APPROVED CODE ENFORCEMENT BOARD SEMINOLE COUNTY, FLORIDA

MINUTES

June 25, 2009 - 1:30 pm Seminole County Services Building – Room 1028 1101 East First Street, Sanford, FL

I <u>Call to Order</u>

The scheduled meeting of the Seminole County Code Enforcement Board was called to order at 1:30 p.m. in the Seminole County Services Building, Room 1028, 1101 East First Street, Sanford, Florida.

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

II Pledge of Allegiance

III Roll Call

Members Present: Paul Sladek, Chair

Bill Fahey, Vice Chair Grace Chewning Jay Ammon Dennis Warren

Russ Hauck (arrived at 2:05)

Members

Excused: Tom Hagood

Present & Sworn: Harold Potruff, Respondent, 09-93-CEB

Whitney Harp, Respondent, 09-94-CEB

Deborah Leigh, Senior Code Enforcement Officer, SCSO Donna Wisniewski, Code Enforcement Officer, SCSO Dorothy Hird, Code Enforcement Officer, SCSO Joann Tamulonis, Code Enforcement Officer, SCSO Pamela Taylor, Code Enforcement Officer, SCSO

Jason Rucker, Inspector, Seminole County

Tom Helle, Deputy Building Official

Others Present: Yvette Brown, Code Enforcement Board Attorney

Jane Spencer, Clerk to the Code Enforcement Board

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IV Swearing in of Witnesses

Karen Black, Attorney for foreclosing entity, 09-09-CEB Anissa Bolton, Attorney for foreclosing entity, 09-92-CEB

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V Agenda Update and 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.

PAUL SLADEK – YES GRACE CHEWNING – YES BILL FAHEY – YES DENNIS WARREN – YES JAY AMMON – YES

MOTION CARRIED 5 - 0.

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The following cases will not be heard today:

Betty J. Williams & Phyllis Taylor, Case No. 09-20-CEB Continued by Staff

Mercedes Martinez, Case No. 09-42-CEB Continued by Staff

Federal Home Loan Mortgage, Case No. 09-55-CEB Administratively closed

Wallace & Geraldine Davis, Case No. 09-83-CEB Continued by Staff

Lynda L. Westfall, Case No. 09-84-CEB Complied Prior to Hearing

Harminder & J. Nandra, Case No. 09-90-CEB Complied Prior to Hearing

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Case No. 09-09-CEB Lavictor and Latonya Pelt and U.S. Bank National Association (lis pendens) Code Enforcement Officer: Pamela Taylor

This is a repeat violation. The original violation was heard by the Board on January 22, 2009; and an Order was entered giving the Respondents a compliance date of February 5, 2009. An Affidavit of Non-Compliance was filed by the Code Enforcement Officer after reinspection on February 6, 2009. An Affidavit of Compliance was filed by the Code Enforcement Officer after reinspection on March 5, 2009. An Order was entered on March 26, 2009 reducing the \$4,050.00 fine to \$959.32 and a lien was imposed for that amount which has been paid.

An Affidavit of Repeat Violation was filed after reinspection on May 1, 2009. An Affidavit of Compliance after Repeat Violation was filed after reinspection on June 19, 2009.

This property is presently in compliance.

RECOMMENDATION: The Board issue an Order constituting a fine on a repeat violation in the reduced amount of \$697.85 which represents \$500.00 plus the Administrative costs in processing the case; and further order that if the violation is repeated past June 25, 2009, the fine shall be increased to \$200.00 per day for each day the violation is repeated after June 25, 2009. The property was out of compliance for 49 days, from May 1, 2009 through and including June 18, 2009, at \$150.00 per day which totals an accrued fine of \$7,350.00. 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 and located

within 75' from any structure

Location: 2737 Teak Place, Lake Mary (Commission District 5)

Tax Parcel ID # 03-20-30-5PZ-0000-0800

Pamela Taylor, Code Enforcement Officer, was present at the hearing and testified on behalf of the County and entered into evidence photographs of the violation. Officer Taylor stated that this was a repeat violation and that the property was currently in compliance.

Officer Taylor stated that the recommendation would be to find that the Respondents were in repeat violation and impose a fine in the amount of \$697.85 which represents \$500.00 plus administrative costs and increase the fine to \$200.00 per day if the violation continues or is repeated past June 25, 2009.

Lavictor and Latonya Pelt, Respondents, were not present at the hearing.

Karen Black-Barron, attorney for the foreclosing entity, was present at the hearing and testified on behalf of U.S. Bank. Ms. Black-Barron stated that this property was in foreclosure and asked that any fine be abated or continued. Ms. Black-Barron also stated that as a Party in Interest, the bank would maintain the property.

Motion by Jay Ammon to reduce the fine to \$200.00 if paid within 30 days. If the \$200.00 is not paid within 30 days, the fine would revert to the original amount.

Yvette Brown asked Mr. Ammon to clarify what original amount he wanted the fine to revert to if not paid within 30 days, \$7,350.00 or \$697.85. Mr. Ammon stated the amount he intended was \$697.85.

Motion was seconded by Dennis Warren.

After discussion of this case by the Board:

MOTION BY JAY AMMON, SECONDED BY DENNIS WARREN, THAT THE FINDINGS OF FACT, CONCLUSIONS OF LAW AND ORDER ON A REPEAT VIOLATION IN COMPLIANCE BE:

FINDINGS OF FACT, CONCLUSIONS OF LAW AND ORDER ON A REPEAT VIOLATION PRESENTLY IN COMPLIANCE

The Respondents are the owners of record of the property (Tax Parcel I.D. # 03-20-30-5PZ-0000-0800) located at 2737 Teak Place, Lake Mary, located in Seminole County and legally described as follows:

LOT 80 THE COVE PH 2 PB 58 PGS 73 - 78

This case came on for public hearing before the Code Enforcement Board of Seminole County on January 22, 2009, 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 stated that a fine in the amount of \$150.00 per day would be imposed if the Respondents did not take certain corrective action by February 5, 2009. Compliance was obtained after reinspection on January 19, 2007.

An Affidavit of Repeat Violation has been filed with the Board by the Code Enforcement Officer, which Affidavit certifies under oath that the violation was being repeated after reinspection on May 1, 2009.

An Affidavit of Compliance after Repeat Violation has been filed with the Board by the Code Enforcement Officer, which Affidavit certifies under oath that corrective action has been taken by the Respondents after reinspection on June 19, 2009.

Based on the testimony and evidence presented, the Respondents was in repeat violation of the Seminole County Code, as stated in the original Findings of Fact, Conclusions of Law and Order dated January 22, 2009.

Therefore, the Board finds that the Respondents were in repeat violation and orders a fine in the amount of \$697.85 be reduced to \$200.00. It is further ordered that the Respondents shall have **30 days** in which to pay the reduced fine of \$200.00. If the Respondents do not pay this amount on or before **July 27, 2009**, the fine will revert to the original amount of \$697.85.

The Order shall be recorded in the official land records of Seminole County.

DONE AND ORDERED this 25th day of June 2009, in Seminole County, Florida.

PAUL SLADEK – YES GRACE CHEWNING – YES BILL FAHEY – YES DENNIS WARREN – YES JAY AMMON – YES

MOTION CARRIED 5 - 0.

