

AGENDA
CODE ENFORCEMENT BOARD
Tuesday, April 21, 2015
1:00 p.m.
3048 S. Atlantic Avenue
Daytona Beach Shores, FL

Notice is hereby given to all interested parties that if a person should decide to appeal any decision made at the aforementioned meeting of the Code Enforcement Board, such person will need a recording of the proceedings conducted at such meeting, and for such purpose or she may need to ensure that a verbatim record of the proceedings was made; such record to include testimony and evidence upon which any appeal shall be based. NOTE: individuals covered by the American with Disabilities Act of 1990 in need of accommodations for this public meeting should contact the Office of the City Clerk at the City Hall of Daytona Beach Shores or by telephone at 763-5353 at least seven working days prior to the meeting.

CALL TO ORDER

MINUTES OF PREVIOUS MEETING

1. Approval of Minutes from the Code Enforcement Board Meeting on March 17, 2015

PRELIMINARY STAFF COMMENTS

2. Indication of any Cases removed from the Agenda

OLD BUSINESS

3. Second Compliance Hearing

Case #: PCDEF2014-75
Address: 3162 S. Atlantic Avenue, Daytona Beach Shores, FL
Owners: Surfside Square Condominium Association, Inc. &
Guy Marchand
Parcel ID #s: 5334-16-00-0001, 5334-16-00-0040, 5334-16-00-0070

In violation of: *Code of Ordinances of the City of Daytona Beach Shores*, Appendix "G" – *Land Development Code*, Chapter 6, Section 6-3. *Permit Required; application, issuance, fees.* & Chapter 14, Section 14-52.9.(D)(9). in the following manner:

- **Pole sign copy change which reads "Oceans Luxury Realty sSales sRentals" was not permitted (compliant December 15, 2014)**
- **Wall sign copy change which reads "Oceans Luxury Realty" was not permitted (compliant January 7, 2015)**
- **Surface of pole for sign is deteriorated and not being maintained with a "painted and rust-free, cared for appearance" (compliant March 16, 2015)**

Initial Hearing Date: September 16, 2014

Board-Ordered Compliance Dates: October 16, 2014 (first two) & December 1, 2014 (third)

Actual Compliance Dates: December 15, 2014; January 7, 2015; & March 16, 2015

Fined Days of Non-Compliance: 150

Board-Ordered Fine: \$150.00 per day

Total Accrued Fine: \$22,500.00

Board-Approved Administrative Fees: \$293.60

Additional Administrative Fees Requested: \$ 76.31 (Total: \$369.91)

NEW BUSINESS

4. Initial Hearing

Case #: CDEF2014-103
Address: 2043 S. Atlantic Ave., Unit 127, Daytona Beach Shores, FL
Owner: Richard Pauk
Parcel ID #: 5316-30-00-1270

Violations: Code of Ordinances of the City of Daytona Beach Shores, Appendix "G" – *Land Development Code*, Chapter 5, Section 5-5.

- **The unit referenced above, in a building designed for short-term, transient occupancy is being occupied as though it were designed for multi-family residential occupancy without meeting the requirements for such**
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5. Initial Hearing

Case #: CDEF2014-104
Address: 2043 S. Atlantic Ave., Unit 201, Daytona Beach Shores, FL
Owner: Thomas E. Marr
Parcel ID #: 5316-30-00-2010

Violations: Code of Ordinances of the City of Daytona Beach Shores, Appendix "G" – *Land Development Code*, Chapter 5, Section 5-5.

- **The unit referenced above, in a building designed for short-term, transient occupancy is being occupied as though it were designed for multi-family residential occupancy without meeting the requirements for such**
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6. Initial Hearing

Case #: CDEF2014-106
Address: 2043 S. Atlantic Ave., Unit 415, Daytona Beach Shores, FL
Owner: Barry W. Barks
Parcel ID #: 5316-30-00-4150

Violations: Code of Ordinances of the City of Daytona Beach Shores, Appendix "G" – *Land Development Code*, Chapter 5, Section 5-5.

