

**City of DeBary**  
**Regular Code Enforcement Board Meeting**  
**Wednesday, February 10, 2010**  
**6:00 P.M. City Hall**  
**16 Colomba Road, DeBary, Florida**

**MINUTES**

**CALL TO ORDER**

Chairman Don Pulver called the meeting to order at 6:02 p.m.

**ROLL CALL**

Chairman, Don Pulver – present  
Rick Dwyer – present  
Nicholas Koval - present  
Robert Rini - present  
Gail Prysok - present  
Marcia Becker – present  
John Harvey – absent, excused

**City Staff:**

Assistant City Attorney, Dan Langley  
Neighborhood Improvement Officer, Dave Hooker  
Staff Secretary, Annette Hatch

**AGENDA CHANGES:**

None

**DISCLOSURE OF EX-PARTE COMMUNICATIONS:**

None

**WITNESSES SWORN IN:**

Staff Secretary, Annette Hatch, swore in all witnesses who intended to testify.

Mr. Louis Morales was sworn in as an alternate Code Enforcement Board member by Ms. Hatch.

**APPROVAL OF MINUTES:**

*Motion made by Mr. Rini to approve the January 13, 2010, minutes as corrected; seconded by Ms. Prysok. Motion passed 7-0.*

**CONSENT AGENDA:**

- (1) Case No. 09-226 Donna Reynolds  
467 N. Pine Meadow Dr.  
**Order of Compliance – total amount due (\$0.00)**

- (2) Case No. 09-301 David Poirier TR  
103 Alano Rd.  
**Order of Compliance – total amount due (\$0.00)**
- (3) Case No. 09-327 William & Mayumi Vega  
120 DeBary Dr.  
**Order of Compliance – total amount due (\$0.00)**
- (4) Case No. 09-412 Carmela Iannarelli I/L  
105 Estrella Rd.  
**Order of Compliance – total amount due (\$0.00)**

*Motion made by Mr. Dwyer to approve the consent agenda; seconded by Mr Rini. Motion passed unanimously.*

**OLD BUSINESS:**

None

**NEW BUSINESS:**

- (1) Case No. 09-279-H Phyllis Ray  
19 Angeles Rd.

**Neighborhood Improvement Officer – Dave Hooker**

Mr. Hooker gave staff report on said property and entered into evidence case file documents and present photos of the violation. No one was present to represent the property. Discussion ensued between board members and staff. *Motion by Mr. Dwyer to find the owner in non-compliance of the cited sections of code. In addition the owner has 14 days to come into full compliance of all aforementioned cited sections of code pertaining to the lot maintenance. Failure to do so will result in the City ordered to maintain the property in accordance with the aforementioned sections of code pertaining to the lot maintenance and a fine of \$200 is to be imposed each time the City maintains the property. Seconded by Mr. Koval. Motion passed unanimously.*

- (2) Case No. 09-368-H Mary Schaudel  
25 Da Rosa Ave.

**Neighborhood Improvement Officer – Dave Hooker**

Mr. Hooker gave staff report on said property and entered into evidence case file documents and present photos of the violation. Ms. Schaudel was present to represent the property and gave testimony to her circumstances. Discussion ensued between board members, Ms. Schaudel and staff. *Motion by Ms. Prysok to continue this case to the March 10, 2010, Code Enforcement Board Hearing. Seconded by Ms. Becker. Motion passed unanimously.*

(3) Case No. 09-369-H Gary Fuhrmann.  
12 Flamevine La.  
**Neighborhood Improvement Officer – Dave Hooker**  
Mr. Hooker withdrew this case from the agenda.

(4) Case No. 09-391-H Craig Irving  
112 Colomba Rd.  
**Neighborhood Improvement Officer – Dave Hooker**  
Mr. Hooker withdrew this case from the agenda.

(5) Case No. 09-399-H Mitchell Green & Yvette Schiebel  
3 Angeles Rd.  
**Neighborhood Improvement Officer – Dave Hooker**  
Mr. Hooker gave staff report on said property and entered into evidence case file documents and present photos of the violation. No one was present to represent the property. Discussion ensued between board members and staff. *Motion by Ms. Prysok to find the owner in non-compliance of the cited sections of code. In addition the owner has 14 days to come into full compliance of all aforementioned cited sections of code pertaining to the yard debris and swimming pool maintenance. Failure to do so will result in a fine of \$200 per day to be imposed. Seconded by Mr. Dwyer. Motion passed unanimously.*

(6) Case No. 09-409-H James H. & Martha S. Oliver  
109 Plantation Rd.  
**Neighborhood Improvement Officer – Dave Hooker**  
Mr. Hooker gave staff report on said property and entered into evidence case file documents and present photos of the violation. Ms. Oliver, the Oliver's daughter, was present to represent the property and gave testimony to the circumstances. Discussion ensued between board members, Ms. Oliver and staff. *Motion by Mr. Dwyer to find the owner in non-compliance of the cited sections of code pertaining to the outdoor storage of personal property and debris. In addition, the owners have 30 days to come into full compliance of all the aforementioned cited sections of code. Failure to do so will result in a fine of \$50 per day to be imposed. Seconded by Ms. Prysok. Motion passed unanimously. In a second motion in reference to the Standard Housing Code 101.6, Maintenance, motion by Mr. Dwyer to find the property owner in non-compliance of the cited section of code pertaining to property maintenance. In addition, the owners have 90 days to come into full compliance or return to the Code Enforcement Board. Seconded by Ms. Prysok. Motion passed unanimously.*

(7) Case No. 09-414-H Randy Fish  
567 Jason Dr., 22B  
**Neighborhood Improvement Officer – Dave Hooker**  
Mr. Hooker gave staff report on said property and entered into evidence case file documents and present photos of the violation. No one was present to represent the property. Discussion ensued between board members and staff. *Motion by Mr. Dwyer to find the owner in non-compliance of the cited sections of code. In addition, the owner*

*has 14 days to come into full compliance of the aforementioned cited section of code. Failure to do so will result in a fine of \$50 per day to be imposed. Seconded by Ms. Becker. Motion passed unanimously.*

**FOR GOOD OF THE ORGANIZATION**

**A. As entertained by the Chairman - None**

**B. As entertained by the Board - None**

**C. As entertained by Staff – None**

**D. As entertained by City Attorney - None**

**E. Tally sheets** – Mr. Langley gave an update on several cases. Mr. Hooker advised that the semi-annual lien reminder letters had been mailed out for all cases on January 22, 2010. **Tally sheets accepted.**

**ADJOURNMENT**

The meeting adjourned at 7:08 p.m.

**APPROVED March 10, 2010  
CITY OF DEBARY  
CODE ENFORCEMENT BOARD**

**Don Pulver, Chairman**