



TOWN OF PALM BEACH POLICE DEPARTMENT

A NATIONAL AND STATE ACCREDITED LAW ENFORCEMENT AGENCY



TOWN OF PALM BEACH

CODE ENFORCEMENT BOARD MINUTES 2:00 P.M. THURSDAY, DECEMBER 20, 2007 AT THE TOWN COUNCIL CHAMBERS, 360 S. COUNTY ROAD

I. **Call to Order:** The meeting was called to order at 2:00 p.m. by Chairman Timothy Hoffman.

II. **Roll Call:**

Present:	Timothy Hoffman, Chairman Richard A. Raffo, Vice-Chairman Joel P. Koepfel, Member Larry Ochstein, Member Catherine M. Duemler, Member Harris S. Fried, Member Madelyn Greenberg, Alternate Member Cynthia Van Buren, Alternate Member
Absent:	Martin I. Klein (Excused)
Staff:	Acting Town Attorney Sterling Halversen Captain Kirk Blouin, Support Services Sgt. Fred Hess, Code Enforcement/Parking Lead Code Enforcement Officer Rob Walton Code Enforcement Officer Nick Gerry Code Enforcement Officer Bryant Weymer Raychel Houston, Recording Secretary Nickie Altomaro, Recording Secretary

It was noted by Recording Secretary Houston that Mr. Klein had an excused absence. Mr. Hoffman announced that in Mr. Klein's absence, Ms. Greenberg would be a voting member.

III. **Approval of the Minutes of November 15, 2007:**

MOTION BY MS. DUEMLER FOR APPROVAL OF THE NOVEMBER 15, 2007 MINUTES
MOTION SECONDED BY MS. GREENBERG
MOTION PASSED UNANIMOUSLY

IV. **Administration of the Oath to all persons who wish to testify:**

Let the record show that all persons wishing to testify were sworn in at this time by Recording Secretary Raychel Houston. Mr. Hoffman requested that any person testifying use the microphone on the left and the microphone on the right would be used by Staff.

V. Comments regarding water violations by Sergeant Hess:

Sgt. Hess reported there are 56 water restriction violation cases on today's agenda. He remarked we are experiencing an increase in water restriction violations, perhaps due to seasonal residents returning. Sgt. Hess advised we would continue with the process used at past meetings and asked that anyone present in the audience for a water case meet with Code Enforcement Officer Weymer in the rear of chambers to discuss their water violation.

VI. Public Hearings:

A. Case # 07-2363, 259 Oleander Ave., Violet Alexander

Violation of Chapter 42, Section 42-87 of the Town of Palm Beach Code of Ordinances, disrepair of property; Chapter 18, Section 18-241, 104.1, building permits required; Chapter 42, Section 42-86, environment; and Chapter 114, Section 114-32, business tax receipts.

The case was presented by Code Enforcement Officer Gerry who advised the complaint had been received from an adjacent property owner. Code Enforcement Officer Gerry passed out photographs and gave a brief description of each of the violations. He recommended the property owner be found in non-compliance, an administrative fee of \$150.00 assessed and the violator given one day to come into compliance. If compliance is not achieved, he requested a fine of up to \$250.00 for each of the four (4) violations at the next hearing date. Code Enforcement Officer Gerry said he has had no contact with the property owner after repeated attempts.

MOTION BY MR. KOEPEL TO FIND THIS DEFENDANT IN NON-COMPLIANCE, AN ADMINISTRATIVE FEE IN THE AMOUNT OF \$150.00 AND ONE DAY TO COME INTO COMPLIANCE

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

B. Case # 07-2364, 201 Debra Lane, Susan Gammino

Violation of Chapter 42, Section 42-87 of the Town of Palm Beach Code of Ordinances, appurtenances must be in a good state of repair.

Mr. Hoffman asked for a few minutes for the Board to review the documents presented by Code Enforcement Officer Gerry prior to his presentation. Code Enforcement Officer Gerry then presented the facts of this case and said the property owner had just faxed in a request for an extension of time but he felt it was necessary to bring the case before the Board. The property owner, Ms. Gammino, was present and said her driveway would be repaired the following day.

MOTION BY MR. KOEPEL TO FIND THIS DEFENDANT IN NON-COMPLIANCE, ASSESS AN ADMINISTRATIVE FEE IN THE AMOUNT OF \$150.00 AND GIVE THE DEFENDANT FIVE DAYS TO HAVE THE DRIVEWAY COMPLETED

**SECONDED BY MR. FRIED
MOTION PASSED UNANIMOUSLY**

- C. Case # 07-2365, 220 Esplanade Way, Dayna and Donald Perry III
Violation of Chapter 18, Section 18-242, Subsection 104.5.1.6 of the Town of Palm Beach Ordinances, Medium Projects, all new or remodel construction projects of 4,000 sq. ft. to 8,999 sq. ft under a roof will be completed within 22 months.

Code Enforcement Officer Gerry presented the facts of this case to the Board. Mr. Annunziata, the contractor and Mr. Perry were present and requested special circumstances be considered. Mr. Annunziata said Mr. Perry had purchased the property from someone who obtained the permit and never built a house. Mr. Annunziata said he had only been on the job for 12 months and was not aware the clock was ticking on his permit.

MOTION BY MR. KOEPEL TO GRANT THE CONTRACTOR THE TIME PERIOD FROM THE ACTUAL COMMENCEMENT OF CONSTRUCTION (which Mr. Hoffman asked him to withhold for further discussion of the case)

Acting Building Official Jeff Taylor was sworn in and explained the transfer of the permit and the reasons for that. Code Enforcement Officer Gerry recommended the defendant be found in non-compliance, assessed an administrative fee of \$150.00, a final inspection to be completed within one day and if not in compliance, a fine of up to \$250.00 a day would be considered at the next Board meeting.

MOTION BY MR. FRIED THAT THE DEFENDANT BE FOUND IN NON-COMPLIANCE,
ORDERED TO PAY AN ADMINISTRATIVE FEE IN THE AMOUNT OF \$150.00 AND
GIVEN ONE (1) DAY TO COME INTO COMPLIANCE
SECONDED BY MR. RAFFO
MOTION OPPOSED

ROLL CALL VOTE:

MR. FRIED	YES
MR. RAFFO	YES
MR. KOEPEL	NO
MR. OCHSTEIN	NO
MS. DUEMLER	NO
MS. GREENBERG	YES
MR. HOFFMAN	NO

MOTION FAILED 4-3

MOTION BY MR. KOEPEL THAT THE DEFENDANT BE FOUND IN NON-COMPLIANCE, AN ADMINISTRATIVE FEE OF \$150.00 BE ASSESSED AND THE DEFENDANT BE GRANTED 10 WEEKS TO COME INTO COMPLIANCE
SECONDED BY MS. DUEMLER
MOTION OPPOSED

ROLL CALL VOTE:

MR. KOEPEL	YES
MS. DUEMLER	YES
MR. RAFFO	NO
MR. OCHSTEIN	NO
MR. FRIED	NO
MS. GREENBERG	NO
MR. HOFFMAN	NO

MOTION FAILED 5-2

**MOTION BY MS. GREENBERG TO ASSESS AN ADMINISTRATIVE FEE OF \$150.00
AND THE DEFENDANT BE GIVEN 6 WEEKS TO COME INTO COMPLIANCE
SECONDED BY MR. OCHSTEIN
MOTION OPPOSED**

ROLL CALL VOTE:

MS. GREENBERG	YES
MR. OCHSTEIN	YES
MR. RAFFO	NO
MR. KOEPEL	YES
MS. DUEMLER	YES
MR. FRIED	NO
MR. HOFFMAN	YES

MOTION PASSED 5-2

Sgt. Hess stated for the record this would make the date January 31, 2008 for the defendant to come into compliance.

