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**TOWN OF PALM BEACH
CODE ENFORCEMENT BOARD MINUTES
2:00 P.M. THURSDAY, MAY 20, 2004
AT THE TOWN COUNCIL CHAMBERS, 360 S. COUNTY ROAD**

- I** **Call to Order:** Chairman Eugene Lawrence called the meeting to order at 2:00 p.m. and welcomed Chief Code Compliance Officer Rob Walton back from leave.

- II** **Roll Call:**
- | | |
|----------|--|
| Present: | Eugene Lawrence, Chairman
Timothy Hoffman, Member
Joel P. Koeppel, Member
Richard A. Raffo, Member
Thomas M. Youchak, Member
George Klein, Alternate Member
Larry Ochstein, Alternate Member
Robert S. Walton, Chief Code Compliance Officer
John C. Randolph, Town Attorney |
|----------|--|

Absent:	Pamela Hoffpauer, Vice Chair (excused) Hugh C. Davis, III, Member (unexcused)
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Recording Secretary: Deborah A. Morakis

Let the record show that both alternate members will vote today.

- III** **Approval of the Minutes of April 15, 2004:**
MOTION BY MR. YOUCHAK FOR APPROVAL OF THE MINUTES.
MOTION SECONDED BY MR. KLEIN.

MOTION CARRIED UNANIMOUSLY.

IV Administration of the Oath to all persons who wish to testify:

Let the record show that all persons testifying today were sworn in at this time.

V Public Hearings:

Mr. Walton requested that the agenda be adjusted since one of the parties involved in Case #03-1611 is not yet here and one party involved in Case #04-1673 has a family medical emergency and needs to leave as soon as possible. The Board will hear Case #04-1673 first and Case # 03-1611 later when all parties are here. There were no objections from the Board.

A Case #03-1611, William Condren, 240 Banyan Road
Violation of Chapter 18, Section 18-87 (d) of the Town of Palm Beach Code of Ordinances, all properties must retain or properly drain all soil and water contained on or from the property, and any modification which may alter the drainage plan must be approved by the Town.

Gary Woodfield, attorney representing the property owner, requested that this matter be dismissed.

Jack Cox, the attorney for Lowery & Diana Bell, presented photographs that were taken in 1991 and 2003 showing the area of the violation.

Marty Gauthier, Engineer for the Town of Palm Beach, testified that per his memo dated March 17, 2004, water does not drain from 240 Banyan Road to 241 Banyan Road at this time.

After further discussion and testimony, the following motion was made:

MOTION BY MR. KOEPEL TO DISMISS CASE #03-1611 FOR COMPLIANCE AND REQUEST THE TOWN ENGINEER MAKE A RECOMMENDATION TO THE PROPERTY OWNERS ON HOW TO RESOLVE THEIR DRAINAGE ISSUE.

Attorney Skip Randolph stated that this should be handled as a motion and a separate recommendation.

**MOTION AMENDED BY MR. KOEPEL TO DISMISS CASE #03-1411.
MOTION SECONDED BY MR. HOFFMAN.
MOTION CARRIED UNANIMOUSLY.**

MOTION BY MR. KOEPEL TO RECOMMEND THAT THE TOWN ENGINEER MAKE A RECOMMENDATION TO THE PROPERTY OWNERS AS TO HOW TO RESOLVE THE DRAINAGE ISSUE.

**MOTION SECONDED BY MR. RAFFO WITH A REQUEST TO REPORT
BACK TO THE BOARD IN SIXTY DAYS WITH RESULTS OF THE
RECOMMENDATION.
AFTER FURTHER DISCUSSION, MOTION CARRIED UNANIMOUSLY.**

- B Case #04-1635, Landry's Restaurants, Inc., 456 So. Ocean Blvd.
Violation of Chapter 134, Section 134-2179 (f), off street parking, for parking along
the interior parking lot lines, effective sight screening is required.

Mr. Walton requested that this case be dismissed for compliance since the
Defendant has planted a sea grape hedge.

**MOTION BY MR. HOFFMAN TO DISMISS CASE #04-1635 FOR
COMPLIANCE.
MOTION SECONDED BY MR. KOEPEL.
MOTION CARRIED UNANIMOUSLY.**

- C Case #04-1640, Robert Grossman, 271 La Puerta Way
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 other vegetation to become overgrown
or accumulate.

Violation of Section 42-126 of the Town of Palm Beach Code of Ordinances, it
shall be unlawful for any person to permit any collection of standing water in
which mosquitoes are likely to breed.

