

**CITY OF DeBARY**  
**REGULAR CODE ENFORCEMENT BOARD**  
**MEETING**  
**WEDNESDAY, SEPTEMBER 13, 2006**  
**6:00 P.M., Florence K. Little Town Hall**  
**12 COLOMBA ROAD, DeBARY, FLORIDA**

**AGENDA**

**I. CALL TO ORDER**

**II. ROLL CALL**

**III. ADOPTION OF MINUTES**

1. Regular Code Enforcement Board hearing of July 12, 2006

**IV. UNFINISHED BUSINESS**

1. **DEB-03-040 – ~~SHARPE, Louise R. & Van B.~~ Land Partners Inc.** [Posted]  
Complaint No. 031107012  
Violation of City of DeBary Code of Ordinance 98-8, Section 22-32, Standard Building Code Sections 104.1.1 and 105.6 for construction without the required building permits and inspection approvals at 462 Fort Florida Road in DeBary.  
**(Building Division – Dave Hooker)**  
\*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 July 7, 2006;  
**Order of Compliance**
2. **DEB-03-033 – JACKSON, John E.** [Served]  
Complaint No. 030604030  
Violation of City of DeBary Code of Ordinance 98-8, Section 22-32, Standard Building Code Sections 104.1.1 and 105.6 for construction without the required building permit(s) and inspection approvals at 139 Caracas Road in DeBary.  
**(Zoning Compliance – Phil Solano)**  
\*The Enforcement Official continued this case from the November 12, 2003, hearing;  
\*Order of Non-Compliance and Order Imposing Fine/Lien issued at the January 14, 2004, hearing;  
\*Report & Affidavit of Compliance was issued with a compliance date of March 17, 2006;  
**Order of Compliance**
3. **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;  
\*1<sup>st</sup> Amended Order of Non-Compliance issued at the September 14, 2005, hearing;

- \*2<sup>nd</sup> Amended Order of Non-Compliance issued at the November 9, 2005, hearing;
- \*3<sup>rd</sup> Amended Order of Non-Compliance issued at the March 8, 2006, hearing;
- \*Order Imposing Fine/Lien issued at the July 12, 2006, hearing;
- \*Report & Affidavit of Compliance was issued with a compliance date of August 4, 2006;

**Order of Compliance**

4. **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;
- \*1<sup>st</sup> Amended Order of Non-Compliance issued at the September 14, 2005;
- \*2<sup>nd</sup> Amended Order of Non-Compliance issued at the November 9, 2005, hearing;
- \*3<sup>rd</sup> Amended Order of Non-Compliance issued at the March 8, 2006, hearing;
- \*Order Imposing Fine/Lien issued at the July 12, 2006, hearing;
- \*Report & Affidavit of Compliance was issued with a compliance date of July 12, 2006;

**Order of Compliance**

**Order Dismissing & Releasing Fine/Lien**

5. **DEB-05-050 – OLVER, Debby G. & Benjamin** **[Served]**  
Complaint No. 050728048

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 293 Colomba Road in DeBary.

**(Building Division – Dave Hooker)**

- \*The Enforcement Official continued this case from the January 11, 2006, hearing;
- \*The Enforcement Official continued this case from the March 8, 2006, hearing;
- \*Order of Non-Compliance issued at the March 8, 2006, hearing;

**Hearing to Impose Fine/Lien**

6. **DEB-06-002 – HOPE LAND INVESTMENTS LLC** **[Posted]**  
**Mark G. Gabriel, Registered Agent** **[Served]**

Complaint No. 051017030

Violation of City of DeBary Ordinance, Volusia Land Development Code No. 88-3, Article X for not obtaining a tree removal permit as required at 217 Clara Vista Street in DeBary.

**(Environmental Management – Brant Kruger)**

- \*Order of Non-Compliance issued at the March 8, 2006, hearing;
- \*1<sup>st</sup> Amended Order of Non-Compliance issued at the May 10, 2006, hearing;
- \*Report & Affidavit of Compliance was issued with a compliance date of July 31, 2006;

**Order of Compliance**

7. **DEB-06-007 – HENRY, Thomas M. & Cheryl L.** **[Served]**  
Complaint No. 050321041

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 87 South US Highway 17-92, Suite B in DeBary.

