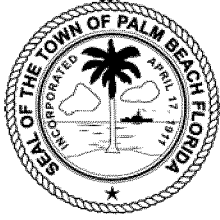


TOWN OF PALM BEACH

POLICE DEPARTMENT

A NATIONAL AND STATE ACCREDITED LAW ENFORCEMENT AGENCY



TOWN OF PALM BEACH

CODE ENFORCEMENT BOARD MINUTES

2:00 P.M. THURSDAY, JUNE 21, 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.

Chairman Hoffman congratulated Sgt. Fred Hess on behalf of the Code Enforcement Board on being named Palm Beach Officer of the Year. Chairman Hoffman stated this is an honor well deserved and feels proud having Sgt. Hess serving our Board and in our community.

- II. **Roll Call:**
- | | |
|----------|--|
| Present: | Timothy Hoffman, Chairman
Joel P. Koepfel, Member
Larry Ochstein, Member
Martin I. Klein, Member
Catherine M. Duemler, Member
Harris S. Fried, Member
Madelyn Greenberg, Alternate Member
Cynthia Van Buren, Alternate Member
Stirling Halversen, Acting Town Attorney |
| Absent: | Richard A. Raffo, Vice-Chairman |
| Staff: | Captain Kirk Blouin
Robert S. Walton, Lead Code Enforcement Officer
Sgt. Fred Hess
Nickie Altomaro, Recording Secretary
Nancy McElhinney |

Let the record reflect Ms. Greenberg will be voting member in the Absence of Mr. Raffo.

- III. **Approval of the Minutes of April 19, 2007 and May 17, 2007:**

MOTION BY MR. KOEPPPEL FOR APPROVAL OF THE APRIL AND MAY 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 Nickie Altomaro.

V. **Sgt. Fred Hess of the Palm Beach Police Department addressed the Board regarding water use restriction violations on the agenda.**

Sgt. Hess stated as of yesterday June 20, 2007 the Police Department has issued 344 citations for water restriction violations. Some of the residents cited have entered a plea of guilty and paid the appropriate fine. The remainder are on today's agenda. We are looking at approximately 44 hearings on water restriction violations. Due to the large number of cases we have devised a plan which will save time for the Board as well as the public. Sgt. Hess asked with the Board's permission to address the public.

Sgt. Hess addressed the public and stated if they feel they were incorrectly cited or if they have documentation due to FP&L power failure to discuss with Code Enforcement Officer Bryant Weymer located in the back conference room. In regards to the water restriction violation cases to be heard by the Board today, if the Board's finding is non compliance a \$150 Administrative Fee will be recommended in addition to the fine. If you wish to plead guilty and pay your fine you have a final opportunity today to do so in the back conference room.

Lead Code Enforcement Officer Walton addressed Chairman Hoffman regarding a letter from Mr. Raffo's physician that he is indisposed and cannot make it to the meeting today and asked that his absence be excused. Chairman Hoffman complied with this request.

VI. **Public Hearings:**

A **Case # 07-2103, 395 Caribbean Road, Keith & Linda Beaty**

Violation of Chapter 18, Section 18-242, Subsection 104.5.1.6, Small Projects, all new or remodel construction projects of 3,999 sq. ft. or less under roof be allowed 12 months.

Lead Code Enforcement Officer Walton presented the facts of this case and reported that this project is 17 months overdue.

Mr. Elhillo addressed the Board on behalf of the owners. Mr. Elhillo stated that they are waiting for lighting fixtures and will be in compliance in one month.

Lead Code Enforcement Officer Walton recommended to the Board to find them in non compliance and administrative costs of \$150 and give them 25 days to come into compliance which would be July 16, 2007 prior to the next meeting.

After further discussion, the following motion was made:

MOTION BY MR. KOPELL THAT THE DEFENDANT BE FOUND IN NON COMPLIANCE, ORDERED TO PAY ADMINISTRATIVE COSTS IN THE AMOUNT OF \$150, AND BE GIVEN (25) DAYS, JULY 16, 2007, IN WHICH TO COME INTO COMPLIANCE.

MOTION SECONDED BY MR. FRIED.

MOTION CARRIED UNANIMOUSLY.

For the record Lead Code Enforcement Officer Walton asks with the Board's approval to change

the next case #06-2055A to #07-2055A.

- B Case #07-2055-A, 242 Tangier Avenue, Tangier Investments LLC
Violation of Chapter 18, Section 18-242, Subsection 104.5.1.6, Medium Projects, all new or remodel construction projects of 4,000 sq. ft. to 8,999 sq. ft. under roof shall be allowed 20 months.

Lead Code Enforcement Officer Walton presented the facts in this case and stated that this project is overdue and now at 24 months.

Attorney Maura Ziska, on behalf of the owners, addressed the Board to state that construction is taking longer than expected. Ms. Ziska is asking for an extension of time until October .

Lead Code Enforcement Officer Walton recommended to the Board to find them in non compliance, administrative costs of \$150 and give them (25) days July 16, 2007, to come into compliance prior to the next meeting.

MOTION BY MR. FRIED THAT THE DEFENDANT BE FOUND IN NON COMPLIANCE, ORDERED TO PAY ADMINISTRATIVE COSTS IN THE AMOUNT OF \$150, AND BE GIVEN (25) DAYS JULY 16, 2007 IN WHICH TO COME INTO COMPLIANCE.

MOTION SECONDED BY MS. GREENBERG.

MOTION CARRIED UNANIMOUSLY

- C Case # 07-2104, 1 Via Los Incas, Elizabeth Polsterer
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 THE GUILTY PLEA.

SECONDED BY MR. KLEIN.

MOTION CARRIED UNANIMOUSLY.