Mr. Walton asked that this case be dismissed without prejudice. This property
has been sold. The new property owner has been contacted and they have
indicated that the violation will be corrected. If not corrected, this will be brought
back to the Board as a new case.

**MOTION BY MR. KOEPEL TO DISMISS CASE #04-1640 WITHOUT
PREJUDICE.
MOTION SECONDED BY MR. KLEIN.
MOTION CARRIED UNANIMOUSLY.**

- C Case #04-1646, Brighton Pavillion, 336 Worth Avenue
Violation of Chapter 14, Section 114-32 of the Town of Palm Beach Code of
Ordinances, no person shall conduct business without first having obtained a
valid occupational license from the Town.

Mr. Walton requested that Case #04-1646 and 04-1647 be postponed until the
June 17, 2004 Code Enforcement Board Hearing.

Attorney Ann Lynch, representing Brighton Pavillion and Devonshire, testified that
her clients have applied for the second tax ID number and all paperwork should
be done shortly.

MOTION BY MR. KOEPPEL TO POSTPONE CASE #04-1646 UNTIL THE JUNE 17, 2004 CODE ENFORCEMENT BOARD HEARING.
MOTION SECONDED BY MR. RAFFO.
MOTION CARRIED UNANIMOUSLY.

- D Case #04-1647, Devonshire, 340 Worth Avenue
Violation of Chapter 14, Section 114-32 of the Town of Palm Beach Code of Ordinances, no person shall conduct business without first having obtained a valid occupational license from the Town.

MOTION BY MR. KOEPPEL TO POSTPONE CASE #04-1647 UNTIL THE JUNE 17, 2004 CODE ENFORCEMENT BOARD HEARING.
MOTION SECONDED BY MR. RAFFO.
MOTION CARRIED UNANIMOUSLY.

- E Case #04-1660, Robert A. Cooney, 211 Ocean Terrace
Violation of Chapter 42, Section 42-86 of the Town of Palm Beach Code of Ordinances, it is unlawful for any property owner to have a non operative automobile on their property.

Violation of Chapter 42, Section 42-87 of the Town of Palm Beach Code of Ordinances, gates shall be kept safe and in a good state of repair.

Violation of Chapter 42, Section 42-126 of the Town of Palm Beach Code of Ordinances, it shall be unlawful for any person to permit any collection of standing water in which mosquitoes are likely to breed.

Mr. Walton testified that since the Town had been unable to obtain service, the property was posted. The property owner has since been in contact with the Town. The automobile has been towed away. The property owner has contracted with a pool maintenance company. The Town would ask that we find them in non compliance of Section 42-87 and give them fourteen (14) working days to obtain compliance.

MOTION BY MR. KLEIN TO FIND THE DEFENDANT IN NON COMPLIANCE OF SECTION 42-87 AND GIVE THEM FOURTEEN (14) DAYS TO OBTAIN COMPLIANCE.
MOTION SECONDED BY MR. KOEPPEL.
MOTION CARRIED UNANIMOUSLY.

- F Case #04-1661, Parkland Corporation, 340 Royal Poinciana Way, 3C
Violation of Chapter 42, Section 114-31 of the Town of Palm Beach Code of Ordinances, anyone doing business in the Town of Palm Beach must obtain an occupational license.

Mr. Walton indicated that this business has vacated the space and moved to West Palm Beach.

MOTION BY MR. KOEPPPEL TO DISMISS CASE #04-1661 FOR COMPLIANCE.

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

- G Case #04-1662, Sharon Talbot, 264 Seminole Avenue
Violation of Chapter 18, Section 18-242, Subsection 1 104.1.1, building permits are required to construct, install, repair, or alter any building or building system. These permits must be obtained prior to commencing work.

**MOTION BY MR. KOEPPPEL TO POSTPONE CASE #04-1662 UNTIL THE JUNE 17, 2004 CODE ENFORCEMENT BOARD HEARING.
MOTION SECONDED BY MR. YOUCHAK.
MOTION CARRIED UNANIMOUSLY.**

- H Case #04-1663, Mr. & Mrs. Al Reiss, 2774 So. Ocean Blvd., Apt. #503
Violation of Article 110.26 of the National Electrical Code, an open working clearance of thirty-six (36) inches in front of the panel is required.

MOTION BY MR. HOFFMAN TO DISMISS CASE #04-1663 WITHOUT PREJUDICE.

