

Thursday, June 20, 2024, 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 from the item via the Town’s website at www.townofpalmbeach.com or may obtain an audio recording of the meeting by contacting 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: (2:00:15)

II. Roll Call: (2:00:16)

Scotch Peloso, Vice Chairman
Martin Klien
Chris Larmoyeux
John McGowan
Pamela Saba
Harris Fried
Armand Harris, Alternate Member
John P. Cohen, Alternate Member

III. Approval of the Minutes of the May 23, 2024, Minutes: (2:02:00)

MOTION BY MR. KLEIN TO APPROVE MAY 23, 2024, MINUTES.

MOTION SECONDED BY MR. FRIED

MOTION PASSED UNANIMOUSLY.

IV. Administration of the Oath to Town Staff: (2:02:07)

V. Code Statistics: (2:02:15)

- 1443 Year to date Code Enforcement cases.
- 233 cases initiated since the last Code Board Hearing.
- 151 cases officer generated.
- 82 cases were received (not self-initiated).
- 25 cases are set to appear at the April Code Board.
- 19 cases achieved compliance before the hearing.
- 2 new cases to be heard today.
- 3 fine consideration cases to be heard today.
- 1 fine reduction case to be heard today.
- 0 old business cases to be heard today.

VI. Financial Report: (2:02:41)

The Financial report was presented by Board Secretary Marcote.

VII. Public Hearing: (2:03:35)

A. Case # CE 24-1105, 1021 N Ocean Blvd., 21 Palms LLC Trust: (2:03:44)

Violation of Chapter 122, Section 122-117 of the Town of Palm Beach Code of Ordinances states no person shall discharge or cause to be discharged any described waters or wastes to any public sewer, or to the regional sewage treatment plant.

Officer Rodriguez requested the case be closed for compliance.

MOTION BY MR. McGOWAN TO DISMISS THE CASE FOR COMPLIANCE.

MOTION SECONDED BY MR. FRIED.

MOTION PASSED UNANIMOUSLY.

B. Case # CE 24-1082, 1338 N Lake Way, Sailfish Club of Florida Inc.: (2:04:33)

Violation of Chapter 106, section 106-257 of the town of Palm Beach Code of Ordinances regulations related to special event. Violation of Chapter 118, Section 118-6 of the Town of Palm Beach Code of Ordinances states it shall be unlawful for any person to conduct, permit or carry on any assembly or function that would generate pedestrian or vehicular traffic greater than that normal to the district where such use is carried on or located.

Officer Felix presented the facts of the case and entered evidence into the record.

Attorney Tim Hanlon was present on behalf of the violator and gave testimony in the case.

MOTION BY MR. FRIED OF FINDING OF NON-COMPLIANCE, ASSESS ADMINISTRATIVE FEE IN THE AMOUNT OF \$150.00 AND TO PAY A FEE OF \$250.00 WITHIN 30 DAYS OF THIS ORDER.

MOTION SECONDED BY MR. KLEIN.

MOTION PASSED UNANIMOUSLY.

VIII. Fine Consideration Hearing: (2:10:35)

A. Case # CE 23-2003, 2860 S Ocean Blvd., La Palma Condominium: (2:10:42)

Violation of Chapter 18, Section 18-205(a) of the Town of Palm Beach Code of Ordinances states the architectural commission may approve, approve with conditions, or disapprove the issuance of a

building permit in any matter subject to its jurisdiction only after consideration of whether certain criteria are complied with.

Officer Moriarty reminded the board of the facts of the case.

Ms. Lane was present on behalf of the property owner and gave testimony in the case.

MOTION BY MR. FRIED TO ASSESS A DAILY RUNNING FINE IN THE AMOUNT OF \$250.00 A DAY TO COMMENCE ON JUNE 18, 2024, AND TO RUN UNTIL COMPLIANCE IS MET.

MOTION SECONDED BY MR. KLIEN

MOTION PASSES UNANIMOUSLY.

B. Case # CE 24-506, 242 S County Road, Luxury Kitchen: (2:25:55)

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.

Officer Felix reminded the board of the facts of the case.

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

MOTION BY MR. FRIED TO ASSESS A DAILY RUNNING FINE IN THE AMOUNT OF \$250.00 A DAY TO COMMENCE ON JUNE 18, 2024, AND TO RUN UNTIL COMPLIANCE IS MET.

MOTION SECONDED BY MR. KLIEN

MOTION PASSES UNANIMOUSLY.

C. Case # CE 24-146, 240 Sandpiper Drive, Sandpiper LLC: (2:29:29)

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.

Officer Rodriguez asked for a dismissal for compliance.

MOTION BY MR. McGOWAN TO DISMISS THE CASE FOR COMPLIANCE.

MOTION SECONDED BY MR. HARRIS.

MOTION PASSED UNANIMOUSLY.

IX. Fine Reduction Hearing: (2:30:29)

A. Case # CE 23-1905, 259 Pendleton Ave., Judith & Thomas Iovino: (2:30:40)

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.

Officer Rodriguez reminded the board of the facts of the case.

Mr. James Moore was present on behalf of the property owner and gave testimony in the case.

MOTION BY MR. LARMOYEUX TO GRANT A FINE REDUCTION IN THE AMOUNT OF \$1,00.00 TO BE PAID WITHIN 30 DAYS OF THIS ORDER OR THE FINE WILL REVERT BACK TO THE ORIGINAL AMOUNT OF \$6,750.00.

MOTION SECONDED BY MS. SABA.

MOTION PASSED 5 TO 6 WITH MR. KLIEN VOTING NO.

X. Board Comments: 2:41:22))

There were no board comments.

XII. Adjournment: (2:41:34))

MOTION TO ADJOURN BY MS. SABA.

MOTION SECONDED BY MR. McGOWAN.

MOTION PASSED UNANIMOUSLY.