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TOWN OF PALM BEACH

CODE ENFORCEMENT BOARD MINUTES

2:00 P.M. THURSDAY, DECEMBER 20, 2001

AT THE TOWN COUNCIL CHAMBERS, 360 S. COUNTY ROAD

I. **Call to Order:** The meeting was called to order at 2:02 p.m. by Chairman David J. Thomas.

II. **Roll Call:** PRESENT: David J. Thomas, Chairman

Scott Sloane, Vice-Chairman

Eugene Lawrence, Member

M. S. Rukeyser, Jr., Member

P. Robert Bale, Member

Pamela Hoffpauer, Member

Lowell Levine, Alternate Member

ABSENT: Dr. Harry Horwich, Member (Excused)

RECORDING SECRETARY: Deborah A. Morakis

III. Approval of the Minutes of November 15, 2001:

MOTION BY MR. BALE TO APPROVE THE MINUTES OF THE NOVEMBER 15, 2001 CODE ENFORCEMENT BOARD MEETING.

MOTION SECONDED BY MR. SLOANE.

MOTION CARRIED UNANIMOUSLY.

IV. Public Hearings:

A Case #01-1347, Donna A. Ward, 1564 South Ocean Blvd.

Violation of Chapter 18, Section 18-242, Subsection 104.1.1 of the Town of Palm Beach Code of Ordinances, a building permit is required to construct, install, repair, or alter any building or building system. This permit must be obtained prior to commencing work.

MOTION BY MR. SLOANE THAT THE DEFENDANT BE FOUND GUILTY AND ORDERED TO COMPLY BY OBTAINING ARCOM APPROVAL, A PERMIT TO LEAVE WINDOW EYEBROWS AT FRONT OF PROPERTY AND PAYING A PERMIT FEE EQUAL TO THREE (3) TIMES THE USUAL PERMIT FEE OR REMOVE SAME WITHIN 30 DAYS OF ARCOM APPROVAL.

MOTION SECONDED BY MR. LAWRENCE.

MOTION CARRIED UNANIMOUSLY.

B Case #01-1372, Per A. & Rachel C. Lorentzen, 216 Garden Road

Violation of Section 102.45 of the Town of Palm Beach Code of Ordinances, placing yard trash on Town right-of-way out of line with the schedule.

MOTION BY MR. BALE TO FIND THE DEFENDANT GUILTY AND ORDER TO PAY THE FINE AND COSTS.

MOTION SECONDED BY MR. RUKEYSER.

MOTION CARRIED UNANIMOUSLY.

C Case #01-1376, Harry Cornelius, 3474 So. Ocean Blvd.

Violation of Chapter 18, Section 18-242 Subsection 1 *104.1.1* of the Town of Palm Beach Code of Ordinances, a building permit is required to construct, install, repair or alter

any building or building system. This permit must be obtained prior to commencing work.

MOTION BY MR. LAWRENCE TO DISMISS CASE # ' S 01-1376, 01-1377, 01-1378, 01-1379, 01-1380, 01-1381 FOR COMPLIANCE.

MOTION SECONDED BY MR. SLOANE.

MOTION CARRIED UNANIMOUSLY.

D Case #01-1377, Cara Smolen, 122 Peruvian Avenue, Suite #4

Violation of Chapter 18, Section 18-242 Subsection 1 *104.1.1* of the Town of Palm Beach Code of Ordinances, a building permit is required to construct, install, repair or alter any building or building system. This permit must be obtained prior to commencing work.

MOTION BY MR. LAWRENCE TO DISMISS CASE # ' S 01-1376, 01-1377, 01-1378, 01-1379, 01-1380, 01-1381 FOR COMPLIANCE.

MOTION SECONDED BY MR. SLOANE.

MOTION CARRIED UNANIMOUSLY.

E Case #01-1378, Mathew B. McCormak, 233 Bahama Lane

Violation of Chapter 18, Section 18-87 of the Town of Palm Beach Code of Ordinances, all properties must retain or drain properly all soil and water contained on or from the property.

MOTION BY MR. LAWRENCE TO DISMISS CASE # ' S 01-1376, 01-1377, 01-1378, 01-1379, 01-1380, 01-1381 FOR COMPLIANCE.

MOTION SECONDED BY MR. SLOANE.

MOTION CARRIED UNANIMOUSLY.

