

CASE SUMMARY
2025-CE-00122502
Repeat Violation
Citation# 0537
Hearing Date: August 14, 2025
Code Officer: R. Hazelwood

DESCRIPTION:

Thomas Wrightsman and Leshner Laura P is the owners of the property located at 3404 India Palm Dr, in Edgewater, Florida. It has been found in violation of Section 10-402 (Alternate Method of Enforcement) of the City of Edgewater's Code of Ordinances.

BACKGROUND:

On July 15, 2025 while on patrol I observed the grass/weeds in excess of 12" at the listed location of 3404 India Palm Dr.

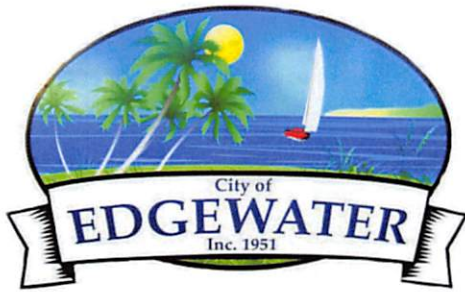
A system check revealed the property was cited for a property maintenance violation on 3-27-25 with an abatement issued. Citation# 0537 Notice of Hearing was subsequently issued. It was posted to the property, sent certified mail to the owner and posted at City Hall.

Additionally, a Property Maintenance Violation abatement was subsequently issued.

All notices and provisions of Chapter 10 Article XXVIII have been complied with.

STAFF RECOMMENDATION:

Staff recommends the Special Magistrate find Thomas Wrightsman and Leshner Laura P, in violation of Section 10-402 (Alternate Method of Enforcement) of the Code of Ordinances and assess the repeat citation fine of \$150.00.



Lawn Mowing/Maintenance Fees
COST RECOVERY SHEET

ADDRESS OF CODE VIOLATION 3404 India Palm Dr.
CODE CASE NUMBER 25-122502
DATE WORK COMPLETED 7/30/2025
WORK COMPLETED BY Gomez Lawn Service

Maintenance Resources	Invoice Number	Amount
Gomez Lawn Service	8255	\$ 200.00
City of Edgewater Admin Fee		\$ 30.00
		TOTAL \$ 230.00

Notes
LAWN MOWED BY GOMEZ LAWN SERVICE


Department Signature

7-30-25
Date

Code Enforcement Division

07/30/2025

Invoice No. 8255

To

City of Edgewater
Edgewater, FL 32132

Ship To

Same as recipient

Instructions

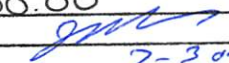
Quantity	Description	Unit Price	Total
1	3404 India Palm Dr 25-122502		200.00
Subtotal			\$200.00
Sales Tax			N/A
Shipping & Handling			0
Total Due			\$200.00

THANK YOU FOR SUPPORTING OUR SMALL BUSINESS!

Gomez Lawn Service

386-747-1786
Javigomez67@aol.com

709 N. Garfield Ave
Deland FL 32724

CODE/ACO
PO/BPO/FPO # 711943
Line # 60122305223410
Amount \$ 200.00
Signature 
Date 7-30-25



CITATION #

City of Edgewater Code Enforcement Division
PO BOX 100
1605 S. Ridgewood Ave., Edgewater, FL 32132
(386) 424-2400

codeenforcement@cityofedgewater.org

Date: Time: Case#

Name:

Address:

Date/Time violation first observed:

Violation(s) of the Land Development Code/ Code of Ordinances;

- | | |
|--------|-------------|
| 1. Sec | Description |
| 2. Sec | Description |
| 3. Sec | Description |

Civil fine (violation 1) \$

Civil fine (violation 2) \$

Civil fine (violation 3) \$

Nature of the Violation(s)

The violation(s) may be corrected in the following manner:

Signature of owner/tenant:

Signature is not an admission of guilt.

Willful refusal to accept and sign this citation is a second-degree misdemeanor. FS162.21(6) 775.082, 775.083

Method of notice: Certified & Posted

The Code Enforcement Hearing has been scheduled for:

Date: Time:

**City of Edgewater City Hall Chambers
104 N Riverside Dr., Edgewater, FL 32132**

UPON RECEIPT OF THIS CITATION, YOU MAY ELECT TO:

1. Correct the violation and pay the civil fine(s); or
2. Contest the violation(s) at the scheduled hearing reference on the date provided.