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Case No. 09-92-CEB Raymond L. Griffin, Jr. & Brigitte S. Russell & Chase Home Finance, LLC (lis pendens) Senior Code Enforcement Officer: Deborah Leigh

NEW CASE

Violation Charged: Seminole County Code, Chapter 95, Section 95.4, as defined in

Section 95.3 (n)

Described as: 1) Stagnant/foul water within a swimming pool

Location: 1618 Cherry Blossom Terrace, Heathrow (Commission District 5)

Tax Parcel ID # 35-19-29-502-0000-0930

Deborah Leigh, Senior Code Enforcement Officer, was present at the hearing and testified on behalf of the County and entered into evidence photographs of the violation. Officer Leigh stated that as of her last inspection, the swimming pool still contained stagnant water.

Officer Leigh stated that the recommendation would be to comply by July 13, 2009 with a fine of \$250.00 per day if the violation continues or is repeated past July 13, 2009.

Raymond L. Griffin, Jr. & Brigitte S. Russell, Respondents, were not present at the hearing.

Anissa Bolton, attorney for the foreclosing entity, was present at the hearing and testified on behalf of Chase Home Finance. Ms. Bolton stated that the property was in foreclosure and requested that the Board grant additional time to bring this property into compliance.

Motion by Dennis Warren, seconded by Grace Chewning, to accept Staff's recommendation but with a compliance date of July 30, 2009.

After discussion of this case by the Board:

MOTION BY DENNIS WARREN, SECONDED BY GRACE CHEWNING, 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 09-92-CEB, it is determined that the Respondents are:

(a) the owners of record of the property (Tax Parcel ID # 35-19-29-502-0000-0930) located at 1618 Cherry Blossom Terrace, Lake Mary, located in Seminole County and legally described as follows:

LOT 93 BROOKHAVEN PB 57 PGS 57-65

- (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 (n).

It is hereby ordered that the Respondents shall correct the violation on or before July 30, 2009. In order to correct the violation, the Respondents shall take the following remedial action:

1) REMOVE OR TREAT STAGNANT OR FOUL WATER WITHIN A SWIMMING POOL

If the Respondents do not comply with the Order, a fine of \$250.00 per day will be imposed for each day the violation continues or is repeated after compliance past July 30, 2009.

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 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.

DONE AND ORDERED this 25th day of June 2009, in Seminole County, Florida.

PAUL SLADEK – YES GRACE CHEWNING – YES BILL FAHEY – YES

DENNIS WARREN – YES JAY AMMON – YES

MOTION CARRIED 5 - 0.

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Case No. 09-94-CEB Whitney W. Harp

Code Enforcement Officer: Joann Tamulonis

NEW CASE

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: 162 Alder Avenue, Altamonte Springs (Commission District 3)

Tax Parcel ID # 09-21-29-503-0000-1120

Joann Tamulonis, Code Enforcement Officer, was present at the hearing and testified on behalf of the County and entered into evidence photographs of the violation. Officer Tamulonis stated that as of her last inspection on May 11, 2009, the debris remained on the property.

Officer Tamulonis stated that the property was rented and that the owner was trying to evict the tenant. Officer Tamulonis further stated that the tenant had notified her today that the debris had been removed from the property but that she had not yet

inspected the property. Due to the fact that the owner is trying to evict the tenant, Officer Tamulonis stated that she would adjust the compliance date listed in her PowerPoint presentation to allow the Respondent more time to bring the property into compliance.

Officer Tamulonis stated that the recommendation would be to comply by August 7, 2009, with a fine of \$150.00 per day if the violation continues or is repeated past August 7, 2009.

Whitney Harp, Respondent, was present at the hearing and testified on his own behalf.

After discussion of this case by the Board:

MOTION BY GRACE CHEWNING, 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 09-94-CEB, it is determined that the Respondent is:

(a) the owner of record of the property (Tax Parcel ID # 09-21-29-503-0000-1120) located at 162 Alder Avenue, Altamonte Spring, located in Seminole County and legally described as follows:

LEG LOT 112 LAKE HARRIET ESTATES PB 12 PG 16

- (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 (g).

It is hereby ordered that the Respondent shall correct the violation on or before August 7, 2009. In order to correct the violation, the Respondent shall take the following remedial action:

1) REMOVE THE ACCUMULATION OF TRASH AND DEBRIS

If the Respondent does not comply with the Order, a fine of \$150.00 per day will be imposed for each day the violation continues or is repeated after compliance past August 7, 2009.

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 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.

DONE AND ORDERED this 25th day of June 2009, in Seminole County, Florida.

PAUL SLADEK - YES GRACE CHEWNING – YES **BILL FAHEY - YES**

DENNIS WARREN - YES JAY AMMON - YES

MOTION CARRIED 5 - 0.

Case No. 09-93-CEB Harold Potruff & Everbank (lis pendens)

Code Enforcement Officer: Donna Wisniewski

NEW CASE

Violation Charged: Seminole County Code, Chapter 95, Section 95.4, as defined in

Section 95.3 (I)

Described as: 1) Junked, abandoned or inoperable vehicle(s) not kept within an

enclosed garage or an attached carport.

Location: 5119 North Orange Avenue, Winter Park (Commission District 1)

Tax Parcel ID # 35-21-30-501-2000-0100

Donna Wisniewski, Code Enforcement Officer, was present at the hearing and testified on behalf of the County and entered into evidence photographs of the violation. Officer Wisniewski stated that as of her last inspection on June 23, 2009, the junked vehicle remained on the property.

Officer Wisniewski stated that the recommendation would be to comply by July 10, 2009 with a fine of \$150.00 per day if the violation continues or is repeated past July 10. 2009.

Harold Potruff, Respondent, was present at the hearing and testified on his own behalf. Mr. Potruff stated that the car was a race car and has been on the property for 15 years. Mr. Potruff further stated that he takes the engine out of the car at times and puts the engine inside his house.

A general discussion was had concerning the definition of a junked vehicle.

A discussion was had concerning ways to achieve compliance.

Motion by Jay Ammon, seconded by Grace Chewning, to accept Staff's recommendation but with a compliance date of September 10, 2009.

After discussion of this case by the Board:

MOTION BY JAY AMMON, SECONDED BY GRACE CHEWNING, 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 09-93-CEB, it is determined that the Respondent is:

(a) the owner of record of the property (Tax Parcel ID # 35-21-30-501-2000-0100) located at 5119 Orange Avenue, Winter Park, located in Seminole County and legally described as follows:

LEG LOT 10 BLK 20 SUBURBAN HOMES PB 5 PG 61

- (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 (I).

It is hereby ordered that the Respondent shall correct the violation on or before September 10, 2009. In order to correct the violation, the Respondent shall take the following remedial action:

1) REPAIR, REMOVE OR PLACE ANY JUNKED, ABANDONED OR INOPERABLE VEHICLE(S) WITHIN AN ENCLOSED GARAGE OR ATTACHED CARPORT

If the Respondent does not comply with the Order, a fine of \$150.00 per day will be imposed for each day the violation continues or is repeated after compliance past September 10, 2009.

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 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.

DONE AND ORDERED this 25th day of June 2009, in Seminole County, Florida.

PAUL SLADEK – YES GRACE CHEWNING – YES BILL FAHEY – YES DENNIS WARREN – YES JAY AMMON – YES

MOTION CARRIED 5 - 0.