F Case #01-1379, Jane H. Janssen, 300 Barton Avenue

Violation of Chapter 106, Section 106-159 (a) and (b) of the Town of Palm Beach Code of Ordinances, a vertical clearance of eighteen (18) feet above all roadways and alleys must be maintained to allow unobstructed passage of vehicles. Also, according to the same Code, a vertical clearance of eight (8) feet above all sidewalks and extending the full width above all sidewalks must be maintained.

MOTION BY MR. LAWRENCE TO DISMISS CASE # ' S 01-1376, 01-1377, 01-1378, 01-1379, 01-1380, 01-1381 FOR COMPLIANCE.

MOTION SECONDED BY MR. SLOANE.

MOTION CARRIED UNANIMOUSLY.

G Case #01-1380, Marie E. Wilson, 1388 North Lake Way

Violation of Chapter 106, 106-159 of the Town of Palm Beach Code of Ordinances, a vertical clearance of eighteen (18) feet above all roadways and alleys must be maintained to allow unobstructed passage for vehicles.

MOTION BY MR. LAWRENCE TO DISMISS CASE # ' S 01-1376, 01-1377, 01-1378, 01-1379, 01-1380, 01-1381 FOR COMPLIANCE.

MOTION SECONDED BY MR. SLOANE.

MOTION CARRIED UNANIMOUSLY.

H Case #01-1381, Echo Restaurant, 230 Sunrise Avenue

Violation of Section 38-35 (b) of the Town of Palm Beach Code of Ordinances, alarm system users with fines not paid within thirty (30) days of first billing shall be referred to the Town ' s Code Enforcement Board.

MOTION BY MR. LAWRENCE TO DISMISS CASE # ' S 01-1376, 01-1377, 01-1378, 01-1379, 01-1380, 01-1381 FOR COMPLIANCE.

MOTION SECONDED BY MR. SLOANE.

MOTION CARRIED UNANIMOUSLY.

V. Presentation of New Cases to Set for Hearing:

A Case #01-1382, Leopold Balestrieri, 105 Casa Bendita

Violation of Chapter 42, Section 42-86 of the Town of Palm Beach Code of Ordinances, grass shall not grow to a height greater than 8" and debris shall not be allowed to accumulate on property in the Town of Palm Beach.

B Case #01-1383, Kean Investments, Inc., 260 Miraflores Drive

Violation of Chapter 42, Section 42-87 of the Town of Palm Beach Code of Ordinances, all exterior walls, etc., shall be reasonably free of cracks, painted and shall be kept in sound condition and good repair.

Violation of Chapter 42, Section 42-86 of the Town of Palm Beach Code of Ordinances, trash and debris shall not be allowed to accumulate on property in the Town of Palm Beach.

C Case #01-1384, Roddy Limited Partnership, 332 South County Road

Violation of Chapter 42, Section 42-87 of the Town of Palm Beach Code of Ordinances, all exterior walls, doors and windows shall be reasonably free of cracks, painted and shall be kept in sound condition and good repair.

D Case #01-1385, Charles T. Roddey, 432 Brazilian Avenue

Violation of Chapter 42, Section 42-87 of the Town of Palm Beach Code of Ordinances, all exterior walls, doors and windows shall be reasonably free of cracks, painted and shall be kept in sound condition and good repair.

Violation of Chapter 42, Section 42-86 of the Town of Palm Beach Code of Ordinances, it shall be unlawful and constitute a nuisance for any owner of land within the Town to allow building materials, non-operative boats, or other such items to accumulate.

MOTION BY MR. SLOANE TO SET CASE # ' S 01-1382, 01-1383, 01-1384 AND 01-1385 FOR HEARING AT THE JANUARY 17, 2002 CODE ENFORCEMENT BOARD HEARING.

MOTION SECONDED BY MR. RUKEYSER.

MOTION CARRIED UNANIMOUSLY.

VI. New Business:

 Best wishes to everyone for a Happy Holiday and a Happy New Year.

VII. Old Business:

Brian House reported that he had received a telephone call from the owner of the Sealord/Sandpillow Properties indicating that they would like to reopen the hotel again. The sale of the property has fallen through. They will be forwarding payment for the license fees via overnight mail.

VIII. Adjournment: The meeting was adjourned at 2:15 p.m. without benefit of a motion.