- **The unit referenced above, in a building designed for short-term, transient occupancy is being occupied as though it were designed for multi-family residential occupancy without meeting the requirements for such**

7. Initial Hearing

Case #: CDEF2014-108
Address: 2043 S. Atlantic Ave., Unit 419, Daytona Beach Shores, FL
Owner: Rose M. Vegren
Parcel ID #: 5316-30-00-4190

Violations: Code of Ordinances of the City of Daytona Beach Shores, Appendix “G” – *Land Development Code*, Chapter 5, Section 5-5.

- **The unit referenced above, in a building designed for short-term, transient occupancy is being occupied as though it were designed for multi-family residential occupancy without meeting the requirements for such**
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8. Initial Hearing

Case #: CDEF2014-102
Address: 2071 S. Atlantic Ave., Unit 105, Daytona Beach Shores, FL
Owner: Nicole Mosley
Parcel ID#: 5315-05-04-0105

In violation of: *Code of Ordinances of the City of Daytona Beach Shores*, Chapter 13, Section 13-4. *Maintaining unsafe premises*. and Appendix “G” – *Land Development Code*, Chapter 5, Section 5-6. *Building Code adopted.*, which refers, in part, to the Florida Building Code, Chapter 1, Section 105.1. *Required.* & Section 110. *Inspections*, and Appendix “G” – *Land Development Code*, Chapter 14, Section 14-52.9.(B)(17), (C), & (D)(2).

- **No permits have been obtained to repair the fire and/or water damage or mitigate the potential for damage to neighboring units**
 - **Electrical work is unpermitted in that electrical permit numbered 20141361 was closed by the contractor without a final inspection**
 - **Premises are not free from health hazards in that fire and water damaged areas of the unit have not been repaired or replaced**
 - **Unit is fire and water damaged and has not been cleared to be safe for human occupancy**
 - **Areas weakened by the fire and/or water damage have not been repaired or replaced**
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9. Initial Hearing

Case #: FCDEF2014-121
Address: 2071 S. Atlantic Ave., Unit 105, Daytona Beach Shores, FL
Owner: Nicole Mosley
Parcel ID #: 5315-05-04-0105

Violations: Code of Ordinances of the City of Daytona Beach Shores, Chapter 11, Section 11-1. *Florida Fire Prevention Code adopted by reference.*, which refers, in part, to the NFPA 72, 2002 Ed., Chapter 11. and to the NFPA 13, 2002 Ed., Chapter 8, Section 8-3.

- **Lack of power to unit prevents smoke alarms from being compliant with code, which requires a commercial power supply and a battery backup**
 - **Missing ceiling section makes the sprinkler head coverage inadequate due to the possibility of altered heat accumulation and how that affects head response**
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REMARKS OF STAFF

10. Year over year code enforcement complaints
11. The next CEB meeting will take place on Tuesday, May 19, 2015, at 1:00 P.M.

REMARKS OF BOARD MEMBERS

ADJOURNMENT

MEETING FORMAT Pursuant to Chapter 2, Section 2-36, VIII, Municipal Code

MINUTES
CODE ENFORCEMENT BOARD
March 17, 2015
3048 S. Atlantic Avenue Daytona Beach Shores, FL

Present: Larry Saffer, Sally Dowling, Lowell Wynn, Eric Datz, Larry Kittinger, Donald Bauknecht, and Ike Ofer. **Staff:** Board Attorney Lonnie Groot, Gwyn Herstein, Tom Squires, Steve Edmunds and Fred Hiatt.

The Chair called the meeting to order at 1:00 pm.

MINUTES OF PREVIOUS MEETING

1. Approval of Minutes from the Code Enforcement Board Meeting on January 20, 2015

Mr. Wynn moved, seconded by Mr. Ofer to approve the minutes of January 20, 2015. The motion passed unanimously by a voice vote.

