

CODE ENFORCEMENT BOARD

SEMINOLE COUNTY, FLORIDA

AGENDA

May 17, 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	-	4
New Cases	-	9 (3 complied prior to hearing) (1 withdrawn by Staff)
Continued Cases	-	0
Special Request	-	0
Consent Agenda	-	4
Foreclosure	-	0
Add-On	-	0

REPEAT CASES

CERTIFIED NOTICE OF HEARING

A Case No 00-94-CEB
Fla Jai-Alai
Hort Soper, Registered Agent
Code Enforcement Officer: Dorothy Hird

This is a second repeat violation. The original violation was heard by the Board on September 28, 2000 and an Order was entered. An Affidavit of Compliance was filed by the Code Enforcement Officer after reinspection on October 30, 2000. An Affidavit of Repeat Violation was filed after reinspection on January 26, 2005. An Affidavit of Compliance After Repeat Violation was filed after reinspection on March 1, 2005.

A second Affidavit of Repeat Violation was filed after reinspection on January 30, 2007. An Affidavit of Compliance After Repeat Violation was filed after reinspection on February 14, 2007. This property is presently in compliance.

Recommendation: The Board issue an Order constituting a **fine** on a repeat violation in the amount of **\$3,000.00** for 15 days of non-compliance from January 30, 2007 through and including February 13, 2007 at **\$200.00 per day**. The Clerk shall record said Order in the Public Records of Seminole County.

Violation Charged: Section 95.4 as defined in Section 95.3 (g), Seminole County Code.
Described as: 1) Accumulation of trash and debris.
Location: Highway 17-92, Fern Park (Commission District 4)
Tax Parcel ID # 17-21-30-300-023B-0000
17-21-30-300-023C-0000

Motion by _____ Second by _____ Compliance Date _____ Fine _____

CERTIFIED NOTICE OF HEARING

B. Case No 05-49-CEB
John D. Daniels
Code Enforcement Officer: Pamela Taylor

This is a repeat violation. The original violation was heard by the Board on July 28, 2005 and an Order was entered. An Affidavit of Compliance was filed by the Code Enforcement Officer after reinspection on August 31, 2005.

An Affidavit of Repeat Violation was filed after reinspection on April 3, 2007. 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 **\$11,250.00**, for 45 days of non-compliance, from April 3, 2007 through and including May 17, 2007 at **\$250.00 per day**; and the fine shall continue to accrue at **\$250.00 per day** for each day the violation continues or is repeated past May 17, 2007. The Clerk shall record said Order in the Public Records of Seminole County.

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 _____ Action _____

HAND-DELIVERED
NOTICE OF HEARING

C Case No 05-52-CEB
Van R. Ehlenfield
Code Enforcement Officer: Jerry Robertson

This is a repeat violation. The original violation was heard by the Board on July 28, 2005 and an Order was entered. An Affidavit of Compliance was filed by the Code Enforcement Officer after reinspection on October 31, 2005.

An Affidavit of Repeat Violation was filed after reinspection on March 30, 2007 with an April 15, 2007 compliance date. An Affidavit of Compliance was filed after reinspection on May 9, 2007. This property is presently in compliance.

Recommendation: The Board issue an Order constituting a **fine** on a repeat violation in the amount of **\$2,300.00**, for 23 days of non-compliance, from April 16, 2007 through and including May 8, 2007 at **\$100.00 per day**. Further, the fine shall be increased to **\$150.00 per day** for each day the violation is repeated after May 17, 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(l).

Described as: 1) Junked or abandoned vehicle(s) 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 _____

CERTIFIED NOTICE OF HEARING

D. Case No. 07-12-CEB
Manny's Chophouse, Inc.
Brea L. Tato, Registered Agent
Code Enforcement Officer: Joann D. Tamulonis

This is a repeat violation. The original violation was heard by the Board on February 22, 2007 and an Order was entered. An Affidavit of Compliance was filed by the Code Enforcement Officer after reinspection on March 3, 2007.

An Affidavit of Repeat Violation was filed after reinspection on March 24, 2007. An Affidavit of Compliance After Repeat Violation was filed after reinspection on April 10, 2007. This property is presently in compliance.

Recommendation: The Board issue an Order constituting a **fine** on a repeat violation in the amount of **\$8,500.00**, for 17 days of non-compliance, from March 24, 2007 through and including April 9, 2007 at **\$500.00 per day** (two signs at \$250.00 per sign per day). Further, the fine shall be increased to **\$500.00 per day, per violation**, each sign being a separate violation, for each day the violations are repeated after May 17, 2007. The Clerk shall record said Order in the Public Records of Seminole County.

