

Thursday, June 20, 2019, 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:(02:00:38 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, Members Bram Majtlis, Daniel McDonnell, Rosemary G. Carpenter, Steven Meltzer, Alternate Members Jack Cohen and Herbert A. Roemmele. Staff present: Support Services Manager Benjamin Alma, Code Enforcement Officer Julien Felix, Code Enforcement Officer John Moriarty, Accounting Assistant Mary McQuia Finance Department, Deputy Town Manger Boodheswar, Officer March, Planning Administrator John Lindgren and Recording Secretary Carla Marcote.

III. Approval of the Minutes of May 16, 2019 :(02:02:04 PM)

MOTION BY MR. MELTZER TO APPROVE THE MAY 16, 2019 MINUTES SECONDED BY MS. CARPENTER
MOTION PASSED UNANIMOUSLY

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

The Town staff were sworn in by Secretary Marcote.

V. Code Statistics:(02:03:52 PM)

- 735 - year-to-date Code Enforcement cases
- 180 cases initiated since last Code Board Hearing – 65 cases self-initiated
- 115 cases received (not self-initiated)
- 29 cases set to appear at May Code Board • 22 achieved compliance before Hearing
- 7 New Cases to be heard today
- 1 Fine Consideration Cases to be heard today

VI. Public Hearings:(02:07:23 PM)

A. Case # CE 19-390, 475 N. County Rd., Christopher Kellogg

Chapter 38, Section 38-35(B) of the Town of Palm Beach Code of Ordinances, alarm system users with fines not paid within thirty days of the first billing shall be referred to the Town's Code Enforcement Board

Code Enforcement Officer Moriarty presented the facts of the case.

Accounting Assistant Mary McQuaig gave testimony in this case.

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

MOTION BY MR. MAJTLIS TO FIND THE VIOLATOR IN NON-COMPLIANCE, ASSESS ADMINISTRATIVE COSTS IN THE AMOUNT OF \$150.00 AND TO PAY ALL ALARM FEES. SECONDED MR. MCDONNELL MOTION PASSED UNANIMOUSLY

B. Case # CE 19-458, 100 Sunrise Ave., The Sun and Surf Condominium & Sun and Surf One Hundred Assoc. Inc.

Violation Chapter 114, Section 114-32 of the Town of Palm Beach Code of Ordinances requires a business tax receipt for any person who carries on, engages in or conducts an occupation, business or

profession enumerated in Chapter 114-43 of the Code
Code Enforcement Officer Moriarty requested a postponement until July 18, 2019 Code Board Hearing since the violator was in the process of obtaining his BTR from the Building and Zoning Department.
MOTION BY MR. MAJTLIS TO GRANT A POSTPONEMENT UNTIL THE JULY 18, 2019 CODE BOARD HEARING. SECONDED BY MS. CARPENTER MOTION PASSED UNANIMOUSLY
C. Case # CE 19-517, 300 Blk Sunset Ave., Herminio Hernandez
Violation of Chapter 70, Section 70-9 of the Town of Palm Beach Code of Ordinances, no person shall sleep or camp on any public beach, dune access (dune crossover), sidewalk, parking lot or other public area of the town and no person shall sleep in any vehicle upon any town street, public right of way, town property, beach access parking area, parking lot or other public property between the hours of 10:00 p.m. and 6:00 a.m. the following day

Code Enforcement Officer Moriarty presented the facts of the case and submitted evidence into the record. Officer March gave testimony in this case. The Town recommended a finding of non-compliance, assess administrative costs in the amount of \$150.00 and pay a fine of \$125.00. Mr. Hermino Hernandez was present and gave his testimony.