PRELIMINARY STAFF COMMENTS

2. Indication of any Cases removed from the Agenda

There were no cases removed.

The witnesses were sworn in by the Board Attorney.

OLD BUSINESS

3. Second Compliance Hearing

Case #: CDEF2013-121
Address: 2204 S. Atlantic Avenue, Daytona Beach Shores, FL
Owner: Nancy Tipton Bell
Parcel ID #: 5315-02-03-0015

In violation of: *Code of Ordinances of the City of Daytona Beach Shores*, Appendix "G" – *Land Development Code*, Chapter 5, Section 5-6. Building Code adopted. , which refers, in part, to the 2010 *Florida Building Code*, Chapter 1, Section 105.1. *Required.*, and Appendix "G" – *Land Development Code*, Chapter 8, Section 8-8. *General provisions.*

- **Brick façade was added to the north building face without a permit (compliant once building permit obtained – November 12, 2014)**
- **Roof was painted without a permit (compliant once paint permit obtained – January 5, 2015)**

Initial Hearing Date: July 15, 2014

Board-Ordered Compliance Date: August 14, 2014

Actual Compliance Date: January 5, 2015

Fined Days of Non-Compliance: 143
Board-Ordered Fine: \$150.00 per day
Total Accrued Fine: \$21,450.00
Board-Approved Administrative Fees: \$222.76
Additional Administrative Fees Requested: \$ 76.31 (Total: \$299.07)

Ms. Herstein asked that each document provided by the City be accepted into evidence. The Chairwoman accepted the documents into evidence. It was noted that both violations are in compliance now. It was discovered that the roof had been painted without obtaining a permit. This was found in violation on 7/15/2014. The paint permit application was completed by 7/31/14. It requested 5 colors which are not allowed by the city's color ordinance without special approval. IHOP wanted their corporate colors so they appeared before the Beautification Board on 8/21/14. The board approved 3 of the 5 requested colors. They requested to appeal for the other two colors. The Beautification Board heard the appeal on 9/18/14 and recommended approval of one color to the City Council. Due to scheduling, the City Council didn't hear the appeal until 10/28/14. They approved the 4th color but did not approve the fifth. The paint permit was official on 1/5/15. Ms. Herstein added that there was no delay by the business owner; he was at the mercy of the meeting schedules. The second violation was the addition of a brick façade without a permit. On 3/25/14, Ms. Alvarez, the business owner, came in with plans for the façade but no permit. On 7/8/14, an incomplete permit application was submitted. The Code Enforcement Board gave until 8/14/15 to correct the violations. On 10/7/14 all the submissions for the permit were received and on 11/9/14, the permit was ready to issue. It was picked up on 11/12/14. Ms. Herstein added that she had been in contact with the business owner on a somewhat regular basis during the permit process and the property owner's attorney periodically after the initial hearing. The Respondent had a first compliance hearing and good service was also achieved for today's hearing. Staff would like to know why there was a three month lag time to submit the documents for the façade.

Javier Alvarez, spoke on his own behalf as the business owner. He explained that he had hired a contractor to do the façade but he was not aware a permit was required. He thought the contractor would take care of the permit but for two months he (the contractor) did nothing. He was not getting the notices, they were going to the property owner. He contacted the contractor who asked for an additional \$5,000 to do the paperwork. Mr. Alvarez attempted to file that himself but it was not allowed without a contractor's signature/license. He had no explainable reason for the delay. Ms. Herstein explained to the board that there were 143 days of non-compliance. Half of the fines were due to the paint violation which accrued as the City's process ran its course. If those fines were subtracted from the total, fines of \$6,675 would be left for the timeframe the building permit was not issued. Staff was agreeable to reducing the fine to \$3,975 which is the amount that accrued as the paperwork required to review the building permit was not supplied. She also requested reimbursement of the Administrative fees of \$299.07.