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(Mr. Russ Hauck is now present)

(Thereupon, a brief recess was taken)

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Case No. 07-33-CEB

Lotis Troutman

Senior Code Enforcement Officer: Deborah Leigh

This is a repeat violation. The original violation was heard by the Board on May 17, 2007; and an Order was entered giving the Respondent a compliance date of July 18, 2007 which was extended until December 31, 2007. An Affidavit of Non-Compliance was filed by the Code Enforcement Officer after reinspection on January 2, 2008. An Affidavit of Compliance was filed by the Code Enforcement Officer after reinspection on February 13, 2008. An Order was entered on April 17, 2008 rescinding the fine.

An Affidavit of Repeat Violation was filed after reinspection on April 29, 2009. An Affidavit of Compliance Prior to Hearing after Repeat Violation was filed after reinspection on June 2, 2009.

This property is presently in compliance.

RECOMMENDATION: The Board issue an Order finding that a repeat violation occurred, that the property was out of compliance for 34 days, from April 29, 2009 through and including June 1, 2009 and impose no fine. 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 and located

within 75' from any structure

Location: 4510 Richard Allen Street, Lake Monroe (Commission District 5)

Tax Parcel ID # 20-19-30-501-0000-2510

Deborah Leigh, Senior Code Enforcement Officer, was present at the hearing and testified on behalf of the County and entered into evidence photographs of the violation. Officer Leigh stated that this was a repeat violation and that the property was now in compliance. Officer Leigh stated that the Respondent had come into compliance as soon as possible after the rainy weather had ceased.

Officer Leigh stated that the recommendation would be to find that the Respondent was in repeat violation and impose no fine.

Lotis Troutman, Respondent, was not present at the hearing.

After discussion of this case by the Board:

MOTION BY GRACE CHEWNING, SECONDED BY DENNIS WARREN, THAT THE FINDINGS OF FACT, CONCLUSIONS OF LAW AND ORDER ON A REPEAT VIOLATION IN COMPLIANCE BE:

FINDINGS OF FACT, CONCLUSIONS OF LAW AND ORDER ON A REPEAT VIOLATION PRESENTLY IN COMPLIANCE

The Respondent is the owner of record of the property (Tax Parcel I.D. # 20-19-30-501-0000-2510) located at 4510 Richard Allen Street, Sanford, located in Seminole County and legally described as follows:

LEG LOT 251 BOOKERTOWN PB 4 PG 98

This case came on for public hearing before the Code Enforcement Board of Seminole County on May 17, 2007, after due notice to the Respondent. The Board, having heard testimony under oath and having received evidence, issued its Findings of Fact, Conclusions of Law and Order.

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

Said Order stated that a fine in the amount of \$200.00 per day would be imposed if the Respondent did not take certain corrective action by July 18, 2007 which was extended to December 31, 2007. Compliance was obtained after reinspection on February 13, 2008. An Order Finding Compliance and Rescinding Fine was issued on April 17, 2008.

An Affidavit of Repeat Violation has been filed with the Board by the Code Enforcement Officer, which Affidavit certifies under oath that the violation was being repeated after reinspection on April 28, 2009.

An Affidavit of Compliance Prior to Hearing after Repeat Violation has been filed with the Board by the Code Enforcement Officer, which Affidavit certifies under oath that corrective action has been taken by the Respondent after reinspection on June 2, 2009.

Based on the testimony and evidence presented, 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 May 17, 2007.

Therefore, the Board finds that the Respondent was in repeat violation and orders that no fine be imposed.

The Order shall be recorded in the official land records of Seminole County.

DONE AND ORDERED this 25th day of June 2009, in Seminole County, Florida.

PAUL SLADEK – YES GRACE CHEWNING – YES BILL FAHEY – YES DENNIS WARREN – YES JAY AMMON – YES RUSS HAUCK - YES

MOTION CARRIED 6 – 0.

Case No. 09-85-CEB

James Bradwell, Jr. & Martha Harris

Senior Code Enforcement Officer: Deborah Leigh

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 located

within 75' from any structure

Location: 1010 Dunbar Avenue, Sanford (Commission District 5)

Tax Parcel ID # 20-19-30-501-0000-1970

Deborah Leigh, Senior Code Enforcement Officer, was present at the hearing and testified on behalf of the County and entered into evidence photographs of the violation. Officer Leigh stated that as of her inspection on June 23, 2009, most of the larger vegetation had been removed and was piled up in front of the property; however, the property was still in violation of the code.

Officer Leigh stated that the recommendation would be to comply by July 13, 2009 with a fine of \$50.00 per day if the violation continues or is repeated past July 13, 2009.

James Bradwell, Jr. and Martha Harris, Respondents, were not present at the hearing.

After discussion of this case by the Board:

MOTION BY BILL FAHEY, 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 09-85-CEB, it is determined that the Respondents are:

(a) the owners of record of the property (Tax Parcel ID # 20-19-30-501-0000-1970) located at 1010 Dunbar Avenue, Sanford, located in Seminole County and legally described as follows:

LEG LOTS 197 198 + 199 BOOKERTOWN PB 4 PG 98

- (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 Respondents shall correct the violation on or before July 13, 2009. In order to correct the violation, the Respondents shall take the following remedial action:

1) REMOVE UNCULTIVATED VEGETATION IN EXCESS OF 24 INCHES IN HEIGHT AND LOCATED WITHIN 75 FEET FROM ANY STRUCTURE

If the Respondents do not comply with the Order, a fine of \$50.00 per day will be imposed for each day the violation continues or is repeated after compliance past July 13, 2009.

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 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.

DONE AND ORDERED this 25th day of June 2009, in Seminole County, Florida.

PAUL SLADEK – YES GRACE CHEWNING – YES BILL FAHEY – YES DENNIS WARREN – YES JAY AMMON – YES RUSS HAUCK - YES

MOTION CARRIED 6 - 0.

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Case No. 09-86-CEB

Dorothy Miller

Code Enforcement Officer: Pamela Taylor

NEW CASE

Violation Charged: Seminole County Code, Chapter 95, Section 95.4, as defined in

Section 95.3 (g) and (h) and Seminole County Land Development

Code, Chapter 30, Section 30.1349 (e)

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) Fence that is not in original and upright condition

Location: Church Street, Sanford (Commission District 5)

Tax Parcel ID # 32-19-31-513-0000-0200

Pamela Taylor, Code Enforcement Officer, was present at the hearing and testified on behalf of the County and entered into evidence photographs of the violations. Officer Taylor stated that as of her last inspection on June 22, 2009, all of the violations remained on the property.

Officer Taylor stated that the recommendation would be to comply by July 13, 2009 with a fine of \$150.00 per day if the violations continue or are repeated past July 13, 2009.

Dorothy Miller, Respondent, was not present at the hearing.

After discussion of this case by the Board:

MOTION BY GRACE CHEWNING, 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 09-86-CEB, it is determined that the Respondent is:

(a) the owner of record of the property (Tax Parcel ID # 32-19-31-513-0000-0200) located at Church Street, Sanford, located in Seminole County and legally described as follows:

LEG LOT 20 MIDWAY PB 1 PG 41

- (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 (g) and (h) and Seminole County Land Development code, Chapter 30, Section 30.1349 (e).

It is hereby ordered that the Respondent shall correct the violations on or before July 13, 2009. In order to correct the violations, the Respondent shall take the following remedial action:

- 1) REMOVE THE ACCUMULATION OF TRASH AND DEBRIS
- 2) REMOVE UNCULTIVATED VEGETATION IN EXCESS OF 24 INCHES IN HEIGHT AND LOCATED WITHIN 75 FEET FROM ANY STRUCTURE
- 3) REPAIR, REPLACE OR REMOVE FENCE

If the Respondent does not comply with the Order, a fine of \$150.00 per day will be imposed for each day the violations continue or are repeated after compliance past July 13, 2009.