Mr. Hoffman asked that Ms. Duemler be excused as she had a meeting she needed to attend and he thanked her for being present today. He advised that Ms. Van Buren would now be a voting member.

- D. Case # 07-2366, 245 Worth Ave., Suite B, LoCo
Violation of Chapter 46, Section 46-68 of the Town of Palm Beach Code of Ordinances, annual fire and life safety inspection fees not paid.

Code Enforcement Officer Gerry requested this case be dismissed due to receipt of payment of the fees.

**MOTION BY MR. FRIED TO DISMISS THIS CASE
SECONDED BY MR. RAFFO
MOTION PASSED UNANIMOUSLY**

- E. Case # 07-2367, 113 Kings Road, Benton P. Bohannon
Violation of Chapter 18, Section 18-242, Subsection 1.104.1.1 of the Town of Palm Beach Code of Ordinances, building permits required to construct, install, repair or alter any building or building systems.

Lead Code Enforcement Officer Walton presented the facts of this case to the Board. He advised that, to date, no permits have been applied for or obtained. He recommended the violator be found in non-compliance, assessed an administrative fee in the amount of \$150.00 and given one day (24 hours) to obtain a permit. A resident, Jay Weitzman, was in the audience on another matter and addressed the Board. He advised he was the Bohannon's neighbor but had not complained about the property. He did advise it was very unsightly and he was in agreement with the Town's position.

**MOTION BY MS. GREENBERG THAT THE DEFENDANT IS FOUND IN NON-
COMPLIANCE, ORDERED TO PAY AN ADMINISTRATIVE FEE IN THE AMOUNT OF
\$150.00 AND GIVEN ONE DAY TO OBTAIN A PERMIT
SECONDED BY MR. FRIED
MOTION PASSED UNANIMOUSLY**

Sgt. Hess advised the water violation cases would be heard next.

Code Enforcement Officer Bryant Weymer addressed the Board regarding the water violation cases. He said he would begin with the cases where someone in the audience was present to speak about a particular violation received.

- Q. Case # 07- 2379, 137 El Vedado Rd., Jacques Cohen
Violation of Chapter 122, Section 122-53 of the Town of Palm Beach Code of Ordinances: the Town Council authorizes the Director of Public Works to order curtailment of the use of water for certain nonessential purposes including specifying certain days and hours when lawns and shrubbery may be watered.

Code Enforcement Officer Weymer advised there were 2 violations, one on 11/06/07 for \$100.00 and one on 11/28/07 in the amount of \$200.00. Mr. Cohen was present and addressed the Board. He said he had taken extreme water conservation measures which he detailed for the Board. Mr. Cohen said he was present, not for the fines, but for the principle because he took water conservation seriously. There was a problem with the programming of his timers which he has since corrected.

**MOTION BY MR. FRIED TO HAVE THE CASE DISMISSED
SECONDED BY MS. GREENBERG
MOTION OPPOSED**

ROLL CALL VOTE:

MR. FRIED	YES
MS. GREENBERG	YES
MR. RAFFO	NO
MR. KOEPEL	YES
MR. OCHSTEIN	NO
MS. VAN BUREN	YES
MR. HOFFMAN	NO

MOTION PASSED 4-3

- GG. Case # 07- 2395, 353 Seaspray, Barbara Deely
Violation of Chapter 122, Section 122-53 of the Town of Palm Beach Code of Ordinances: the Town Council authorizes the Director of Public Works to order curtailment of the use of water for certain nonessential purposes including specifying certain days and hours when lawns and shrubbery may be watered.

A property representative, Roy Little, was present on behalf of Ms. Deely and said the problem had been caused by a malfunctioning sprinkler system. Code Enforcement Officer Weymer read into the record the violation number, #5367, which occurred on 11/9/07 at 2:39 a.m.

**MOTION BY MS. GREENBERG THAT THE DEFENDANT BE FOUND IN NON-COMPLIANCE, ORDERED TO PAY AN ADMINISTRATIVE FEE IN THE AMOUNT OF \$150.00 AND THE FINE OF \$100.00
SECONDED BY MR. RAFFO
MOTION OPPOSED**

ROLL CALL VOTE:

MS. GREENBERG	YES
MR. RAFFO	YES
MR. KOEPEL	NO
MR. OCHSTEIN	NO
MR. FRIED	YES
MS. VAN BUREN	YES
MR. HOFFMAN	YES

MOTION PASSED 5-2

QQ. Case # 07-2405, 702 N. County Rd., 702 Associates LLC

Violation of Chapter 122, Section 122-53 of the Town of Palm Beach Code of Ordinances: the Town Council authorizes the Director of Public Works to order curtailment of the use of water for certain nonessential purposes including specifying certain days and hours when lawns and shrubbery may be watered.

Code Enforcement Officer Weymer said this was reference violation # 5548, which occurred on 11/6/07 at 1:53 a.m., a fine in the amount of \$200.00. Alberto Cano, the property manager, was present to speak. Mr. Cano said the timer was broken and he got it repaired as soon as he was notified. He said he should have been contacted as the police department has his contact information. Sgt. Hess clarified the process the police department uses to notify owners of violations. Mr. Fried requested confirmation of contact information for the property, which was provided.

MOTION BY MR. OCHSTEIN TO DISMISS THE CASE (which Mr. Hoffman asked to be withdrawn for additional discussion)

**MOTION BY MR. KOEPEL TO DISMISS THE CASE
SECONDED BY MR. OCHSTEIN
MOTION PASSED UNANIMOUSLY**

HHH. Case # 07-2422, 1070 S. Ocean Blvd., Carole Weitzman

Violation of Chapter 122, Section 122-53 of the Town of Palm Beach Code of Ordinances: the Town Council authorizes the Director of Public Works to order curtailment of the use of water for certain nonessential purposes including specifying certain days and hours when lawns and shrubbery may be watered.

Code Enforcement Officer Weymer advised Mr. and Mrs. Weitzman were present to speak about violation # 6530 which occurred on 11/27/07 at 4:00 a.m., a fine in the amount of \$200.00. Mr. Weitzman said the violation was caused by damage done to his property by Willems Construction. Willems replaced his sod and sprinkler system but although the damage was repaired, one of the valves had been damaged which they were not aware of at the time. He had it replaced at a cost of \$1600.00 and showed the Board the invoice. Code Enforcement Officer Weymer recommended a finding of non-compliance, assessment of the \$150.00 administrative fee and payment of the fine.