Mr. Bauknecht moved, seconded by Mr. Wynn that based on the testimony given and the evidence presented today regarding Nancy Tipton Bell at 2204 S. Atlantic Avenue, Case Number CDEF2013-121, Parcel Number 5315-02-03-0015, find that, while the property is compliant at this time, the Respondent did not comply with the Code Enforcement Board's Order of July 15, 2014, by the date specified in that Order. However, based on the following factors the cooperation exhibited by those involved for the property, and the appeal for the paint color, move to reduce the fines/lien to \$3,975 plus an Administrative Fee of \$299.07. This reduced fine shall be paid within 60 days from the date of this order or the fine shall revert to the original fine amount and shall be imposed as a lien.

Vote: Motion carried by unanimous roll call vote (summary: Yes = 7).

Yes: Donald Bauknecht, Eric Datz, Ike Ofer, Larry Kittinger, Larry Saffer, Lowell Wynn, Sally Dowling.

NEW BUSINESS

4. Initial Hearing

Case #: CDEF2014-103
Address: 2043 S. Atlantic Ave., Unit 127, Daytona Beach Shores, FL
Owner: Richard Pauk
Parcel ID #: 5316-30-00-1270

Violations: Code of Ordinances of the City of Daytona Beach Shores, Appendix "G" – *Land Development Code*, Chapter 5, Section 5-5.

- **The unit referenced above, in a building designed for short-term, transient occupancy is being occupied as though it were designed for multi-family residential occupancy without meeting the requirements for such**

Ms. Herstein asked that each document provided by the City be accepted into evidence. The Chairwoman accepted the documents into evidence. It was noted that staff found the LDC violation due to the fact that the unit is being occupied as a multi-family residence in a transient building. Ms. Herstein provided the following background information on the issue. *The City's Land Development Code (LDC) was established in 1990. In 1997, the Castaways switched from a hotel to a condominium form of ownership, but the building is still a hotel with a transient occupancy requirement because that is the way it was built. None of the changes were made to the building to make it suitable for long term residential occupancy. The Condo documents originally stated the units were for "transient, residential purposes". In 2001, the wording was changed by the board to "residential and/or transient purposes" without making any changes to the building. Florida Statutes defines a transient establishment as one with units rented at least three times in a calendar year for periods not longer than a month. The Florida Building Code defines "transient" as the occupancy of a dwelling or sleeping unit for not more than 30 days. The hotel stopped paying their Business Tax in 2012 and staff discovered they had also abandoned the operation of a front desk. In the 2012-13 Code Enforcement case against the Castaway Condominium Association, the code enforcement board found them in violation but they later came into compliance. The condo association argued that they did not have the authority to insure each unit was in compliance for short term use. The city agreed to cite individual owners to attempt to gain compliance. During the city staff's research, they found that owners had filed for homestead exemption on their property taxes. The city is not the entity that can grant or deny a homestead exemption, only the County Property Appraiser. However, when an owner files for this exemption, he has declared that he lives or intends to live there. When this is determined for a property with a short-term occupancy requirement, the city has the responsibility to intercede. A Notice of Violation was sent out on 12/30/14 and good service was achieved. Included with the violation, staff provided examples of how to gain compliance to the unit owner. Ms. Herstein showed records demonstrating that Unit 127 had been homesteaded since 2010. The Notice of Hearing was sent on 2/23/15 and good service was achieved. Staff requested the board find the Respondent in violation and allow 30 days (4/16/15) to gain compliance. In the event of non-compliance, a fine of \$150 per day would be appropriate. Ms. Herstein asked for reimbursement of the Administrative Fee of \$140.98.*

Richard Pauk responded on his own behalf. He admitted to receiving the notices but thought they would be dropped. He would like to hire an attorney and asked for a 90 day extension. Mr.