- D Case # 07-2105, 1230 North Ocean Blvd, Walter M. Gretschel
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 THE GUILTY PLEA.

SECONDED BY MR. KLEIN.

MOTION CARRIED UNANIMOUSLY.

- E Case # 07-2106, 143 Reef Road, Sean Heyniger
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 THE DEFENDANT IS FOUND IN NON COMPLIANCE OF TOWN ORDINANCES, ORDERED TO PAY THE FINE OF \$100 AND ADMINISTRATIVE FEE IN THE AMOUNT OF \$150.
SECONDED BY MR. KLEIN.
MOTION CARRIED UNANIMOUSLY.**

- F Case # 07-2107, 220 Sunrise Avenue, First American Bank
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. KLEIN TO ADJOURN THIS CASE UNTIL THE JULY 19, 2007 BOARD MEETING.
SECONDED BY MR. OCHSTEIN.
MOTION CARRIED UNANIMOUSLY.**

- G Case # 07-2108, 1690 South Ocean Blvd. Blond O Stab
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 THE DEFENDANT IS FOUND IN NON COMPLIANCE OF TOWN ORDINANCES, ORDERED TO PAY THE FINE OF \$100 AND ADMINISTRATIVE FEE IN THE AMOUNT OF \$150.
SECONDED BY MR. KLEIN.
MOTION CARRIED UNANIMOUSLY.**

- H Case # 07-2109, 250 Emerald Lane, Joseph Mcleary
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 THE GUILTY PLEA.
SECONDED BY MR. KLEIN.
MOTION CARRIED UNANIMOUSLY.**

- I Case # 07-2110, 124 Onondaga, Dorthy De Paola
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 THE GUILTY PLEA.

SECONDED BY MR. KLEIN.

MOTION CARRIED UNANIMOUSLY.

J Case # 07-2111, 306 Pendleton, Taja Realty 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 TO ACCEPT THE PAYMENT OF THE FINE AND THE GUILTY PLEA.

SECONDED BY MR. KLEIN.

MOTION CARRIED UNANIMOUSLY.

K Case # 07-2112, 222 Plantation, Leslie Real Estate 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 THE DEFENDANT IS FOUND IN NON COMPLIANCE OF TOWN ORDINANCES, ORDERED TO PAY THE FINES IN THE TOTAL AMOUNT OF \$300 AND ADMINISTRATIVE FEE IN THE AMOUNT OF \$150.

SECONDED BY MR. KLEIN.

MOTION CARRIED UNANIMOUSLY.

L Case # 07-2113, 1360 North Ocean Blvd., Jolene Sarkis

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 THE DEFENDANT IS FOUND IN NON COMPLIANCE OF TOWN ORDINANCES, ORDERED TO PAY THE FINE OF \$100 AND ADMINISTRATIVE FEE IN THE AMOUNT OF \$150.

SECONDED BY MR. KLEIN.

MOTION CARRIED UNANIMOUSLY.

M Case # 07-2114, 1960 South Ocean Blvd., 1960 South Shore 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 THE GUILTY PLEA.

SECONDED BY MR. KLEIN.

MOTION CARRIED UNANIMOUSLY.

- N Case # 07-2115, 1950 South Ocean Blvd., Earl Mack
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 THE DEFENDANT IS FOUND IN NON COMPLIANCE OF TOWN ORDINANCES, ORDERED TO PAY THE FINE OF \$100 AND ADMINISTRATIVE FEE IN THE AMOUNT OF \$150.

SECONDED BY MR. KLEIN.

MOTION CARRIED UNANIMOUSLY.

- O Case # 07-2116, 149 Brazilian Avenue, Roger Kent Investments
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 THE DEFENDANT IS FOUND IN NON COMPLIANCE OF TOWN ORDINANCES, ORDERED TO PAY THE FINE OF \$100 AND ADMINISTRATIVE FEE IN THE AMOUNT OF \$150.

SECONDED BY MR. KLEIN.

MOTION CARRIED UNANIMOUSLY.

- P Case # 07-2117, 147 Seabreeze Avenue, Ray Zemon
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 THE GUILTY PLEA.

SECONDED BY MR. KLEIN.

MOTION CARRIED UNANIMOUSLY.

- Q Case # 07-2118, 290 Sunset Avenue, New Bradley House LTD, Coco's
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 THE DEFENDANT IS FOUND IN NON COMPLIANCE OF TOWN ORDINANCES, ORDERED TO PAY THE FINE OF \$100 AND ADMINISTRATIVE FEE IN THE AMOUNT OF \$150.

SECONDED BY MR. KLEIN.

MOTION CARRIED UNANIMOUSLY.

R Case # 07-2119, 163 Seabreeze Avenue, Burke Ross

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 THE GUILTY PLEA.

SECONDED BY MR. KLEIN.

MOTION CARRIED UNANIMOUSLY.

S Case # 07-2120, 321 Barton Avenue, Ronald Hurwitz

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 THE DEFENDANT IS FOUND IN NON COMPLIANCE OF TOWN ORDINANCES, ORDERED TO PAY THE FINE OF \$100 AND ADMINISTRATIVE FEE IN THE AMOUNT OF \$150.

SECONDED BY MR. KLEIN.

MOTION CARRIED UNANIMOUSLY.

T Case # 07-2121, 225 Everglade Avenue, Louisa Floeckher

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.

THIS CASE WAS NOT HEARD AND WILL BE BROUGHT FORWARD AT THE JULY 19, 2007 HEARING.

U Case # 07-2122, 101 Dunbar Road, Michael Rubinoff

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 THE DEFENDANT IS FOUND IN NON COMPLIANCE OF TOWN ORDINANCES, ORDERED TO PAY THE FINE OF \$100 AND ADMINISTRATIVE FEE IN THE AMOUNT OF \$150.