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 applicable penalties that include but are not limited to fines, administrative costs, daily fines and liens. Daily Fines may be liened up to \$500 per day in accordance with section 10-348.

This citation is issued pursuant to Ordinance Sec. 10-344. It is your responsibility to contact the Code Enforcement Officer issuing this citation at (386) 424-2400 Ext. 2210 once the violation has been corrected. The violation will be deemed to be in existence until the Code Enforcement Officer determines that the violation has been corrected. Failure to pay the fine, the violation will be heard before the special magistrate and the date, time, and place that said hearing will be conducted.

The fine(s) may be paid in person at Edgewater City Hall, 104 N. Riverside Dr. or by mail to:

City of Edgewater
Po Box 100 Edgewater, FL 32132

Code Enforcement Officer:



Nuisance Abatement NOTICE OF VIOLATION

Code Enforcement Division

1605 South Ridgewood Ave
Edgewater, Florida 32132
(386) 424-2400 Ext. 2210

codeenforcement@cityofedgewater.org



Date: July 15, 2025

Case Number: 25-00122502

WRIGHTSMAN THOMAS C
3404 INDIA PALM DR
EDGEWATER, FL 321416806

Violation Location: 3404 INDIA PALM DR

Parcel ID: 8402-01-08-3140

Property Owner: WRIGHTSMAN THOMAS C

Date of Violation: July 14, 2025

Violation(s) of City of Edgewater Code of Ordinances:

SEC. 10-400. - PROPERTY MAINTENANCE NUISANCE CONDITIONS; ABATEMENT;
NOTICE AND HEARING; LIEN FOR EXPENSES.

(a) It is declared by the city council that the following shall each individually or in combination be a property maintenance nuisance when they exist upon any right-of-way, parcel, lot, lots, adjacent lots, or property:

- (1) Any dead, damaged or diseased tree, located within 35 feet of any public roadway, public or private sidewalk that is adjacent to a public roadway, or any developed property when the tree has been declared a hazard by a code enforcement officer or an arborist.
- (2) Grass, weeds, brush and undergrowth (specifically excluding trees, planted ornamental shrubs and saw palmettos) that are allowed to reach a height in excess of 12 inches on an improved or developed lot, which impair or may impair the economic welfare of the adjacent property, contribute to a fire hazard and/or create a health hazard when any part of those growths are located on any lot adjacent to the boundary of any developed lot.

It is your responsibility to contact the Code Enforcement Officer once the violation has been corrected.

Failure to comply with this notice and take corrective action or request a hearing before the date set forth above will result in the City of Edgewater correcting the property maintenance nuisance and place a lien against the property for any and all cost incurred.

Sec. 10-402 Alternate method of enforcement – It shall be unlawful for any person owning property in the city to allow a lot to exist in a property maintenance nuisance condition as described in article XXVIII. As an alternative to the procedures of article XXVIII at the option of the code enforcement officer, violations of article XXVIII may be enforced by article XXVII (Issuance of a civil fine and may result in a hearing, and subsequent assessment of a fine not to exceed \$500.00 per day or any other means available as provided by the city ordinance or by law.)



Nuisance Abatement NOTICE OF VIOLATION

Code Enforcement Division

1605 South Ridgewood Ave
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codeenforcement@cityofedgewater.org



(3) Accumulation of waste, yard trash, or rubble and debris that may harbor rodents or snakes or that may contain pools of water that may serve as breeding grounds for insects or other disease transmitters.

(b) If the code enforcement officer determines that a property maintenance nuisance exists on any lot, tract, or parcel of land within the city, the code enforcement officer shall provide notice to the violator. The notice shall have the following information:

- (1) The name and address of the property owner.
- (2) The location of the property maintenance nuisance.
- (3) The date and time the property maintenance nuisance notice was issued.
- (4) The date and time the property maintenance nuisance was first observed.
- (5) The section of the code that has been violated and a description of the nature of the property maintenance nuisance.
- (6) Necessary corrective action.
- (7) The name and contact information of the code enforcement officer issuing the notice.
- (8) The date in which the violation must be corrected. The violator has ten days to correct the property maintenance nuisance from the date the notice was issued as outlined in section 10-400(c).
- (9) A conspicuous statement that the city will correct the property maintenance nuisance and shall place a lien against the property for all cost incurred if the violation isn't corrected or a request for a hearing isn't received by the indicated date on the notice.