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 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.

DONE AND ORDERED this 25th day of June 2009, in Seminole County, Florida.

PAUL SLADEK – YES GRACE CHEWNING – YES BILL FAHEY – YES DENNIS WARREN – YES JAY AMMON – YES RUSS HAUCK - YES

MOTION CARRIED 6 - 0.

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Case No. 09-87-CEB Dorothy Miller, Heirs

Code Enforcement Officer: Pamela Taylor

NEW CASE

Violation Charged: Seminole County Code, Chapter 95, Section 95.4, as defined in

Section 95.3 (g) and (h)

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

Location: 2280 Church Street, Sanford (Commission District 5)

Tax Parcel ID # 32-19-31-513-0000-0180

Pamela Taylor, Code Enforcement Officer, was present at the hearing and testified on behalf of the County and entered into evidence photographs of the violations. Officer Taylor stated that as of her last inspection on June 22, 2009, the trash and debris and high weeds remained on the property.

Officer Taylor stated that the recommendation would be to comply by July 13, 2009 with a fine of \$150.00 per day if the violations continue or are repeated past July 13, 2009.

Dorothy Miller, Heirs, Respondents, were not present at the hearing...

After discussion of this case by the Board:

MOTION BY DENNIS WARREN, 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 09-87-CEB, it is determined that the Respondent is:

(a) the owner of record of the property (Tax Parcel ID # 32-19-31-513-0000-0180) located at 2280 Church Street, Sanford, located in Seminole County and legally described as follows:

S 1/2 LOT 18 & LOT 19 MIDWAY PB 1 PG 41

- (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 (g) and (h).

It is hereby ordered that the Respondent shall correct the violations on or before July 13, 2009. In order to correct the violations, the Respondent shall take the following remedial action:

- 1) REMOVE THE ACCUMULATION OF TRASH AND DEBRIS
- 2) REMOVE THE UNCULTIVATED VEGETATION IN EXCESS OF 24 INCHES IN HEIGHT AND LOCATED WITHIN 75 FEET FROM ANY STRUCTURE

If the Respondent does not comply with the Order, a fine of \$150.00 per day will be imposed for each day the violations continue or are repeated after compliance past July 13, 2009.

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 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.

DONE AND ORDERED this 25th day of June 2009, in Seminole County, Florida.

PAUL SLADEK – YES GRACE CHEWNING – YES BILL FAHEY – YES DENNIS WARREN – YES JAY AMMON – YES RUSS HAUCK - YES

MOTION CARRIED 6 - 0.

Case No. 09-88-CEB

Jesus Garcia

Inspector: Jason Rucker

NEW CASE

Violation Charged: Florida Building Code, Section 105.1

Described as: 1) Construction without the required permits Location: 1409 Dixie Way, Sanford (Commission District 5)

Tax Parcel ID # 35-19-30-514-0000-0230

Jason Rucker, Inspector, was present at the hearing and testified on behalf of the County and entered into evidence photographs of the violation. Mr. Rucker stated the

Respondent had applied for some permits but they had expired due to lack of inspections and that the unpermitted construction remained on the property.

Mr. Rucker stated that the recommendation would be to comply by July 26, 2009 with a fine of \$250.00 per day if the violation continues or is repeated past July 26, 2009.

Mr. Rucker stated that he had heard from the Respondent yesterday and that the Respondent had requested 90 days. Mr. Rucker stated that he was not opposed to the Board granting that request.

Jesus Garcia, Respondent, was not present at the hearing.

Motion by Jay Ammon, seconded by Dennis Warren, to accept Staff's recommendation but with a compliance date of September 23, 2009.

After discussion of this case by the Board:

MOTION BY JAY AMMON, SECONDED BY DENNIS WARREN, 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 09-88-CEB, it is determined that the Respondent is:

(a) the owner of record of the property (Tax Parcel ID # 35-19-30-514-0000-0230) located at 1409 Dixie Way, Sanford, located in Seminole County and legally described as follows:

LEG LOT 23 DIXIE PB 2 PG 103

- (b) in possession or control of the property, and
- (c) in violation of Florida Building Code, Section 105.1.

It is hereby ordered that the Respondent shall correct the violation on or before September 23, 2009. In order to correct the violation, the Respondent shall take the following remedial action:

1) SECURE THE REQUIRED PERMITS OR REMOVE THE UNPERMITTED CONSTRUCTION

If the Respondent does not comply with the Order, a fine of \$250.00 per day will be imposed for each day the violation continues or is repeated after compliance past September 23, 2009.

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 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.

DONE AND ORDERED this 25th day of June 2009, in Seminole County, Florida.

PAUL SLADEK – YES GRACE CHEWNING – YES BILL FAHEY – YES DENNIS WARREN – YES JAY AMMON – YES RUSS HAUCK - YES

MOTION CARRIED 6 - 0.

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Case No. 09-89-CEB

Deutsche Bank National Trust Co

Senior Code Enforcement Officer: Deborah Leigh

NEW CASE

Violation Charged: Seminole County Code, Chapter 95, Section 95.4, as defined in

Section 95.3 (n)

Described as: 1) Stagnant/foul water within a swimming pool

Location: 5300 Vista Club Run, Sanford (Commission District 5)

Tax Parcel ID # 19-19-30-5MT-0000-2190

Deborah Leigh, Senior Code Enforcement Officer, was present at the hearing and testified on behalf of the County and entered into evidence photographs of the violation. Officer Leigh stated that as of her last inspection on June 23, 2009, the swimming pool still contained stagnant water.

Officer Leigh stated that the recommendation would be to comply by July 13, 2009 with a fine of \$250.00 per day if the violation continues or is repeated past July 13, 2009.

Deutsche Bank National Trust Company, Respondent, was not present at the hearing.

After discussion of this case by the Board:

MOTION BY GRACE CHEWNING, 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 09-89-CEB, it is determined that the Respondent is:

(a) the owner of record of the property (Tax Parcel ID # 19-19-30-5MT-0000-2190) located at 5300 Vista Club Run, Sanford, located in Seminole County and legally described as follows:

LOT 219 LAKE FOREST SEC 3B PH 4 PB 49 PGS 85 THRU 87

- (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 (n).

It is hereby ordered that the Respondent shall correct the violation on or before July 13, 2009. In order to correct the violation, the Respondent shall take the following remedial action:

1) REMOVE OR TREAT STAGNANT OR FOUL WATER WITHIN A SWIMMING POOL

If the Respondent does not comply with the Order, a fine of \$250.00 per day will be imposed for each day the violation continues or is repeated after compliance past July 13, 2009.

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 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.

DONE AND ORDERED this 25th day of June 2009, in Seminole County, Florida.

PAUL SLADEK – YES GRACE CHEWNING – YES BILL FAHEY – YES DENNIS WARREN – YES JAY AMMON – YES RUSS HAUCK - YES

MOTION CARRIED 6 – 0.