Bauknecht felt he could have obtained an attorney since the first notice he received. Mr. Pauk replied that he thought it was a joke. Mr. Wynn was in favor of allowing the 90 day continuance. Board Attorney Groot reminded the board that Mr. Pauk received the first mailing on January 3rd and it had been over 60 days. He is now asking to continue the hearing for another 90 days. After a brief discussion by the board, they agreed to a continuance of 30 days.

Mr. Bauknecht moved, seconded by Mr. Datz that Case #CDEF2014-103 be continued to the Code Enforcement Board meeting of April 21, 2015 or the next regularly scheduled meeting.

Vote: Motion passed (**summary:** Yes = 6, No = 1).

Yes: Donald Bauknecht, Eric Datz, Ike Ofer, Larry Kittinger, Larry Saffer, Sally Dowling.

No: Lowell Wynn.

5. Initial Hearing

Case #: CDEF2014-104
Address: 2043 S. Atlantic Ave., Unit 201, Daytona Beach Shores, FL
Owner: Thomas E. Marr
Parcel ID #: 5316-30-00-2010

Violations: Code of Ordinances of the City of Daytona Beach Shores, Appendix "G" – *Land Development Code*, Chapter 5, Section 5-5.

- **The unit referenced above, in a building designed for short-term, transient occupancy is being occupied as though it were designed for multi-family residential occupancy without meeting the requirements for such**

Mr. Marr was in the audience and he requested time to obtain legal counsel.

Mr. Ofer moved, seconded by Mr. Bauknecht that Case #CDEF2014-104 be continued to the Code Enforcement Board meeting of April 21, 2015 or the next regularly scheduled meeting.

Vote: Motion carried by unanimous roll call vote (**summary:** Yes = 7).

Yes: Donald Bauknecht, Eric Datz, Ike Ofer, Larry Kittinger, Larry Saffer, Lowell Wynn, Sally Dowling.

6. Initial Hearing

Case #: CDEF2014-105
Address: 2043 S. Atlantic Ave., Unit 203, Daytona Beach Shores, FL
Owner: Ted Coutchavlis
Parcel ID #: 5316-30-00-2030

Violations: Code of Ordinances of the City of Daytona Beach Shores, Appendix "G" – *Land Development Code*, Chapter 5, Section 5-5.

- **The unit referenced above, in a building designed for short-term, transient occupancy is being occupied as though it were designed for multi-family residential occupancy without meeting the requirements for such**

Ms. Herstein asked that each document provided by the City be accepted into evidence. The Chairwoman accepted the documents into evidence. The Chairwoman inquired if the Respondent was present and no one answered. Ms. Herstein provided the following background information on the issue. *The City's Land Development Code (LDC) was established in 1990. In 1997, the Castaways switched from a hotel to a condominium form of ownership, but the building is still a hotel with a transient occupancy requirement because that is the way it was built. None of the changes were made to the building to make it suitable for long term residential occupancy. The Condo documents originally stated the units were for "transient, residential purposes". In 2001, the wording was changed by the board to "residential and/or transient purposes" without making any changes to the building. Florida Statutes defines a transient establishment as one with units rented at least three times in a calendar year for periods not longer than a month. The Florida Building Code defines "transient" as the occupancy of a dwelling or sleeping unit for not more than 30 days. The hotel stopped paying their Business Tax in 2012 and staff discovered they had also abandoned the operation of a front desk. In the 2012-13 Code Enforcement case against the Castaway Condominium Association, the code enforcement board found them in violation but they later came into compliance. The condo association argued that they did not have the authority to insure each unit was in compliance for short term use. The city agreed to cite individual owners to attempt to gain compliance. During the city staff's research, they found that owners had filed for homestead exemption on their property taxes. The city is not the entity that can grant or deny a homestead exemption, only the County Property Appraiser. However, when an owner files for this exemption, he has declared that he lives or intends to live there. When this is determined for a property with a short-term occupancy requirement, the city has the responsibility to intercede. The Notice of Violation was mailed on 12/30/14 and received on 1/3/15. Included with the violation, staff provided examples of how to gain compliance to the unit owner. Ms. Herstein showed records demonstrating that Unit 203 had been homesteaded by this owner since 2011. One was a 2011 Affidavit of Continuous Marriage and Ownership as Entireties was shown stating that Ted Couthavlis resides at this unit and has continuously resided there since 1999. A Quit Claim Deed was also shown to the board noting the above address as his permanent residence. The Notice of Hearing was sent on 2/23/15 and good service was achieved. Staff requested the board find the Respondent in violation and allow 30 days (4/16/15) to gain compliance. In the event of non-compliance, a fine of \$150 per day would be appropriate. Ms. Herstein asked for reimbursement of the Administrative Fee of \$140.98.*