Violation Charged: Seminole County Land Development Code, Chapter 30, Part 65, Section 30.1245 (1) and (6).

Described as: 1) Recurring displays of prohibited signage.

Location: In the vicinity of 108 Markham Woods Rd, on public and private property (Commission District 3)

Motion by _____ Second by _____ Compliance Date _____ Fine _____

NEW CASES

CERTIFIED NOTICE OF HEARING

A. Case No. 07-33-CEB
Lotis Troutman
Senior Code Enforcement Officer: Deborah Leigh

New case continued from April meeting by CEB

Violation Charged: Seminole County Code, Chapter 95, Section 95.4, as defined in Section 95.3 (h), (i) and (j).
Described as: 1) Uncultivated vegetation in excess of 24" in height and located within 75' from any structure
2) The remains or rubble of structures which have been burned, stricken by other casualty, or demolished
3) Used/scrap building materials
Location: 4510 Richard Allen Street, Lake Monroe (Commission District 5)
Tax Parcel ID # 20-19-30-501-0000-2510

Motion by _____ Second by _____ Compliance Date _____ Fine _____

COMPLIED PRIOR TO HEARING

B. Case No. 07-35-CEB
Vincenzo F. & Angelina Giuffrida
Senior Code Enforcement Officer: Deborah Leigh

New case continued from April meeting by Staff

Violation Charged: Seminole County Code, Chapter 95, Section 95.4, as defined in Section 95.3 (e), (g), (h) and (p).
Described as: 1) Unusable or abandoned furniture.
2) The accumulation of trash and debris.
3) Uncultivated vegetation in excess of 24" in height and located within 75' from any structure.
4) Any other 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: 891 Markham Woods Road, Longwood (Commission District 5)
Tax Parcel ID # 35-20-29-501-0000-0120

Motion by _____ Second by _____ Compliance Date _____ Fine _____

WITHDRAWN BY STAFF
WITHOUT PREJUDICE

C. Case No. 07-36-CEB
Nancy Shine, Trustee FBO
Code Enforcement Officer: Joann D. Tamulonis

New case continued from April meeting by Staff

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

Described as: 1) The accumulation of trash and debris.
2) Used/scrap building materials.
3) Any other 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: 540 Georgia Avenue, Altamonte Springs (Commission District 3)
Tax Parcel ID # 15-21-29-510-0800-0140

Motion by _____ Second by _____ Compliance Date _____ Fine _____

POSTED NOTICE OF HEARING

D. Case No. 07-45-CEB
Ted H. and Cindy Crowell
Code Enforcement Officer: Joann D. Tamulonis

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

Described as: 1) Any other 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: 6028 Linneal Beach Drive, Apopka (Commission District 3)
Tax Parcel ID # 19-21-29-506-0000-0210

Motion by _____ Second by _____ Compliance Date _____ Fine _____

COMPLIED PRIOR TO HEARING

E. Case No. 07-46-CEB
Sharon Dodd-Blake & Doug Blake
Code Enforcement Officer: Dorothy Hird

Violation Charged: Seminole County Land Development Code, Chapter 30, Section 30.202 and 30.203

Described as: 1) pod as an accessory use is not a permitted use
Location: 164 Plumosus Drive, Altamonte Springs (Commission District 3)
Parcel I. D. # 23-21-29-501-0000-0080

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

POSTED NOTICE OF HEARING

F. Case No. 07-47-CEB
Joe Jones Heirs and
Josie Wright
Code Enforcement Officer: Pamela Taylor

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

Described as: 1) The accumulation of trash and debris
2) Uncultivated vegetation in excess of 24" in height and located within 75' from any structure
3) The remains or rubble of structures which have been burned, stricken by other casualty, or demolished
4) Junked or abandoned vehicle(s) not kept within an enclosed garage or an attached carport.

Location: 2845 Celery Avenue, Sanford (Commission District 5)
Tax Parcel ID # 32-19-31-300-0060-0000

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

POSTED NOTICE OF HEARING

G. Case No. 07-48-CEB
John Deller
Code Enforcement Officer: Pamela Taylor

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 located within 75' from any structure.