(c) All property maintenance nuisances notices required by this article shall be provided to the alleged violator by:

- (1) Certified mail, return receipt requested to the address listed in the tax collector's office for tax notices, or to the address listed in the county property appraiser's database. The city may also provide additional notice to any address it may find for the property owner. For property owned by a corporation, notices may be provided by certified mail to the registered agent of the corporation. The code enforcement officer shall post a copy of the notice of property maintenance nuisance at the property upon which the violation is

It is your responsibility to contact the Code Enforcement Officer once the violation has been corrected.

Failure to comply with this notice and take corrective action or request a hearing before the date set forth above will result in the City of Edgewater correcting the property maintenance nuisance and place a lien against the property for any and all cost incurred.

Sec. 10-402 Alternate method of enforcement – It shall be unlawful for any person owning property in the city to allow a lot to exist in a property maintenance nuisance condition as described in article XXVIII. As an alternative to the procedures of article XXVIII at the option of the code enforcement officer, violations of article XXVIII may be enforced by article XXVII (Issuance of a civil fine and may result in a hearing, and subsequent assessment of a fine not to exceed \$500.00 per day or any other means available as provided by the city ordinance or by law.)



Nuisance Abatement NOTICE OF VIOLATION

Code Enforcement Division

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Edgewater, Florida 32132
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codeenforcement@cityofedgewater.org



alleged to exist and at city hall. Proof of posting shall be by affidavit of the person posting the notice; or

(2) By hand delivery by the code enforcement officer; or

(3) In the case of commercial property, leaving the notice with the manager or other person in charge.

(d) Evidence that an attempt has been made to hand deliver or mailing notice and posting shall be sufficient to show that the notice requirements have been met, without regard to whether or not the alleged violator actually received such notice.

(e) If the owner does not correct the condition and does not request a hearing within the ten-day period, the city shall have the condition abated and shall have a lien against the property for cost incurred.

(f) If a hearing is requested, it shall be held before the special magistrate. The issues to be determined shall be whether the condition that exists constitutes a property maintenance nuisance as outlined in section 10-400(a). Upon appropriate findings, the special magistrate shall direct the owner of the property to correct the nuisance conditions within ten days, after which the city shall correct the nuisance conditions and shall have a lien against the property for all cost incurred.

(g) Costs shall include the cost of correcting the violation, together with any other expenses, which the city has incurred.

SEC. 10-401. - IMMINENT HEALTH HAZARDS ON PRIVATE PROPERTY.

When an imminent health hazard exists on private property, the city is authorized to enter the private property and remove the imminent health hazard after all reasonable efforts have been made to contact the owner. The owner shall be responsible for any costs incurred by the city for abatement of the hazard, and a lien shall be imposed on the property in accordance with section 10-347.

It is your responsibility to contact the Code Enforcement Officer once the violation has been corrected.

Failure to comply with this notice and take corrective action or request a hearing before the date set forth above will result in the City of Edgewater correcting the property maintenance nuisance and place a lien against the property for any and all cost incurred.

Sec. 10-402 Alternate method of enforcement – It shall be unlawful for any person owning property in the city to allow a lot to exist in a property maintenance nuisance condition as described in article XXVIII. As an alternative to the procedures of article XXVIII at the option of the code enforcement officer, violations of article XXVIII may be enforced by article XXVII (Issuance of a civil fine and may result in a hearing, and subsequent assessment of a fine not to exceed \$500.00 per day or any other means available as provided by the city ordinance or by law.)



Nuisance Abatement NOTICE OF VIOLATION

Code Enforcement Division

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(386) 424-2400 Ext. 2210

codeenforcement@cityofedgewater.org



SEC. 10-402. - ALTERNATE METHOD OF ENFORCEMENT.

It shall be unlawful for any person owning property in the city to allow a lot to exist in a property maintenance nuisance condition as described in the article. As an alternative to the procedures of this article at the option of the code enforcement officer, violations of this article may be enforced by article XXVII or any other means available as provided by city ordinance or by law.

Please mow and maintain your ENTIRE property including any "weed-eating" needed. You cannot have any grass or weeds in excess of 12 inches in your yard.

Violation(s) must be corrected or a request for a hearing must be received by: **July 25, 2025**

Signature of owner/tenant _____ Date _____

Code Enforcement Officer: Robert Hazelwood

It is your responsibility to contact the Code Enforcement Officer once the violation has been corrected.

Failure to comply with this notice and take corrective action or request a hearing before the date set forth above will result in the City of Edgewater correcting the property maintenance nuisance and place a lien against the property for any and all cost incurred.