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Case No. 09-91-CEB
Joseph Weaver &
Sun Trust Bank & Sun Trust Mortgage (lis pendens)
Senior Code Enforcement Officer: Deborah Leigh

NEW CASE

Violation Charged: Seminole County Code, Chapter 95, Section 95.4, as defined in

Section 95.3 (h), (n) and (o)

Described as: 1) Uncultivated vegetation in excess of 24" in height and located

within 75' from any structure

2) Stagnant/foul water within a swimming pool3) Swimming pool not secured according to code

Location: 5399 Shoreline Circle, Sanford (Commission District 5)

Tax Parcel ID # 19-19-30-501-0000-0260

Deborah Leigh, Senior Code Enforcement Officer, was present at the hearing and testified on behalf of the County and entered into evidence photographs of the violations. Officer Leigh stated that as of her last inspection, the pool still contained stagnant water and remained unsecured and the uncultivated vegetation remained on the property.

Officer Leigh stated that the violation of the unsecured pool constituted a serious threat to the health, safety, and welfare of the citizens of Seminole County.

Officer Leigh stated that the recommendation would be to comply by July 13, 2009 with a fine of \$250.00 per day if the violations continue or are repeated past July 13, 2009.

Joseph Weaver, Respondent, was not present at the hearing.

After discussion of this case by the Board:

MOTION BY DENNIS WARREN, 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 09-91-CEB, it is determined that the Respondent is:

(a) the owner of record of the property (Tax Parcel ID # 19-19-30-501-0000-0260) located at 5399 Shoreline Circle, Sanford, located in Seminole County and legally described as follows:

LEG LOT 26 LAKE FOREST SEC 1 PB 41 PGS 13 TO 17

- (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), (n) and (o).

It is hereby ordered that this violation constitutes a serious threat to the health, safety, and welfare of the citizens of Seminole County.

It is hereby ordered that the Respondent shall correct the violations on or before July 13, 2009. In order to correct the violations, the Respondent shall take the following remedial action:

- 1) REMOVE UNCULTIVATED VEGETATION IN EXCESS OF 24 INCHES IN HEIGHTAND LOCATED WITHIN 75 FEET FROM ANY STRUCTURE
- 2) REMOVE OR TREAT STAGNANT OR FOUL WATER WITHIN A SWIMMING POOL
- 3) SECURE SWIMMING POOL ACCORDING TO CODE

If the Respondent does not comply with the Order, a fine of \$250.00 per day will be imposed for each day the violations continue or are repeated after compliance past July 13, 2009.

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 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.

DONE AND ORDERED this 25th day of June 2009, in Seminole County, Florida.

PAUL SLADEK – YES GRACE CHEWNING – YES BILL FAHEY – YES DENNIS WARREN – YES JAY AMMON – YES RUSS HAUCK - YES

MOTION CARRIED 6 - 0.

Case No. 09-95-CEB
Eric & Leticia Hepburn &
Deutsche Bank National Trust (lis pendens)
Code Enforcement Officer: Joann Tamulonis

NEW CASE

Violation Charged: Seminole County Code, Chapter 95, Section 95.4, as defined in

Section 95.3 (n) and (o)

Described as: 1) Stagnant/foul water within a swimming pool

2) Swimming pool not secured according to code

Location: 1656 Bear Crossing Cir., Altamonte Springs (Commission District 3)

Tax Parcel ID # 20-21-29-512-0000-0280

Joann Tamulonis, Code Enforcement Officer, was present at the hearing and testified on behalf of the County and entered into evidence photographs of the violations. Officer Tamulonis stated that as of her last inspection on May 15, 2009, the swimming pool still contained stagnant water and remained unsecured.

Officer Tamulonis stated that the recommendation would be to comply by July 13, 2009 with a fine of \$250.00 per day if the violations continue or are repeated past July 13, 2009.

Eric and Leticia Hepburn, Respondents, were not present at the hearing.

Grace Chewning asked if the unsecure pool constituted a health, safety and welfare aspect. Officer Tamunolis stated that it did.

Motion by Grace Chewning, seconded by Jay Ammon, to accept Staff's recommendation with the additional finding that the unsecured pool constitutes a health, safety and welfare issue.

After discussion of this case by the Board:

MOTION BY GRACE CHEWNING, 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 09-95-CEB, it is determined that the Respondents are:

(a) the owners of record of the property (Tax Parcel ID # 20-21-29-512-0000-0280) located at 1656 Bear Crossing Circle, Apopka, located in Seminole County and legally described as follows:

LEG LOT 28 BEAR LAKE CROSSINGS PB 40 PGS 90 & 91

- (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 (n) and (o).

It is hereby ordered that this violation constitutes a serious threat to the health, safety, and welfare of the citizens of Seminole County.

It is hereby ordered that the Respondents shall correct the violations on or before July 13, 2009. In order to correct the violations, the Respondents shall take the following remedial action:

- 1) REMOVE VIOLATION OF STAGNANT OR FOUL WATER WITHIN A SWIMMING POOL
- 2) SECURE SWIMMING POOL ACCORDING TO CODE

If the Respondents do not comply with the Order, a fine of \$250.00 per day will be imposed for each day the violations continue or are repeated after compliance past July 13, 2009.

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 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.

DONE AND ORDERED this 25th day of June 2009, in Seminole County, Florida.

PAUL SLADEK – YES GRACE CHEWNING – YES BILL FAHEY – YES DENNIS WARREN – YES JAY AMMON – YES RUSS HAUCK - YES

MOTION CARRIED 6 - 0.

Case No. 09-32-CEB

Wilson E. & Mary A. Tanner Inspector: Jason Rucker

NEW CASE CONTINUED FROM MARCH 26, 2009 BY STAFF

Violation Charged: Florida Building Code, Section 105.1

Described as: 1) Construction without the required permits

Location: 151 2nd Street East, Chuluota (Commission District 1)

Parcel I. D. # 21-21-32-5CF-1400-0140

Jason Rucker, Inspector, was present at the hearing and testified on behalf of the County and entered into evidence photographs of the violation. Mr. Rucker stated that there have been no permits obtained for the work done at this property.

Mr. Rucker stated that the recommendation would be to comply by July 27, 2009 with a fine of \$250.00 per day if the violation continues or is repeated past July 27, 2009.

Mr. Rucker stated that he would like to enter into evidence some e-mails from Mr. Waxler who, while not the owner, seems to be in control of the property. The packet of e-mails from Mr. Waxler contained death certificates for both of the Tanners and a contract for sale.

A general discussion was had concerning ownership of the property.

Yvette Brown, attorney for the Code Board, stated that the County can go forward with the Code Enforcement case.

Wilson E. and Mary A. Tanner, Respondents, were not present at the hearing.

After discussion of this case by the Board:

MOTION BY GRACE CHEWNING, 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 09-32-CEB, it is determined that the Respondents are:

(a) the owners of record of the property (Tax Parcel ID # 21-21-32-5CF-1400-0140) located at 151 E 2nd St, Chuluota, located in Seminole County and legally described as follows:

LEG LOT 14 BLK 14 NORTH CHULUOTA PB 2 PG 54 TO 58

- (b) in possession or control of the property, and
- (c) in violation of Florida Building Code, Section 105.1,

It is hereby ordered that the Respondents shall correct the violation on or before July 27, 2009. In order to correct the violation, the Respondents shall take the following remedial action:

1) SECURE THE REQUIRED PERMITS OR REMOVE THE UNPERMITTED CONSTRUCTION

If the Respondents do not comply with the Order, a fine of \$250.00 per day will be imposed for each day the violation continues or is repeated after compliance past July 27, 2009.

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 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.

DONE AND ORDERED this 25th day of June 2009, in Seminole County, Florida.

PAUL SLADEK – YES GRACE CHEWNING – YES BILL FAHEY – YES

DENNIS WARREN – YES JAY AMMON – YES RUSS HAUCK - YES

MOTION CARRIED 6 - 0.

