



Town Document Library

Adobe

Document

Document Name	OctMinutes172002	Subject	October 2002 Code Enforcement Board Meeting Minutes	Date	Thu 10/17/2002
Directory	Code	Type	Minutes	Category	Code Enforcement

**TOWN OF PALM BEACH
CODE ENFORCEMENT BOARD MINUTES
2:00 P.M. THURSDAY, OCTOBER 17, 2002
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, Eugene Lawrence.

II. **Roll Call:** PRESENT: Eugene Lawrence, Chairman
 R. Robert Bale, Vice-Chairman
 Dr. Harry Horwich, Member
 M. S. Rukeyser, Jr., Member
 Pamela Hoffpauer, Member
 Richard A. Raffo, Member
 Joel P. Koeppel, Member
 Timothy Hoffman, Alternate Member
 Brian K. House, Chief Code Compliance Officer
 Robert S. Walton, Code Compliance Officer
 John C. Randolph, Attorney

RECORDING SECRETARY: Deborah A. Morakis

III. **Approval of the Minutes of September 19, 2002:**
MOTION BY MS. HOFFPAUER TO APPROVE THE MINUTES OF THE
SEPTEMBER 19, 2002 CODE ENFORCEMENT BOARD MEETING.
MOTION SECONDED BY MR. RUKEYSER.
MOTION CARRIED UNANIMOUSLY.

IV. **Public Hearings:**

A **Case #02-1465, Frederick T. Bedford III, 345 Brazilian Avenue**
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. BALE TO DISMISS CASE #02-1465 AND CASE #02-1471 FOR COMPLIANCE.
MOTION SECONDED BY MR. KOEPEL.
MOTION CARRIED UNANIMOUSLY.

- B Case #02-1466. Joseph J. & Elaine A. Merriman, 11 Lake Trail Circle
Violation of Chapter 62, Section 62-77, of the Town of Palm Beach Code of Ordinances, all bulkheads and seawalls within the Town shall be maintained in good repair and in an impervious condition without cracks and/or holes that allow for the passage of sand.
MOTION BY DR. HORWICH TO POSTPONE CASE #'S 02-1466, 02-1467, 02-1468, 02-1469 AND 02-1470 FOR HEARING AT THE DECEMBER 19, 2002 CODE ENFORCEMENT BOARD HEARING.
MOTION SECONDED BY MR. KOEPEL.
MOTION CARRIED UNANIMOUSLY.
- C Case #02-1467. 447 Primavera Way, L.C., 447 Primavera Way
Violation of Chapter 62, Section 62-77 of the Town of Palm Beach Code of Ordinances, all bulkheads and seawalls within the Town shall be maintained in good repair and in an impervious condition without cracks and/or holes that allow for the passage of sand.
MOTION BY DR. HORWICH TO POSTPONE CASE #'S 02-1466, 02-1467, 02-1468, 02-1469 AND 02-1470 FOR HEARING AT THE DECEMBER 19, 2002 CODE ENFORCEMENT BOARD HEARING.
MOTION SECONDED BY MR. KOEPEL.
MOTION CARRIED UNANIMOUSLY.
- D Case #02-1468. George Milidrag, 445 Antigua Lane
Violation of Chapter 62, Section 62-77 of the Town of Palm Beach Code of Ordinances, all bulkheads and seawalls within the Town shall be maintained in good repair and in an impervious condition without cracks and/or holes that allow for the passage of sand.
MOTION BY DR. HORWICH TO POSTPONE CASE #'S 02-1466, 02-1467, 02-1468, 02-1469 AND 02-1470 FOR HEARING AT THE DECEMBER 19, 2002 CODE ENFORCEMENT BOARD HEARING.
MOTION SECONDED BY MR. KOEPEL.
MOTION CARRIED UNANIMOUSLY.
- E Case #02-1469. Ralph & Carla Guild, 10 South Lake Trail
Violation of Chapter 62, Section 62-77 of the Town of Palm Beach Code of Ordinances, all bulkheads and seawalls within the Town shall be maintained in good repair and in an impervious condition without cracks and/or holes that allow for the passage of sand.
MOTION BY DR. HORWICH TO POSTPONE CASE #'S 02-1466, 02-1467, 02-1468, 02-1469 AND 02-1470 FOR HEARING AT THE DECEMBER 19, 2002 CODE ENFORCEMENT BOARD HEARING.
MOTION SECONDED BY MR. KOEPEL.
MOTION CARRIED UNANIMOUSLY.
- F Case #02-1470. Leonard Sessa, 1 Via Sunny
Violation of Chapter 62, Section 62-77 of the Town of Palm Beach Code of Ordinances, all bulkheads and seawalls within the Town shall be maintained in good repair and in an

impervious condition without cracks and/or holes that allow for the passage of sand.