Mr. Datz moved, seconded by Mr. Saffer that based on the testimony given and the evidence presented today regarding Ted Couthavlis at 2043 S. Atlantic Avenue Unit 203, Case Number CDEF2014-105, Parcel Number 5316-30-00-2030 to find the property in violation of Land Development Code Chapter 5, Section 5-5, and that the Respondent be Ordered to correct the violation on or before April 16, 2015, and pay an Administrative Fee of \$140.98. In the event the Respondent does not comply with the Order, a fine of \$150 will be imposed for each and every day the violation continues past the aforesated date and additional Administrative Fees may be approved by the Board at subsequent hearings and imposed. The Respondent is further ordered to secure all required permits before beginning correction of said violation and to contact the City of Daytona Beach Shores Code Enforcement Office to report and verify compliance with this Order. Any future reoccurrence of this Code violation by Respondent will be treated as a Repeat Violation for which a fine of up to \$500.00 per day may be imposed.

Vote: Motion carried by unanimous roll call vote (**summary:** Yes = 7).

Yes: Donald Bauknecht, Eric Datz, Ike Ofer, Larry Kittinger, Larry Saffer, Lowell Wynn, Sally Dowling.

7. Initial Hearing

Case #: CDEF2014-106
Address: 2043 S. Atlantic Ave., Unit 415, Daytona Beach Shores, FL
Owner: Barry W. Barks
Parcel ID #: 5316-30-00-4150

Violations: Code of Ordinances of the City of Daytona Beach Shores, Appendix “G” – *Land Development Code*, Chapter 5, Section 5-5.

- **The unit referenced above, in a building designed for short-term, transient occupancy is being occupied as though it were designed for multi-family residential occupancy without meeting the requirements for such**

Mr. Barks was in the audience and he requested time to obtain legal counsel.

Mr. Bauknecht moved, seconded by Mr. Ofer that Case #CDEF2014-106 be continued to the Code Enforcement Board meeting of April 21, 2015 or the next regularly scheduled meeting.

Vote: Motion carried by unanimous roll call vote (**summary:** Yes = 7).

Yes: Donald Bauknecht, Eric Datz, Ike Ofer, Larry Kittinger, Larry Saffer, Lowell Wynn, Sally Dowling.

8. Initial Hearing

Case #: CDEF2014-107
Address: 2043 S. Atlantic Ave., Unit 417, Daytona Beach Shores, FL
Owner: Janet J. Erb
Parcel ID #: 5316-30-00-4170

Violations: Code of Ordinances of the City of Daytona Beach Shores, Appendix “G” – *Land Development Code*, Chapter 5, Section 5-5.