**MOTION BY MR. FRIED TO DISMISS THE CASE
SECONDED BY MS. GREENBERG
MOTION OPPOSED**

ROLL CALL VOTE:

MR. FRIED	YES
MS. GREENBERG	YES
MR. RAFFO	YES
MR. KOEPPPEL	YES
MR. OCHSTEIN	NO
MS. VAN BUREN	YES
MR. HOFFMAN	YES

MOTION PASSED 6-1

Mr. Weitzman thanked the Board but also commented that the Town was very hard on tax paying citizens and residents of the Town. He believes the Board controls a lot of this and should be more lenient.

Mr. Hoffman indicated Mr. Ochstein wanted to change his vote and the vote would now be **UNANIMOUS** in favor of the motion.

- P. Case # 07-2378, 180 E. Inlet Dr., Kevin McGann
Violation of Chapter 122, Section 122-53 of the Town of Palm Beach Code of Ordinances: the Town Council authorizes the Director of Public Works to order curtailment of the use of water for certain nonessential purposes including specifying certain days and hours when lawns and shrubbery may be watered.

Code Enforcement Officer Weymer said this was violation # 5214, written on 11/21/07 at 10:48 a.m. in the amount of \$300.00. Francesca McGann was present and was sworn in by Recording Secretary Houston. Ms. McGann said the second violation was the result of a test cycle being run and she had new plantings but did not have any documentation with her.

MOTION BY MR. KOEPPPEL TO RESCHEDULE THE CASE TO THE JANUARY MEETING
SECONDED BY MS. GREENBERG
MOTION PASSED UNANIMOUSLY

- MM. Case # 07-2401, 225 Jamaica Lane, Scott Vesley
Violation of Chapter 122, Section 122-53 of the Town of Palm Beach Code of Ordinances: the Town Council authorizes the Director of Public Works to order curtailment of the use of water for certain nonessential purposes including specifying certain days and hours when lawns and shrubbery may be watered.

Mr. Vesley was present and was sworn in by Recording Secretary Houston. Mr. Vesley said he has someone who does his landscaping and he believes this violation was the result of a power outage but he did not have any documentation. Code Enforcement Officer Weymer recommended a finding of non-compliance, administrative fees in the amount of \$150.00 and payment of the fine of \$100.00. Mr. Vesley questioned the administrative fee and requested time to present evidence that the violation was caused by a power outage. Sgt. Hess commented that this could have been handled by Mr. Vesley by calling the number on the violation notice and speaking to someone prior to the Board meeting.

MOTION BY MR. KOEPPPEL TO POSTPONE THE CASE UNTIL THE JANUARY MEETING
SECONDED BY MR. FRIED
MOTION PASSED UNANIMOUSLY

The following cases are on today's agenda, however the fine associated with each case has been paid prior to the start of the hearing. The Town recommends acceptance of the payment of the fine and the admission of the charge for the following cases:

The cases are: #07-2381, #07-2382, #07-2386, #07-2387, #07-2390, #07-2403, #07-2411, #07-2413, #07-2415, #07-2416, #07-2417, #07-2419, and #07-2423

- S. Case # 07-2381, 801 So. County Road, Richard & Leslie Schlesinger
Violation of Chapter 122, Section 122-53 of the Town of Palm Beach Code of Ordinances: the Town Council authorizes the Director of Public Works to order curtailment of the use of water for certain nonessential purposes including specifying certain days and hours when lawns and shrubbery may be watered.

**MOTION BY MS. GREENBERG TO ACCEPT THE PAYMENT OF THE FINE AND
ADMISSION OF THE CHARGE
SECONDED BY MR. FRIED
MOTION PASSED UNANIMOUSLY**

- T. Case # 07-2382, 130 Everglades Ave., Vivian T. Saffer
Violation of Chapter 122, Section 122-53 of the Town of Palm Beach Code of Ordinances: the Town Council authorizes the Director of Public Works to order curtailment of the use of water for certain nonessential purposes including specifying certain days and hours when lawns and shrubbery may be watered.

**MOTION BY MS. GREENBERG TO ACCEPT THE PAYMENT OF THE FINE AND
ADMISSION OF THE CHARGE
SECONDED BY MR. FRIED
MOTION PASSED UNANIMOUSLY**

- X. Case # 07-2386, 132 El Brillo Way, Chandler C. Mashek
Violation of Chapter 122, Section 122-53 of the Town of Palm Beach Code of Ordinances: the Town Council authorizes the Director of Public Works to order curtailment of the use of water for certain nonessential purposes including specifying certain days and hours when lawns and shrubbery may be watered.

**MOTION BY MS. GREENBERG TO ACCEPT THE PAYMENT OF THE FINE AND
ADMISSION OF THE CHARGE
SECONDED BY MR. FRIED
MOTION PASSED UNANIMOUSLY**

- Y. Case # 07-2387, 124 Cocoanut Row, William H. Zacher
Violation of Chapter 122, Section 122-53 of the Town of Palm Beach Code of Ordinances: the Town Council authorizes the Director of Public Works to order curtailment of the use of water for certain nonessential purposes including specifying certain days and hours when lawns and shrubbery may be watered.

**MOTION BY MS. GREENBERG TO ACCEPT THE PAYMENT OF THE FINE AND
ADMISSION OF THE CHARGE
SECONDED BY MR. FRIED
MOTION PASSED UNANIMOUSLY**

- BB. Case # 07-2390, 233 Clarke Ave., Millicent Calicchio
Violation of Chapter 122, Section 122-53 of the Town of Palm Beach Code of Ordinances: the Town Council authorizes the Director of Public Works to order curtailment of the use

of water for certain nonessential purposes including specifying certain days and hours when lawns and shrubbery may be watered.

**MOTION BY MS. GREENBERG TO ACCEPT THE PAYMENT OF THE FINE AND
ADMISSION OF THE CHARGE
SECONDED BY MR. FRIED
MOTION PASSED UNANIMOUSLY**

- OO. Case # 07-2403, 1960 So. Ocean Blvd., 1960 South Ocean Blvd.LTD
Violation of Chapter 122, Section 122-53 of the Town of Palm Beach Code of Ordinances: the Town Council authorizes the Director of Public Works to order curtailment of the use of water for certain nonessential purposes including specifying certain days and hours when lawns and shrubbery may be watered.

**MOTION BY MS. GREENBERG TO ACCEPT THE PAYMENT OF THE FINE AND
ADMISSION OF THE CHARGE
SECONDED BY MR. FRIED
MOTION PASSED UNANIMOUSLY**

- WW. Case # 07-2411, 241 Sanford Ave., Jeffrey W. Smith
Violation of Chapter 122, Section 122-53 of the Town of Palm Beach Code of Ordinances: the Town Council authorizes the Director of Public Works to order curtailment of the use of water for certain nonessential purposes including specifying certain days and hours when lawns and shrubbery may be watered.

