

**CITY OF DeBARY**  
**REGULAR CODE ENFORCEMENT BOARD MEETING**  
**WEDNESDAY, March 9, 2005**  
**6:00 P.M., Florence K. Little Town Hall**  
**12 COLOMBA ROAD, DeBARY, FLORIDA**

**AGENDA**

**CALL TO ORDER**

**ROLL CALL**

**ADOPTION OF MINUTES**

1. Regular Code Enforcement Board hearing of January 12, 2005.

**UNFINISHED BUSINESS:**

1. **DEB-03-041 – LITCHFIELD, Josph and/or** [Served]  
**HOME LENDERS TRUST INC. and/or** [Served]  
**Myrna Passalacqua, Registered Agent** [Served]  
**SECURITY MORTGAGE SERVICES, INC.** [Served]  
**Jennifer Twyford, Registered Agent** [Served]

Complaint No. 031021010

Violation of City of DeBary Code of Ordinance 58-84, Florida Building Code Section 3401.6 for an unsafe and dilapidated building at 249 Toms Road in DeBary.

**(Building Division – Tom Reynolds)**

\*Order of Non-Compliance and Order Imposing Fine/Lien issued at the March 10, 2004, hearing;

\*Report & Affidavit of Compliance was issued with a compliance date of February 9, 2005;

**Order of Compliance**

2. **DEB-04-017 – WEST, Kim Merrell** [Served]

Complaint No. 040319047

Violation of City of DeBary Ordinance, Chapter 30, Article III, Sections 30-103 and 30-104 for junked, wrecked or abandoned vehicle(s) that is inoperative and/or without current license tag at 16 Palmetto Drive in DeBary.

**(Zoning Compliance – Debbie Waggoner)**

\*Order of Non-Compliance and Order Imposing Fine/Lien issued at the November 10, 2004, hearing;

\*Report & Affidavit of Compliance was issued with a compliance date of November 24, 2004;

\*Order of Compliance issued at the January 12, 2005, hearing;

**Order Dismissing & Releasing Fine/Lien**

3. **DEB-04-027 – KING, John D.** **[Sheriff Served]**  
 Complaint No. 040630095  
 Violation of Volusia County Land Development Code Ordinance 88-3, Article XI, Section 1104, for altering a Volusia County jurisdictional wetland without a permit at 47 Craycroft Avenue in DeBary.  
**(Environmental Management – Danielle Dangleman)**  
 \*Order of Non-Compliance and Order Imposing Fine/Lien issued at the November 10, 2004, hearing;  
 \*Report & Affidavit of Compliance was issued with a compliance date of January 3, 2005;  
 \*Order of Compliance issued at the January 12, 2005, hearing;  
**Order Dismissing & Releasing Fine/Lien**
4. **DEB-04-028 – ITURRALDE, Mario V.** **[Sheriff Posted]**  
 Complaint No. 040312043  
 Violation of City of DeBary Code of Ordinances, Chapter 30, Article III, Sections 30-103 and 30-104 for junked or wrecked abandon property and vehicle(s) that is inoperative and/or without current license tag at 252 Angeles Road in DeBary.  
**(Zoning Compliance – Debbie Waggoner)**  
 \*Order of Non-Compliance and Order Imposing Fine/Lien issued at the November 10, 2004, hearing;  
 \*Report & Affidavit of Compliance was issued with a compliance date of November 24, 2004;  
 \*Order of Compliance issued at the January 12, 2005, hearing;  
**Order Dismissing & Releasing Fine/Lien**
5. **DEB-98-015 - GREENE, Gary & Theresa** **[Served]**  
 Complaint No. 980311057  
 Violation of City of DeBary Code of Ordinances, Chapter 22, Buildings and Building Regulations, Article II, Section 22.32 - Standard Building Code, 1994 Edition, Sections 104.1.1 and 105.6, for construction (room addition) for which the required building permit(s) and inspection approvals have not been obtained or maintained at 135 Eldorado Drive in DeBary.  
**(Building Department – Tom Reynolds)**  
 \*Order of Non-Compliance issued at the January 13, 1999, hearing;  
 \*1st Amended Order of Non-Compliance issued at the April 14, 1999, hearing;  
 \*Order Imposing Fine/Lien issued at the June 9, 1999, hearing;  
 \*Foreclosure action taken by Veterans Administration;  
 \*Summary of Final Judgment issued March 22, 2000;  
 \*Per Allen Rubio, Asst. City Attorney for DeBary lien eliminated;  
**Order Dismissing & Releasing Fine/Lien**

## **HEARINGS AND PRESENTATION OF FILED NOTICES OF VIOLATIONS:**

1. **DEB-04-039 – GREEN, Mitchell A.** **[Served]**  
Complaint No. 041021009  
Violation of City of DeBary Ordinance, Chapter 14, Article IX, Section 14-201 for not posting assigned building address numbers at 1 Palmira Road in DeBary.  
**(Zoning Compliance – Debbie Waggoner)**
  
2. **DEB-05-001 – RICHARDSON, Mary Ann** **[Served]**  
Complaint No. 041209039  
Violation of City of DeBary Ordinance 80-8, as amended, Article VIII, Section 801.01 for failing to observe the required setbacks at 516 Weston Place in DeBary.  
**(Zoning Compliance – Debbie Waggoner)**
  
3. **DEB-05-008 – BAUERLE, SR., Donald C. TR** **[Served]**  
Complaint No. 050127072  
Violation of City of DeBary Ordinances, Florida Building Code Sections 104.1.1 and 105.6, for construction for which the required building permit(s) and inspection approvals have not been obtained or maintained at 488 West Highbanks Road in DeBary.  
**(Zoning Compliance – Debbie Waggoner)**

## **NEW BUSINESS:**

1. Tally Sheets
2. As Entertained by Chairman
3. As Entertained by Board Attorney
4. As Entertained by Staff Attorney
5. As Entertained by Staff

## **ADJOURNMENT:**

If any person decides to appeal any decision made by the Code Enforcement Board with respect to any matter considered at this meeting or hearing, he/she will need a record of the proceedings, and for such purpose he/she may need to ensure that a verbatim record of the proceedings is made, which record includes the testimony and evidence upon which the appeal is to be based (FS 286.0105).

Individuals covered by the Americans with Disabilities Act of 1990 in need of accommodations at this public hearing should contact DeBary City Hall, 137 S. U.S. Highway 17-92, DeBary, Florida, 32713; (407) 668-2040, at least five (5) working days prior to the meeting date and time.