- **The unit referenced above, in a building designed for short-term, transient occupancy is being occupied as though it were designed for multi-family residential occupancy without meeting the requirements for such**

Ms. Herstein asked that each document provided by the City be accepted into evidence. The Chairwoman accepted the documents into evidence. The Chairwoman inquired if the Respondent was present and no one answered. Ms. Herstein provided the following background information on the issue. *The City’s Land Development Code (LDC) was established in 1990. In 1997, the Castaways switched from a hotel to a condominium form of ownership, but the building is still a hotel with a transient occupancy requirement because that is the way it was built. None of the changes were made to the building to make it suitable for long term residential occupancy. The Condo documents originally stated the units were for “transient, residential purposes”. In 2001, the wording was changed by the board to “residential and/or transient purposes” without making*

any changes to the building. Florida Statutes defines a transient establishment as one with units rented at least three times in a calendar year for periods not longer than a month. The Florida Building Code defines “transient” as the occupancy of a dwelling or sleeping unit for not more than 30 days. The hotel stopped paying their Business Tax in 2012 and staff discovered they had also abandoned the operation of a front desk. In the 2012-13 Code Enforcement case against the Castaway Condominium Association, the code enforcement board found them in violation but they later came into compliance. The condo association argued that they did not have the authority to insure each unit was in compliance for short term use. The city agreed to cite individual owners to attempt to gain compliance. During the city staff’s research, they found that owners had filed for homestead exemption on their property taxes. The city is not the entity that can grant or deny a homestead exemption, only the County Property Appraiser. However, when an owner files for this exemption, he has declared that he lives or intends to live there. When this is determined for a property with a short-term occupancy requirement, the city has the responsibility to intercede. The Notice of Violation was mailed on 12/30/14 and received on 1/3/15. Included with the violation, staff provided examples of how to gain compliance to the unit owner. Ms. Herstein showed records demonstrating that Unit 417 had been homesteaded by this owner since 2001 and a Claim of Lien listing Janet J. Erb’s address as the above unit’s address. There has been no contact by the Respondent for this case. The Notice of Hearing was sent on 2/23/15 and good service was achieved. Staff requested the board find the Respondent in violation and allow 30 days (4/16/15) to gain compliance. In the event of non-compliance, a fine of \$150 per day would be appropriate. Ms. Herstein asked for reimbursement of the Administrative Fee of \$140.98.

Mr. Saffer moved, seconded by Mr. Kittinger that based on the testimony given and the evidence presented today regarding Janet Erb at 2043 S. Atlantic Avenue Unit 417, Case Number CDEF2014-107, Parcel Number 5316-30-00-4170, to find the property in violation of Land Development Code Chapter 5, Section 5-5, and that the Respondent be Ordered to correct the violation on or before April 16, 2015 and pay an Administrative Fee of \$140.98. In the event the Respondent does not comply with the Order, a fine of \$150 will be imposed for each and every day the violation continues past the aforesated date and additional Administrative Fees may be approved by the Board at subsequent hearings and imposed. The Respondent is further ordered to secure all required permits before beginning correction of said violation and to contact the City of Daytona Beach Shores Code Enforcement Office to report and verify compliance with this Order. Any future reoccurrence of this Code violation by Respondent will be treated as a Repeat Violation for which a fine of up to \$500.00 per day may be imposed.

Vote: Motion carried by unanimous roll call vote (**summary:** Yes = 7).

Yes: Donald Bauknecht, Eric Datz, Ike Ofer, Larry Kittinger, Larry Saffer, Lowell Wynn, Sally Dowling.

REMARKS OF STAFF

9. Annual CEB Statistics Ms. Herstein reviewed the statistics noting that they were fairly consistent with past years. One question about the increase in complaints since 2012 was tabled for Ms. Herstein to research and provide more information at the next meeting.
10. Question directed to the Board about the value of continuing to include black and white pictures or leaving them out of the notebooks sent out before each meeting

Ms. Herstein asked the board members if the pictures were helpful. She explained that the color photos would continue to be shown during the meeting. Mr. Ofer and Mr. Kittinger stated they liked having the black and white photos as part of the agenda book.

11. The next CEB meeting will take place on Tuesday, April 21, 2015, at 1:00 P.M.

REMARKS OF BOARD MEMBERS: None.

ADJOURNMENT: The meeting ended at 2:18 pm.

Attest:

Cheri Schwab, Recording Secretary

Sally Dowling, Board Chairwoman