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Case No. 09-50-CEB Sergio & Fanny Mora Inspector: Jason Rucker

NEW CASE CONTINUED FROM APRIL 23, 2009 BY STAFF

Violation Charged: Florida Building Code, Section 105.1

Described as: 1) Construction without the required permits

Location: 359 Chaucer Court, Lake Mary (Commission District 4)

Parcel I. D. # 17-20-30-502-0000-0270

Jason Rucker, Inspector, was present at the hearing and testified on behalf of the County and entered into evidence photographs of the violation. Mr. Rucker stated that the unpermitted construction remained on the property.

Mr. Rucker stated that the recommendation would be to comply by July 26, 2009 with a fine of \$250.00 per day if the violation continues or is repeated past July 26, 2009.

Sergio and Fanny Mora, Respondents, were not present at the hearing.

After discussion of this case by the Board:

MOTION BY JAY AMMON, SECONDED BY DENNIS WARREN, 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 09-50-CEB, it is determined that the Respondents are:

(a) the owners of record of the property (Tax Parcel ID # 17-20-30-502-0000-0270) located at 359 Chaucer Court, Lake Mary, located in Seminole County and legally described as follows:

LEG LOT 27 CANTERBURY AT THE CROSSINGS PB 27 PGS 64 TO 77

- (b) in possession or control of the property, and
- (c) in violation of Florida Building Code, Section 105.1.

It is hereby ordered that the Respondents shall correct the violation on or before July 26, 2009. In order to correct the violation, the Respondents shall take the following remedial action:

1) SECURE THE REQUIRED PERMITS

If the Respondents do not comply with the Order, a fine of \$250.00 per day will be imposed for each day the violation continues or is repeated after compliance past July 26, 2009.

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 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.

DONE AND ORDERED this 25th day of June 2009, in Seminole County, Florida.

PAUL SLADEK – YES

GRACE CHEWNING – YES

BILL FAHEY – YES

DENNIS WARREN – YES

JAY AMMON – YES

RUSS HAUCK - YES

MOTION CARRIED 6 - 0.

AT THIS TIME, THE CHAIRMAN ASKED TO ENTERTAIN A MOTION TO ACCEPT THE CONSENT AGENDA AS LISTED. MOTION BY JAY AMMON, SECONDED BY GRACE CHEWNING, TO ACCEPT THE CONSENT AGENDA AS FOLLOWS:

Case No. 08-75-CEB

George A. & Lisa J. Norberg

Code Enforcement Officer: Joann Tamulonis

The Board heard this case on February 26, 2009 and continued the case until June 25, 2009.

This case was originally heard by the Board on July 24, 2008; and an Order was entered giving the Respondents a compliance date of November 30, 2008. An Affidavit of Non-Compliance was filed by the Code Enforcement Officer after reinspection on December 3, 2008.

This property is **NOT** in compliance at this time.

RECOMMENDATION: The Board issue an Order constituting a **lien** in the amount of **\$51,750.00** for 207 days of non-compliance, from December 1, 2008 through and including June 25, 2009, 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 June 25, 2009. 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), (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, abandoned or inoperable vehicle(s) not kept within an

enclosed garage or an attached carport

Location: 3131 Windchime Circle South, Apopka (Commission District 3)

Tax Parcel ID # 18-21-29-524-0000-1390

ORDER FINDING NON-COMPLIANCE AND IMPOSING FINE/LIEN

The Respondents is the owner of record of the property (Tax Parcel I.D. # 18-21-29-524-0000-1390) located at 3131 East Windchime Circle, Apopka, located in Seminole County and legally described as follows:

LEG LOT 139 BEL AIRE HILLS UNIT 2 PB 22 PGS 89-90

This case came on for public hearing before the Code Enforcement Board of Seminole County on July 24, 2008, 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 (g), (h) and (l).

Said Order stated that a fine in the amount of \$250.00 per day would be imposed if the Respondents did not take certain corrective action by November 30, 2008.

An Affidavit of Non-Compliance had been filed by the Code Enforcement Officer, which Affidavit certified under oath that the required action had not been obtained after reinspection on December 3, 2008.

Accordingly, it having been brought to the Board's attention that Respondents have not complied with the Order dated July 24, 2008, the Board orders that a **lien** in the amount of **\$51,750.00** for 207 days of non-compliance at \$250.00 per day, from December 1, 2008 through and including June 25, 2009, be imposed; and the fine shall continue to accrue at **\$250.00** per day for each day the violations continue or are repeated past February 26, 2009.

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

DONE AND ORDERED this 25th day of June 2009, in Seminole County, Florida.

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Case No. 08-170-CEB Joseph F. Depaulis Inspector: Jason Rucker

This case was originally heard by the Board on January 22, 2009; and an Order was entered giving the Respondent a compliance date of April 30, 2009. An Affidavit of Non-Compliance was filed by the Inspector after reinspection on May 1, 2009.

This property is NOT in compliance at this time.

RECOMMENDATION: The Board issue an Order constituting a **lien** in the amount of **\$14,000.00** for 56 days of non-compliance, from May 1, 2009 through and including June 25, 2009, 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 June 25, 2009. The Clerk shall record said Order in the Public Records of Seminole County.

Violation Charged: Florida Building Code, Section 105.1

Described as: 1) Construction without the required permits

Location: 2220 Poinsettia Drive, Longwood (Commission District 3)

Tax Parcel ID # 04-21-29-501-0000-0070

ORDER FINDING NON-COMPLIANCE AND IMPOSING FINE/LIEN

The Respondent is the owner of record of the property (Tax Parcel I.D. # 04-21-29-501-0000-0070) located at 2220 Poinsettia Drive, Longwood, located in Seminole County and legally described as follows:

LEG LOT 7 LAKE BRANTLEY ISLES AMENDED PLAT PB 9 PG 67

This case came on for public hearing before the Code Enforcement Board of Seminole County on January 22, 2009, after due notice to the Respondent. The Board, having heard testimony under oath and having received evidence, issued its Findings of Fact, Conclusions of Law and Order.

Said Order found Respondent in violation of Florida Building Code, Section 105.1.

Said Order stated that a fine in the amount of \$250.00 per day would be imposed if the Respondent did not take certain corrective action by April 30, 2009.

An Affidavit of Non-Compliance has been filed by the Inspector, which Affidavit certified under oath that the required action has not been obtained after reinspection on May 1, 2009.

Accordingly, it having been brought to the Board's attention that Respondent has not complied with the Order dated January 22, 2009, the Board orders that a lien in the amount of \$14,000.00 for 56 days of non-compliance at \$250.00 per day, from May 1, 2009 through and including June 25, 2009, be imposed; and the fine shall continue to accrue at \$250.00 per day for each day the violation continues or is repeated past June 25, 2009.

The 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 25th day of June 2009, in Seminole County, Florida.

Case No. 09-18-CEB Rosemarie S. Morris Inspector: Jason Rucker

The Board heard this case on May 28, 2009 and continued the case until June 25, 2009.

This case was originally heard by the Board on February 26, 2009; and an Order was entered giving the Respondent a compliance date of March 29, 2009. An Affidavit of Non-Compliance was filed by the Inspector after reinspection on March 31, 2009.

This property is **NOT** in compliance at this time.

RECOMMENDATION: The Board issue an Order constituting a **lien** in the amount of **\$22,000.00** for 88 days of non-compliance, from March 30, 2009 through and including June 25, 2009, 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 June 25, 2009. The Clerk shall record said Order in the Public Records of Seminole County.

