



MEMORANDUM

TOWN OF PONCE INLET – PLANNING & DEVELOPMENT DEPARTMENT

THE TOWN OF PONCE INLET STAFF SHALL BE PROFESSIONAL, CARING, AND FAIR IN DELIVERING COMMUNITY EXCELLENCE WHILE ENSURING PONCE INLET CITIZENS OBTAIN THE GREATEST VALUE FOR THEIR TAX DOLLAR.

TO: Code Enforcement Board
THROUGH: Drew Smith, Town Attorney
FROM: David Hooker, Code Enforcement Officer
DATE: January 6, 2017
DATE OF MEETING: January 23, 2017

Case Number: 46271
Address: 1 Kelly Bea Court
Owner: Paul & Amy Huovinen

Alleged Violation:

Construction work without permits or inspection approvals.

Florida Building Code
Section 105.1 - Required

Brief History:

Property owner applied for a permit to extend fence. During the review processes it was noticed that the work describe was not allowed by code. Attempts to reach owners were unsuccessful and work was completed without permits or inspection approvals.

At the July 25, 2016 hearing, this Board heard testimony from the owner as well as staff. It was this Boards desire to bring this case back to the Board at the next schedule hearing with the hopes that this case would be resolved.

September 26, 2016 hearing, Staff advised this Board that the property was still in non-compliance and it was ordered that the ownership be found in violation and set a time frame for compliance

Recommendation:

The property to be found in non-compliance and assess fine in accordance with Florida statutes Chapter 162.09.

BEFORE THE CODE ENFORCEMENT BOARD
OF THE TOWN OF PONCE INLET, FLORIDA

TOWN OF PONCE INLET, FLORIDA,
A municipal corporation,

Petitioner,

vs.

CASE NO.: 46271

PAUL HUOVINEN and
AMY HUOVINEN,

Respondents/Owners.

FINDINGS OF FACT, CONCLUSION OF LAW, AND ORDER

This cause was heard on the 26th day of September, 2016 by the Code Enforcement Board of the Town of Ponce Inlet after due notice to Respondents and a public hearing, and the Code Enforcement Board, having heard testimony and argument thereon, and being otherwise duly advised in the premises, makes the following FINDINGS OF FACT:

1. The property which is the subject of this code enforcement action is located at 1 Kelly Bea Court, Ponce Inlet, Florida, with Volusia County Tax Parcel ID# 6430-16-00-0140, and is more particularly described as:

LOT 14 SEA DUNES SUB MB 40 PG 126 PER OR 3937 PG
1698 PER OR 6652 PGS 1580-1582 INC PER OR 7222 PG 2273
PER OR 7222 PGS 2297-2298

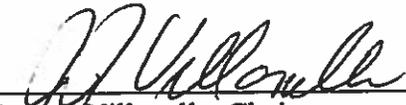
2. On June 16, 2106, the Code Enforcement Officer served Respondents with a Notice of Violation citing the Respondents with a violation of Section 105.1 of the Florida Building Code for erection of a fence without proper permits.
3. The Code Enforcement Officer properly served Respondent with a Notice of Hearing.
4. Respondents erected a fence on the subject property without proper permits.

BASED ON THE FOREGOING IT IS ORDERED AND ADJUDGED that:

5. Respondents are violation of Section 105.1 of the Florida Building Code.
6. Respondents shall cure the violation on or before October 21, 2016.

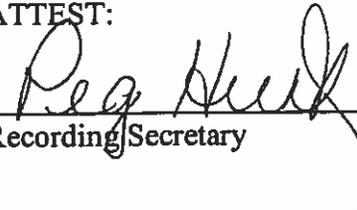
7. If Respondents fail to cure the violation within the time allowed herein, the Code Enforcement Board shall consider imposition of fines of up to \$250.00 per day for each day the violation continues.

ORDERED at Ponce Inlet, Volusia County, Florida on this 26 day of September, 2016.



Joseph Villanella, Chairperson
Code Enforcement Board

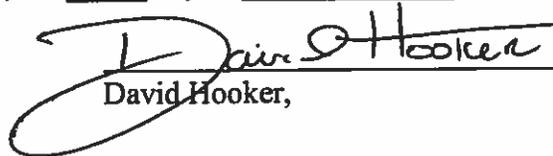
ATTEST:



Recording Secretary

CERTIFICATE OF SERVICE

I HEREBY CERTIFY that a true and correct copy of the foregoing has been served upon the Respondent by U.S. Mail, First Class, the 24 day of OCTOBER 2016.



David Hooker,