MOTION BY MR. MCDONNELL TO FIND THE VIOLATOR IN NON-COMPLIANCE, ASSESS ADMINISTRATIVE COSTS IN THE AMOUNT OF \$150.00 AND PAY A FINE OF \$125.00. SECONDED BY MR. MELTZER THE CHAIR CALLED FOR A ROLL CALL VOTE
MR. MAJTLIS YES MR. MCDONNELL YES MS. CARPENTER YES
MR. MELTZER YES MR. NATALE YES MR. COHEN YES
MR. ROEMMELE YES
MOTION PASSED UNANIMOUSLY

D. Case # CE 19-478, 212 Oleander Ave. #4, JLZ Realty South 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
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 given until July 15, 2019 to come into compliance.

The property owner was not present at the hearing and there was a finding of proper notice.
MOTION BY MR. ROEMMELE TO FIND THE VIOLATOR IN NON-COMPLIANCE, ASSESS ADMINISTRATIVE COSTS IN THE AMOUNT OF \$150.00 AND GIVE UNTIL JULY 15, 2019 TO COME INTO COMPLIANCE. SECONDED BY MR. MAJTLIS
MOTION PASSED UNANIMOUSLY

E. Case # 19-442, 110 Clarendon Ave., Alfred & Janis Malley
Violation of Chapter 10, Section 10-9 of the Town of Palm Beach Code of Ordinances, no person shall keep, possess, feed or maintain any live animal within the town other than domesticated household pets or domesticated animals. This provision shall not preclude the feeding and maintaining of feral cat colonies permitted and authorized by the town as part of an authorized program specifically designated by the Town Council for the control and regulation of feral cats within the town

Code Enforcement Officer Felix presented the facts of the case and submitted evidence into the record. The Deputy Town Manager J. Boodheshwar gave testimony regarding the case and asked the Board to postpone the matter until the July 18, 2019 Code Board Hearing.

The violators were not present at the hearing and there was a finding of proper notice.

MOTION BY MR. MELTZER TO GRANT A POSTPONEMENT UNTIL THE JULY 18, 2019 CODE BOARD HEARING
SECONDED BY MR. COHEN
MOTION PASSED UNANIMOUSLY

F. Case # CE 19-439, 222 Phipps Plz., Carole Liefv
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

Code Enforcement Officer Felix presented the facts of the case and submitted evidence into the record. The Town recommended Administrative costs in the amount of \$150.00 and given until July 15, 2019 to come into compliance.

MOTION BY MR. MCDONNELL TO ASSESS ADMINISTRATIVE COSTS IN THE AMOUNT OF \$150.00 AND GIVE UNTIL JULY 15, 2019 TO COME INTO COMPLIANCE.

SECONDED BY MR. COHEN MOTION PASSED UNANIMOUSLY

VII. Fine Consideration:(02:35:56 PM)

A. Case # 19-96, 323 Chilean Ave., Mark & Nancy Gilbert

Violation of Chapter 42, Section 42-87 of the Town of Palm Beach Code of Ordinances requires all outside appurtenances such be kept in a state of good repair

Code Enforcement Officer Moriarty presented the facts of the case and submitted evidence into the case. The Town

recommended a daily running fine of \$100.00 to be retroactive to June 18, 2019 and to stay in effect until compliance is met.

Planning Administrator John Lindgren gave testimony in the case. The property owner Mr. Gilbert was present at the hearing and gave testimony and submitted a roof inspection letter into the case. Town Attorney Randolph informed the Board that since Mr. Gilbert supplied the inspection letter they requested,

that this was no longer a fine consideration case. MOTION BY MR. MELTZER TO POSTPONE THE CASE TO THE AUGUST 15, 2019 CODE

ENFORCEMENT HEARING AND FOR MR. GILBERT TO OBTAIN ALL PERMITS NECESSARY AND REPAIR THE ROOF BY AUGUST 13, 2019. SECONDED BY MS. CARPENTER

MOTION PASSED UNANIMOUSLY

VIII. Board Comments:(02:40:35 PM)

Chair Matthew Natale stated he is grateful to have the opportunity to work with all the Board Members.

IX. Adjournment:(02:39:55 PM)

MOTION BY MR. MELTZER TO ADJOURN THE MEETING

SECONDED BY MS. CARPENTER MOTION PASSED UNANIMOUSLY