**MOTION BY MS. GREENBERG TO ACCEPT THE PAYMENT OF THE FINE AND
ADMISSION OF THE CHARGE
SECONDED BY MR. FRIED
MOTION PASSED UNANIMOUSLY**

- YY. Case # 07-2413, 1181 N. Lake Way, Patrick Carney
Violation of Chapter 122, Section 122-53 of the Town of Palm Beach Code of Ordinances: the Town Council authorizes the Director of Public Works to order curtailment of the use of water for certain nonessential purposes including specifying certain days and hours when lawns and shrubbery may be watered.

**MOTION BY MS. GREENBERG TO ACCEPT THE PAYMENT OF THE FINE AND
ADMISSION OF THE CHARGE
SECONDED BY MR. FRIED
MOTION PASSED UNANIMOUSLY**

- AAA. Case # 07-2415, 265 Plantation Rd., Golden Memoirs Investment, Inc.
Violation of Chapter 122, Section 122-53 of the Town of Palm Beach Code of Ordinances: the Town Council authorizes the Director of Public Works to order curtailment of the use of water for certain nonessential purposes including specifying certain days and hours when lawns and shrubbery may be watered.

**MOTION BY MS. GREENBERG TO ACCEPT THE PAYMENT OF THE FINE AND
ADMISSION OF THE CHARGE
SECONDED BY MR. FRIED
MOTION PASSED UNANIMOUSLY**

- BBB. Case # 07-2416, 250 Kawama Ln., Martin Meyers
Violation of Chapter 122, Section 122-53 of the Town of Palm Beach Code of Ordinances: the Town Council authorizes the Director of Public Works to order curtailment of the use of water for certain nonessential purposes including specifying certain days and hours when lawns and shrubbery may be watered.

**MOTION BY MS. GREENBERG TO ACCEPT THE PAYMENT OF THE FINE AND
ADMISSION OF THE CHARGE
SECONDED BY MR. FRIED
MOTION PASSED UNANIMOUSLY**

- CCC. Case # 07-2417, 516 So. Ocean Blvd., 516 South Ocean Holdings Inc.
Violation of Chapter 122, Section 122-53 of the Town of Palm Beach Code of Ordinances:
the Town Council authorizes the Director of Public Works to order curtailment of the use
of water for certain nonessential purposes including specifying certain days and hours
when lawns and shrubbery may be watered.

**MOTION BY MS. GREENBERG TO ACCEPT THE PAYMENT OF THE FINE AND
ADMISSION OF THE CHARGE
SECONDED BY MR. FRIED
MOTION PASSED UNANIMOUSLY**

- EEE. Case # 07-2419, 121 Woodbridge Rd., Elizabeth Grau
Violation of Chapter 122, Section 122-53 of the Town of Palm Beach Code of Ordinances:
the Town Council authorizes the Director of Public Works to order curtailment of the use
of water for certain nonessential purposes including specifying certain days and hours
when lawns and shrubbery may be watered.

**MOTION BY MS. GREENBERG TO ACCEPT THE PAYMENT OF THE FINE AND
ADMISSION OF THE CHARGE
SECONDED BY MR. FRIED
MOTION PASSED UNANIMOUSLY**

- III. Case # 07-2423, 136 Kings Rd., Milbrey R. Taylor
Violation of Chapter 122, Section 122-53 of the Town of Palm Beach Code of Ordinances:
the Town Council authorizes the Director of Public Works to order curtailment of the use
of water for certain nonessential purposes including specifying certain days and hours
when lawns and shrubbery may be watered.

**MOTION BY MS. GREENBERG TO ACCEPT THE PAYMENT OF THE FINE AND
ADMISSION OF THE CHARGE
SECONDED BY MR. FRIED
MOTION PASSED UNANIMOUSLY**

Mr. Weymer stated that in each of the following cases no one has responded either by
paying the fine or attending today's hearing. Mr. Weymer recommends the Board find
them in non-compliance, assess an administrative fee in the amount of \$150.00 and
payment of the fine(s):

The cases are: #07-2368, #07-2369, #07-2370, #07-2371, #07-2372, #07-2373, #07-
2374, #07-2375, #07-2376, #07-2377, #07-2380, #07-2383, #07-2384, #07-2388, #07-
2389, #07-2391, #07-2392, #07-2393, #07-2394, #07-2396, #07-2397, #07-2398, #07-
2399, #07-2400, #07-2402, #07-2404, #07-2406, #07-2407, #07-2409, #07-2410, #07-
2414, #07-2418, and
#07-2420.

- F. Case # 07-2368, 107 Indian Road, Lodar, Inc.
Violation of Chapter 122, Section 122-53 of the Town of Palm Beach Code of Ordinances:
the Town Council authorizes the Director of Public Works to order curtailment of the use
of water for certain nonessential purposes including specifying certain days and hours
when lawns and shrubbery may be watered.

**MOTION BY MS. GREENBERG THAT THESE DEFENDANTS ARE FOUND IN NON-COMPLIANCE, ORDERED TO PAY AN ADMINISTRATIVE FEE IN THE AMOUNT OF \$150.00 AND PAYMENT OF THE FINE
SECONDED BY MR. FRIED
MOTION PASSED UNANIMOUSLY**

- G. Case # 07-2369, 265 W. Indies Dr., Evelyn C. Burke Rev. Trust
Violation of Chapter 122, Section 122-53 of the Town of Palm Beach Code of Ordinances: the Town Council authorizes the Director of Public Works to order curtailment of the use of water for certain nonessential purposes including specifying certain days and hours when lawns and shrubbery may be watered.

**MOTION BY MS. GREENBERG THAT THESE DEFENDANTS ARE FOUND IN NON-COMPLIANCE, ORDERED TO PAY AN ADMINISTRATIVE FEE IN THE AMOUNT OF \$150.00 AND PAYMENT OF THE FINE
SECONDED BY MR. FRIED
MOTION PASSED UNANIMOUSLY**

- H. Case # 07-2370, 225 West Indies Dr., Thomas M. Chastain Trust
Violation of Chapter 122, Section 122-53 of the Town of Palm Beach Code of Ordinances: the Town Council authorizes the Director of Public Works to order curtailment of the use of water for certain nonessential purposes including specifying certain days and hours when lawns and shrubbery may be watered.

**MOTION BY MS. GREENBERG THAT THESE DEFENDANTS ARE FOUND IN NON-COMPLIANCE, ORDERED TO PAY AN ADMINISTRATIVE FEE IN THE AMOUNT OF \$150.00 AND PAYMENT OF THE FINE
SECONDED BY MR. FRIED
MOTION PASSED UNANIMOUSLY**

- I. Case # 07-2371, 1430 N. Lake Way, MMEP LLC
Violation of Chapter 122, Section 122-53 of the Town of Palm Beach Code of Ordinances: the Town Council authorizes the Director of Public Works to order curtailment of the use of water for certain nonessential purposes including specifying certain days and hours when lawns and shrubbery may be watered.