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

- I Case #04-1664, Neil Kozokoff, 315 Seaspray Avenue
Violation of Chapter 18, Section 18-242, Subsection 1 104.1.1 of the Town of Palm Beach Code of Ordinances, building permits are required to construct, install, repair, or alter any building or building systems. These permits must be obtained prior to commencing work.

Mr. Walton testified that after further investigation it was determined that no violation existed.

**MOTION BY MR. KOEPPPEL TO DISMISS CASE #04-1664.
MOTION SECONDED BY MR. KLEIN.
MOTION CARRIED UNANIMOUSLY.**

- J Case #04-1665, Three 50 Realty Corporation, 350 So. County Road
Violation of Chapter 42, Section 42-87 of the Town of Palm Beach Code of Ordinances, exterior surfaces shall be structurally sound, roofs must be maintained so as not to leak and all doors, windows and stairs shall be in a maintained condition.
Violation of Sections 22-57 and 22-58 of the Town of Palm Beach Code of Ordinances, all windows of buildings locating in the commercial zoning districts, either vacant or under renovation shall screen the interior for the full size of the window and this screen shall be decorated and lighted.

MOTION BY MR. KOEPPPEL TO POSTPONE CASE #04-1665 UNTIL THE JUNE 17, 2004 CODE ENFORCEMENT BOARD HEARING.

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

- K Case #04-1666, Burton & Marilyn Sultan, 314 Dunbar Road
Violation of Chapter 42, Section 42-87 of the Town of Palm beach Code of Ordinances, exterior walls shall be free of cracks and painted, roofs must be maintained so as not to leak, all doors and windows shall be in a maintained condition and other appurtenances shall be kept in a good state of repair.

After testimony was heard by Mr. Walton, the following motion was made:

**MOTION BY MR. YOUCHAK TO FIND THE DEFENDANT IN NON
COMPLIANCE OF TOWN ORDINANCES AND GIVE UNTIL AUGUST 19,
2004 TO BRING THE PROPERTY INTO COMPLIANCE.
MOTION SECONDED BY MR. RAFFO.
MOTION CARRIED UNANIMOUSLY.**

- L Case #04-1667, Suzy Jafine Tr., 3460 So. Ocean Blvd., #512
Violation of Chapter 18, Section 18-241 of the Town of Palm Beach Code of Ordinances, building permits (plumbing, electrical and HVAC) are required to install, repair, or alter any building or building system. These permits must be obtained prior to commencing work.

Mr. Walton testified that the property owner has removed the washer and dryer and hired a contractor to pull the appropriate permits but has requested this be postponed until the June 17, 2004 Code Enforcement Board Hearing.

**JUNE MOTION BY MR. YOUCHAK TO POSTPONE CASE #04-1667 UNTIL THE
17, 2004 CODE ENFORCEMENT BOARD HEARING.
MOTION SECONDED BY MR. HOFFMAN.
MOTION CARRIED UNANIMOUSLY.**

- M Case #04-1668, Avram Glazer, 137 Woodbridge Road
Violation of Section 102.45 of the Town of Palm Beach Code of Ordinances, placing yard waste in right-of-way out of line with the schedule.

**MOTION BY MR. KOEPEL TO ACCEPT THE GUILTY PLEA AND
PAYMENT OF THE FINE.
MOTION SECONDED BY MR. YOUCHAK.
MOTION CARRIED UNANIMOUSLY.**

- N Case #04-1669, Wang Prop. Ltd., 228 Brazilian Avenue
Violation of Section 102.45 of the Town of Palm Beach Code of Ordinances, placing yard waste in right-of-way out of line with the schedule.

After testimony was heard by Robert Kennedy, Trash Bureau Supervisor, the following motion was made:

MOTION BY MR. HOFFMAN THAT THE DEFENDANT IS FOUND IN NON COMPLIANCE AND ORDERED TO PAY THE FINE IN THE AMOUNT OF \$50.00.

MOTION SECONDED BY MR. RAFFO.

MOTION CARRIED UNANIMOUSLY.

- O Case #04-1670, Peter & Henrietta Heydon, 307 Brazilian Avenue
Violation of Section 102.45 of the Town of Palm Beach Code of Ordinances,
placing yard waste in right-of-way out of line with the schedule.

MOTION BY MR. KOEPPEL TO POSTPONE CASE #04-1670 UNTIL THE JUNE 17, 2004 CODE ENFORCEMENT BOARD HEARING.

MOTION SECONDED BY MR. HOFFMAN.

MOTION CARRIED UNANIMOUSLY.

- P Case #04-1671, Franklyn P. DeMarco, Jr., 321 Brazilian Avenue
Violation of Section 102.45 of the Town of Palm Beach Code of Ordinances,
placing yard waste in right-of-way out of line with the schedule.

MOTION BY MR. KOEPPEL TO ACCEPT THE GUILTY PLEA AND PAYMENT OF THE FINE.

MOTION SECONDED BY MR. RAFFO.

MOTION CARRIED UNANIMOUSLY.

- Q Case #04-1672, Nicholas & Carola Ribis, 161 Woodbridge Road
Violation of Section 102.45 of the Town of Palm Beach Code of Ordinances,
placing yard waste in right-of-way out of line with the schedule.

MOTION BY MR. KOEPPEL TO ACCEPT THE GUILTY PLEA AND PAYMENT OF THE FINE.

MOTION SECONDED BY MR. RAFFO.

MOTION CARRIED UNANIMOUSLY.

- R Case #04-1673, John C. Cassidy, 228 Seabreeze Avenue
Violation of Section 102.45 of the Town of Palm Beach Code of Ordinances,
placing yard waste in right-of-way out of line with the schedule.

After testimony was heard by Robert Kennedy, Trash Bureau Supervisor for the Town of Palm Beach and Ray Martin, the Landscaper for the property owner, the following motion was made:

MOTION BY MR. HOFFMAN TO FIND THE DEFENDANT IN NON COMPLIANCE OF THE ORDINANCE BUT TO WAIVE THE FINE.

MOTION SECONDED BY MR. RAFFO.

MOTION CARRIED UNANIMOUSLY.

- S Case #04-1674, Haisfield Family Invest., 206 Dunbar Road
Violation of Section 102.45 of the Town of Palm Beach Code of Ordinances,
placing yard waste in right-of-way out of line with the schedule.

**MOTION BY MR. KOEPPEL TO POSTPONE CASE #04-1674 UNTIL THE
JUNE 17, 2004 CODE ENFORCEMENT BOARD HEARING.
MOTION SECONDED BY MR. KLEIN.
MOTION CARRIED UNANIMOUSLY.**

- T Case #04-1675, Francesco & Holly Blanco, 168 Seabreeze Avenue
Violation of Section 102.45 of the Town of Palm Beach Code of Ordinances,
placing yard waste in right-of-way out of line with the schedule.

Testimony was heard by Mr. Robert Kennedy, Trash Bureau Supervisor and
Francesco Blanco, the property owner.

**MOTION BY MR. HOFFMAN THAT THE DEFENDANT IS FOUND IN NON
COMPLIANCE OF SECTION 102.45 AND ORDERED TO PAY THE FINE.**

Let the record show that Joel Koepfel declared a voting conflict.

**MOTION AMENDED BY MR. HOFFMAN TO DROP THE FINE.
MOTION SECONDED BY MR. KLEIN.
MOTION DIED AFTER ROLL CALL VOTE.**

**SUBSTITUTE MOTION BY MR. RAFFO THAT THE DEFENDANT IS FOUND
IN NON COMPLIANCE AND THAT THE FINE BE DROPPED.
MOTION SECONDED BY MR. OCHSTEIN.
AFTER ROLL CALL VOTE, MOTION PASSES 5 TO 1 WITH MR. HOFFMAN
OPPOSED.**

VI Presentation of New Cases to Set for Hearing:

- A Case #04-1676, Crystal Dreams, 256 Worth Avenue, 3rd Floor
Violation of Section 114.31 of the Town of Palm Beach Code of Ordinances: any
person doing business in Town must obtain a Town occupational license.
- B Case #04-1677, Horace E. Beacham, 249 Peruvian Avenue
Violation of Sections 114-31 and 114-32 of the Town of Palm Beach Code of
Ordinances: anyone failing to renew/obtain their occupational license is doing
business without a license.
- C Case #04-1678, Frank Nasr, 243 Sunrise Avenue, #12
Violation of Section 114.31 of the Town of Palm Beach Code of Ordinances: any
person doing business in Town must obtain a Town occupational license.
- D Case #04-1679, Michael Formica, 2773 So. Ocean Blvd., Apt. 212
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.

- E Case #04-1680, Maria G. Vetromile, 2773 So. Ocean Blvd., Apt. #215
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.