Location: 365 Hibiscus Drive, Sanford (Commission District 5)
Tax Parcel ID 12-20-30-503-0100-001A

Motion by _____ Second by _____ Compliance Date _____ Fine _____

COMPLIED PRIOR TO HEARING

H. Case No. 07-50-CEB
Spartan/17-92 LLC and
Mark Nasrallah, Registered Agent
Code Enforcement Officer: Dorothy Hird

Violation Charged: Seminole County Land Development Code, Chapter 30, Section 30.763(m)

Described as: 1) parking or storing of semi-tractor, trailers and cargo boxes on C-2 zoned property is not a permitted use or use allowed by special exception except in rural areas.

Location: 9495 South Hwy 17-92, Fern Park (Commission District 4)
Tax Parcel ID # 19-21-30-300-0630-0000

Motion by _____ Second by _____ Compliance Date _____ Fine _____

POSTED NOTICE OF HEARING

I. Case No. 07-51-CEB
Corey S. Johns
Code Enforcement Officer: Jerry Robertson

Violation Charged: Seminole County Code, Chapter 95, Section 95.4, as defined in Section 95.3 (l)
Described as: 1) Junked or abandoned vehicle(s) not being kept within an enclosed garage or an attached carport.
Location: 710 Tropical Avenue, Oviedo (Commission District 1)
Tax Parcel ID # 21-21-32-5CF-5800-0030

Motion by _____ Second by _____ Compliance Date _____ Fine _____

CERTIFIED NOTICE OF HEARING

J. Case No. 07-52-CEB
Nancy Helms, et al. C/O Deborah K. Wheeler
Code Enforcement Officer: Joann D. Tamulonis

Violation Charged: Seminole County Code, Chapter 95, Section 95.4, as defined in Section 95.3 (g)
Described as: 1) The accumulation of trash and debris
Location: 105 Champion Avenue, Altamonte Springs (Commission District 3)
Tax Parcel ID # 03-21-29-505-0X00-0390

Motion by _____ Second by _____ Compliance Date _____ Fine _____

POSTED NOTICE OF HEARING

K. Case No. 07-53-CEB
Angela M. Wood
Code Enforcement Officer: Joann Tamulonis

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

Described as:

- 1) The accumulation of trash and debris
- 2) Uncultivated vegetation in excess of 24" in height and located within 75' from any structure
- 3) The remains or rubble of structures which have been burned, stricken by other casualty, or demolished
- 4) Used/scrap building materials
- 5) Junked or abandoned vehicle(s) not kept within an enclosed garage or an attached carport
- 6) Any other 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: 109 Champion Avenue, Altamonte Springs (Commission District 3)
Tax Parcel ID # 03-21-29-505-0X00-0370

Motion by _____ Second by _____ Compliance Date _____ Fine _____

POSTED NOTICE OF HEARING

L. Case No. 07-54-CEB
Nancy Helms
Code Enforcement Officer: Joann D. Tamulonis

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

Described as: 1) Unusable or abandoned appliances or white goods
2) The accumulation of trash and debris
3) Uncultivated vegetation in excess of 24" in height and located within 75' from any structure
4) Used/scrap building materials
5) Any other 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: 103 Champion Avenue, Altamonte Springs (Commission District 3)
Tax Parcel ID # 03-21-29-505-0X00-0400

Motion by _____ Second by _____ Compliance Date _____ Fine _____

CERTIFIED NOTICE OF HEARING

M. Case No. 07-55-CEB
Walter Marsden and
Marilyn and Daniel Marsden
Code Enforcement Officer: Dorothy Hird

Violation Charged: Seminole County Land Development Code, Chapter 30, Section 30.202 and 30.203

Described as: 1) Occupancy of travel trailer or recreational vehicle is not a permitted use or use allowed by special exception in an R-1A zoning classification.

Location: 621 Prairie Lake Drive, Casselberry (Commission District 4)
Tax Parcel ID # 18-21-30-515-0A00-0060

Motion by _____ Second by _____ Compliance Date _____ Fine _____

CONTINUED CASES

NONE

SPECIAL REQUEST

NONE

CONSENT AGENDA

- A. Case No 03-102-CEB
Noel and Earline Martin
Code Enforcement Officer: Dorothy Hird

The Board originally heard this case on December 4, 2003 and an Order was entered. An Affidavit of Non-Compliance was filed by the Code Enforcement Officer after reinspection on December 30, 2003. An Affidavit of Compliance was filed by the Code Enforcement Officer after reinspection on March 5, 2004. On March 18, 2004, the Board imposed a lien of \$3,400.00. The lien remains unpaid.

An Affidavit of Repeat Violation was filed by the Code Enforcement Officer after reinspection on July 21, 2004. On September 23, 2004, the Board imposed a fine of \$3,200.00 and increased the accruing fine to \$100.00 per day. An Affidavit of Compliance After Repeat Violation was filed after reinspection on October 11, 2004.