**MOTION BY MS. GREENBERG THAT THESE DEFENDANTS ARE FOUND IN NON-COMPLIANCE, ORDERED TO PAY AN ADMINISTRATIVE FEE IN THE AMOUNT OF \$150.00 AND PAYMENT OF THE FINE
SECONDED BY MR. FRIED
MOTION PASSED UNANIMOUSLY**

- J. Case # 07-2372, 218 Phipps Plaza, Yasmini, Inc.
Violation of Chapter 122, Section 122-53 of the Town of Palm Beach Code of Ordinances: the Town Council authorizes the Director of Public Works to order curtailment of the use of water for certain nonessential purposes including specifying certain days and hours when lawns and shrubbery may be watered.

**MOTION BY MS. GREENBERG THAT THESE DEFENDANTS ARE FOUND IN NON-COMPLIANCE, ORDERED TO PAY AN ADMINISTRATIVE FEE IN THE AMOUNT OF \$150.00 AND PAYMENT OF THE FINE
SECONDED BY MR. FRIED
MOTION PASSED UNANIMOUSLY**

- K. Case # 07-2373, 2660 So. Ocean Blvd., Beach Point Condominiums

Violation of Chapter 122, Section 122-53 of the Town of Palm Beach Code of Ordinances: the Town Council authorizes the Director of Public Works to order curtailment of the use of water for certain nonessential purposes including specifying certain days and hours when lawns and shrubbery may be watered.

**MOTION BY MS. GREENBERG THAT THESE DEFENDANTS ARE FOUND IN NON-COMPLIANCE, ORDERED TO PAY AN ADMINISTRATIVE FEE IN THE AMOUNT OF \$150.00 AND PAYMENT OF THE FINE
SECONDED BY MR. FRIED
MOTION PASSED UNANIMOUSLY**

L. Case # 07-2374, 230 Barton Ave., RPI Corporation

Violation of Chapter 122, Section 122-53 of the Town of Palm Beach Code of Ordinances: the Town Council authorizes the Director of Public Works to order curtailment of the use of water for certain nonessential purposes including specifying certain days and hours when lawns and shrubbery may be watered.

**MOTION BY MS. GREENBERG THAT THESE DEFENDANTS ARE FOUND IN NON-COMPLIANCE, ORDERED TO PAY AN ADMINISTRATIVE FEE IN THE AMOUNT OF \$150.00 AND PAYMENT OF THE FINE
SECONDED BY MR. FRIED
MOTION PASSED UNANIMOUSLY**

M. Case # 07-2375, 124 Onondaga Ave., Dorothy V. DePaola

Violation of Chapter 122, Section 122-53 of the Town of Palm Beach Code of Ordinances: the Town Council authorizes the Director of Public Works to order curtailment of the use of water for certain nonessential purposes including specifying certain days and hours when lawns and shrubbery may be watered.

**MOTION BY MS. GREENBERG THAT THESE DEFENDANTS ARE FOUND IN NON-COMPLIANCE, ORDERED TO PAY AN ADMINISTRATIVE FEE IN THE AMOUNT OF \$150.00 AND PAYMENT OF THE FINE
SECONDED BY MR. FRIED
MOTION PASSED UNANIMOUSLY**

N. Case # 07-2376, 301 Via Linda, Michael P. Schulhof

Violation of Chapter 122, Section 122-53 of the Town of Palm Beach Code of Ordinances: the Town Council authorizes the Director of Public Works to order curtailment of the use of water for certain nonessential purposes including specifying certain days and hours when lawns and shrubbery may be watered.

**MOTION BY MS. GREENBERG THAT THESE DEFENDANTS ARE FOUND IN NON-COMPLIANCE, ORDERED TO PAY AN ADMINISTRATIVE FEE IN THE AMOUNT OF \$150.00 AND PAYMENT OF THE FINE
SECONDED BY MR. FRIED
MOTION PASSED UNANIMOUSLY**

O. Case # 07-2377, 476 So. Ocean Blvd., Janina Radtke Trust

Violation of Chapter 122, Section 122-53 of the Town of Palm Beach Code of Ordinances: the Town Council authorizes the Director of Public Works to order curtailment of the use of water for certain nonessential purposes including specifying certain days and hours when lawns and shrubbery may be watered.

MOTION BY MS. GREENBERG THAT THESE DEFENDANTS ARE FOUND IN NON-

**COMPLIANCE, ORDERED TO PAY AN ADMINISTRATIVE FEE IN THE AMOUNT OF \$150.00 AND PAYMENT OF THE FINE
SECONDED BY MR. FRIED
MOTION PASSED UNANIMOUSLY**

- R. Case # 07-2380, 350 Island Rd., Jane Will Smith
Violation of Chapter 122, Section 122-53 of the Town of Palm Beach Code of Ordinances: the Town Council authorizes the Director of Public Works to order curtailment of the use of water for certain nonessential purposes including specifying certain days and hours when lawns and shrubbery may be watered.

**MOTION BY MS. GREENBERG THAT THESE DEFENDANTS ARE FOUND IN NON-COMPLIANCE, ORDERED TO PAY AN ADMINISTRATIVE FEE IN THE AMOUNT OF \$150.00 AND PAYMENT OF THE FINE
SECONDED BY MR. FRIED
MOTION PASSED UNANIMOUSLY**

- U. Case # 07-2383, 220 No. Ocean Blvd., 220 North Ocean Partners
Violation of Chapter 122, Section 122-53 of the Town of Palm Beach Code of Ordinances: the Town Council authorizes the Director of Public Works to order curtailment of the use of water for certain nonessential purposes including specifying certain days and hours when lawns and shrubbery may be watered.

**MOTION BY MS. GREENBERG THAT THESE DEFENDANTS ARE FOUND IN NON-COMPLIANCE, ORDERED TO PAY AN ADMINISTRATIVE FEE IN THE AMOUNT OF \$150.00 AND PAYMENT OF THE FINE
SECONDED BY MR. FRIED
MOTION PASSED UNANIMOUSLY**

- V. Case # 07-2384, 218 Via Linda, Matthew B. McCormick
Violation of Chapter 122, Section 122-53 of the Town of Palm Beach Code of Ordinances: the Town Council authorizes the Director of Public Works to order curtailment of the use of water for certain nonessential purposes including specifying certain days and hours when lawns and shrubbery may be watered.

**MOTION BY MS. GREENBERG THAT THESE DEFENDANTS ARE FOUND IN NON-COMPLIANCE, ORDERED TO PAY AN ADMINISTRATIVE FEE IN THE AMOUNT OF \$150.00 AND PAYMENT OF THE FINE
SECONDED BY MR. FRIED
MOTION PASSED UNANIMOUSLY**

- Z. Case # 07-2388, 995 So. Ocean Blvd., Mary S. Conrad
Violation of Chapter 122, Section 122-53 of the Town of Palm Beach Code of Ordinances: the Town Council authorizes the Director of Public Works to order curtailment of the use of water for certain nonessential purposes including specifying certain days and hours when lawns and shrubbery may be watered.