SECONDED BY MR. KLEIN.

MOTION CARRIED UNANIMOUSLY.

- V Case # 07-2123, 326 Seabreeze Avenue, Laurie Warren
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 THE DEFENDANT IS FOUND IN NON COMPLIANCE OF TOWN ORDINANCES, ORDERED TO PAY THE FINE OF \$100 AND ADMINISTRATIVE FEE IN THE AMOUNT OF \$150.

SECONDED BY MR. KLEIN.

MOTION CARRIED UNANIMOUSLY.

- W Case # 07-2124, 259 Clarke Avenue, David Brodsky
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.

THIS CASE WAS NOT HEARD AND WILL BE BROUGHT FORWARD AT THE JULY 19, 2007 HEARING.

- X Case # 07-2125, 205 Jamaica Lane, Celeste Leader
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 THE DEFENDANT IS FOUND IN NON COMPLIANCE OF TOWN ORDINANCES, ORDERED TO PAY THE FINE OF \$100 AND ADMINISTRATIVE FEE IN THE AMOUNT OF \$150.

SECONDED BY MR. KLEIN.

MOTION CARRIED UNANIMOUSLY.

- Y Case # 07-2126, 214 List Road, Matthew Maley
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 THE DEFENDANT IS FOUND IN NON COMPLIANCE OF TOWN ORDINANCES, ORDERED TO PAY THE FINE OF \$100 AND ADMINISTRATIVE FEE IN THE AMOUNT OF \$150.

SECONDED BY MR. KLEIN.

MOTION CARRIED UNANIMOUSLY.

- Z Case # 07-2127, 240 Sandpiper Drive, Micheal Abtahi
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 THE GUILTY PLEA.
SECONDED BY MR. KLEIN.
MOTION CARRIED UNANIMOUSLY.

- AA Case # 07-2128, 227 Eden Road, Justus Reid
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 THE DEFENDANT IS FOUND IN NON COMPLIANCE OF TOWN ORDINANCES, ORDERED TO PAY THE FINE OF \$100 AND ADMINISTRATIVE FEE IN THE AMOUNT OF \$150.
SECONDED BY MR. KLEIN.
MOTION CARRIED UNANIMOUSLY.

- BB Case # 07-2129, 315 Clarke Avenue, Peter Halmos
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 THE DEFENDANT IS FOUND IN NON COMPLIANCE OF TOWN ORDINANCES, ORDERED TO PAY THE FINE OF \$100 AND ADMINISTRATIVE FEE IN THE AMOUNT OF \$150.
SECONDED BY MR. KLEIN.
MOTION CARRIED UNANIMOUSLY.

- CC Case # 07-2130, 520 South Ocean Blvd, Harrison McCarthy
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 THE GUILTY PLEA.
SECONDED BY MR. KLEIN.
MOTION CARRIED UNANIMOUSLY.

DD Case # 07-2131, 230 Arabian Road, Seaside Partners 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 THE DEFENDANT IS FOUND IN NON COMPLIANCE OF TOWN ORDINANCES, ORDERED TO PAY THE FINE OF \$100 AND ADMINISTRATIVE FEE IN THE AMOUNT OF \$150.
SECONDED BY MR. KLEIN.
MOTION CARRIED UNANIMOUSLY.**

EE Case # 07-2132, 233 Plantation Road, Curtis Emmer

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. KLEIN TO ADJOURN THIS CASE UNTIL THE JULY 19, 2007 BOARD MEETING.
SECONDED BY MR. OCHSTEIN.
MOTION CARRIED UNANIMOUSLY.**

FF Case # 07-2133, 111 Atlantic Avenue, Sandell Corp

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 THE DEFENDANT IS FOUND IN NON COMPLIANCE OF TOWN ORDINANCES, ORDERED TO PAY THE FINE OF \$100 AND ADMINISTRATIVE FEE IN THE AMOUNT OF \$150.
SECONDED BY MR. KLEIN.
MOTION CARRIED UNANIMOUSLY.**

GG Case # 07-2134, 1237 North Lake Way, Frank Pearl

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 THE DEFENDANT IS FOUND IN NON COMPLIANCE OF TOWN ORDINANCES, ORDERED TO PAY THE FINES IN THE TOTAL AMOUNT OF \$500 AND ADMINISTRATIVE FEE IN THE AMOUNT OF \$150.
SECONDED BY MR. KLEIN.
MOTION CARRIED UNANIMOUSLY.**

- HH Case # 07-2135, 1600 North Ocean Blvd. James Zisson
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 THE GUILTY PLEA.
SECONDED BY MR. KLEIN.
MOTION CARRIED UNANIMOUSLY.

- II Case # 07-2136, 1070 North Ocean Blvd., Alan Krause
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 THE DEFENDANT IS FOUND IN NON COMPLIANCE OF TOWN ORDINANCES, ORDERED TO PAY THE FINE OF \$100 AND ADMINISTRATIVE FEE IN THE AMOUNT OF \$150.
SECONDED BY MR. KLEIN.
MOTION CARRIED UNANIMOUSLY.

- JJ Case # 07-2137, 1333 North Lake Way, James Simpson
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 THE DEFENDANT IS FOUND IN NON COMPLIANCE OF TOWN ORDINANCES, ORDERED TO PAY THE FINE OF \$100 AND ADMINISTRATIVE FEE IN THE AMOUNT OF \$150.
SECONDED BY MR. KLEIN.
MOTION CARRIED UNANIMOUSLY.