Violation Charged: Florida Building Code, Section 105.1

Described as: 1) Construction without the required permits

Location: 2015 Green Cedar Drive, Geneva (Commission District 5)

Tax Parcel ID # 32-19-32-300-0100-0000

ORDER FINDING NON-COMPLIANCE AND IMPOSING FINE/LIEN

The Respondent is the owner of record of the property (Tax Parcel I.D. # 32-19-32-300-0100-0000) located at 2015 Green Cedar Lane, Geneva, located in Seminole County and legally described as follows:

LEG SEC 32 TWP 19S RGE 32E N 150 FT OF S 480 FT OF E 115 FT OF W 660 FT (LESS W 15 FT FOR RD) OF GOVT LOT 4

This case came on for public hearing before the Code Enforcement Board of Seminole County on February 26, 2009, after due notice to the Respondent. The Board, having heard testimony under oath and having received evidence, issued its Findings of Fact, Conclusions of Law and Order.

Said Order found Respondent in violation of Florida Building Code, Section 105.1.

Said Order stated that a fine in the amount of \$250.00 per day would be imposed if the Respondent did not take certain corrective action by March 29, 2009.

An Affidavit of Non-Compliance has been filed by the Code Enforcement Officer, which Affidavit certified under oath that the required action has not been obtained after reinspection on March 31, 2009.

Accordingly, it having been brought to the Board's attention that Respondent has not complied with the Order dated February 26, 2009, the Board orders that a **lien** in the amount of **\$22,000.00** for 88 days of non-compliance at \$250.00 per day, from March 30, 2009 through and including June 25, 2009, be imposed; and the fine shall continue to accrue at **\$250.00** per day for each day the violation continues or is repeated past June 25, 2009.

The 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 25th day of June 2009, in Seminole County, Florida.

Case No. 09-39-CEB

Karyn Reilly and Arthur Anderson

Senor Code Enforcement Officer: Deborah Leigh

This case was originally heard by the Board on March 26, 2009; and an Order was entered giving the Respondents a compliance date of April 20, 2009. An Affidavit of Non-Compliance was filed by the Code Enforcement Officer after reinspection on April 27, 2009.

This property is **NOT** in compliance at this time.

RECOMMENDATION: The Board issue an Order constituting a **lien** in the amount of **\$16,500.00** for 66 days of non-compliance, from April 21, 2009 through and including June 25, 2009, 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 June 25, 2009. 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 (n)

Described as: 1) Stagnant or foul water in a swimming or wading pool Location: 104 Pressview Avenue, Longwood (Commission District 4)

Tax Parcel ID # 35-20-29-504-0C00-0030

ORDER FINDING NON-COMPLIANCE AND IMPOSING FINE/LIEN

The Respondents are the owners of record of the property (Tax Parcel I.D. # 35-20-29-504-0C00-0030) located at 104 North Pressview Avenue, Longwood, located in Seminole County and legally described as follows:

LEG LOT 3 BLK C THE MEADOWS WEST PB 17 PG 6

This case came on for public hearing before the Code Enforcement Board of Seminole County on March 26, 2009, 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 (n).

Said Order stated that a fine in the amount of \$250.00 per day would be imposed if the Respondents did not take certain corrective action by April 20, 2009.

An Affidavit of Non-Compliance has been filed by the Code Enforcement Officer, which Affidavit certified under oath that the required action has not been obtained after reinspection on April 27, 2009.

Accordingly, it having been brought to the Board's attention that Respondents have not complied with the Order dated March 26, 2009, the Board orders that a **lien** in the amount of **\$16,500.00** for 66 days of non-compliance at \$250.00 per day, from April 21, 2009 through and including June 25, 2009, be imposed; and the fine shall continue to accrue at **\$250.00** per day for each day the violation continues or is repeated past June 25, 2009.

The 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 25th day of June 2009, in Seminole County, Florida.

Case No. 09-57-CEB

Equity Holding Corporation, Trustee

Senor Code Enforcement Officer: Deborah Leigh

This case was originally heard by the Board on April 23, 2009; and an Order was entered giving the Respondent a compliance date of May 4, 2009. An Affidavit of Non-Compliance was filed by the Code Enforcement Officer after reinspection on May 7, 2009.

This property is NOT in compliance at this time.

RECOMMENDATION: The Board issue an Order constituting a **lien** in the amount of **\$13,000.00** for 52 days of non-compliance, from May 5, 2009 through and including June 25, 2009, 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 June 25, 2009. 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), (n) and (o)

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

2) Stagnant or foul water in a swimming or wading pool

3) Swimming pool not secured according to Code

Location: 1550 Baywater Court, Heathrow (Commission District 5)

Tax Parcel ID # 11-20-29-5HA-0000-0040

ORDER FINDING NON-COMPLIANCE AND IMPOSING FINE/LIEN

The Respondent is the owner of record of the property (Tax Parcel I.D. # 11-20-29-5HA-0000-0040) located at 1550 Baywater Court, Lake Mary, located in Seminole County and legally described as follows:

LEG LOT 4 (LESS BEG SE COR RUN N 25 DEG 53 MIN 57 SEC W 172.09 FT S 6.40 FT S 26 DEG 53 MIN 41 SEC E 166.41 FT TO BEG) & PT OF LOT 5 DESC AS BEG NW COR RUN N 88 DEG 53 MIN 37 SEC E 28.05 FT S 56.36 FT N 25 DEG 53 MIN 57 SEC W 62.03 FT TO BEG CHESTNUT HILL PB 29 PGS 76-78

This case came on for public hearing before the Code Enforcement Board of Seminole County on April 23, 2009, after due notice to the Respondent. The Board, having heard testimony under oath and having received evidence, issued its Findings of Fact, Conclusions of Law and Order.

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

Said Order stated that a fine in the amount of \$250.00 per day would be imposed if the Respondent did not take certain corrective action by May 4, 2009.

An Affidavit of Non-Compliance has been filed by the Code Enforcement Officer, which Affidavit certified under oath that the required action has not been obtained after reinspection on May 7, 2009.

Accordingly, it having been brought to the Board's attention that Respondent has not complied with the Order dated April 23, 2009, the Board orders that a **lien** in the amount of **\$13,000.00** for 52 days of non-compliance at \$250.00 per day, from May 5, 2009 through and including June 25, 2009, be imposed; and the fine shall continue to accrue at **\$250.00** per day for each day the violations continue or are repeated past June 25, 2009.

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

DONE AND ORDERED this 25th day of June 2009, in Seminole County, Florida.

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Case No. 09-58-CEB
Janina Barrera & Trinidad Monzon
Bank of New York (lis pendens)
Senior Code Enforcement Officer: Deborah Leigh

This case was originally heard by the Board on April 23, 2009; and an Order was entered giving the Respondents a compliance date of May 4, 2009. An Affidavit of Non-Compliance was filed by the Code Enforcement Officer after reinspection on May 7, 2009. An Affidavit of Compliance was filed by the Code Enforcement Officer after reinspection on June 24, 2009.

This property is presently in compliance.

