

CITY OF DeBARY
REGULAR CODE ENFORCEMENT BOARD MEETING
WEDNESDAY, October 10, 2007
6:00 P.M., Florence K. Little Town Hall
12 Colomba Road, DeBary, Florida

MINUTES

CALL TO ORDER

Vice Chairman John Harvey called the meeting to order at 6:00 P.M.

ROLL CALL

Present: Gail Pryosk, William Brydges, (alternate),

Vice Chairman John Harvey, Gertrude DeSantis (alternate), and Marcia Becker

City Staff: Assistant City Attorney Dan Langley, Neighborhood Improvement Officer
Dave Hooker and Staff Secretary Beth Painter

Not present: Don Pulver (excused), Robert Rini (excused), and Rick Dwyer (excused).

AGENDA CHANGES

No changes to the agenda.

DISCLOSURE OF EX-PARTE COMMUNICATIONS

No ex-parte communications.

Witnesses Sworn In:

Staff Secretary Beth Painter swore in all witnesses who intended to testify.

Approval of Minutes

Ms. Becker advised that under ex-parte communications from the September 12, 2007 agenda, she spoke to city staff in reference to the Gump case.

Motion made by Ms. DeSantis to approve September 12, 2007 minutes with the necessary changes. Motion seconded by Mr. Brydges. *Motion passed unanimously.*

CONSENT AGENDA:

- (1) **Case No.: 07-151-H-Michael & Deborah Schiraldi**
129 Plantation Road

(Neighborhood Improvement Officer-Dave Hooker)

Motion made by Ms. Pryosk to approve. Seconded by Ms. DeSantis. Motion passed unanimously.

- (2) **Case No.: 07-018-H-Allen C. Woodruff**
54 South US Hwy 17-92
(Neighborhood Improvement Officer)
Motion made by Ms. Prysok to approve. Seconded by Ms. DeSantis. Motion passed unanimously.
- (3) **Case No.: 07-018-H- Allen C. Woodruff**
54 S. Hwy 17-92
(Neighborhood Improvement Officer)
Motion made by Ms. Prysok to approve. Seconded by Ms. DeSantis. Motion passed unanimously.
- (4) **Case No.: 07-076-H-Claudio & Carmen Hernandez**
670 Summerhaven Drive
(Neighborhood Improvement Officer)
Motion made by Ms. Prysok to approve. Seconded by Ms. DeSantis. Motion passed unanimously.

OLD BUSINESS:

- (1) **Case No. 07-071-H-T.J. O'Neil**
340 North Pine Meadow
(Neighborhood Improvement Officer-Dave Hooker)
Mr. Hooker testified of high grass and weeds and unsafe conditions around the tennis courts in Glen Abbey Subdivision. Mr. Hooker provided, as evidence, photographs and other excerpts pertaining to alleged violation. Property owner testified that he would do what was necessary to bring the property into compliance. A discussion ensued.
Motion made by Mr. Brydges to find the property in non-compliance and give 15 days to comply. Failure to do so will result in a fine of \$100.00 per day to begin on day 16 and to continue until property is in full compliance.
Seconded by Ms. DeSantis. Motion passed 4 to 1 with Ms. Becker opposing.
- (2) **Case No.: 07-152-H-Jacques & Lissa Pierre-Paul**
9 Smyrna Drive
(Neighborhood Improvement Officer-Dave Hooker)
Mr. Hooker testified of a vacant home with high grass and weeds and an above ground swimming pool and pool deck in disrepair. Mr. Hooker provided, as evidence, photographs and other excerpts pertaining to alleged violation. Property owner testified that he is working on bringing the property into full compliance. A discussion ensued.
Motion made by Ms. Becker to find the property in non-compliance and give 30 days to comply. Failure to do so will result in a fine of \$50.00 per day to begin on day 31 and to continue until property is in full compliance.
Seconded by Mr. Harvey. Motion passed 3 to 2 with Ms. Prysok and Ms. DeSantis opposing.

