

# City of Edgewater

## Special Magistrate

City of Edgewater,

REF COV NO. (s) COV00154

VS.

Jeffrey Councill,  
Defendant.

### NOTICE OF HEARING BEFORE SPECIAL MAGISTRATE

To: **Brett Hichak**

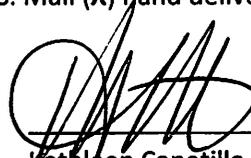
There will be a hearing before the Special Magistrate on March 13, 2026, at 2:00 pm in Council Chambers located at 104 N Riverside Dr., Edgewater, FL 32132 on the following issues 5-15 Animal Services – Animals Under Restraint.

The City of Edgewater's Animal Control Officer is requesting your attendance as a witness to a citation that was issued on 2/2/2026 at Menard May Park.

If the matter is resolved, the requesting party shall contact the Administrative Assistant at 386-424-2400 x 2215 to cancel the hearing.

### CERTIFICATE OF SERVICE

I certify that a copy of this document was furnished by  Certified U.S. Mail  hand delivery or ( ) facsimile to [include all parties and affected non-parties] on February 6, 2026.



Kathleen Capetillo

Administrative Assistant

Code Enforcement, City of Edgewater

### Party Requesting Hearing:

Name: \_\_\_\_\_

Address: \_\_\_\_\_

City, State, Zip: \_\_\_\_\_

Telephone No.: \_\_\_\_\_

Date of Birth: \_\_\_\_\_

Driver License #: \_\_\_\_\_

### City of Edgewater Animal Control Officer

Name: Denis O'Dell

Address: P.O. Box 100

City, State, Zip: Edgewater, FL 32132

Telephone No.: 386-424-2400

**City of Edgewater**  
**Code Enforcement Division**  
PO Box 100  
Edgewater, FL 32132- 0100

**CERTIFIED MAIL®**



9589 0710 5270 0402 0449 51

**Brett Hickak**  
**808 Masthead Ln.**  
**Edgewater, FL 32141**

City of Edgewater  
Special Magistrate

City of Edgewater,

VS.

REF COV NO. (s) COV00154

Jeffrey Counsell  
Defendant.

**NOTICE OF HEARING BEFORE SPECIAL MAGISTRATE**

To: Jeffrey Counsell  
6536 Pathelen Dr.  
Port Orange, FL 32127

There will be a hearing before the Special Magistrate on March 12, 2026, at 2:00 pm in Council Chambers located at 104 N. Riverside Dr., Edgewater, FL 32132 on the following issues: 5-15 Animal Services - Animals under restraint.

Failure to appear at the hearing will indicate that you have waived your right to contest the violation and an order may be entered against you for the maximum application penalties that include but not limited to administrative costs and fines.

If the matter is resolved, the requesting party shall contact the Code Enforcement Administrative Assistant at 386.424.2400 x 2215 to cancel the hearing.

**CERTIFICATE OF SERVICE**

I certify that a copy of this document was furnished by ( ) U.S. mail ( ) hand deliver or ( ) email to [include all parties and affected non-parties] on February 6, 2026



Kathleen Capetillo, Administrative Assistant  
City of Edgewater

**Party Requesting Hearing:**  
Name Jeffrey Counsell  
Address: 6536 Pathelen Dr.  
City, State, Zip: Port Orange, FL 32127  
Telephone No.: 386-451-0154  
Date of Birth: 9-22-1962  
Driver License No.: C524434623420

**City of Edgewater:**  
Name: Denis ODell  
Address: P.O. Box 100  
City, State, Zip: Edgewater, FL 32132  
Telephone No.: 386.424.2400

Picked up  
date/time: 2-6-26 8:46 AM  
signature: [Handwritten Signature]

CITY OF EDGEWATER

Citation(s) CO100154

VS.

Jeffrey Counsell  
Defendant

### REQUEST FOR HEARING DATE

I wish to request a hearing date to contest the above-reference citation(s). I understand that if I fail to appear at the hearing to contest the citation(s), I shall be deemed to have waived my right to contest the citation(s), and in such case, orders may be entered against me for an amount up to the maximum penalty.

[Signature]  
Signature

2-5-26  
Date

Your case will be set for hearing and a notice will be mailed to you at the address reflected on your citation unless an address update is included in this form

**Defendant Information:**

My current mailing address is: (please type or print clearly)

6536 Pathem Dr  
Address

Port Orange FL 32127  
City, State, & Zip Code

386-451-0154  
Phone Number

jeff.counsell@AOL.com  
Email Address

FOR OFFICE USE ONLY

Accepted By \_\_\_\_\_

Date \_\_\_\_\_

**Hearing Date Scheduled**

- PD: Records (Report, CAD Notes, Pictures, BWC) & Email Code Enforcement the Records and Request
- Code: Email Officer & Defendant to Schedule Hearing. Email Finance to hold citation.