MOTION BY DR. HORWICH TO POSTPONE CASE #'S 02-1466, 02-1467, 02-1468, 02-1469 AND 02-1470 FOR HEARING AT THE DECEMBER 19, 2002 CODE ENFORCEMENT BOARD HEARING.

MOTION SECONDED BY MR. KOEPEL.

MOTION CARRIED UNANIMOUSLY.

G Case #02-1471, Catherine O. Yoh, 341 Peruvian Avenue

Violation of Chapter 106, Section 106-159 (a) of the Town of Palm Beach Code of Ordinances, a vertical clearance of eight (8) feet above all sidewalks must be maintained to allow for unobstructed passage of pedestrians.

MOTION BY MR. BALE TO DISMISS CASE #02-1465 AND CASE #02-1471 FOR COMPLIANCE.

MOTION SECONDED BY MR. KOEPEL.

MOTION CARRIED UNANIMOUSLY.

H Case #02-1472, Ms. Jane Freeman, 268 Nightingale Trail

Violation of Chapter 42, Section 42-87 of the Town of Palm Beach Code of Ordinances, all structures must be kept painted and in a good state of repair.

MOTION BY DR. HORWICH TO POSTPONE CASE 02-1472 FOR HEARING AT THE NOVEMBER 21, 2002 CODE ENFORCEMENT BOARD HEARING.

MOTION SECONDED BY MR. KOEPEL.

MOTION CARRIED UNANIMOUSLY.

V. **Presentation of New Cases to Set for Hearing:**

A Case #02-1473, House of Kahn, 231 Peruvian 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.

B Case #02-1474, Arthur T. Scholfied, 2185 Ibis Isle, Apt. 1

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.

C Case #02-1475, Mark & Deborah Remson, 2270 Ibis Isle Road

Violation of Chapter 42, Section 42-86 of the Town of Palm Beach Code of Ordinances, it is unlawful for any property owner to allow grass or weeds to grow to a height greater than eight (8) inches, or vegetation to become overgrown or accumulate.

D Case #02-1476, Sloans Curve North, Inc., 1980 South Ocean Blvd.

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.

MOTION BY MR. KOEPEL TO SET CASE #'S 02-1473, 02-1474, 02-1475 AND 02-1476 FOR HEARING AT THE DECEMBER 19, 2002 CODE ENFORCEMENT BOARD HEARING.

MOTION SECONDED BY MR. BALE.

MOTION CARRIED UNANIMOUSLY.

VI. **New Business:**

VII. **Old Business:**

A **Case #02-1358, Harry J. Brown, 130 Peruvian Avenue**

Violation of the Town of Palm Beach Code of Ordinances, Section 104.6.1.4, Small Projects, all new or remodel construction projects of 3,999 sq. ft. or less shall be allowed twelve (12) months.

Mr. Rick Warner, Planner was here on behalf of Mr. Brown and gave a progress report on the project and asked for a sixty (60) extension in order to complete the project. After further testimony was given by Mr. Al Brown the following motion was made:

MOTION BY MR. KOEPPPEL TO GRANT A SIXTY (60) DAY EXTENSION IN CASE #02-1358 TO ACHIEVE SUBSTANTIAL COMPLETION WHICH WILL INCLUDE LANDSCAPING. IF COMPLETION IS NOT ACHIEVED, THERE WILL BE A \$250.00 PER DAY FINE IMPOSED RETROACTIVE TO APRIL 1, 2002.

MOTION SECONDED BY MS. HOFFPAUER.

MOTION CARRIED UNANIMOUSLY.

B **Case #02-1417, Consolidated Equities SA, 317 Garden Road**

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 eight (8) inches and debris shall not be allowed to accumulate on property in the Town of Palm Beach.

Robert Walton and Brian House reported on the condition of property. After much discussion, the following motion was made:

MOTION BY MR. RUKEYSER TO AUTHORIZE THE TOWN COUNCIL TO PROCEED WITH FORECLOSURE.

MOTION SECONDED BY MR. BALE.

MOTION CARRIED UNANIMOUSLY.

VIII. **Adjournment:** The meeting was adjourned at 2:30 p.m. without benefit of a motion.