**MOTION BY MS. GREENBERG THAT THESE DEFENDANTS ARE FOUND IN NON-COMPLIANCE, ORDERED TO PAY AN ADMINISTRATIVE FEE IN THE AMOUNT OF \$150.00 AND PAYMENT OF THE FINE
SECONDED BY MR. FRIED
MOTION PASSED UNANIMOUSLY**

- AA. Case # 07-2389, 258 ½ Pendleton Ave., Edward M. Kassatly
Violation of Chapter 122, Section 122-53 of the Town of Palm Beach Code of Ordinances: the Town Council authorizes the Director of Public Works to order curtailment of the use of water for certain nonessential purposes including specifying certain days and hours when lawns and shrubbery may be watered.

**MOTION BY MS. GREENBERG THAT THESE DEFENDANTS ARE FOUND IN NON-COMPLIANCE, ORDERED TO PAY AN ADMINISTRATIVE FEE IN THE AMOUNT OF \$150.00 AND PAYMENT OF THE FINE
SECONDED BY MR. FRIED
MOTION PASSED UNANIMOUSLY**

- CC. Case # 07-2391, 252 Seaspray Ave., Ronald E. & Lisa J. Pack
Violation of Chapter 122, Section 122-53 of the Town of Palm Beach Code of Ordinances: the Town Council authorizes the Director of Public Works to order curtailment of the use of water for certain nonessential purposes including specifying certain days and hours when lawns and shrubbery may be watered.

**MOTION BY MS. GREENBERG THAT THESE DEFENDANTS ARE FOUND IN NON-COMPLIANCE, ORDERED TO PAY AN ADMINISTRATIVE FEE IN THE AMOUNT OF \$150.00 AND PAYMENT OF THE FINE
SECONDED BY MR. FRIED
MOTION PASSED UNANIMOUSLY**

- DD. Case # 07-2392, 255 Seaspray Ave., Jungle Properties LLC
Violation of Chapter 122, Section 122-53 of the Town of Palm Beach Code of Ordinances: the Town Council authorizes the Director of Public Works to order curtailment of the use of water for certain nonessential purposes including specifying certain days and hours when lawns and shrubbery may be watered.

**MOTION BY MS. GREENBERG THAT THESE DEFENDANTS ARE FOUND IN NON-COMPLIANCE, ORDERED TO PAY AN ADMINISTRATIVE FEE IN THE AMOUNT OF \$150.00 AND PAYMENT OF THE FINE
SECONDED BY MR. FRIED
MOTION PASSED UNANIMOUSLY**

- EE. Case # 07-2393, 419 Seaspray Ave., Lance & Patricia Mahaney
Violation of Chapter 122, Section 122-53 of the Town of Palm Beach Code of Ordinances: the Town Council authorizes the Director of Public Works to order curtailment of the use of water for certain nonessential purposes including specifying certain days and hours when lawns and shrubbery may be watered.

**MOTION BY MS. GREENBERG THAT THESE DEFENDANTS ARE FOUND IN NON-COMPLIANCE, ORDERED TO PAY AN ADMINISTRATIVE FEE IN THE AMOUNT OF \$150.00 AND PAYMENT OF THE FINE
SECONDED BY MR. FRIED
MOTION PASSED UNANIMOUSLY**

- FF. Case # 07-2394, 403 Brazilian Ave., Richard W. Wolfe
Violation of Chapter 122, Section 122-53 of the Town of Palm Beach Code of Ordinances: the Town Council authorizes the Director of Public Works to order curtailment of the use of water for certain nonessential purposes including specifying certain days and hours when lawns and shrubbery may be watered.

MOTION BY MS. GREENBERG THAT THESE DEFENDANTS ARE FOUND IN NON-COMPLIANCE, ORDERED TO PAY AN ADMINISTRATIVE FEE IN THE AMOUNT OF \$150.00 AND PAYMENT OF THE FINE

**SECONDED BY MR. FRIED
MOTION PASSED UNANIMOUSLY**

- HH. Case # 07-2396, 190 So. Ocean Blvd., Edwin L. Ecclestone Jr.
Violation of Chapter 122, Section 122-53 of the Town of Palm Beach Code of Ordinances: the Town Council authorizes the Director of Public Works to order curtailment of the use of water for certain nonessential purposes including specifying certain days and hours when lawns and shrubbery may be watered.

**MOTION BY MS. GREENBERG THAT THESE DEFENDANTS ARE FOUND IN NON-COMPLIANCE, ORDERED TO PAY AN ADMINISTRATIVE FEE IN THE AMOUNT OF \$150.00 AND PAYMENT OF THE FINE
SECONDED BY MR. FRIED
MOTION PASSED UNANIMOUSLY**

- II. Case # 07-2397, 260 So. Ocean Blvd., Harvey Kinzelberg
Violation of Chapter 122, Section 122-53 of the Town of Palm Beach Code of Ordinances: the Town Council authorizes the Director of Public Works to order curtailment of the use of water for certain nonessential purposes including specifying certain days and hours when lawns and shrubbery may be watered.

**MOTION BY MS. GREENBERG THAT THESE DEFENDANTS ARE FOUND IN NON-COMPLIANCE, ORDERED TO PAY AN ADMINISTRATIVE FEE IN THE AMOUNT OF \$150.00 AND PAYMENT OF THE FINE
SECONDED BY MR. FRIED
MOTION PASSED UNANIMOUSLY**

- JJ. Case # 07-2398, 159 Sunset Ave., 159 Sunset Avenue LLC
Violation of Chapter 122, Section 122-53 of the Town of Palm Beach Code of Ordinances: the Town Council authorizes the Director of Public Works to order curtailment of the use of water for certain nonessential purposes including specifying certain days and hours when lawns and shrubbery may be watered.

**MOTION BY MS. GREENBERG THAT THESE DEFENDANTS ARE FOUND IN NON-COMPLIANCE, ORDERED TO PAY AN ADMINISTRATIVE FEE IN THE AMOUNT OF \$150.00 AND PAYMENT OF THE FINE
SECONDED BY MR. FRIED
MOTION PASSED UNANIMOUSLY**

- KK. Case # 07-2399, 840 So. Ocean Blvd., Louis J Furlo Jr.
Violation of Chapter 122, Section 122-53 of the Town of Palm Beach Code of Ordinances: the Town Council authorizes the Director of Public Works to order curtailment of the use of water for certain nonessential purposes including specifying certain days and hours when lawns and shrubbery may be watered.

**MOTION BY MS. GREENBERG THAT THESE DEFENDANTS ARE FOUND IN NON-COMPLIANCE, ORDERED TO PAY AN ADMINISTRATIVE FEE IN THE AMOUNT OF \$150.00 AND PAYMENT OF THE FINE
SECONDED BY MR. FRIED
MOTION PASSED UNANIMOUSLY**

- LL. Case # 07-2400, 1341 So. Ocean Blvd., Edward G. Watkins
Violation of Chapter 122, Section 122-53 of the Town of Palm Beach Code of Ordinances: the Town Council authorizes the Director of Public Works to order curtailment of the use of water for certain nonessential purposes including specifying certain days and hours when lawns and shrubbery may be watered.

