

Thursday, December 20, 2018, 2:00 p.m.

Please be advised that in keeping with a recent directive from the Town Council, the minutes of all Town Boards and Commissions will be "abbreviated" in style. Persons interested in listening to the meeting, after the fact, may access the audio of that item via the Town's website at www.townofpalmbeach.com or may obtain an audio recording of the meeting by contacting the the Code Enforcement Board Secretary at (561) 227-7080. As a point of reference, you will find the recording times listed on these minutes at the beginning of each item.

I. Call to Order:(02:00:19 PM)

The meeting was called to order by Code Enforcement Chair Matthew Natale 2:00 p.m.

II. Roll Call:

Upon roll call, the following Board members were present: Chair Matthew Natale, Vice Chair Scotch Peloso, Members Robert G. Donnelley, Daniel McDonnell, Rosemary G. Carpenter, Linda K. Wartow, Steven Meltzer and Alternate Members Bram Majtlis.

Staff present: Code Enforcement Manager Benjamin Alma, Code Enforcement Officer John Moriarty, Code Enforcement Officer Julien Felix, Recording Secretary Carla Marcote.

III. Approval of the Minutes of October 18, 2018:(02:00:51 PM)

**MOTION BY MR. MCDONNELL TO APPROVE THE OCTOBER 18, 2018
MINUTES
SECONDED BY MR. MELTZER
MOTION PASSED UNANIMOUSLY**

IV. Administration of the Oath to Town Staff:(02:01:00 PM)

The Town staff were sworn in by Secretary Marcote.

V. Code Statistics(02:01:18 PM)

- 1554 - year-to-date Code Enforcement cases
- 118 cases initiated since last Code Board Hearing
 - 48 cases self-initiated
 - 70 cases received (not self-initiated)
- 32 cases set to appear at November Code Board
- 28 achieved compliance before Hearing
- 2 New Cases to be heard today
- 1 Fine Consideration Case to be heard today
- 1 Fine Reduction Consideration cases to be heard today

VI. Public Hearings:(02:02:02 PM)

A. Case # CE 18-1091, 101 N. County Rd., Wade Shavell Est.

Violation of Chapter 22, Section 22-57 and Section 22-58 of the Town of Palm Beach Code of Ordinances, all windows and doors of vacant buildings under construction located within the commercial zoning district whose windows and doors can be viewed from the public street and expose the interior of the building to be screened.

Code Enforcement Officer Moriarty advised the Board that the Town recommends the case be dismissed for compliance.

MOTION BY MR. MELTZER TO DISMISS THE CASE.

SECONDED BY MS. WARTOW

MOTION PASSED UNANIMOUSLY

B. Case # CE 18-1276, 1495 Via Manana, Michael & Laura Anthony

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. Chapter 18, Section 18-175 requires ARCOM approval prior to the issuance of certain permits.

Code Enforcement Officer Moriarty presented the facts of the case and submitted evidence into the record. The Town recommended a finding of non-compliance, assess administrative costs in the amount of \$150.00 and give them until February 18, 2019 to comply.

Mr. Charles Fernsell was present on behalf of the property owner

MOTION BY MR. DONNELLEY TO FIND THE VIOLATOR IN NON-COMPLIANCE, ASSESS ADMINISTRATIVE COSTS IN THE AMOUNT OF \$150.00 AND GIVE UNTIL FEBRUARY 18, 2019 TO COMPLY

SECONDED BY MR. MELTZER

MOTION PASSED UNANIMOUSLY

VII. Fine Considerations:(02:16:01 PM)

A. Case # CE 18-580, 328 Chilean Ave., James Pirrie & Marianne Carey

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

Code Enforcement Officer Felix presented the facts of the case. The Town recommended Non-Compliance with a daily running fine of \$100.00 retroactive from December 19, 2018 until compliance is met.

**MOTION BY MR. MELTZER TO FIND THE VIOLATOR IN NON-COMPLIANCE, ASSESS A DAILY RUNNING FINE OF \$100.00 RETROACTIVE TO DECEMBER 19, 2018 UNTIL COMPLIANCE IS MET.
SECONDED BY MS. WARTOW
MOTION PASSED UNANIMOUSLY**

VIII. Fine Reduction Consideration:(02:21:11 PM)

A. Case # CE 16-1107, 301 Australian Ave., Brazilian Court Hotel

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

Code Enforcement Officer Felix briefly presented the facts of the case. The Town had no recommendations, however if granted pay within 30 days, if not payed within 30 days the fine goes back to the original amount

The property owner was not present at the hearing and there was a finding of proper notice.

**MOTION BY MR. MELTZER TO DEFFER THIS MATTER TO THE JANUARY 17, 2019 CODE BOARD MEETING.
SECONDED BY MS. WARTOW
MOTION PASSED UNANIMOUSLY**

IX. Board Comments:(02:29:11 PM)

Mr. Donnelley recommended to the other board members that they try to attend an ARCOM meeting.

X. Adjournment:(02:30:39 PM)

**MOTION BY MS. WARTOW TO ADJOURN THE MEETING
SECONDED BY MR. MELTZER
MOTION PASSED UNANIMOUSLY**