### VIOLATOR INSTRUCTIONS

YOU MUST ELECT ONE OF THE FOLLOWING OPTIONS WITHIN 15 DAYS OF THE DATE OF THIS CITATION:

## LOCAL ORDINANCE

PAYMENT MUST BE MADE BY MAIL OR IN PERSON TO THE CITY OF EDGEWATER - 104 NORTH RIVERSIDE DRIVE EDGEWATER, FL 32132 BETWEEN THE HOURS OF 8:00 A.M. AND 4:30 P.M., MON-FRI. NOTE: YOU MUST ENCLOSE THIS CITATION IF YOU PAY BY MAIL. PHONE PAYMENT - CALL (386)427-3279 AND FOLLOW THE PROMPTS.

|  |   |  |                               |
|--|---|--|-------------------------------|
| AGENCY CASE #  | CITATION #<br><b>COV00154</b>                                   | DATE<br>02/02/2026                     | TIME<br>3:46 PM               |
| AGENCY NAME<br>EDGEWATER POLICE DEPARTMENT   |   | TYPE OF DEPARTMENT<br>4-OTHER          |                               |
| COUNTY OF CITATION<br>VOLUSIA  |   | PLACE OR CITY OF CITATION<br>EDGEWATER |                               |
| <b>VIOLATOR INFORMATION</b>  |   |  |                               |
| CHECK IF OWNER IS BUSINESS OR THE GOVERNMENT <input type="checkbox"/>  |   | BUSINESS NAME                          |                               |
| FIRST<br><b>JEFFREY</b>  | MIDDLE<br><b>O</b>  | LAST<br><b>COUNCELL</b>                | SUFFIX                        |
| STREET<br>6636 PATHEON DR  |   | CITY<br>PORT ORANGE                    | STATE<br>FL                   |
| DL/ID #<br>C524434623420   |   | BIRTH DATE<br>09/22/1962               | ZIP<br>32127                  |
| RACE<br>O  | GENDER<br>M   | TELEPHONE<br>(386) 451-0154            |                               |
| YR VEHICLE   | TAG #   | TRAILER TAG #                          | TAG EXP DATE                  |
| COLOR  | STYLE   | MAKE                                   | MODEL                         |
| V.I.N. OR MOTOR #  |   |  |                               |
|  |   |  |                               |
| <b>ROADWAY INFORMATION</b>   |   |  |                               |
| BUSINESS NAME  |   |  |                               |
| ADDRESS #<br>413   | OCCURRED ON STREET, ROAD, HIGHWAY<br>SOUTH RIVERSIDE DRIVE      |  |                               |
| FEET   | MILES   | DIRECTION                              | AT/FROM STREET, ROAD, HIGHWAY |
| LATITUDE   |   | LONGITUDE                              | ZONE                          |
| <b>VIOLATION</b>   |   |  |                               |
| 5-15   | CHARGE DESCRIPTION<br>ANIMAL SERVICES - ANIMALS UNDER RESTRAINT |  |                               |
| OTHER VIOLATION COMMENTS<br>DOG WAS LOOSE IN PARK OWNER DID NOT HAVE CONTROL OF ANIMAL AND IT WENT AFTER ANOTHER ANIMAL. |   |  |                               |
| <b>PAYMENT INFORMATION</b>   |   |  |                               |
| NAME<br>CITY OF EDGEWATER  |   |  |                               |
| ADDRESS<br>104 NORTH RIVERSIDE DRIVE   |   |  |                               |
| CITY<br>EDGEWATER  | ZIP<br>32132  | PHONE #<br>(386) 427-3279              |                               |
| EMAIL ADDRESS  |   | WEB SITE PAGE                          |                               |
| IF PAID WITHIN 15 DAYS   | IF PAID AFTER 15 DAYS   | FINE \$75.00                           | FINE \$90.00                  |
| FILING FEE   |   |  |                               |
| <b>COURT INFORMATION (if applicable)</b>   |   |  |                               |
| COURT DATE   | COURT TIME  | COURTROOM # / OTHER DETAIL             |                               |

IF YOU WISH TO CONTEST THE VIOLATION, YOU MUST GO IN PERSON TO THE DEPARTMENT WHO ISSUED THE CITATION AND COMPLETE A REQUEST FOR HEARING FORM.

