

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

Thursday, January 19, 2017, 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 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:(01:59:38 PM)

The meeting was called to order by Chairman Ballentine at 2:00 p.m.

II. Roll Call:(02:00:11 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, Jay N. Nisberg, Alternate Members Donald B. Scott, Jr. and Daniel McDonnell.

Staff present: Town Attorney John Randolph, Code Enforcement Manager Benjamin Alma, Code Enforcement Officer John Moriarty, Code Enforcement Officer Julien Felix, and Recording Secretary Joan Dunn

III. Approval of the Minutes of December 15, 2016 :(02:00:14 PM)

MOTION BY MS. GREENBERG TO APPROVE THE DECEMBER 15, 2016 MINUTES

SECONDED BY MR. NISBERG

MOTION PASSED UNANIMOUSLY

IV. Administration of the Oath to Town Staff:(02:00:27 PM)

The Town staff were sworn in by Recording Secretary Dunn.

V. Code Statistics(02:00:50 PM)

Code Enforcement Officer Felix reviewed the Code Enforcement statistics for the month.

VI. Public Hearings:

A. Case # CE 16-947, 691 N. County Rd., Robert B. Cohen, James S. Cohen and Harriet Cohen

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 Moriarty presented the facts of the case and submitted photographs 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 10, 2017 to achieve compliance.

Attorney Maura Ziska was present on behalf of the property owner and gave her testimony in the case.

The Board discussed extending the recommended compliance date.

**MOTION BY MS. VAN BUREN TO FIND THE VIOLATOR IN NON-COMPLIANCE, ASSESS THE ADMINISTRATIVE COSTS IN THE AMOUNT OF \$150.00 AND GIVE THEM UNTIL MARCH 15, 2017 TO ACHIEVE COMPLIANCE OBTAINING ALL REQUIRED PERMITS AND INSPECTIONS
SECONDED BY MS. GREENBERG
MOTION PASSED UNANIMOUSLY**

B. Case # CE 16-1016, 1047 S. Ocean Blvd., Karin Jack

Violation of Chapter 42, Section 42-86 of the Town of Palm Beach Code of Ordinances, accumulations of vegetative debris and trash not allowed

Code Enforcement Officer Moriarty presented the facts of the case and submitted photographs 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 10, 2017 to achieve compliance. Attorney Randolph noted that this property may be in foreclosure.

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 THE ADMINISTRATIVE COSTS IN THE AMOUNT OF \$150.00 AND GIVE THEM UNTIL FEBRUARY 10, 2017 TO ACHIEVE COMPLIANCE
SECONDED BY MR. NATALE
MOTION PASSED UNANIMOUSLY

C. Case # CE 16-1099, 218 List Rd., Willis Austin

Violation of Chapter 102, Section 102-45 of the Town of Palm Beach Code of Ordinances, placement of trash in public right of way outside allowable days

Code Enforcement Officer Felix 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 in the amount of \$150.00 and order them to pay the \$125.00 fine.

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

MOTION BY MS. VAN BUREN TO FIND THE VIOLATOR IN NON-COMPLIANCE, ASSESS THE ADMINISTRATIVE COSTS IN THE AMOUNT OF \$150.00 AND ORDER THEM TO PAY THE \$125.00 FINE
SECONDED BY MR. NISBERG
MOTION PASSED UNANIMOUSLY

D. Case # CE 16-1001, 330 Brazilian Ave., Casa VW Properties LLC

Violation of Chapter 126, Section 126-32 of the Town of Palm Beach Code of Ordinances, all coconut trees required to be trimmed free of coconuts and dead or dying fronds

Code Enforcement Officer Moriarty presented the facts of the case and submitted photographs 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 10, 2017 to achieve compliance.

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 THE ADMINISTRATIVE COSTS IN THE AMOUNT OF \$150.00 AND GIVE THEM UNTIL FEBRUARY 10, 2017 TO ACHIEVE COMPLIANCE
SECONDED BY MS. VAN BUREN
MOTION PASSED UNANIMOUSLY**

VII. Board Comments:(02:25:50 PM)

Mr. Natale commented on the amount of non-self-initiated complaints.

VIII. Adjournment:(02:28:04 PM)

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