Sec. 10-402 Alternate method of enforcement – It shall be unlawful for any person owning property in the city to allow a lot to exist in a property maintenance nuisance condition as described in article XXVIII. As an alternative to the procedures of article XXVIII at the option of the code enforcement officer, violations of article XXVIII may be enforced by article XXVII (Issuance of a civil fine and may result in a hearing, and subsequent assessment of a fine not to exceed \$500.00 per day or any other means available as provided by the city ordinance or by law.)

COPY



**CODE ENFORCEMENT
SPECIAL MAGISTRATE
ORDER FINDING VIOLATION**

THE CITY OF EDGEWATER, FLORIDA,
a municipal corporation
Petitioner,

Case No. 25-122008

Citation No. 0526

vs.

Thomas C Wrightsman & Laura P Leshner
Respondent

THIS CAUSE came before the undersigned Special Magistrate on April 10, 2025 after due notice of noncompliance to the Respondent. The Special Magistrate, after having heard testimony under oath, received evidence and heard arguments of counsel (if any), the Respondent ___ being ___ not being present, there upon issues this Findings of Fact, Conclusion of Law and Order as follows:

I. FINDINGS OF FACT

1. The Respondent is the owner of the property described as follows:
Address: 3404 India Palm Dr. Edgewater, FL
Short Parcel ID: 840201083140
Legal Description: LOTS 8314 & 8315 BLK 248 FLORIDA SHORES NO 9 MB 23 PG 134 PER OR 3840 PG 3286 PER OR 5733 PG 0997 PER OR 5912 PGS 1185-1188 INC PER OR 6071 PG 4984 PER OR 6885 PG 2919 PER OR 6982 PG 1878 PER OR 7126 PG 1291 PER OR 8496 PG 0173

On March 17, 2025, said Code Enforcement Officer became aware of the following violation(s) of the Land Development Code/Code of Ordinances of the City of Edgewater.

Violation Detail Sec.10-98 Property Maintenance

2. That on March 17, 2025, said Code Enforcement Officer notified the above-captioned individual of said violations and gave the above-captioned individual until April 10, 2025, to correct the violations.
3. That said violation(s) described in paragraph above continued beyond the time specified for correction by the Code Enforcement Officer requested a hearing.
4. That the Code Enforcement Officer, through its clerical staff, scheduled a hearing and written notice of such hearing was hand-delivered, mailed, or posted as provided by Section 162.12, Florida Statute.
5. That on April 10, 2025, a hearing was held pursuant to Section 162.07, Florida Statute.
6. That on basis of the testimony at the hearing on April 10, 2025, this Special Magistrate found the following conditions existed at the above-described property.

Page | 1

Case No. 25-122008

- ☒ In-Compliance
☐ Citation Paid
☐ Daily Fines

II. CONCLUSION OF LAW

7. Between March 17, 2025, and April 10, 2025, the above-captioned individual and/or entity has violated the following Sections of the City Code: Section 10-98 Property Maintenance.

III. ORDER

8. It is the Order of the Special Magistrate that the above-captioned individual and/or entity shall be found in violation. No daily fines or liens are to be assessed, as the property is now in compliance.
9. The respondent is subject to a citation fine of \$75.00.

DONE AND ORDERED this April 10, 2025.



Ryan Knight
Special Magistrate



Volusia County Property Appraiser

123 W. Indiana Ave., Rm. 102

DeLand, FL. 32720

Phone: (386) 736-5901 Web: vcpa.vcgov.org

AltKey: 5147100

Parcel ID: 840201083140

WRIGHTSMAN THOMAS C

3404 INDIA PALM DR, EDGEWATER, FL

Parcel Summary

Alternate Key:	5147100
Parcel ID:	840201083140
Township-Range-Section:	18 - 34 - 02
Subdivision-Block-Lot:	01 - 08 - 3140
Owner(s):	WRIGHTSMAN THOMAS C - TE - Tenancy in the Entirety - 100% LESHNER LAURA P - TE - Tenancy in the Entirety - 100%
Mailing Address On File:	3404 INDIA PALM DR EDGEWATER FL 32141 6806
Physical Address:	3404 INDIA PALM DR, EDGEWATER 32141
Property Use:	0100 - SINGLE FAMILY
Tax District:	604-EDGEWATER
2024 Final Millage Rate:	18.5435
Neighborhood:	4744
Subdivision Name:	
Homestead Property:	No



City of Edgewater
Affidavit of Service
NOTICE OF VIOLATION



Case No. 25-00122502

Address/Location of Violation 3404 India Palm Dr
Edgewater, Florida

Pursuant to Florida Statute 162.12(1)(a)-(d), the Notice of Violation was hand delivered and posted by:

- ☐ Hand delivery by the sheriff or other law enforcement officer, code inspector, or other person designated by the local governing body;
- ☐ Leaving the notice at the violator's usual place of residence with any person residing therein who is above 15 years of age and informing such person of the contents of the notice;
- ☐ In the case of commercial premises, leaving the notice with the manager or other person in charge.