EDGEWATER POLICE DEPARTMENT - 135 EAST PARK AVENUE EDGEWATER, FLORIDA 32132  
CODE ENFORCEMENT/ANIMAL CONTROL - 1605 S. RIDGEWOOD AVENUE EDGEWATER, FLORIDA 32132

IF THE VIOLATION IS PROVEN, A PENALTY NOT TO EXCEED \$500 PER VIOLATION MAY BE IMPOSED.

IF YOU FAIL TO PAY THE CIVIL PENALTY WITHIN THE TIME ALLOWED OR FAIL TO APPEAR AT THE HEARING TO CONTEST THE CITATION, YOU SHALL BE DEEMED TO HAVE WAIVED YOUR RIGHT TO CONTEST THE CITATION. IN SUCH CASE, JUDGEMENT MAY BE ENTERED AGAINST YOU FOR AN AMOUNT UP TO THE MAXIMUM PENALTY.

HEARING ACTION: DATE \_\_\_\_\_ PLACE: \_\_\_\_\_

#### VERDICT:

- GUILTY
- NOT GUILTY
- DISMISSED
- NOLLE PROSEQUI
- OTHER \_\_\_\_\_

#### DEFENDANT'S PLEA:

- GUILTY
- NOT GUILTY
- NOLO CONTENDRE

|                          |                   |               |                    |
|--------------------------|-------------------|---------------|--------------------|
| <b>REPORTING OFFICER</b> |                   |               |                    |
| OFFICER SIGNATURE        | BADGE #<br>EF2400 | D #<br>EF2400 | TROOP UNIT<br>2400 |
| RANK<br>ANIMAL CONTROL   | FIRST<br>DENIS    | MIDDLE        | LAST<br>ODELL      |

VIOLATOR SIGNATURE: \_\_\_\_\_

# Incident Detail Report

Data Source: Data Warehouse  
 Incident Status: Closed  
 Incident number: 260331587  
 Case Numbers:  
 Incident Date: 2/2/2026 15:29:07  
 Report Generated: 2/5/2026 09:45:00

**Incident Information**

|                         |                  |                               |                       |
|-------------------------|------------------|-------------------------------|-----------------------|
| <b>Incident Type:</b>   | One Patrol       | <b>Alarm Level:</b>           |                       |
| <b>Priority:</b>        | 5                | <b>Problem:</b>               | Animal Complaint      |
| <b>Determinant:</b>     |                  | <b>Agency:</b>                | LAW                   |
| <b>Base Response#:</b>  | 02022026-0002555 | <b>Jurisdiction:</b>          | Edgewater Police Dept |
| <b>Confirmation#:</b>   |                  | <b>Division:</b>              | Edgewater Zone 01     |
| <b>Taken By:</b>        | Crump, Lachelle  | <b>Battalion:</b>             | EW01E - 1 PATROL      |
| <b>Response Area:</b>   | EW01E            | <b>Response Plan:</b>         |                       |
| <b>Disposition:</b>     | No Report        | <b>Command Ch:</b>            |                       |
| <b>Cancel Reason:</b>   |                  | <b>Primary TAC:</b>           |                       |
| <b>Incident Status:</b> | Closed           | <b>Secondary TAC:</b>         |                       |
| <b>Certification:</b>   |                  | <b>Delay Reason (if any):</b> |                       |
| <b>Longitude:</b>       | 80902025         | <b>Latitude:</b>              | 28989285              |

**Incident Location**

|                          |                    |                       |                        |
|--------------------------|--------------------|-----------------------|------------------------|
| <b>Location Name:</b>    | MENARD MAY PARK    | <b>County:</b>        | VOLUSIA                |
| <b>Address:</b>          | 413 S RIVERSIDE DR | <b>Location Type:</b> | Business               |
| <b>Apartment:</b>        |                    | <b>Cross Street:</b>  | MERRIMAC ST/E OCEAN AV |
| <b>Building:</b>         |                    | <b>Map Reference:</b> |                        |
| <b>City, State, Zip:</b> | EDGEWATER FL 32132 |                       |                        |

**Supplemental Information - Vehicle**

**VEHICLE 1**

|                         |             |              |        |
|-------------------------|-------------|--------------|--------|
| <b>Color1:</b>          | WHI         | <b>Make:</b> | Hummer |
| <b>Characteristics:</b> | OLDER MODEL |              |        |