- KK Case # 07-2138, 234 Brazilian Avenue, Stanley Gaines
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 THE GUILTY PLEA.
SECONDED BY MR. KLEIN.
MOTION CARRIED UNANIMOUSLY.

- LL Case # 07-2139, 256 South Ocean Blvd., Lauri Weltroth
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 THE GUILTY PLEA.
SECONDED BY MR. KLEIN.
MOTION CARRIED UNANIMOUSLY.

- MM Case # 07-2140, 176 Seminole Avenue, Tracey 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 THE DEFENDANT IS FOUND IN NON COMPLIANCE OF TOWN ORDINANCES, ORDERED TO PAY THE FINE OF \$100 AND ADMINISTRATIVE FEE IN THE AMOUNT OF \$150.
SECONDED BY MR. KLEIN.
MOTION CARRIED UNANIMOUSLY.

- NN Case # 07-2141, 260 Nightingale Trail, David Canepari
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. KLEIN TO ADJOURN THIS CASE UNTIL THE JULY 19, 2007 BOARD MEETING.
SECONDED BY MR. OCHSTEIN.
MOTION CARRIED UNANIMOUSLY.

- OO Case # 07-2142, 200 South Ocean Blvd., Rob Reverly
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 THE GUILTY PLEA.
SECONDED BY MR. KLEIN.
MOTION CARRIED UNANIMOUSLY.

- PP Case # 07-2143, 665 North Lake Way, Trina Lane
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 THE GUILTY PLEA.
SECONDED BY MR. KLEIN.
MOTION CARRIED UNANIMOUSLY.

- QQ Case # 07-2144, 134 Australian Avenue, Maria Victoria Osmena
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 THE DEFENDANT IS FOUND IN NON COMPLIANCE OF TOWN ORDINANCES, ORDERED TO PAY THE FINE OF \$100 AND ADMINISTRATIVE FEE IN THE AMOUNT OF \$150.
SECONDED BY MR. KLEIN.
MOTION CARRIED UNANIMOUSLY.

- RR Case # 07-2145, 2840 South Ocean Blvd., Royal Saxon
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. KLEIN TO ADJOURN THIS CASE UNTIL THE JULY 19, 2007 BOARD MEETING.
SECONDED BY MR. OCHSTEIN.
MOTION CARRIED UNANIMOUSLY.

- SS Case # 07-2146, 2580 South Ocean Blvd., Palm Beach Stratford
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 THE GUILTY PLEA.
SECONDED BY MR. KLEIN.
MOTION CARRIED UNANIMOUSLY.

- TT Case # 07-2147, 211 Tangier Avenue, Radtke Janina

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 THE DEFENDANT IS FOUND IN NON COMPLIANCE OF TOWN ORDINANCES, ORDERED TO PAY THE FINE OF \$100 AND ADMINISTRATIVE FEE IN THE AMOUNT OF \$150.
SECONDED BY MR. KLEIN.
MOTION CARRIED UNANIMOUSLY.**

UU Case # 07-2148, 265 Tradewind Drive, Kate C. Gubelmann
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 THE DEFENDANT IS FOUND IN NON COMPLIANCE OF TOWN ORDINANCES, ORDERED TO PAY THE FINE OF \$100 AND ADMINISTRATIVE FEE IN THE AMOUNT OF \$150.
SECONDED BY MR. KLEIN.
MOTION CARRIED UNANIMOUSLY.**

VV Case # 07-2149, 255 Cherry Lane, Weldon Yeager
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 THE GUILTY PLEA.
SECONDED BY MR. KLEIN.
MOTION CARRIED UNANIMOUSLY.**

WW Case # 07-2150, 310 Wells Road, Ira Harris
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 THE DEFENDANT IS FOUND IN NON COMPLIANCE OF TOWN ORDINANCES, ORDERED TO PAY THE FINE OF \$100 AND ADMINISTRATIVE FEE IN THE AMOUNT OF \$150.
SECONDED BY MR. KLEIN.
MOTION CARRIED UNANIMOUSLY.**

XX Case # 07-2151, 1220 North Ocean Blvd., Jeffery Lorenz

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 THE DEFENDANT IS FOUND IN NON COMPLIANCE OF TOWN ORDINANCES, ORDERED TO PAY THE FINE OF \$100 AND ADMINISTRATIVE FEE IN THE AMOUNT OF \$150.

SECONDED BY MR. KLEIN.

MOTION CARRIED UNANIMOUSLY.

YY Case # 07-2152, 226 Pendleton Lane, Susan Gibson

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 THE GUILTY PLEA.

SECONDED BY MR. KLEIN.

MOTION CARRIED UNANIMOUSLY.

ZZ Case # 07-2153, 224 Seminole Avenue, PBOC 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 THE DEFENDANT IS FOUND IN NON COMPLIANCE OF TOWN ORDINANCES, ORDERED TO PAY THE FINE OF \$100 AND ADMINISTRATIVE FEE IN THE AMOUNT OF \$150.

SECONDED BY MR. KLEIN.

MOTION CARRIED UNANIMOUSLY.

AAA Case # 07-2154, 208 Garden Road, Wade Shavell

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 THE DEFENDANT IS FOUND IN NON COMPLIANCE OF TOWN ORDINANCES, ORDERED TO PAY THE FINE OF \$100 AND ADMINISTRATIVE FEE IN THE AMOUNT OF \$150.

SECONDED BY MR. KLEIN.

MOTION CARRIED UNANIMOUSLY.

BBB Case # 07-2155, 216 Monterey Road, Henry Jamison

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 THE DEFENDANT IS FOUND IN NON COMPLIANCE OF TOWN ORDINANCES, ORDERED TO PAY THE FINE OF \$100 AND ADMINISTRATIVE FEE IN THE AMOUNT OF \$150.

