



TOWN OF PALM BEACH

**TENTATIVE AGENDA:
SUBJECT TO REVISION**

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

SEPTEMBER 15, 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 Koepfel, Member
Larry Ochstein, Member
Madelyn Greenberg, Member
James Ballentine, Jr., Member
W Anthony Dowell, Alternate Member
Scotch Peloso, Alternate Member

III. Approval of the Minutes of August 18, 2011

IV. Administration of the Oath to Town Staff:

V. Public Hearings:

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.

C. Case # CE 11-1231, 324 Royal Palm Way, RP SR Royal Palm Way LLC

Violation of Chapter 22, Section 22-57 and Section 22-58 of the Town of Palm Beach Code of Ordinances, all windows and doors of vacant buildings or buildings under construction located within the commercial zoning district whose windows and doors can be viewed from the public street and expose the interior of the building to provide approved screening in accordance with the revised "Vacant or Under Construction Window Treatment Policy"

D. 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

E. 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

F. Case # CE 11-1140, 125 Worth Ave., #100, BB&T and Whalou Properties III LLC

Violation of Chapter 134, Section 134-2372 of the Town of Palm Beach Code of Ordinances, permit required for the erection or installation of any sign within the town.

- G. Case # CE 11-1241, 350 S. County Rd., Ste. 100, Fiori
Violation of Chapter 114, Section 114-32 of the Town of Palm Beach Code of Ordinances, a business tax receipt for any person who carries on, engages in or conducts an occupation, business or profession enumerated in Chapter 114-43 of the Code
- H. 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
- I. Case # CE 11-952, 140 Seaspray Ave., Lily Rovin
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 11-951, 2560 S. Ocean Blvd., 2560 South Ocean Condominium
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 11-1109, 3250 S. Ocean Blvd., The Dorchester
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
- L. Case # CE 11-1106, 214 Dunbar Rd., Dreamlife Corp.
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
- M. Case # CE 11-1148, 1740 S. Ocean Blvd., Persa Athans
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
- N. Case # CE 11-1156, 205 Jamaica Ln., Joshua Leader
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 11-1024, 1700 S. Ocean Blvd., Estate of Gertrude Maxwell

Violation of Chapter 42, Section 42-86 of the Town of Palm Beach Code of Ordinances, unsightly, unsafe or unsanitary conditions, stagnant water, debris on private property and grass greater than 8" in height prohibited and Chapter 106, Section 106-159 (b) requires a clearance of 18 feet, measured vertically from the edges of the pavement and extending the full width of all streets and roadways is to be maintained at all times for the unobstructed passage of vehicles.

B. Case # CE 11-778, 142 Via Palma, Salomon & Ellen Bitton

Violation of Chapter 42, Section 42-86 of the Town of Palm Beach Code of Ordinances, stagnant water or unsanitary conditions prohibited and properties required to be maintained in good condition.

C. Case # CE 11-489, 216 Tradewind Dr., Scott M. & Virginia O. Gordon

Violation of Chapter 42, Section 42-228 of the Town of Palm Beach Code of Ordinances, a maximum permissible emission of noise level is established by use of a sound level meter and is set at a maximum of 61 dBA for day and 55 dBA for night (between 7:00 p.m. and 9:00 a.m.) for the geographic area

D. Case # CE 11-553, 228 Worth Ave., Malo & Palm V Assoc. Ltd.

Violation of Chapter 42, Section 42-87 of the Town of Palm Beach Code of Ordinances, all exterior surfaces to be kept painted and maintained in good condition.

VII. Fine Reduction

A. Case # CE 11-395, 2259 Ibis Isle Rd. E., Steffes Investments, Inc.

Violation of Chapter 18, Section 18-747, swimming pools to be surrounded with a minimum four (4) foot high enclosure with gates that self-close and latch; Violation of Chapter 42, Section 42-86 unsightly, unsafe or unsanitary conditions and debris on private property not allowed

B. 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

C. 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

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.