

CITY OF DeBARY
REGULAR CODE ENFORCEMENT BOARD MEETING
WEDNESDAY, NOVEMBER 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 September 14, 2005

UNFINISHED BUSINESS:

1. **DEB-05-023 – ALTMAN, Gary D.** **[Served]**
Complaint No. 050426125
Violation of City of DeBary Ordinance 80-8, as amended, Article VII, Section B-5 for violating the approved Site Plan at 5 Sanctuary Avenue in DeBary.
(Zoning Compliance – Debbie Waggoner)
*Order of Non-Compliance issued at the July 13, 2005, hearing;
*1st Amended Order of Non-Compliance issued at the September 14, 2005, hearing;
Hearing to Impose Fine/Lien
2. **DEB-05-026 – ALTMAN, Gary D.** **[Served]**
Complaint No. 050303030
Violation of City of DeBary Ordinance 80-8, as amended, Article VIII, Section 808.06 for illegal access over landscape buffer and parking on landscape buffer at 5 Sanctuary Avenue in DeBary.
(Zoning Compliance – Debbie Waggoner)
*Order of Non-Compliance issued at the July 13, 2005, hearing;
*1st Amended Order of Non-Compliance issued at the September 14, 2005;
Hearing to Impose Fine/Lien

HEARINGS AND PRESENTATION OF FILED NOTICES OF VIOLATIONS:

1. **DEB-05-004 – DYESS, JR., Donald W.** **[Served]**
Complaint No. 040511003
Violation of City of DeBary Code of Ordinances, Section 22.32 - 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 161 Oak Tree Drive in DeBary.
(Building Division – Dave Hooker)
*The Enforcement Official continued this case from the May 11, 2005, hearing;
2. **DEB-05-036 – LYON, Robert S.** **[Served]**
Complaint No. 040618039
Violation of City of DeBary Code of 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 238 Columba Road in DeBary.
(Building Division – Dave Hooker)

3. **DEB-05-037 – GREEN, Mitchell** **[Served]**
Complaint No. 050825039
Violation of City of DeBary Code of 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 69 Crystal Drive in DeBary.
(Building Division – Dave Hooker)

4. **DEB-05-051 – BAUERLE, Donald C.** **[Served]**
Complaint No. 051026014
Violation of City of DeBary Code of 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)

5. **DEB-05-052 – BAUERLE, Donald C.** **[Served]**
Complaint No. 051026095
Violation of City of DeBary Code of 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)

REQUESTS FOR DISCUSSION OF ACCUMULATED FINES:

DEB-02-040 - LUIZ, JR., Jose V. **[Served]**
Complaint No. 020415002
Violation of City of DeBary Code of Ordinances, Chapter 14, Buildings and Building Regulations, Article II, Section 22.32 - Standard Building Code, 1997 Edition, 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 150 Margarita Road in DeBary.

(Building Division – Dave Hooker)

*Order of Non-Compliance issued at the November 13, 2002, hearing;

*Order Imposing Fine/Lien issued at the January 15, 2005, hearing;

*Report & Affidavit of Compliance was issued with a compliance date of September 27, 2005;

Order of Compliance

Request for Discussion of Fine/Lien - \$49,250.00

NEW BUSINESS:

1. Tally Sheets
2. As Entertained by Chairman
3. As Entertained by Board Attorney and City of DeBary

DEB-05-034 – BAUERLE, SR., Donald C. TR **[Served]**

Complaint No. 050609082

Violation of City of DeBary Code of Ordinance, 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 Highbanks Road in DeBary.

(Zoning Compliance – Debbie Waggoner)

*Order of Non-Compliance and Order Imposing Fine/Lien Issued at the September 14, 2005, hearing;

Discussion of Amendment to Order By Board Attorney and the City of DeBary

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.