



TOWN OF PALM BEACH

TENTATIVE AGENDA: SUBJECT TO REVISION

CODE ENFORCEMENT BOARD

360 S. COUNTY ROAD, TOWN COUNCIL CHAMBERS

MAY 18, 2023

02:00 P.M.

The progress of this meeting maybe monitored by visiting the Town's web site. (www.townofpalmbeach.com), selecting the "Your Government" tab and clicking on "Audio (Live and Archived)." If you have questions regarding that feature, please contact the Office of Information Systems (561) 227-6315. The audio recording of the meeting will appear within 24 hours after the conclusion of the meeting."

I. Call to Order:

II. Roll Call:

Bram Majtlis, Chairman
Scotch Peloso, Vice Chairman
Linda K. Wartow
Martin Klein
Chris Larmoyeux
Pamela Saba
John McGowan
Harris S. Fried, Alternate Member
Pamela Davies, Alternate Member

III. Election of Chair and Vice Chair of Code Enforcement Board

IV. Approval of the Minutes of April 20, 2023:

V. Administration of the Oath to Town Staff:

VI. Code Statistics:

VII. Financial Report

VIII. Public Hearings:

A. Case # CE 23-549, 290 Sunset Ave., OnPoint Valet LLC:

Violation of Chapter 118, Section 118-155 of the Town of Palm Beach Code of Ordinances states any business, entity, property owner or valet found to be in violation under the terms of their permit shall result in a penalty as set forth in section 1-14. Any fine imposed hereunder, if contested, shall be subject to the jurisdiction of the town's code enforcement board.

B. Case # CE 23-545, 363 S. County Road, Unit A, Pastry Heaven:

Violation of Chapter 134, Section 134-2448 of the Town of Palm Beach Code of Ordinances states one menu sign shall be allowed at the front entrance of a restaurant or merchant retail take-out food establishment. Said menu sign shall not be further than four feet from the front entrance of the restaurant or take-out food establishment nor exceed two square feet in area.

C. Case # CE 22-2055, 401 Peruvian Ave., Peruvian Terrace Condominium:

Violation of Chapter 18, Section 18-18 of the Town of Palm Beach Code of Ordinances requires the exterior of a structure shall be maintained in good repair, structurally sound and sanitary so as not to pose a threat to the public health, safety and welfare. Chapter 88, Section 88-16 of the Town of Palm Beach Code of Ordinances requires exterior property and premises shall be maintained in a clean, safe and sanitary condition.

D. Case # CE 23-428, 241 El Dorado Lane, Cristina & Desmond Keogh:

Violation of Chapter 18, Section 18-233 of the Town of Palm Beach Code of Ordinances adopts the Florida Building Code which requires building permits to construct, enlarge, alter, repair, move, demolish or change the occupancy of a building or structure or install, alter, repair, remove, convert or replace any electrical or plumbing system.

E. Case # CE 23-276, 375 S. County Road, BrickTops Restaurant:

Violation of Chapter 134, Section 134-226 of the Town of Palm Beach Code of Ordinances States (a)The town council shall hear and decide special exceptions, decide such questions as are involved in determining if and when special exceptions should be granted, and grant special exceptions with appropriate conditions and safeguards or deny special exceptions when not in harmony with the purpose and intent of this chapter.(b)In granting any special exceptions, the town council shall find that such grant will not adversely affect the public interest. In granting any special exception, the town council, in addition to the standards enumerated in this subdivision, may prescribe appropriate conditions and safeguards in conformity with this chapter. Upon granting a special exception the town council may require the landowner to provide a declaration of use agreement which shall be recorded in the public records to ensure continuing compliance with town council imposed conditions of such grants. Violation of such conditions and safeguards, when made a part of the terms under which the special exception is granted, shall be deemed a violation of this chapter. The town council may prescribe a reasonable time limit within which the action for which the special exception is required shall begin or be completed or both.

F. Case # CE 22-1743, 232 Cherry Lane, Leona Flynn:

Violation of Chapter 18, Section 18-233 of the Town of Palm Beach Code of Ordinances adopts the Florida Building Code which requires building permits to construct, enlarge, alter, repair, move, demolish or change the occupancy of a building or structure or install, alter, repair, remove, convert or replace any electrical or plumbing system.

IX. Fine Consideration Hearing:

A. Case # CE 22-2119, 224 Atlantic Ave., 224 Atlantic LLC:

Violation of Chapter 18, Section 18-233 of the Town of Palm Beach Code of Ordinances adopts the Florida Building Code which requires building permits to construct, enlarge, alter, repair, move, demolish or change the occupancy of a building or structure or install, alter, repair, remove, convert or replace any electrical, mechanical or plumbing system.

B. Case # CE 22-1770, 249 Seabreeze Ave., Joseph & Elizabeth Berger:

Violation of Chapter 18, Section 18-233 of the Town of Palm Beach Code of Ordinances adopts the Florida Building Code which requires building permits to construct, enlarge, alter, repair, move, demolish or change the occupancy of a building or structure or install, alter, repair, remove, convert or replace any electrical or plumbing system.

C. Case # CE 23-55, 12 Via Vizcaya, County Down Trust:

Violation of Chapter 18, Section 18-233 of the Town of Palm Beach Code of Ordinances adopts the Florida Building Code which requires building permits to construct, enlarge, alter, repair, move, demolish or change the occupancy of a building or structure or install, alter, repair, remove, convert or replace any electrical or plumbing system.

X. Fine Reduction Hearing:

A. Case # CE 22-1412, 359 S. County Road, Amy Saleeby Trust Number 1, Nancy Llama Trust:

Violation of Chapter 18, Section 18-18 of the Town of Palm Beach Code of Ordinances requires the exterior of a structure shall be maintained in good repair, structurally sound and sanitary so as not to pose a threat to the public health, safety and welfare. Chapter 88, Section 88-16 of the Town of Palm Beach Code of Ordinances requires exterior property and premises shall be maintained in a clean, safe and sanitary condition.

B. Case # 22-768, 353 Peruvian Ave., Lifestyle Holdings LLC:

Violation of Chapter 42, Section 42-199 of the Town of Palm Beach Code of Ordinances states beginning on the Monday preceding Thanksgiving and during the months of December, January, February, March and April of each year construction work not otherwise prohibited by section 42-198 or other work resulting in noise tending to disturb the people in the vicinity thereof shall not begin until the hour of 8 a.m. and shall cease at the hour of 5 p.m., except Saturday, Sunday and legal holidays, when all construction work is prohibited. In no event shall heavy equipment or other outdoor construction-related and lawn maintenance noise be permitted before 9 a.m. Violation of Chapter 18, Section 18-233 of the Town of Palm Beach Code of Ordinances adopts the Florida Building Code which requires building permits to construct, enlarge, alter, repair, move, demolish or change the occupancy of a building or structure or install, alter, repair, remove, convert or replace any electrical or plumbing system.

XI. Board Comments:

XII. Adjournment: