



TOWN OF PALM BEACH

**TENTATIVE AGENDA:
SUBJECT TO REVISION**

**CODE ENFORCEMENT BOARD
COUNCIL CHAMBERS
2ND FLOOR, TOWN HALL
360 SOUTH COUNTY ROAD**

OCTOBER 20, 2011

2:00 P.M.

The progress of this meeting maybe monitored by visiting the Town's web site. (www.townofpalmbeach.com) and selecting "Live Meeting Audio" under the "Your Government" tab. If you have any questions regarding that feature, please contact the Office of Information Systems (561) 227-6315. The audio recording of the meeting will appear within 12 hours after the conclusion of the meeting under "Agendas, Minutes, and Audio."

I. Call to Order:

II. Roll Call:

Timothy Hoffman, Chairman
Harris Fried, Vice Chairman
Joel Koeppe, Member
Larry Ochstein, Member
Madelyn Greenberg, Member
Cynthia Van Buren, Member
James Ballentine, Jr., Member
W Anthony Dowell, Alternate Member
Scotch Peloso, Alternate Member

III. Approval of the Minutes of September 15, 2011

IV. Administration of the Oath to Town Staff:

V. Public Hearings:

- A. Case # CE 11-1296, 129 Woodbridge Road, Neil Shepard
Violation of Chapter 78, Section 78-101 (1) of the Town of Palm Beach Code of Ordinances, permit required for the solicitation of contributions for any charitable purpose in the Town of Palm Beach
- B. Case # CE 11-1369, 1 Southern Blvd. (Causeway), Elaina L. Dahl
Violation of Chapter 10, Section 10-43 of the Town of Palm Beach Code of Ordinances, allowing dog to run at large
- C. Case # CE 11-1142, 249 Royal Palm Way, Merrill Lynch & Peabey Assoc.
Chapter 38 Section 38-35 (b) of the Town of Palm Beach Code of Ordinances, unpaid alarm fines
- D. Case # CE 11-1143, 241 Royal Palm Way, Citigroup Private Bank & FJK Tee Jay LTD
Chapter 38 Section 38-35 (b) of the Town of Palm Beach Code of Ordinances, unpaid alarm system fines
- E. Case # CE 11-1269, 390 N. Lake Way, E.J. Rosenwald, Jr.
Violation of Chapter 106, Section 106-159, a clearance of 8 feet, measured vertically from the edges and extending the full width of all sidewalks and bike trails in the Town to be maintained at all times for the unobstructed passage of pedestrians and others using such sidewalks and bike trails
- F. Case # CE 11-930, 232 Cocoanut Row, Elizabeth S. Thompson
Violation of Chapter 106, Section 106-159 of the Town of Palm Beach Code of Ordinances, a clearance of 8 feet, measured vertically from the edges and extending the full width of all sidewalks and bike trails in the Town shall be maintained at all times for the unobstructed passage of pedestrians and others using such sidewalks and bike trails and Chapter 42, Section 42-87 of the Code, all exterior surfaces to be kept painted and maintained in good condition.
- G. Case # CE 11-1343, 270 Queens Lane, Thomas A Miller
Violation of Chapter 18, Section 18-242 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, remove, convert or replace any electrical, mechanical or plumbing system.
- H. Case # CE 11-1349, 230 Esplanade Way, L.E. Bierly, Jr.
Violation of Chapter 42, Section 42-86 of the Town of Palm Beach Code of Ordinances, unsightly, unsafe or unsanitary conditions and grass higher than 8" in height not permitted

- I. Case # CE 11-1257, 221 Ocean Terrace, Robert Ficalora
Violation of Chapter 122, Section 122-53 of the Town of Palm Beach Code of Ordinances, watering outside of allowable days/hours of the emergency water restrictions
- J. Case # CE 11-1256, 130 Dolphin Road, Virginia Bussey
Violation of Chapter 122, Section 122-53 of the Town of Palm Beach Code of Ordinances, watering outside of allowable days/hours of the emergency water restrictions
- K. Case # CE 11-1251, 222 El Brillo Way, David Wetherell
Violation of Chapter 122, Section 122-53 of the Town of Palm Beach Code of Ordinances, watering outside of allowable days/hours of the emergency water restrictions

VI. Fine Consideration

- A. Case # CE 11-1222, 215 Nightingale Trl., U.S. Bank
Violation of Chapter 42, Section 42-86 of the Town of Palm Beach Code of Ordinances, stagnant water or unsanitary conditions prohibited and properties to be maintained in good condition; Violation of Chapter 42, Section 42-87, exterior walls to be reasonably free of cracks or holes and all exterior surfaces to be painted and in good repair
- B. Case # CE 11-1232, 1191 N. Ocean Way, Mocking Bird Trust
Violation of Chapter 42, Section 42-87 of the Town of Palm Beach Code of Ordinances, roofs to be maintained in a condition so as not to leak, exterior walls to be reasonably free of cracks or holes through which weather elements can enter the building or structure, all exterior surfacing material to be painted and in good repair and appurtenances such as fences to be maintained in a good state of repair; Violation of Chapter 42, Section 42-86, unsightly, unsafe or unsanitary conditions and the storage of debris on private property is prohibited; Violation of Chapter 126, Section 126-32, all coconut trees in the Town to be trimmed free of coconuts and dead or dying fronds by August 1st of each year.

VII. Fine Reduction

- A. Case # 09-2672, 2842 S. Ocean Blvd., 2401 2301 00 Trust, The Omphoy Ocean Resort Palm Beach
Violation of Chapter 134, Section 134-1702 of the Town of Palm Beach Code of Ordinances, no structure of any nature shall be constructed closer than 150 feet to the designated ocean bulkhead line unless a proper ocean bulkhead exists

B. Case # 10-2700, 2842 S. Ocean Blvd., 2401 2301 00 Trust, The Omphoy Ocean Resort Palm Beach

Violation of Chapter 134, Section 134-1702 of the Town of Palm Beach Code of Ordinances, no structure of any nature shall be constructed closer than 150 feet to the designated ocean bulkhead line unless a proper ocean bulkhead exists and Chapter 134, Section 134-1473 which does not permit any structures or beach buildings with maximum dimensions greater than 20x25 feet and Section 134-1474 which does not permit more than one beach house structure to be erected

C. Case # CE 10-670, 105 N. County Road, PB 105 LLC

Violation of Chapter 18, Section 18-241 of the Town of Palm Beach Code of Ordinances and adopted 2004 Florida Building Code, Section 105, building permit required to construct, enlarge, alter, repair, move or demolish any building or structure and Violation of Chapter 42, Section 42-87 exterior walls to be kept reasonably free of cracks or holes through which weather elements can enter the building or structure and all exterior surfacing material to be painted and in good repair

VIII. Board Comments:

IX. Adjournment:

Note 1: If a person decides to appeal any decision made by this Commission with respect to any matter considered at this meeting or hearing, he/she will need a record of the proceedings, and that, for such purpose, he/she may need to ensure that a verbatim record of the proceedings is made, which records include the testimony and evidence upon which the appeal is to be based.

Note 2: A disabled persons who need an accommodation in order to participate in this Commission Meeting are requested to contact the Town Manager's Office at 838-5410 or through the Florida Relay Service by dialing 1-800-955-8770 for voice callers or 1-800-955-8771 for TDD callers, at least five (5) working days before this meeting.