

CITIZENS CODE ENFORCEMENT BOARD

NOTICE OF HEARING

April 18<sup>th</sup>, 2006

Members:

Michael E. Slayton (Chairperson)

John Shelby (Vice Chairperson)

Maggie Hawk

Jay Crocker

Elliott Hoffman

Susan Ellis

Carol Kerrigan

THIS SHALL SERVE AS YOUR OFFICIAL NOTIFICATION of a hearing of the Citizens Code Enforcement Board, to be held on TUESDAY, APRIL 18<sup>TH</sup>, 2006 at 4:30 P.M. in the **DEBERRY ROOM, 3<sup>RD</sup> FLOOR, UTILITIES COMMISSION, 200 CANAL STREET,** New Smyrna Beach, Florida, for consideration of the following:

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Michael Slayton, Chairperson  
Citizens Code Enforcement Board

## **ROLL CALL**

## **DISCLOSURE OF EX PARTE COMMUNICATIONS:**

Members of the Citizens Code Enforcement Board are asked to please disclose, for the record, the substance of any ex parte communications that have occurred prior to this public hearing.

## **APPROVAL OF MINUTES**

March 21<sup>st</sup>, 2006

## **SWEARING OF CITY STAFF:**

## **ADDENDUM:**

## **OLD BUSINESS:**

### **C2005-0571: TT of NSB, Inc. C/O New Smyrna Chrysler Jeep Dodge [Served]**

Violation of §604.05 I. by failing to maintain the landscaped areas and irrigation systems in perpetuity and by permitting nine (9) replacement trees to die within the first year of planting at 1300 N. Dixie Freeway.

November 15, 2005: The Board found this case in violation and continued this case until January 17, 2006.

January 17, 2006: The Board continued this case until the April 18, 2006.

### **C2006-0020: Charles G. Baldwin [Served]**

Violation of §74-146 of the City Code of Ordinances by permitting a Business operation (Real Estate Agent) without having paid the occupational license tax located at 216 Flagler Avenue.

October 18, 2005: The Board continued this case until March 21, 2006.

March 21, 2006: The Board continued this case until April 18, 2006.

### **C2006-0098: Arthur J. Sullivan, Jr. [Served]**

Violation of §38-113 of the City Code of Ordinances by permitting or causing to be permitted discarded and abandoned building materials, boat motors, machinery, waste material and trailers upon the subject property located at 306 Winefred Avenue.

Violation of §70-38 of the City Code of Ordinances by permitting or causing to be permitted discarded and abandoned building materials, boat motors, machinery, waste material, trailers, recreational equipment and a vehicle in excess of one (1) ton rated capacity obstructing and encroaching upon a public street located at 306 Winefred Avenue.

Violation of §802.03 D. of the Land Development Regulations by permitting or causing to be permitted a truck in excess of one (1) ton rated capacity to be parked in a residentially zoned district (R2) located at 306 Winefred Avenue.

Violation of §802.04 of the Land Development Regulations by permitting or causing to be permitted the storage of more than two (2) pieces of recreational vehicles upon the subject property located at 306 Winefred Avenue.

March 21, 2006: The Board continued this case until April 18, 2006.

**NEW BUSINESS:**

**C2006-0107: Keith G. Schultz**

**[Served]**

Violation of §38-31 of the City Code of Ordinances by permitting or causing to be permitted storage of inoperable vehicles upon the subject property located at 2549 Crestwood Avenue.

Violation of §38-111 of the City Code of Ordinances by permitting or causing to be permitted discarded and abandoned waste material and weeds and undergrowth upon the subject property located at 2549 Crestwood Avenue.

**C2006-0190: Michael Scott Wood**

**[Certified RRR Attempted/Posted]**

Violation of §102.2 of the International Property Maintenance Code, 1998 Edition by permitting or causing to be permitted a structure to exist with the equipment, systems, devices and safeguards required by the International Property Maintenance Code, a previous regulation, or the code under which the structure was constructed, altered or repaired, to no longer be maintained in good working order located at 2506 Hill Street.

Violation of §108.1.3 of the International Property Maintenance Code, 1998 Edition by permitting or causing to be permitted a structure to exist that is unfit for human occupancy because, of the degree to which the structure is in disrepair, is insanitary, lacks ventilation, illumination, sanitary facilities, heating facilities and other essential equipment required by the International Property Maintenance Code located at 2506 Hill Street.

**REPEAT BUSINESS:**

No repeat business.

**DISCUSSION:**

**ADJOURNMENT:**

Pursuant to Florida statute 286.0105, if an individual decides to appeal any decision made by the Citizens Code Enforcement Board with respect to any matter considered at this hearing, a record of the proceedings will be required and the individual will need to ensure that a verbatim transcript of the proceedings is made, which record includes the testimony and evidence upon which the appeal is based. Such person must provide a method for recording the proceedings.

In accordance with the Americans with Disabilities Act (ADA), persons needing assistance to participate in any of these proceedings should contact the Administrative Specialist of the Citizens Code Enforcement Board listed below prior to the hearing:

Inga Campbell  
Administrative Specialist  
% City Hall  
210 Sams Avenue  
New Smyrna Beach, FL 32168-9985  
Telephone: 386.424.2265  
Fax: 386.424.2143