This property is presently in compliance.

RECOMMENDATION: The Board issue an Order constituting a **lien** in the amount of **\$4,800.00**, for 80 days of non-compliance (64 days from July 21, 2004 through and including September 23, 2004 at \$50.00 per day and 16 days from September 24, 2004 through and including October 10, 2004). 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 (h) and (l)
Described as: 1) Uncultivated vegetation in excess of 24" in height and located within 75' from any structure
2) Junked or abandoned vehicle not kept within an enclosed garage or an attached carport
Location: 127 Leon Street, Altamonte Springs (Commission District 4)
Tax Parcel ID # 18-21-30-507-0000-0650

Motion by _____ Second by _____ Action _____

B. Case No. 05-05-CEB
Larry W. Buckner
Code Enforcement Officer: Dorothy Hird

The original violation was heard by the Board on January 27, 2005 and an Order was entered. Compliance on the original violation was obtained after reinspection on October 26, 2005. The original fine had accrued to \$3,550.00. The Board rescinded this fine on October 27, 2005. An Affidavit of Repeat Violation was filed after reinspection on September 19, 2006. An Affidavit of Compliance After Repeat Violation was filed after reinspection on September 29, 2006. This property is presently in compliance.

Recommendation: The Board issue an Order constituting a **lien** on a repeat violation, in the amount of **\$500.00**, for 10 days of non-compliance, from September 19, 2006, through and including September 29, 2006, at **\$50.00 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 Section 95.3 (h).

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

Location: 127 Orienta Drive, Altamonte Springs (Commission District 4)
Tax Parcel ID # 23-21-29-501-0000-0460

Motion by	Second by	Action
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- C. Case No. 05-84-CEB
Zoila Alburez
Oscar Alburez
Georgina Alburez
Code Enforcement Officer: Dorothy Hird

The original violation was heard by the Board on October 27, 2005 and an Order was entered. On February 23, 2006, the Board reduced the fine from \$4,100.00 to \$150.00. The reduced fine was paid by the Respondents on March 21, 2006.

An Affidavit of Repeat Violation was filed by the Code Enforcement Officer after reinspection on October 3, 2006. This case was continued in December and January. The Board heard this on February 22, 2007 and an Order was entered giving the Respondents a compliance date of March 24, 2007. An Affidavit of Non-Compliance was filed after reinspection on March 29, 2007.

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 **\$2,700.00**, for 54 days of non-compliance, from March 25, 2007 through and including May 17, 2007 at **\$50.00 per day** and the fine shall continue to accrue at **\$50.00 per day** for each day the violation continues or is repeated past May 17, 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(l)
Described as: 1) Junked or abandoned vehicle(s) not being kept within an enclosed garage or an attached carport
Location: 306 Lochmond Drive, Fern Park (Commission District 4)
Tax Parcel ID # 20-21-30-509-0000-0410

Motion by _____ Second by _____ Action _____

D. Case No. 06-85-CEB
Toshia Blake
Senior Code Enforcement Officer: Deborah Leigh

This case was continued in March and April. It was originally heard by the Board on December 14, 2006 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 NOT in compliance at this time.

RECOMMENDATION: The Board issue an Order constituting a **lien** in the amount of **\$19,600.00** for 98 days of non-compliance from February 9, 2007 through and including May 17, 2007 at \$200.00 per day, and the fine shall continue to accrue at **\$200.00 per day** for each day the violations continue or are repeated past May 17, 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 95.3 (g), (h), (j), (l) and (p).

- 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) Used and/or scrap building materials on property.
 - 4) Junked or abandoned vehicles not being kept within a enclosed garage or an attached carport.
 - 5) Any other objectionable, unsightly, or unsanitary matter 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: 1251 Dunbar Avenue, Lake Monroe (Commission District 5)
Tax Parcel ID # 20-19-30-501-0000-3380

Motion by _____ Second by _____ Compliance Date _____ Fine _____

FORECLOSURE

NONE

VII Approval of the minutes from the meeting of April 26, 2007

VIII Confirmation date of next meeting: June 28, 2007

IX Old Business –

CASE NO 06-16-CEB – KEITH AND DEBORAH J. LONDON – On March 13, 2007, the Londons paid their portion of the outstanding lien, \$18,200. On May 8, 2007, the Board of County Commissioners approved their Satisfaction of Lien. **A Satisfaction of Lien will be executed by the Board of County Commissioners.**

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.

5-17-07 Agenda