**Call Receipt**

|                                 |                          |                               |                |
|---------------------------------|--------------------------|-------------------------------|----------------|
| <b>Caller Name:</b>             | BRETT HICHAK             | <b>Call Back Phone:</b>       | (386) 895-1211 |
| <b>Method Received:</b>         | PHASE 2                  | <b>Caller Location:</b>       |                |
| <b>Caller Type:</b>             |                          | <b>Caller Location Phone:</b> |                |
| <b>Caller Address:</b>          | 413 - 413 S RIVERSIDE DR | <b>Caller Apartment:</b>      |                |
| <b>Caller Building:</b>         |                          | <b>Caller County:</b>         |                |
| <b>Caller City, State, Zip:</b> |                          |                               |                |

**Time Stamps**

| Description          | Date     | Time     | User            | Elapsed Times Description   | Time       |
|----------------------|----------|----------|-----------------|-----------------------------|------------|
| Phone Pickup         | 2/2/2026 | 15:28:39 |                 |                             |            |
| 1st Key Stroke       | 2/2/2026 | 15:28:40 |                 | Received to In Queue        | 00:00:29   |
| In Waiting Queue     | 2/2/2026 | 15:29:08 |                 | Call Taking                 | 00:04:54   |
| Call Taking Complete | 2/2/2026 | 15:34:01 | Crump, Lachelle | In Queue to 1st Assign      | 00:05:16.2 |
| 1st Unit Assigned    | 2/2/2026 | 15:34:24 |                 | Call Received to 1st Assign | 00:05:44.7 |
| 1st Unit Enroute     | 2/2/2026 | 15:34:24 |                 | Assigned to 1st Enroute     | 00:00:00.0 |
| 1st Unit Arrived     | 2/2/2026 | 15:42:42 |                 | Enroute to 1st Arrived      | 00:08:17.7 |
| Closed               | 2/2/2026 | 16:07:24 | Mobile1         | Incident Duration           | 00:38:45   |

**Resources Assigned**

| Unit | Primary Flag | Assigned | Disposition | Enroute  | Staged | Arrived  | At Patient | Delay | Avall | Complete | Odm. Enroute | Odm. Arrived | Cancel Reason |
|------|--------------|----------|-------------|----------|--------|----------|------------|-------|-------|----------|--------------|--------------|---------------|
| 6X91 | Y            | 15:34:24 | No Report   | 15:34:24 |        | 16:04:29 |            |       |       | 16:07:24 |              |              |               |
| 6M14 | N            | 15:41:27 | No Report   | 15:41:27 |        | 15:42:42 |            |       |       | 15:51:09 |              |              |               |
| 6D40 | N            | 15:41:42 | No Report   | 15:41:42 |        | 15:42:52 |            |       |       | 15:51:12 |              |              |               |

**Personnel Assigned**

| Unit | Name                   |
|------|------------------------|
| 6X91 | Denis Odell (dodell)   |
| 6M14 | Tristan Ingram (EP657) |
| 6D40 | Anthony Binz (EP625)   |