NEW BUSINESS

- (1) **Case No. 07-148-H-Arthur & Elsie Periko**
333 East Highbanks Drive

(Neighborhood Improvement Officer-Dave Hooker)

Mr. Hooker requested a continuance until the November 14, 2007 agenda. No objections from the board to continue the matter.

- (2) **Case No. 07-162-H-Beatrice Allen (Life Estate)**

609 South Hwy 17-92

(Neighborhood Improvement Officer-Dave Hooker)

Mr. Hooker testified of a vacant home that is in disrepair with high grass and weeds and outdoor storage of personal property. Mr. Hooker provided, as evidence, photographs and other excerpts pertaining to alleged violation. Property owner testified that he would need additional time to bring the property into full compliance. A lengthy discussion ensued. *Motion made by Ms. Becker to find the property in non-compliance and give 30 days to comply. Failure to do so will result in a fine of \$100.00 per day to begin on day 31 and to continue until property is in full compliance. Motion seconded Ms. DeSantis. Motion passed unanimously.*

- (3) **07-108-H Gene & Donna Gault**

10 DeBary Drive

(Neighborhood Improvement Officer-Dave Hooker)

Mr. Hooker testified of a carport on the property that does not have a permit or inspection approvals. Mr. Hooker provided as evidence photographs and other excerpts pertaining to alleged violation. Property owner testified that carport has been up for numerous years and would need additional time to bring the property into full compliance.

Motion made by Ms. DeSantis to find the property in non-compliance and give 30 days to comply. Failure to do so will result in a fine of \$100.00 per day to begin on day 31 and to continue until property is in full compliance. Motion seconded Ms. Prysok. Motion passed unanimously.

- (4) **07-164-H Barbie Heneghan**

251 Grande Vista Street

(Neighborhood Improvement Officer-Dave Hooker)

Mr. Hooker testified of a re-roof on the home that does not have a permit. Mr. Hooker provided as evidence photographs and other excerpts pertaining to alleged violation. Property owner testified that additional time will be needed to obtain permit.

Motion made by Ms. Prysok to find the property in non-compliance and give 30 days to comply. Failure to do so will result in a fine of \$250.00 per day to begin on day 31 and to continue until property is in full compliance. Motion seconded Ms. Becker. Motion passed unanimously.

(5) **07-180-H Joshua Dennis**

70 Smyrna Drive

(Neighborhood Improvement Officer-Dave Hooker)

Mr. Hooker testified of a vacant home with high grass, weeds and not being maintained. Hooker provided, as evidence, photographs and other excerpts pertaining to alleged violation. Property owner was not present. A discussion ensued. *Motion made by*

Ms. DeSantis to find the property in non-compliance and give 14 days to comply. Failure to do so will result in a fine of \$100.00 per day to begin on day 15 and to continue until property is in full compliance. Motion seconded Mr. Brydges. Motion passed unanimously.

(6) **07-189-H Yvette Schiebel**

5 Palmira

(Neighborhood Improvement Officer-Dave Hooker)

Mr. Hooker testified of a vacant home with broken windows and not being maintained.

Mr. Hooker provided, as evidence, photographs and other excerpts pertaining to alleged violation. Property owner testified that he would need additional time to bring the property into full compliance. A discussion ensued. *Motion made by Ms. Prysok to find the property*

in non-compliance and give 30 days to comply. Failure to do so will result in a fine of \$100.00 per day to begin on day 31 and to continue until property is in full compliance. Motion seconded Ms. DeSantis. Motion passed unanimously.

(7) **07-118-H Michael Rice**

123 Highland Ave

(Neighborhood Improvement Officer-Dave Hooker)

Mr. Hooker advised that this case has been withdrawn from the agenda.

GOOD FOR THE ORGANIZATION

Mr. Langley advised that lien letters will be sent out by city staff. If following the letter, the lien is still not addressed, the case will then be referred to the city attorney for further action.

ADJOURNMENT

The meeting adjourned at 8:01 p.m.

**APPROVED November 14, 2007
CITY OF DeBARY
CODE ENFORCEMENT BOARD**

**John Harvey
Vice Chairman**