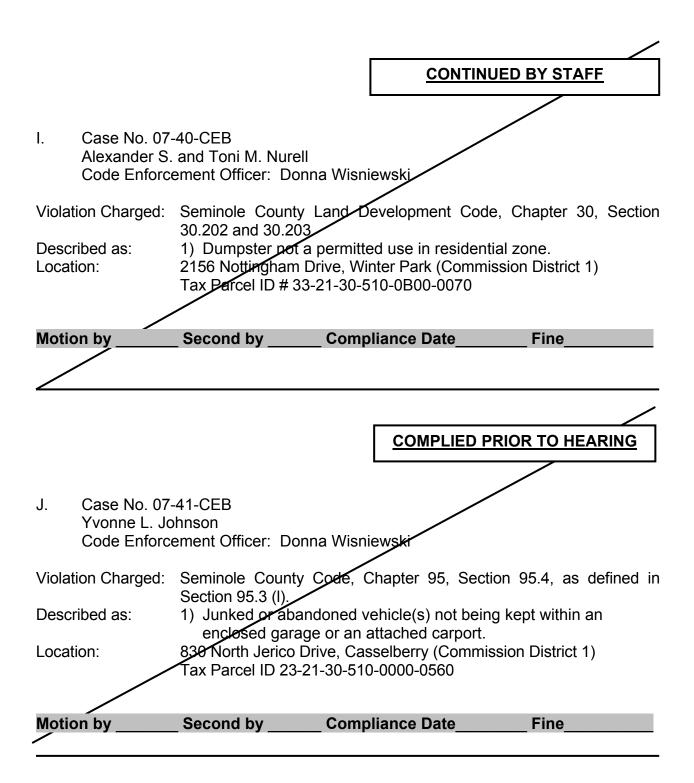
#### POSTED NOTICE OF HEARING

F. Case No. 07-37-CEB Victor and Abigail Rosa Code Enforcement Officer: Joann D. Tamulonis

Seminole County Land Development Code, Chapter 30, Part 11, Section 30.182 and Seminole County Code, Chapter 95, Section
95.4, as defined in Section 95.3 (f).
<ol> <li>The operation of a business or extension of a business is not a permitted use of the property zoned R-1</li> </ol>
2) Unusable or abandoned appliances or white goods
658 Acapulca Way, Altamonte Springs (Commission District 3) Tax Parcel ID # 21-21-29-501-0000-1610

Motion by	Second by	Compliance Date	Fine





		COMPLIED PRIOR TO HEARING
K.		-42-CEB osa A. Chancay ement Officer: Donna Wisniewski
Violat	ion Charged:	Seminole County Code, Chapter 95, Section 95.4, as defined in
Descr	ibed as:	<ul> <li>Section 95.3 (I).</li> <li>1) Junked or abandoned vehicle(s) not being kept in an enclosed garage or an attached carport.</li> </ul>
Locat	ion:	850 Jerico Drive, Casselberry (Commission District 1) Tax Parcel ID # 23-21-30-510-0000-0510
Motic	on by	Second by Compliance Date Fine
		COMPLIED PRIOR TO HEARING
L.	Case No. 07- Narcissus Bra Code Enforce	
Violat	ion Charged:	Seminole County Code, Chapter 95, Section 95.4, as defined in Section 95.3 (e) and (l).
Descr	ibed as:	<ol> <li>Unusable or abandoned furniture</li> <li>Junked or abandoned vehicle(s) not being kept within an enclosed garage or an attached carport.</li> </ol>
Locat	ion:	131 Leon Street, Altamonte Springs (Commission District 4) Tax Parcel ID # 18-21-30-507-0000-0710
Motic	on by	Second by Compliance Date Fine

					/
			COMPLIE	D PRIOR TO HEARING	
M.	Christopher C	44-CEB uskawilla, LLC and C. Cathcart, Registe ement Officer: Donr			
Violat	ion Charged:	Seminole County 30.1243	Land Development C	Code, Chapter 30, Section	on
Descr Locat	ibed as: ion:		of banners oad, Winter Springs (Co 21-30-506-0000-0070		
Motic	on by	Second by	Compliance Date	Fine	