SECONDED BY MR. KLEIN.

MOTION CARRIED UNANIMOUSLY.

CCC Case # 07-2156, 301 Garden Road, John Runco

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 THE GUILTY PLEA.

SECONDED BY MR. KLEIN.

MOTION CARRIED UNANIMOUSLY.

DDD Case # 07-2157, 209 Sanford Avenue, Freak Habicht

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 THE DEFENDANT IS FOUND IN NON COMPLIANCE OF TOWN ORDINANCES, ORDERED TO PAY THE FINE OF \$100 AND ADMINISTRATIVE FEE IN THE AMOUNT OF \$150.

SECONDED BY MR. KLEIN.

MOTION CARRIED UNANIMOUSLY.

EEE Case # 07-2158, 162 Dolphin Road, Varick Foster

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 THE GUILTY PLEA.

SECONDED BY MR. KLEIN.

MOTION CARRIED UNANIMOUSLY.

FFF Case # 07-2159, 218 Mediterranean Road, McDonalds Schauer 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 TO ACCEPT THE PAYMENT OF THE FINE AND THE GUILTY PLEA.
SECONDED BY MR. KLEIN.
MOTION CARRIED UNANIMOUSLY.**

GGG Case # 07-2160, 412 Brazilian Avenue, Frederick Keitel
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 THE GUILTY PLEA.
SECONDED BY MR. KLEIN.
MOTION CARRIED UNANIMOUSLY.**

HHH Case # 07-2161, 1469 North Ocean Blvd., Stanley Gaines
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 THE GUILTY PLEA.
SECONDED BY MR. KLEIN.
MOTION CARRIED UNANIMOUSLY.**

III Case # 07-2162, 331 Australian Avenue, Henry Mendler
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 THE DEFENDANT IS FOUND IN NON COMPLIANCE OF TOWN ORDINANCES, ORDERED TO PAY THE FINE OF \$100 AND ADMINISTRATIVE FEE IN THE AMOUNT OF \$150.
SECONDED BY MR. KLEIN.
MOTION CARRIED UNANIMOUSLY.**

JJJ Case # 07-2163, 190 South Ocean Blvd., Edwin Ecclestone
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 THE GUILTY PLEA.

SECONDED BY MR. KLEIN.

MOTION CARRIED UNANIMOUSLY.

KKK Case # 07-2164, 144 Chilean Avenue, Faraway Shores 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 THE GUILTY PLEA.

SECONDED BY MR. KLEIN.

MOTION CARRIED UNANIMOUSLY.

LLL Case # 07-2165, 2560 South Ocean Blvd., 2560 South Ocean Blvd. Condominium

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 THE DEFENDANT IS FOUND IN NON COMPLIANCE OF TOWN ORDINANCES, ORDERED TO PAY THE FINE OF \$100 AND ADMINISTRATIVE FEE IN THE AMOUNT OF \$150.

SECONDED BY MR. KLEIN.

MOTION CARRIED UNANIMOUSLY.

MMM Case # 07-2166, 631 Island Drive, Virginia Millner

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 THE DEFENDANT IS FOUND IN NON COMPLIANCE OF TOWN ORDINANCES, ORDERED TO PAY THE FINE OF \$100 AND ADMINISTRATIVE FEE IN THE AMOUNT OF \$150.

SECONDED BY MR. KLEIN.

MOTION CARRIED UNANIMOUSLY.

NNN Case # 07-2167, 196 Banyan Drive, Marilyn Bardes

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. KLEIN TO ADJOURN THIS CASE UNTIL THE JULY 19, 2007 BOARD MEETING.

SECONDED BY MR. OCHSTEIN.

MOTION CARRIED UNANIMOUSLY.

OOO Case # 07-2168, 180 Atlantic Avenue, Paul Pellitieri

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. KLEIN TO ADJOURN THIS CASE UNTIL THE JULY 19, 2007 BOARD MEETING.

SECONDED BY MR. OCHSTEIN.

MOTION CARRIED UNANIMOUSLY.

PPP Case # 07-2169, 977 North Ocean Blvd., Genevieve Du Pont

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 THE GUILTY PLEA.

SECONDED BY MR. KLEIN.

MOTION CARRIED UNANIMOUSLY.

QQQ Case # 07-2170, 1426 North Ocean Blvd., Dominick Ligresti

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 THE GUILTY PLEA.

SECONDED BY MR. KLEIN.

MOTION CARRIED UNANIMOUSLY.

RRR Case # 07-2171, 124 Brazilian Avenue, Robert Burch

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 THE GUILTY PLEA.
SECONDED BY MR. KLEIN.
MOTION CARRIED UNANIMOUSLY.**

SSS Case # 07-2172, 300 South Ocean Blvd., Three Hundred South Ocean Blvd Apts. 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 THE GUILTY PLEA.
SECONDED BY MR. KLEIN.
MOTION CARRIED UNANIMOUSLY.**

TTT Case # 07-2173, 330 South Ocean Blvd., Three Thirty South Ocean Condo
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 THE DEFENDANT IS FOUND IN NON
COMPLIANCE OF TOWN ORDINANCES, ORDERED TO PAY THE FINE OF
\$100 AND ADMINISTRATIVE FEE IN THE AMOUNT OF \$150.
SECONDED BY MR. KLEIN.
MOTION CARRIED UNANIMOUSLY.**

UUU Case # 07-2174, 1098 North Lake Way, Franklyn De Marko
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 THE GUILTY PLEA.
SECONDED BY MR. KLEIN.
MOTION CARRIED UNANIMOUSLY.**