RECOMMENDATION: The Board issue an Order constituting a lien in the reduced amount of \$898.67 which represents \$500.00 plus the Administrative costs in processing the case. The property was out of compliance 50 days, from May 5, 2009 through and including June 23, 2009, at \$250.00 per day which totals an accrued fine of \$12,500.00. 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 (n) and (o)

Described as: 1) Stagnant or foul water in a swimming or wading pool

2) Swimming pool not secured according to Code

Location: 325 Woodstead Lane, Longwood (Commission District 4)

Tax Parcel ID # 34-20-29-5FJ-0000-0070

ORDER FINDING COMPLIANCE AND IMPOSING FINE/LIEN

The Respondents are the owners of record of the property (Tax Parcel I.D. # 34-20-29-5FJ-0000-0070) located at 325 Woodstead Lane, Longwood, located in Seminole County and legally described as follows:

LEG LOT 7 SPRINGS LANDING UNIT 2 PB 24 PGS 27-29

This case came on for public hearing before the Code Enforcement Board of Seminole County on April 23, 2009, 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 (n) and (o).

Said Order stated that a fine in the amount of \$250.00 per day would be imposed if the Respondents did not take certain corrective action by May 4, 2009.

An Affidavit of Non-Compliance has been filed by the Code Enforcement Officer, which Affidavit certified under oath that the required action has not been obtained after reinspection on May 7, 2009.

An Affidavit of Compliance has been filed by the Code Enforcement Officer, which Affidavit certified under oath that the required action has been obtained after reinspection on June 24, 2009.

Accordingly, it having been brought to the Board's attention that Respondents have complied with the Order dated April 23, 2009, the Board orders that a fine in the amount of \$12,500.00 for 50 days of non-compliance at \$250.00 per day, from May 5, 2009 through and including June 23, 2009, **be reduced to \$898.67.**

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

DONE AND ORDERED this 25th day of June 2009, in Seminole County, Florida.

Case No. 09-61-CEB Ahmed A. & Naila Harara Wells Fargo Bank, N.A. (lis pendens)

Code Enforcement Officer: Donna Wisniewski

This case was originally heard by the Board on April 23, 2009; and an Order was entered giving the Respondents a compliance date of May 11, 2009. An Affidavit of Non-Compliance was filed by the Code Enforcement Officer after reinspection on May 12, 2009.

This property is NOT in compliance at this time.

RECOMMENDATION: The Board issue an Order constituting a **lien** in the amount of **\$11,250.00** for 45 days of non-compliance, from May 12, 2009 through and including June 25, 2009, 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 June 25, 2009. 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), (h), (n) and (o)

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) Stagnant or foul water in a swimming or wading pool

4) Swimming pool not secured according to Code

Location: 1041 Princess Gate Boulevard, Winter Park (Commission District 1)

Parcel ID # 26-21-30-504-0000-0460

ORDER FINDING NON-COMPLIANCE AND IMPOSING FINE/LIEN

The Respondents are the owners of record of the property (Tax Parcel I.D. # 26-21-30-504-0000-0460) located at 1041 Princess Gate Boulevard, Winter Park, located in Seminole County and legally described as follows:

LEG LOT 46 HOWELL ESTATES 1ST ADD PB 23 PG 32

This case came on for public hearing before the Code Enforcement Board of Seminole County on April 23, 2009, 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 (g), (h), (n) and (o).

Said Order stated that a fine in the amount of \$250.00 per day would be imposed if the Respondents did not take certain corrective action by May 11, 2009.

An Affidavit of Non-Compliance has been filed by the Code Enforcement Officer, which Affidavit certified under oath that the required action has not been obtained after reinspection on May 12, 2009.

Accordingly, it having been brought to the Board's attention that Respondents have not complied with the Order dated April 23, 2009, the Board orders that a **lien** in the amount of **\$11,250.00** for 45 days of non-compliance at \$250.00 per day, from May 12, 2009 through and including June 25, 2009, be imposed; and the fine shall continue to accrue at **\$250.00** per day for each day the violations continue or are repeated past June 25, 2009.

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

DONE AND ORDERED this 25th day of June 2009, in Seminole County, Florida.

Case No. 09-66-CEB Scott Barnhill Chase Home Finance, LLC (lis pendens) Code Enforcement Officer: Pamela Taylor

This case was originally heard by the Board on April 23, 2009; and an Order was entered giving the Respondent a compliance date of April 30, 2009. An Affidavit of Non-Compliance was filed by the Code Enforcement Officer after reinspection on May 1, 2009. An Affidavit of Compliance was filed by the Code Enforcement Officer after reinspection on June 22, 2009.

This property is presently in compliance.

RECOMMENDATION: The Board issue an Order constituting a **lien** in the **reduced** amount of \$935.08 which represents \$500.00 plus the Administrative costs in processing the case. The property was out of compliance 50 days, from May 1, 2009 through and including June 19, 2009, at \$250.00 per day which totals an accrued fine of \$12,500.00. 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 (n) and (o)

Described as: 1) Stagnant or foul water in a swimming or wading pool

2) Swimming pool not secured according to Code

Location: 4254 Iron Gate Court, Sanford (Commission District 5)

Parcel ID # 13-20-30-506-0B00-0260

ORDER FINDING COMPLIANCE AND IMPOSING FINE/LIEN

The Respondent is the owner of record of the property (Tax Parcel I.D. # 13-20-30-506-0B00-0260) located at 4254 Iron Gate Court, Sanford, located in Seminole County and legally described as follows:

LEG LOT 26 BLK B MIDDLETON OAKS PB 39 PGS 33 TO 35

This case came on for public hearing before the Code Enforcement Board of Seminole County on April 23, 2009, after due notice to the Respondent. The Board, having heard testimony under oath and having received evidence, issued its Findings of Fact. Conclusions of Law and Order.

Said Order found Respondent in violation of Seminole County Code, Chapter 95, Section 95.4, as defined in Section 95.3 (n) and (o).

Said Order stated that a fine in the amount of \$250.00 per day would be imposed if the Respondent did not take certain corrective action by April 30, 2009.

An Affidavit of Non-Compliance has been filed by the Code Enforcement Officer, which Affidavit certified under oath that the required action has not been obtained after reinspection on May 1, 2009.

An Affidavit of Compliance has been filed by the Code Enforcement Officer, which Affidavit certified under oath that the required action has been obtained after reinspection on June 22, 2009.

Accordingly, it having been brought to the Board's attention that Respondent has complied with the Order dated April 23, 2009, the Board orders that a fine in the amount of \$12,500.00 for 50 days of non-compliance at \$250.00 per day, from May 1, 2009 through and including June 19, 2009, **be reduced to \$935.08.**

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

DONE AND ORDERED this 25th day of June 2009, in Seminole County, Florida.

PAUL SLADEK – YES GRACE CHEWNING – YES BILL FAHEY – YES

DENNIS WARREN – YES JAY AMMON – YES RUSS HAUCK - YES

MOTION CARRIED 6 - 0.

VII Approval of the minutes from the meeting of May 28, 2009

MOTION BY JAY AMMON, SECONDED BY GRACE CHEWNING, TO APPROVE THE MINUTES FROM THE MEETING OF MAY 28, 2009.

PAUL SLADEK – YES GRACE CHEWNING – YES BILL FAHEY – YES DENNIS WARREN – YES JAY AMMON – YES RUSS HAUCK - YES

MOTION CARRIED 6 - 0.

VIII	Confirmation date of next meeting: July 23, 2009	
IX	Old Business –	
	None	
X	New Business –	
	None	
ΧI	Adjourn – There being no further discussion, this meeting was adjourned at 3:00 P.M.	
Resp	ectfully submitted:	
Jane Spencer Clerk to the Code Enforcement Board		Paul Sladek Chair