Date: _____

☒ Certified mail, and at the option of the local government return receipt requested, to the address listed in the tax collector's office for tax notices or to the address listed in the county property appraiser's database. The local government may also provide an additional notice to any other address it may find for the property owner.

In addition to the aforementioned the notice has been posted at:

☒ Pursuant to Florida Statute 162.12(2)(b)(1), a copy of the citation / notice of hearing was properly posted at least ten days prior to the expiration of any deadline or hearing;

☒ On the real property listed above upon which the alleged violation exists;

☒ City Hall, 104 North Riverside Drive, Edgewater, Florida.

Date: 7-15-25

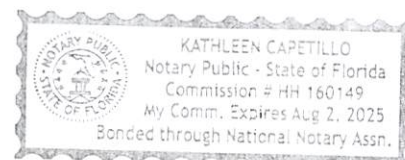
R. Hazelwood
Print Name / Signature / Date

I, Kathleen Capetillo, a Notary Public of Volusia County within the State of Florida, hereby certify that R. Hazelwood, who is personally known to me, who, after being duly sworn, did thereupon say that the information contained in the foregoing affidavit is true.

Witness my hand and official seal dated: July 15, 2025

[Signature]
Notary Public

SEAL





City of Edgewater
Affidavit of Service
Citation / Notice of Hearing



Case No. 25-122502

Address/Location of Violation 3404 India Palm Dr
Edgewater, Florida

Pursuant to Florida Statute 162.12(1)(a)-(d), the Citation/Notice of Hearing was hand delivered and posted by:

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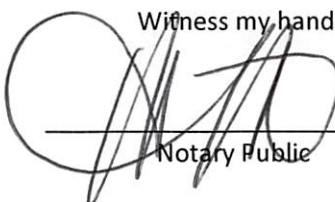
☒ City Hall, 104 North Riverside Drive, Edgewater, Florida.

Date: 7-14-25

R. Hazelwood
Print Name / Signature / Date

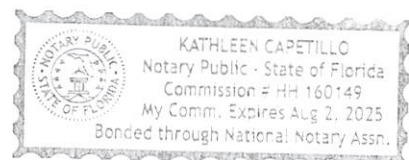
I, Kathleen Capetillo, a Notary Public of Volusia County within the State of Florida, hereby certify that
R. Hazelwood, who is personally known to me, who, after being duly sworn, did thereupon say that the
information contained in the foregoing affidavit is true.

Witness my hand and official seal dated: July 15, 2025



Notary Public

SEAL



CERTIFIED MAIL

CITY OF EDGEWATER
CODE ENFORCEMENT DIVISION
1605 S. Ridgewood Ave.
Edgewater, FL 32132-0100



ORLANDO FL 328
07/18/2025 PM 5 L
23 JUL 2025 PM 5 L

9589 0710 5270 1582 4775 91

PITNEY BOWES
\$6.04
US POSTAGE[®]
FIRST-CLASS
026W0002310856
2000256499
ZIP 32132
JUL 15 2025



Thomas C wrightsmen & Laura P
Leshner
(25-122502 RH) Code Enf.
3404 India Palm Dr.
Edgewater, FL 32141

Val

NAME: K 725
1st Attempt: _____
2nd Attempt: _____
Return: _____

-R-T-S- 32141-RFS-1N *95 07/18/25

RETURN TO SENDER
VACANT
UNABLE TO FORWARD
RETURN TO SENDER



RFS

CITY OF EDGEWATER
CODE ENFORCEMENT DIVISION
1605 S. Ridgewood Ave.
Edgewater, FL 32132-0100

CERTIFIED MAIL®



9589 0710 5270 1582 4775 91

Thomas C wrightsman & Laura P
Leshner
(25-122502 RH) Code Enf.
3404 India Palm Dr.
Edgewater, FL 32141



CITY OF EDGEWATER

CODE ENFORCEMENT

CITATION # **0537**

25122502