## **CONTINUED CASES**

<u>NONE</u>

# SPECIAL REQUEST

<u>NONE</u>

#### CONSENT AGENDA

A. Case No 05-09-CEB John A. and Stephanie Brooks Code Enforcement Officer: Dorothy Hird

The Board heard this case on October 24, 2006, January 25, 2007 and February 22, 2007 and tabled the case to the March meeting. At the March 22, 2007 meeting, the fine was increased from \$75.00 to \$100.00 per day and tabled to the April meeting. This case was originally heard by the Board on January 27, 2005 and an Order was entered giving the Respondents a compliance date of December 31, 2005. At the request of the Respondents, on October 27, 2005, the Board extended their compliance date to April 1, 2006. An Affidavit of Non-Compliance was filed by the Code Enforcement Officer on April 4, 2006. At that time, a re-inspection was not performed at the request of the Respondents. Again, at the request of the Respondents, on April 27, 2006, the Board extended their compliance date from April 1, 2006 to October 2, 2006. An Affidavit of Non-Compliance was filed by the Code Enforcement Officer on October 12, 2006. At that time, a re-inspection was not performed at the request of the Respondents. Again, at the request of the Respondents, on April 27, 2006. An Affidavit of Non-Compliance was filed by the Code Enforcement Officer on October 12, 2006. At that time, a re-inspection was not performed due to the property being posted. This property is <u>NOT</u> in compliance at this time.

**RECOMMENDATION:** The Board issue an Order constituting a **lien** in the amount of **\$16,350.00** which represents 170 days of non-compliance from October 3, 2006 through and including March 21, 2007, at \$75.00 per day and 36 days of non-compliance from March 22, 2007 through and including April 26, 2007 at \$100.00 per day. The fine shall continue to accrue at **\$100.00 per day** for each day the violations continue or are repeated past April 26, 2007. The Clerk shall record said Order in the Public Records of Seminole County.

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

Described as:	<ol> <li>The accumulation of trash and debris.</li> </ol>
	<ol><li>Used and/or scrapped building materials.</li></ol>
	<ol> <li>Junked or abandoned vehicle not kept within an enclosed garage or an attached carport.</li> </ol>
	<ol> <li>Objectionable/unsightly or unsanitary matter, substance or material.</li> </ol>
Location:	890 Alberta Street, Longwood (Commission District 4)
	Tax Parcel ID # 06-21-30-300-022A-0000

Motion by	Second by	Action

B. Case No. 06-78-CEB Kevin Von Lanken Code Enforcement Officer: Joann D. Tamulonis

This case was continued from the March 22, 2007 meeting. It was originally heard by the Board on January 25, 2007 and an Order was entered giving the Respondent a compliance date of February 8, 2007. An Affidavit of Non-Compliance was filed by the Code Enforcement Officer after reinspection on February 9, 2007. This property is <u>NOT</u> in compliance at this time.

**RECOMMENDATION:** The Board issue an Order constituting a **lien** in the amount of **\$19,250.00**, for 77 days of non-compliance from February 9, 2007 through and including April 26, 2007, at \$250.00 per day, and the fine shall continue to accrue at **\$250.00 per day** for each day the violations continue or are repeated past April 26, 2007. The Clerk shall record said Order in the Public Records of Seminole County.

Violation Charged: Described as:	<ul> <li>Section 95.3 (g), (h) and (p).</li> <li>1) The accumulation of trash and debris.</li> <li>2) Uncultivated vegetation in excess of 24" in height, located with 75' of a structure.</li> <li>3) Objectionable, unsightly or unsanitary matter, substance or</li> </ul>	
Location:	<ul> <li>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.</li> <li>182 Jay Dr., Altamonte Springs, (Commission District 3)</li> <li>Parcel I.D. # 15-21-29-501-0000-1010</li> </ul>	
Motion by	_Second byAction	

C. Case No. 06-84-CEB Alice Oliver, Lotis Troutman and Donell Troutman, ET AL Senior Code Enforcement Officer: Deborah Leigh

This case was continued from the March 22, 2007 meeting. This case was originally heard by the Board on December 14, 2006 and an Order was entered giving the Respondents a compliance date of February 1, 2007. An Affidavit of Non-Compliance was filed by the Code Enforcement Officer after reinspection on February 2, 2007. An Affidavit of Compliance was filed by the Code Enforcement Officer after reinspection on March 29, 2007. This property is presently in compliance.

**RECOMMENDATION:** The Board issue an Order constituting a **lien** in the amount of **\$11,000.00**, for 55 days of non-compliance from February 2, 2007 through and including March 28, 2007, at \$200.00 per day. The Clerk shall record said Order in the Public Records of Seminole County.