VVV Case # 07-2175, 1045 South Ocean Blvd. Daniel Borislow.
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 THE DEFENDANT IS FOUND IN NON
COMPLIANCE OF TOWN ORDINANCES, ORDERED TO PAY THE FINE OF
\$100 AND ADMINISTRATIVE FEE IN THE AMOUNT OF \$150.**

**SECONDED BY MR. KLEIN.
MOTION CARRIED UNANIMOUSLY.**

VII. New Business:
None

VIII. Old Business:

- A Case #07-2079, 2875 So. Ocean Blvd., Leslie Robert Evans, 2875 Development Group
Violation of Chapter 42, Section 42-87 of the Town of Palm Beach Code of Ordinances, structural members shall supply substantial support for the structure, interior walls and ceilings shall be structurally sound, and all exterior walls shall be reasonably free of cracks, painted and shall be kept in sound condition and good repair. Failure to commence repairs as required by the letter from Acting Building Official dated October 11, 2006.

Lead Code Enforcement Officer Walton states that the Board has granted them until July 15, 2007 to come into compliance. They have obtained the permit and submitted a schedule. Attorney Lou Mrachek via letter requested they address the Board.

Attorney Julie Ferguson addressed the Board on behalf of the owner and submitted a handout to the Board of a photograph of the building, copy of the Board's order, copy of Section 42-87 and Mr. Ackerman's letter. Ms. Ferguson wanted to state to the Board that the Town has taken the position that the building is structurally sound and not in danger of collapse based on the Slider Engineering Report that was handed out to the Board. Ms. Ferguson also stated that the landscaping is well maintained. The owner is requesting not to levy fines at this point.

Mr. Klein commented that this is a premature argument and inquired as to where they are in the repair process. Ms. Ferguson stated that a schedule of repairs has been submitted to the Town. Mr. Leslie Robert Evans addressed the Board stating they are in litigation with the building's tenant. Mr. Evans stated if the tenant was not in occupancy they would have torn the building down and is now asking for more time until the court rules.

Mr. Fried referred to the Slider Engineering Report that the integrity of the building had not been compromised and did not feel that there has been any effort to achieve compliance since the October 11, 2006 letter. Mr. Fried stated that the Code Enforcement Board should not postpone or delay cases based on property owner's litigation.

After further discussion:

Mr. Koepfel commented that there is no issue of safety at the moment, the existing tenant is operating at the premises and there is a matter pending before the court. Mr. Koepfel's concern is that this building is at a entry point to The Town of Palm Beach and the building should be maintained at a Palm Beach standard. Mr. Koepfel would like this to be deferred until the court makes a determination.

Chairman Hoffman commented that he does not feel Mr. Evans has proceeded diligently as he was ordered by the Board and feels there has not been any work of significance on the building. Chairman Hoffman further stated at the next meeting the Board will decide if a fine will be assessed or if additional time will be granted.

After further discussion:

Mr. Klein commented if they are asking for more time, should this be addressed today. Mr. Walton stated after the time the Board granted for compliance to be achieved has passed he would bring this back before the Board.

**MOTION BY MR. KOEPPEL TO ADJOURN THIS MATTER FOR (90) DAYS.
MOTION SECONDED BY MR. KLEIN.**

MOTION OPPOSED.

ROLL CALL VOTE:

MR. KOEPPEL	YES
MR. KLEIN	YES
MR. OCHSTEIN	NO
MS. DUEMLER	NO
MR. FRIED	NO
MS. GREENBERG	NO
MR. HOFFMAN	NO

MOTION FAILED 5-2.

No further action taken regarding this case.

- B** Case #07-2098, 2860 South Ocean Blvd., # 505, Maria Barnes
Violation of Chapter 18, Section 18-242, building permits are required to construct, install, repair or alter any building or building system, These permits must be obtained prior to commencing work.

Lead Code Enforcement Officer Walton testified that per the last meeting the Board ordered that they obtain permits within 30 days prior to this meeting and complete the project within 60 days. A permit was obtained then revoked.

Chairman Hoffman inquired if there was anyone that was not sworn in that wishes to testify.

Let the record show that all persons wishing to testify were sworn in at this time by Recording Secretary Nickie Altomaro.

Attorney Bruce Parrish addressed the Board on behalf of Mrs. Barnes to advise the contractor has revoked the permit before they could have it transferred to their new contractor. Mr. Parrish is asking for more time.

MOTION BY MR. KOEPPEL TO EXTEND UNTIL JULY 18, 2007 THE TIME

**ALLOWED TO OBTAIN ALL PERMITS AND CALL FOR ALL REQUIRED INSPECTIONS TO COMPLETE THE PROJECT.
SECONDED BY MR. OCHSTEIN
MOTION CARRIED UNANIMOUSLY.**

- C Case #07-2083, 2565 South Ocean Blvd., Eugene & Elinor McAuliffe
Violation of Chapter 18, Section 18-242, building permits are required to construct, install, repair or alter any building or building system, these permits must be obtained prior to commencing work.

Lead Code Enforcement Officer Walton testified that at the last meeting they were found in non compliance and had been given (32) days to come into compliance. They have not come into compliance and Mr. Walton asks for a daily fine of \$250 a day until compliance is achieved.

**MOTION BY MR. KLEIN THAT THE DEFENDANT IS ORDERED TO PAY A FINE OF \$250 A DAY TO BEGIN JUNE 19, 2007 UNTIL COMPLIANCE IS ACHIEVED.
SECONDED BY MS. GREENBERG
MOTION CARRIED UNANIMOUSLY.**

- D Case #07-2094, 105 Clarendon Ave, 105 Clarendon Corp, Royal Palm Collection Inc.
Violation of Chapter 18, Section 18-242, Subsection 104.5.1.6, Small Projects, all new or remodel construction projects of 3,999 sq. ft. or less under roof be allowed 12 months.