MOTION BY MS. GREENBERG THAT THESE DEFENDANTS ARE FOUND IN NON-COMPLIANCE, ORDERED TO PAY AN ADMINISTRATIVE FEE IN THE AMOUNT OF

**\$150.00 AND PAYMENT OF THE FINE
SECONDED BY MR. FRIED
MOTION PASSED UNANIMOUSLY**

- NN. Case # 07-2402, 111 Clarke Ave., Jack E. Thomas Jr. Trust
Violation of Chapter 122, Section 122-53 of the Town of Palm Beach Code of Ordinances:
the Town Council authorizes the Director of Public Works to order curtailment of the use
of water for certain nonessential purposes including specifying certain days and hours
when lawns and shrubbery may be watered.

**MOTION BY MS. GREENBERG THAT THESE DEFENDANTS ARE FOUND IN NON-
COMPLIANCE, ORDERED TO PAY AN ADMINISTRATIVE FEE IN THE AMOUNT OF
\$150.00 AND PAYMENT OF THE FINE(S)
SECONDED BY MR. FRIED
MOTION PASSED UNANIMOUSLY**

- PP. Case # 07-2404, 117 Via Vizcaya, Phillip J. & Amy R. Lee
Violation of Chapter 122, Section 122-53 of the Town of Palm Beach Code of Ordinances:
the Town Council authorizes the Director of Public Works to order curtailment of the use
of water for certain nonessential purposes including specifying certain days and hours
when lawns and shrubbery may be watered.

**MOTION BY MS. GREENBERG THAT THESE DEFENDANTS ARE FOUND IN NON-
COMPLIANCE, ORDERED TO PAY AN ADMINISTRATIVE FEE IN THE AMOUNT OF
\$150.00 AND PAYMENT OF THE FINE
SECONDED BY MR. FRIED
MOTION PASSED UNANIMOUSLY**

- RR. Case # 07-2406, 232 Angler Ave., Mark Stevens
Violation of Chapter 122, Section 122-53 of the Town of Palm Beach Code of Ordinances:
the Town Council authorizes the Director of Public Works to order curtailment of the use
of water for certain nonessential purposes including specifying certain days and hours
when lawns and shrubbery may be watered.

**MOTION BY MS. GREENBERG THAT THESE DEFENDANTS ARE FOUND IN NON-
COMPLIANCE, ORDERED TO PAY AN ADMINISTRATIVE FEE IN THE AMOUNT OF
\$150.00 AND PAYMENT OF THE FINE
SECONDED BY MR. FRIED
MOTION PASSED UNANIMOUSLY**

- SS. Case # 07-2407, 109 Ocean Ter., Stephen C. Smith
Violation of Chapter 122, Section 122-53 of the Town of Palm Beach Code of Ordinances:
the Town Council authorizes the Director of Public Works to order curtailment of the use
of water for certain nonessential purposes including specifying certain days and hours
when lawns and shrubbery may be watered.

**MOTION BY MS. GREENBERG THAT THESE DEFENDANTS ARE FOUND IN NON-
COMPLIANCE, ORDERED TO PAY AN ADMINISTRATIVE FEE IN THE AMOUNT OF**

**\$150.00 AND PAYMENT OF THE FINE
SECONDED BY MR. FRIED
MOTION PASSED UNANIMOUSLY**

- UU. Case # 07-2409, 1305 N. Ocean Way, Joan R. Van Der Grift

Violation of Chapter 122, Section 122-53 of the Town of Palm Beach Code of Ordinances: the Town Council authorizes the Director of Public Works to order curtailment of the use of water for certain nonessential purposes including specifying certain days and hours when lawns and shrubbery may be watered.

**MOTION BY MS. GREENBERG THAT THESE DEFENDANTS ARE FOUND IN NON-COMPLIANCE, ORDERED TO PAY AN ADMINISTRATIVE FEE IN THE AMOUNT OF \$150.00 AND PAYMENT OF THE FINE
SECONDED BY MR. FRIED
MOTION PASSED UNANIMOUSLY**

- VV. Case # 07-2410, 218 Merrain Rd., Stuart J. Haft
Violation of Chapter 122, Section 122-53 of the Town of Palm Beach Code of Ordinances: the Town Council authorizes the Director of Public Works to order curtailment of the use of water for certain nonessential purposes including specifying certain days and hours when lawns and shrubbery may be watered.

**MOTION BY MS. GREENBERG THAT THESE DEFENDANTS ARE FOUND IN NON-COMPLIANCE, ORDERED TO PAY AN ADMINISTRATIVE FEE IN THE AMOUNT OF \$150.00 AND PAYMENT OF THE FINE
SECONDED BY MR. FRIED
MOTION PASSED UNANIMOUSLY**

- ZZ. Case # 07-2414, 240 Bahama Ln., Palm Beach Pooh LLC
Violation of Chapter 122, Section 122-53 of the Town of Palm Beach Code of Ordinances: the Town Council authorizes the Director of Public Works to order curtailment of the use of water for certain nonessential purposes including specifying certain days and hours when lawns and shrubbery may be watered.

**MOTION BY MS. GREENBERG THAT THESE DEFENDANTS ARE FOUND IN NON-COMPLIANCE, ORDERED TO PAY AN ADMINISTRATIVE FEE IN THE AMOUNT OF \$150.00 AND PAYMENT OF THE FINE
SECONDED BY MR. FRIED
MOTION PASSED UNANIMOUSLY**

- DDD. Case # 07-2418, 219 Chilean Ave., MWB Family Trust
Violation of Chapter 122, Section 122-53 of the Town of Palm Beach Code of Ordinances: the Town Council authorizes the Director of Public Works to order curtailment of the use of water for certain nonessential purposes including specifying certain days and hours when lawns and shrubbery may be watered.

**MOTION BY MS. GREENBERG THAT THESE DEFENDANTS ARE FOUND IN NON-COMPLIANCE, ORDERED TO PAY AN ADMINISTRATIVE FEE IN THE AMOUNT OF \$150.00 AND PAYMENT OF THE FINE
SECONDED BY MR. FRIED
MOTION PASSED UNANIMOUSLY**

- FFF. Case # 07-2420, 60 Cocoanut Row, Royal Poinciana Chapel
Violation of Chapter 122, Section 122-53 of the Town of Palm Beach Code of Ordinances: the Town Council authorizes the Director of Public Works to order curtailment of the use of water for certain nonessential purposes including specifying certain days and hours when lawns and shrubbery may be watered.

**MOTION BY MS. GREENBERG THAT THESE DEFENDANTS ARE FOUND IN NON-COMPLIANCE, ORDERED TO PAY AN ADMINISTRATIVE FEE IN THE AMOUNT OF \$150.00 AND PAYMENT OF THE FINE
SECONDED BY MR. FRIED
MOTION PASSED UNANIMOUSLY**

Mr. Weymer recommends the following cases be rescheduled to the January 17th Code Enforcement Board meeting:

The cases are: #07-2385, #07-2408, #07-2412, #07-2421 and #07-2424.