Violation Charged:	Seminole County Code, Chapter 95, Section 95.4, as defined in 95.3 (g), (h), and (I) and Florida Building Code, 105.1.
Described as:	<ol> <li>The accumulation of trash and debris.</li> <li>Uncultivated vegetation in excess of 24" in height and located within 75' of a structure.</li> <li>Junked or abandoned vehicles not being kept within an</li> </ol>
Location:	<ul> <li>4) Fence erected without the required permit.</li> <li>4641 McKay Street, Lake Monroe (Commission District 5) Tax Parcel ID # 20-19-30-501-0000-0290</li> </ul>
Motion by	Second by Action

D. Case No. 07-13-CEB Terry G. and Rose E. Morley Code Enforcement Officer: Joann D. Tamulonis

The Board originally heard this case on February 22, 2007 and an Order was entered. An Affidavit of Non-Compliance was filed by the Code Enforcement Officer after reinspection on March 13, 2007. This property is <u>NOT</u> in compliance.

**RECOMMENDATION:** The Board issue an Order constituting a **lien** in the amount of **\$11,250.00**, for 45 days of non-compliance from March 13, 2007, through and including April 26, 2007, at \$250.00 per day. The Clerk shall record said Order in the Public Records of Seminole County; and the fine shall continue to accrue at **\$250.00** per day for each day the violations continue or are repeated past April 26, 2007.

Violation Charged: Seminole County Code, Chapter 95, Section 95.4, as defined in Section 95.3 (e), (f), (g), (h), (j) and (h) and Seminole County Land Development Code, Chapter 30, Part 12, Section 30.202.

Described as:

- 1) Unusable or abandoned furniture.
  - 2) Unusable or abandoned appliances.
  - 3) Trash and debris.
  - 4) Uncultivated vegetation in excess of 24" in height and located within 75' of a structure.
  - 5) Used or scrap building materials.
  - 6) Junked or abandoned vehicles not being kept within an enclosed garage or an attached carport.
  - 7) The operation of a business or extension of a business is not a permitted use of R-1A zoned property.
  - 8) Outside storage is not a customary accessory use of the property zoned residential.

Location: 34

3427 Gleaves Ct., Apopka (Commission District 3) Parcel I. D. # 18-21-29-502-0D00-0050

## FORECLOSURE

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

This case was tabled from the September 28, 2006 meeting to the December 12, 2006 meeting by the Board. In December, it was tabled to the April 26, 2007 meeting by the Board. The Board heard this case on August 28, 2003 and an Order was entered. 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 <u>\$95,700.00</u>, up to and including April 26, 2007. This property is <u>NOT</u> 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:	<ol> <li>Junked or abandoned vehicle not being kept within an enclosed garage or an attached carport.</li> </ol>
Location:	<ol> <li>Mobile home placed on the property without having a Special Exception from the Board of Adjustment.</li> <li>All fences must be maintained in their original upright condition. off Osceola Road/Ritchie Road, Geneva, (Commission District 5) Tax Parcel ID #31-19-33-501-0000-0190</li> </ol>
	Tax Faicer ID #31-19-33-301-0000-0190

Motion by \_\_\_\_\_ Second by \_\_\_\_\_ Action\_\_\_\_\_

## VII Approval of the minutes from the meeting of March 22, 2007

#### VIII Confirmation date of next meeting: May 17, 2007

#### IX Old Business –

<u>CASE NO 06-81-CEB – FREDRICK L. AND ANNETTE L. HENDRY</u> – On March 22, 2007, the Board of County Commissioners reduced the fine imposed against the Respondents from \$4,200.00 to \$200.00, to be paid by April 23, 2007. The Respondents paid the reduced amount on April 23, 2007. A Satisfaction of Lien will be executed by the Board of County Commissioners.

X New Business –

NONE

XI Adjourn

<u>NOTE:</u> 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.

4-26-07 Agenda

# **CODE ENFORCEMENT BOARD**

SEMINOLE COUNTY, FLORIDA



## April 26, 2007 – 1:30 pm Seminole County Services Building – Room 1028 1101 East First St, Sanford FL 32771

## ADD ON

POSTED NOTICE OF HEARING

A. Case No. 07-49-CEB Roderic L. Boling, III Code Enforcement Officer: Joann Tamulonis

Violation Charged:	Seminole County Code, Chapter 95, Section 95.4, as defined in Section 95.3 (o); and Seminole County Land Development Code, Part 70, Chapter 30, Section 30.1349(e)		
Described as:	<ol> <li>Swimming pool not completely enclosed by permanent fencing</li> <li>All fences shall be maintained in their original upright condition</li> </ol>		
Location:	121 Stag Ridge Court, Longwood (Commission District 7) Tax Parcel ID # 31-20-29-5EC-0000-0060		

Motion by	Second by	Compliance Date	Fine