Lead Code Enforcement Officer Walton testified that at the April hearing they were found in non compliance and they have been granted until June 18, 2007 to come in compliance. Compliance has still not been achieved. Mr. Walton asks that a daily fine of \$250 a day until compliance is achieved.

Attorney Peter Broberg on behalf of the owners addressed the Board to state that most of the work has been done. They still need to wrap up the paperwork. Attorney Broberg asks for an extension.

After further discussion:

Lead Code Enforcement Officer Walton states that it is the Town's position that a fine should be instituted.

**MOTION BY MR. KOEPEL TO ADJOURN THIS MATTER UNTIL THE NEXT BOARD MEETING.
SECONDED BY MR. KLEIN.
MOTION AMENDED BY CHAIRMAN HOFFMAN WITH A DATE CERTAIN OF JULY 16TH TO COMPLETE THE PROJECT WITH ALL APPROPRIATE INSPECTIONS.
MOTION CARRIED UNANIMOUSLY.**

- E Case #07-2095, Palm Beach Building & Development, 874 South County Road Corp.
Violation of Chapter 18, Section 18-242, Subsection 104.5.1.6, Small Projects, all new or remodel construction projects of 3,999 sq. ft. or less under roof be allowed 12 months.

Lead Code Enforcement Officer Walton testified that at the April hearing they were found in non compliance and they have been granted until June 18, 2007 to come in compliance. Compliance has still not been achieved. Mr. Walton asks that a daily fine of \$250 a day until compliance is achieved.

Attorney Peter Broberg on behalf of the owners addressed the Board to state that most of the work has been done. They still need to wrap up the paperwork. Attorney Broberg asks for an extension.

MOTION BY MR. KOEPEL TO ADJOURN THIS MATTER UNTIL THE NEXT BOARD MEETING.

SECONDED BY MR. KLEIN.

MOTION AMENDED BY CHAIRMAN HOFFMAN WITH A DATE CERTAIN OF JULY 16TH TO COMPLETE THE PROJECT WITH ALL APPROPRIATE INSPECTIONS.

MOTION CARRIED UNANIMOUSLY.

- F Case # 06-2051, 1200 So. Ocean Blvd., First Allied Jax Corporation
Violation of Chapter 42, Section 42-87 of the Town of Palm Beach Code of Ordinances: requires all interior walls and ceilings to be structurally sound, exterior walls, porches, doors and windows shall be reasonably free of cracks, painted and shall be kept in a sound condition and good repair. Violation of Chapter 18, Section 18-241 of the Town of Palm Beach Code of Ordinances, which adopts the Florida Building Code, Residential, Chapter 9, Section R 903.1: requires that roof decks shall be covered with approved coverings secured to the building or structure in accordance with the provisions of this chapter. Furthermore, roof assemblies shall be designed and installed in accordance with this code and the approved manufacturer's installation instructions such that the roof assembly shall serve to protect the building or structure. Violation of Chapter 54, Section 54-71 of the Town of Palm Beach Code of Ordinances: states no exterior architectural feature on a landmark structure may be altered without a certificate of appropriateness having first been obtained from the Landmarks Preservation Commission.

Lead Code Enforcement Officer Walton stated that they are out of compliance because they did not meet the dates that they put into the schedule that was submitted. Mr. Brindell's argument is that the time for completion on the schedule has not arrived as of yet.

Mr. Jim Brindell on behalf of the owners agreed with Mr. Walton's statement. Mr. Walton stated that in discussions with the Director of Planning, Zoning & Building, Ms. Close, that this case should come forward at the next hearing. Mr. Walton asks for this case to be postponed until the next hearing date July 19, 2007 which is after the date that has been designated by this Board for compliance.

MOTION BY MR. KOEPEL TO POSTPONE UNTIL THE JULY 19, 2007 HEARING.

MOTION SECONDED BY MR. OCHSTEIN.

MOTION CARRIED UNANIMOUSLY.

IX. Request for fine reduction:

- A Case #06-1999, 111 El Brillo Way, Gregory Papadopoulos
Violation of Chapter 18, section 18-241 of the Town of Palm Beach Code of Ordinances: building permits are required to install, repair, or alter any building or building system. These permits must be obtained prior to commencing work. Request for fine reduction.

Lead Code Enforcement Officer Walton presented the facts in this case. Mr. Papadopoulos installed a fence behind his property without a permit. This Board found him in non compliance and granted him (7) days to come into compliance. It took some time to bring this case to the Board due to the fact that when Mr. Walton knocked on Mr. Papadopoulos' door he asked Mr. Walton to remove himself from his property and have no further contact with him. Therefore, Mr. Walton had to notify Mr. Papadopoulos via advertising in the newspaper. He did not correct the fence problem in the time allowed for compliance as ordered by the Board. A fine ran for 35 days at \$150 per day and the accumulated fine amount is \$5,250 with a \$150 in costs that have not been paid making the total amount due \$5,400. Mr. Papadopoulos is here to ask for a reduction in the fine.

Mr. Papadopoulos addressed the Board to ask for a reduction in the fine based on the material he installed in his yard was not a structure. He brought a sample with him today. The purpose of the material is to protect his trees from storms. Mr. Papadopoulos said he has not received notice of any hearing or certified letters he signed for and asked for the fines to be waived. If his request is denied he asks for this decision be postponed for three months since he will be out of town.