**(Building Division – Dave Hooker)**

\*Order of Non-Compliance issued at the May 10, 2006, hearing;

\*1<sup>st</sup> Amended Order of Non-Compliance issued at the July 12, 2006, hearing;

**Hearing to Impose Fine/Lien**

8. **DEB-06-021 – MILLER, Thomas F.** [Served]

Complaint No. 050506079

Violation of City of DeBary Ordinance, Chapter 30, Article III, Sections 30-103 and 30-104 for having vehicle(s) that is inoperative and/or without current license tag at 225 DeBary Drive in DeBary.

**(Zoning Compliance – Debbie Waggoner)**

\*Order of Non-Compliance issued at the May 10, 2006, hearing;

\*Order Imposing Fine/Lien issued at the July 12, 2006, hearing;

\*Report & Affidavit of Compliance was issued with a compliance date of August 25, 2006;

**Order of Compliance**

**V. 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;

\*The Enforcement Official continued this case from the November 9, 2005, hearing;

\*The Enforcement Official continued this case from the January 11, 2006, hearing;

\*The Enforcement Official continued this case from the March 8, 2006, hearing;

2. **DEB-06-024 – ~~FRISCH, Ronald J.~~ JEKOVICH, David J., New Owner** [Posted]

Complaint No. 051003044

Violation of City of DeBary Code of Ordinance 58-84, Florida Building Code Section 3401.6 for an unsafe and dilapidated building at 246 Torrento Drive in DeBary.

**(Building Division – Dave Hooker)**

3. **DEB-06-025 – CONLEY, Patricia** [Served]

Complaint No. 050728030

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 35 Alicante Road in DeBary.

**(Building Division – Dave Hooker)**

\*The Enforcement Official continued this case from the July 12, 2006, hearing;

4. **DEB-06-030 – MISSIONARIES OF HOPE INC.** [Served]

**Marcelo R. Anayas, Registered Agent**

Complaint No. 060705088

Violation of City of DeBary Ordinance 80-8, as amended, Article XI, Section 1104.00 F for a violation of the special exception conditions at 74 S. US Highway 17-92 in DeBary.

**(Zoning Compliance – Debbie Waggoner)**

5. **DEB-06-035 – AGUILAR, Bertilia**

**[Served]**

Complaint No. 050920042

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 96 South US Highway 17-92 in DeBary.

**(Building Division – Dave Hooker)**

6. **DEB-06-036 – SEDOR, Jennifer S.**

**[Served]**

Complaint No. 051101015

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 150 Homestead Avenue in DeBary.

**(Building Division – Dave Hooker)**

7. **DEB-06-037 – OWENS, Inez S.**

**[Served]**

Complaint No. 060118068

Violation of City of DeBary Code of Ordinance 58-84, Florida Building Code Section 3401.6 for an unsafe and dilapidated building at 332 Gardenia Avenue in DeBary.

**(Building Division – Dave Hooker)**

8. **DEB-06-039 – SALYERS, Shannon M.**

**[Served]**

Complaint No. 050603103

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 46 Pinehill Road in DeBary.

**(Building Division – Dave Hooker)**

9. **DEB-06-040 – ALLEN, Larry**

**[Served]**

Complaint No. 051027064

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 10 Buckley Drive in DeBary.

**(Building Division – Dave Hooker)**

10. **DEB-06-041 – WHITE, William D. & WHITE, Theresa M.**

**[Served]**

Complaint No. 060705003

Violation of Volusia County Ordinance 80-8, as amended, Article VIII, Section 811.01, for parking a truck tractor, semi trailer, commercial bus, cutaway van, or chassis cab truck where not permitted at 16 Floridana Drive in DeBary.

**(Zoning Compliance – Debbie Waggoner)**

11. **DEB-06-043 – SANABRIA, Ismael A.** [Served]  
Complaint No. 060714001  
Violation of City of DeBary Code of Ordinance 58-84, Florida Building Code Section 3401.6  
for an unsafe and dilapidated building at 10 Darosa Avenue in DeBary.  
(Building Division – Dave Hooker)

**VI. 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

**VII. 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.