**Caution Notes**

No Caution Notes found

**Permits**

No Permit Information

**Pre-Scheduled Information**

No Pre-Scheduled Information

**Transports**

No Transports Information

**Transport Legs**

No Transports Information

| Comments Date | Time     | User           | Type     | Conf. | Comments  |
|---------------|----------|----------------|----------|-------|---|
| 2/2/2026      | 15:29:28 | 9266           | Response |       | [1] DOG ATTACKED RP'S DOG, THE DOG WAS OFF LEASH AND ADV THIS IS AN ONGOING ISSUE   |
| 2/2/2026      | 15:29:45 | 9266           | Response |       | [2] RP OUT OF BREATH TRYING TO BREAK IT UP AND ALSO DREW HIS FIREARM, BUT IT WAS NEVER FIRED  |
| 2/2/2026      | 15:31:19 | 9266           | Response |       | [3] MALE HAS A MED TO LARGE SIZED LI BRO/BLK/WHI DOG; RP HAS A BRINDLE PITBULL  |
| 2/2/2026      | 15:31:36 | 9266           | Response |       | [4] Protocol Q&A • Question: What is the nature of the complaint? • Answer: Animal Complaint  |
| 2/2/2026      | 15:31:37 | 9266           | Response |       | [5] Protocol Q&A • Question: Is the animal aggressive? • Answer: Yes  |
| 2/2/2026      | 15:31:48 | 9266           | Response |       | [6] Protocol Q&A • Question: Is the animal aggressive? • Answer: Unknown  |
| 2/2/2026      | 15:31:49 | 9266           | Response |       | [7] Protocol Q&A • Question: Is the animal contained? • Answer: YES   |
| 2/2/2026      | 15:31:49 | 9266           | Response |       | [8] Card 'Animal Calls' was terminated • Question: Is the animal contained? • Answer: YES   |
| 2/2/2026      | 15:31:51 | 9266           | Response |       | [9] Protocol Q&A • Question: What type of animal bit the patient? • Answer: Domestic Pet  |
| 2/2/2026      | 15:32:46 | 9266           | Response |       | [10] Protocol Q&A • Question: Number and description of the animals involved • Answer: MED TO LARGE SIZED LI BRO/BLK/WHI DOG ATTACKED RP'S BRINDLE PITBULL  |
| 2/2/2026      | 15:32:48 | 9266           | Response |       | [11] Protocol Q&A • Question: Is this an ongoing issue? • Answer: Yes   |
| 2/2/2026      | 15:33:19 | 9266           | Response |       | [12] RP BELIEVES THE OTHER MALE AND DOG LIVE OUT OF HIS VEHICLE AT THIS PARK  |
| 2/2/2026      | 15:34:00 | 9266           | Response |       | [13] [Vehicle Added] ID: 1201261, Color 1: WHI, Make: Hummer, Characteristics: OLDER MODEL  |
| 2/2/2026      | 15:34:17 | 4021           | Response |       | [14] 6d40   |
| 2/2/2026      | 15:34:24 | 4021           | Response |       | [15] Unit 6X91: Dispatched  |
| 2/2/2026      | 15:34:24 | 4021           | Response |       | [16] Unit 6X91: Enroute   |
| 2/2/2026      | 15:41:27 | 4021           | Response |       | [19] Backed up 6x91 with 6M14   |
| 2/2/2026      | 15:41:27 | 4021           | Response |       | [17] Unit 6M14: Dispatched  |
| 2/2/2026      | 15:41:27 | 4021           | Response |       | [18] Unit 6M14: Enroute   |
| 2/2/2026      | 15:41:43 | 6D40           | Response |       | [20] Unit 6D40: Dispatched  |
| 2/2/2026      | 15:41:43 | 6D40           | Response |       | [21] Unit 6D40: Enroute   |
| 2/2/2026      | 15:42:42 | 6M14           | Response |       | [22] Unit 6M14: On Scene  |
| 2/2/2026      | 15:42:52 | 6D40           | Response |       | [23] Unit 6D40: On Scene  |
| 2/2/2026      | 15:51:05 | Tristan Ingram | Response |       | [24] 6M14 - NOTHING CRIMINAL ON LEO SIDE  |
| 2/2/2026      | 15:51:09 | 6M14           | Response |       | [25] Unit 6M14: Available   |
| 2/2/2026      | 15:51:12 | 6D40           | Response |       | [26] Unit 6D40: Available   |
| 2/2/2026      | 16:04:30 | 6X91           | Response |       | [27] Unit 6X91: On Scene  |
| 2/2/2026      | 16:07:14 | Denis Odell    | Response |       | [28] 6X91 - issued citation for city ordinance violation 5-15 animal under restraint. owner Jeffrey Council did not have control of his animal when it went after another dog that was on a leash. no injuries to animals observed. |
| 2/2/2026      | 16:07:26 | 6X91           | Response |       | [29] Unit 6X91: Available   |
| 2/2/2026      | 17:05:04 | 9792           | Response |       | [30] Incident linked to [LAW] [260331748]   |
| 2/2/2026      | 17:07:34 | 4021           | Response |       | [31] 6d40 [Shared 2, 260331748 - 83 - 413 S RIVERSIDE DR]   |
| 2/2/2026      | 17:08:14 | 4021           | Response |       | [32] Unit 6D40: Dispatched [Shared 2, 260331748 - 83 - 413 S RIVERSIDE DR]  |
| 2/2/2026      | 17:08:14 | 4021           | Response |       | [33] Unit 6D40: Enroute [Shared 2, 260331748 - 83 - 413 S RIVERSIDE DR]   |
| 2/2/2026      | 17:09:24 | Anthony Blinz  | Response |       | [34] [LAW] has closed their incident [260331748]  |
| 2/2/2026      | 17:09:25 | 6D40           | Response |       | [36] Unit 6D40: Available [Shared 2, 260331748 - 83 - 413 S RIVERSIDE DR]   |
| 2/2/2026      | 17:09:25 | Anthony Blinz  | Response |       | [35] 6D40 - rp will cb tomorrow [Shared 2, 260331748 - 83 - 413 S RIVERSIDE DR]   |