After further discussion:

Mr. Fried asked Mr. Walton for the background relative to the fine. Mr. Walton stated the Board gave Mr. Papadopoulos (7) days to come into compliance, he did not. The fine ran for 35 days at \$150 a day. Mr. Walton passed the pictures that were entered into evidence at the time of this original hearing and a copy of the legal notice from the paper. The Town does not support a reduction in the fines.

MOTION BY MR. FRIED TO REJECT REDUCTION OF FINE.

MOTION SECONDED BY MR. KLEIN.

MOTION CARRIED UNANIMOUSLY.

Mr. Walton announced to the Board that we are now ready to hear water violation cases. Sgt. Hess will address the Board with Mr. Bryant Weymer.

Sgt. Hess reports the Town is still operating under the emergency water use restrictions. Since Friday, May 18th the Town has been under Phase III restrictions which limits landscape irrigation to one day per week based on house numbers. Odd numbers may water on Saturday and even numbers on Sundays between 4:00 – 8:00 a.m. There are exceptions for property five acres or larger or for new landscaping for the first 30 days. After issuing 157 warnings between March 23rd and May 10th began issuing citations even for the first offense due to the severity of the problem and the wide spread publicity that the drought has received. As of yesterday the Police Department has issued 344 citations. Between midnight and 7:00 a.m. the night shift officers handled 37 separate

violations. Sgt. Hess distributed a spreadsheet with the cases on them.

The following cases have pled guilty and paid the fine. Mr. Walton recommends a motion to accept the payment of the fine and the guilty plea. The following case numbers: 07-2104, 07-2105, 07-2109, 07-2110, 07-2111, 07-2114, 07-2117, 07-2119, 07-2127, 07-2130, 07-2135, 07-2138, 07-2139, 07-2142, 07-2143, 07-2146, 07-2149, 07-2152, 07-2156, 07-2158, 07-2159, 07-2160, 07-2163, 07-2164, 07-2169, 07-2170, 07-2171, 07-2172, 07-2174.

MOTION BY MS. GREENBERG TO ACCEPT THE PAYMENT OF THE FINE AND THE GUILTY PLEA.

SECONDED BY MR. KLEIN.

MOTION CARRIED UNANIMOUSLY.

The following cases are requesting from the Board to be postponed until July 19, 2007 Board meeting: 07-2107, 07-2132, 07-2141, 07-2145, 07-2167, 07-2168.

MOTION BY MR. KLEIN TO ADJOURN THESE CASES UNTIL THE JULY 19, 2007 BOARD MEETING.

SECONDED BY MR. OCHSTEIN.

MOTION CARRIED UNANIMOUSLY.

The following cases remain to be addressed by the Board. These cases the property owner or representative has received written notice of the hearing either by personal service, certified mail or posting as required by law. In each of the remaining cases no one has responded. Therefore in all of the following cases we are recommending that the Board find the defendants in non compliance, assess administrative costs in the amount of \$150 in addition to the fine.

The remaining cases are: 07-2106, 07-2108, 07-2112, 07-2113, 07-2115, 07-2116, 07-2118, 07-2120, 07-2122, 07-2123, 07-2125, 07-2126, 07-2128, 07-2129, 07-2131, 07-2133, 07-2134, 07-2136, 07-2137, 07-2140, 07-2144, 07-2147, 07-2148, 07-2150, 07-2151, 07-2153, 07-2154, 07-2155, 07-2157, 07-2161, 07-2162, 07-2165, 07-2166, 07-2173, 07-2175.

MOTION BY MS. GREENBERG.

Mr. Klein inquired how much notice have the defendants been given. Sgt. Hess stated all violations before June 5th have received written notice of the hearing either by personal service, certified mail or posting as required by law.

Captain Blouin addressed the Board stating that legal notice has been served in each one of these cases. Mr. Fried addressed Captain Blouin regarding police resources to enforce the water violation ordinance and how has the Town communicated this to the residents.

Chairman Hoffman addresses the motion on the floor.

MOTION BY MS. GREENBERG THAT THESE DEFENDANTS ARE FOUND IN NON COMPLIANCE OF TOWN ORDINANCES, ORDERED TO PAY THE FINE(S) AND ADMINISTRATIVE FEE IN THE AMOUNT OF \$150.

SECONDED BY MR. KLEIN.

MOTION CARRIED UNANIMOUSLY.

X. Comments from the Board:

Mr. Fried stated that given the large number of citations that have been issued, how has the Police Department notified the public of this ordinance and used police resources to enforce the water use restriction order. Captain Blouin reported that due to the seriousness of the drought conditions, the Police Department has devoted resources to enforce the water use restriction order from the South Florida Water Management District. Mr. Fried suggested a written notice be sent to the residents explaining the ordinance. Captain Blouin advised that the Police Department engaged in a public education campaign by distributing brochures and other materials from the South Florida Water Management District. In addition, the media has notified the public of the water use restrictions through television, radio and newspapers.

Sgt. Hess stated that for public reassurance that no police officer is dealing with a water violation as a priority call.

For the record Mr. Koepfel leaves the meeting at 3:29 p.m.

After further discussion:

Chairman Hoffman commended the Police Department on a job well done and stated that residents have no excuse for not being knowledgeable about their property. As far as the restrictions are concerned it has been in the newspapers, television and radio continually.

Mr. Fried wanted to know if there is a procedure to have ex parte communications with property owners regarding cases before the Code Enforcement Board.

Ms. Halverson, Acting Town Attorney, explained that the Code Enforcement Board is a quasi-judicial body. The Board is making judgments based on the information that is presented at the hearings. Any information obtained outside of the hearings would not be relevant. Therefore, ex parte communication before a hearing would not be appropriate.

XI. Adjournment:

Chairman Hoffman adjourned the meeting at 3:42 p.m. without a benefit of a motion.