

**Town of Palm Beach
Code Enforcement Board
Minutes**

Thursday, July 21, 2016, 02:00 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 Joan Dunn, Secretary to the Code Enforcement Board at (561) 227-6388. 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:(02:00:14 PM)

II. Roll Call:(02:00:42 PM)

Upon roll call, the following Board members were present: Chair James Ballentine, Jr., Vice Chair Madelyn Greenberg, Members Cynthia Van Buren, Robert G. Donnelley, Matthew Natale, Scotch Peloso and Jay N. Nisberg. Alternate Member Donald B. Scott, Jr. had an unexcused absence.

Staff present: Attorney Kelly Gardner, Code Enforcement Manager Benjamin Alma, Code Enforcement Officer John Moriarty and Recording Secretary Joan Dunn.

III. Approval of the Minutes of June 16, 2016:(02:01:00 PM)

Mr. Natale made a correction to the minutes and the Board voted on the correct version of the June 16, 2016 meeting minutes.

MOTION BY MR. NISBERG TO APPROVE THE CORRECTED JUNE 16, 2016 MINUTES

**SECONDED BY MS. GREENBERG
MOTION PASSED UNANIMOUSLY**

IV. Administration of the Oath to Town Staff:(02:01:52 PM)

The Town staff were sworn in by Recording Secretary Dunn.

V. Public Hearings:(02:01:58 PM)

A. Case # CE 16-347, 242 Chilean Ave., Peruvian Avenue Corp.

Violation of Chapter 42, Section 42-87 of the Town of Palm Beach Code of Ordinances, all appurtenances to be kept in a state of good and safe repair; Violation of Chapter 134, Section 134-2179, off-street parking to be effectively screened from the street with hedges or walls or a combination thereof not less than six feet in height

Code Enforcement Officer Moriarty presented the facts of the case and submitted photographs into the record. The Town recommended the Board find the violator in non-compliance, assess administrative costs of \$150.00 and give them until August 15, 2016 to comply.

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

**MOTION BY MR. DONNELLEY TO FIND THE VIOLATOR IN NON-COMPLIANCE, ASSESS ADMINISTRATIVE COSTS IN THE AMOUNT OF \$150.00 AND GIVE THEM UNTIL AUGUST 15, 2016 TO COMPLY
SECONDED BY MS. GREENBERG
MOTION PASSED UNANIMOUSLY**

B. Case # CE 16-397, 369 S. Lake Dr., #1E, William & Suzanne McDonough

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, remove, convert or replace any electrical, mechanical or plumbing system

Code Enforcement Officer Moriarty presented the facts of the case and submitted photographs into the record. The Town recommended the Board find the violator in non-compliance, assess administrative costs of \$150.00 and give them until August 15, 2016 to comply. In spirit of full disclosure, Ms. Van Buren disclosed that she lives in this building.

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

**MOTION BY MS. GREENBERG TO FIND THE VIOLATOR IN NON-COMPLIANCE, ASSESS ADMINISTRATIVE COSTS IN THE AMOUNT OF \$150.00 AND GIVE THEM UNTIL AUGUST 15, 2016 TO COMPLY
SECONDED BY MR. NISBERG
MOTION PASSED UNANIMOUSLY**

C. Case # CE 16-425, 330 Brazilian Ave., Casa VW Properties LLC

Violation of Chapter 42, Section 42-86 of the Town of Palm Beach Code of Ordinances, accumulation of stagnant water not allowed to be maintained on any property

Code Enforcement Officer Moriarty presented the facts of the case and submitted photographs into the record. The Town recommended the Board find the violator in non-compliance, assess administrative costs of \$150.00 and give them until July 28, 2016 to comply.

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

**MOTION BY MR. NATALE TO FIND THE VIOLATOR IN NON-COMPLIANCE, ASSESS ADMINISTRATIVE COSTS IN THE AMOUNT OF \$150.00 AND GIVE THEM UNTIL JULY 28, 2016 TO COMPLY
SECONDED BY MS. VAN BUREN
MOTION PASSED UNANIMOUSLY**

VII. Board Comments:(02:31:23 PM)

The Board discussed what constitutes lack of attendance for unexcused absences.

VIII. Adjournment:(02:36:15 PM)

**MOTION BY MS. GREENBERG TO ADJOURN THE MEETING
SECOND BY MR. NISBERG
MOTION PASSED UNANIMOUSLY**