- W. Case # 07-2385, 1640 So. Ocean Blvd., Philip Steinberg
Violation of Chapter 122, Section 122-53 of the Town of Palm Beach Code of Ordinances: the Town Council authorizes the Director of Public Works to order curtailment of the use of water for certain nonessential purposes including specifying certain days and hours when lawns and shrubbery may be watered.

MOTION BY MR. OCHSTEIN TO RESCHEDULE THESE CASES TO THE NEXT CODE ENFORCEMENT BOARD MEETING ON JANUARY 17, 2008
MOTION SECONDED BY MR. FRIED
MOTION PASSED UNANIMOUSLY

- TT. Case # 07-2408, 243 Ocean Ter., Christopher & Joan Eldin
Violation of Chapter 122, Section 122-53 of the Town of Palm Beach Code of Ordinances: the Town Council authorizes the Director of Public Works to order curtailment of the use of water for certain nonessential purposes including specifying certain days and hours when lawns and shrubbery may be watered.

MOTION BY MR. OCHSTEIN TO RESCHEDULE THESE CASES TO THE NEXT CODE ENFORCEMENT BOARD MEETING ON JANUARY 17, 2008
MOTION SECONDED BY MR. FRIED
MOTION PASSED UNANIMOUSLY

- XX. Case # 07-2412, 292 Colonial Ln., Susan M. Leas
Violation of Chapter 122, Section 122-53 of the Town of Palm Beach Code of Ordinances: the Town Council authorizes the Director of Public Works to order curtailment of the use of water for certain nonessential purposes including specifying certain days and hours when lawns and shrubbery may be watered.

MOTION BY MR. OCHSTEIN TO RESCHEDULE THESE CASES TO THE NEXT CODE ENFORCEMENT BOARD MEETING ON JANUARY 17, 2008
MOTION SECONDED BY MR. FRIED
MOTION PASSED UNANIMOUSLY

- GGG. Case # 07-2421, 250 Clarke Ave., John Atkinson
Violation of Chapter 122, Section 122-53 of the Town of Palm Beach Code of Ordinances: the Town Council authorizes the Director of Public Works to order curtailment of the use of water for certain nonessential purposes including specifying certain days and hours when lawns and shrubbery may be watered.

MOTION BY MR. OCHSTEIN TO RESCHEDULE THESE CASES TO THE NEXT CODE ENFORCEMENT BOARD MEETING ON JANUARY 17, 2008
MOTION SECONDED BY MR. FRIED
MOTION PASSED UNANIMOUSLY

- JJJ. Case # 07-2424, 1585 N. Lake Way, Joann Gerstein
Violation of Chapter 122, Section 122-53 of the Town of Palm Beach Code of Ordinances: the Town Council authorizes the Director of Public Works to order curtailment of the use of water for certain nonessential purposes including specifying certain days and hours when lawns and shrubbery may be watered.

MOTION BY MR. OCHSTEIN TO RESCHEDULE THESE CASES TO THE NEXT CODE ENFORCEMENT BOARD MEETING ON JANUARY 17, 2008
MOTION SECONDED BY MR. FRIED
MOTION PASSED UNANIMOUSLY

Code Enforcement Officer Weymer advised this concluded all business concerning water violation cases.

VII. Old Business/Fine Consideration:

- A Case # 07-2327, 300 Seabreeze Avenue, Action Home Remodeling LLC, Jane and Harry Phillips
Violation of Chapter 18, Section 18-242, Subsection 104.5.1.6, Small projects, all new or remodel construction projects 3,999 sq. ft. or less under roof be allowed 13 months.

Lead Code Enforcement Officer Rob Walton presented on behalf of Code Enforcement Officer Gerry who had left the meeting. Lead Code Enforcement Officer Walton advised that at the 11/15/07 Board meeting, there was a finding of non-compliance and the defendant was given 7 days to comply. The job has not been finished and he recommends a \$250.00 fine per day be assessed retroactive to November 23, 2007 and continuing until compliance is achieved.

The designer, Page Pressley, was present on behalf of Tom Irwin and Jane Phillips and said they were working diligently to get the project completed as soon as possible and were aware of the fine being assessed each day. Mr. Koepfel reminded everyone this was a landmark house and commented on the previous ruling by the Board. Ms. Van Buren suggested that perhaps the fine start today, instead of the 11/23/07 date. Mr. Koepfel noted he believed the Board was sending the wrong message to people who wanted to restore a property. Mr. Raffo reiterated the Board was following the direction of the Town Council in asking everyone to abide by the rules. Mr. Fried echoed Mr. Raffo's remarks and said there were mechanisms in place if someone was going to go over the time limit in renovating a house and these individuals did not avail themselves of it.

MOTION BY MR. RAFFO THAT THE VIOLATOR BE ASSESSED A \$250.00 FINE PER DAY RETROACTIVE TO NOVEMBER 23, 2007 AND CONTINUING UNTIL COMPLIANCE IS ACHIEVED.
MOTION SECONDED BY MR. FRIED
MOTION OPPOSED

ROLL CALL VOTE:

MR. RAFFO	YES
MR. FRIED	YES
MR. KOEPPEL	NO
MR. OCHSTEIN	YES

MR. GREENBERG	YES
MR. VAN BUREN	NO
MR. HOFFMAN	NO
MOTION PASSED	4-3

- B Case # 07-2328, 221 Seaspray Avenue, Home Technical Building Contractor, Tatiana Platt, Maura Ziska, TR Title Holder
Violation of Chapter 18, Section 18-242, Subsection 104.5.1.6, Large projects, all new or remodel construction projects of 9,000 sq. ft. or more under roof be allowed 30 months.

Lead Code Enforcement Officer Rob Walton advised there had been a finding of non-compliance at the November Board meeting and the Board granted the defendant 7 days to come into compliance. It took 15 days for them to come into compliance and he recommends a \$250.00 fine per day starting 11/23/07 and running until compliance was achieved on 11/29/07, a total of 7 days at \$250.00 for a total of \$1750.00. Mike Retino from Home Technical Services was present and said he had requested an inspection which he could not get into the computer until after the weekend. He had to deal with some permits which the Town still showed open and 2 inspections canceled by the Town which he has documented. Mr. Retino said he had 22 permits on the home which was hard to keep track of and the VRU computer was not working properly. He said the house had been completed when he was before the Board in November but he was just waiting on inspections. Mr. Retino said he was asking for the fines to be dropped but did not have a problem with the administrative fee. Mr. Taylor was present and said one inspection had been cancelled by the Town but one after that failed on 11/29/07.

MOTION BY MR. OCHSTEIN THAT NO FEES BE ASSESSED
MOTION SECONDED BY MR. KOEPEL
MOTION PASSED UNANIMOUSLY

XIII. Adjournment:

The meeting was adjourned without benefit of a motion.