- F Case #04-1681, David A. Freeman, 216 Colonial Lane
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 other vegetation to become overgrown or accumulate.
Violation of Chapter 42, Section 42-87 of the Town of Palm Beach Code of Ordinances, exterior walls shall be free of cracks and painted, roofs must be maintained so as not to leak, all doors and windows shall be in a maintained condition and other appurtenances shall be kept in a good state of repair.
Violation of Chapter 42, Section 42-37 of the Town of Palm Beach Code of Ordinances, it shall be unlawful for the occupant or owners of any property to omit to keep the same clean, or to permit any offal or offensive matter of any kind to accumulate or remain on or upon the premises.

- G Case #04-1682, Diana S. Wister, 335 El Vedado Road
Violation of Section 106-159 of the Town of Palm Beach Code of Ordinances, a vertical clearance of eighteen (18) feet above all roadways must be maintained to allow for unobstructed passage of vehicles.

- H Case #04-1683, David J. Jenkins, 300 Indian 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 other vegetation to become overgrown or accumulate.
Violation of Chapter 42, Section 42-126 of the Town of Palm Beach Code of Ordinances, it shall be unlawful for any person to permit any collection of standing water in which mosquitoes are likely to breed.

- I Case #04-1684, Cynthia Wild, 230 Onondaga Avenue
Violation of Section 42-228 of the Town of Palm Beach Code of Ordinances, noise exceeding the allowable noise levels.

- J Case #04-1685, James C. & Julie E. Byers, 278 La Puerta Way
Violation of Section 106-159 of the Town of Palm Beach Code of Ordinances, a vertical clearance of eighteen (18) feet above all roadways must be maintained to allow for unobstructed passage of vehicles.

- K Case #04-1686, Robert P. Stiber, 1451 North Lake Way
Violation of Chapter 42, Section 42-86 (3) 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 and other vegetation to become overgrown or accumulate.

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

- L Case #04-1687, Barbara Zaneri, 3450 So. Ocean Blvd., #706
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.
- M Case #04-1688, Frank Wilkens, 1565 No. Ocean Way
Violation of Section 102.45 of the Town of Palm Beach Code of Ordinances, placing yard waste in right-of-way out of line with the schedule.
- O Case #04-1689, Mobile Point Corp., 1053 North Lake Way
Violation of Section 102.45 of the Town of Palm Beach Code of Ordinances, placing yard waste in right-of-way out of line with the schedule.
- P Case #04-1690, Reynco, Inc., 201 List Road
Violation of Section 102.45 of the Town of Palm Beach Code of Ordinances, placing yard waste in right-of-way out of line with the schedule.

**MOTION BY MR. KOEPEL TO SET CASE #'S 04-1676, 04-1677, 04-1678, 04-1679, 04-1680, 04-1681, 04-1682, 04-1683, 04-1684, 04-1685, 04-1686, 04-1687, 04-1688, 04-1689, 04-1690 FOR HEARING AT THE JUNE 17, 2004 CODE ENFORCEMENT BOARD HEARING.
MOTION SECONDED BY MR. YOUCHAK.
MOTION CARRIED UNANIMOUSLY.**

VII New Business:

NONE

VIII Consideration of Foreclosure:

NONE

IX Old Business:

- A Case #03-1595, Herbert J. Richman, 350 Seaspray Avenue
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 systems. This permit must be obtained prior to commencing work.
MOTION BY MR. KOEPEL TO POSTPONE CASE #03-1595 UNTIL THE

**JUNE 17, 2004 CODE ENFORCEMENT BOARD HEARING.
MOTION SECONDED BY MR. RAFFO.
MOTION CARRIED UNANIMOUSLY.**

- B Case #04-1614, Leonard Sessa, 1 Via Sunny
Violation of Chapter 126, Section 126-58 of the Town of Palm Beach Code of Ordinances: it is unlawful for any person to trim (*or materially alter the character of a tree by trimming*) any historic or specimen tree without written permission from the Town Manager.

MOTION BY MR. KOEPEL TO DISMISS CASE #04-1614 FOR COMPLIANCE.

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

- D Case #04-1625, Michael I. Keller, 126 Peruvian Avenue
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.
Violation of Chapter 42, Section 42-87 of the Town of Palm Beach Code of Ordinances, exterior walls shall be kept painted and in good repair and debris shall not be allowed to accumulate.

Mr. Walton reminded the Board that it had previously found the Defendant in non compliance and given him 45 days in which to complete his project. Compliance has not been met. Mr. Walton recommended to the Board that a fine in the amount of \$25.00 per day be imposed starting on May 2, 2004 and continue until the project is completed.

MOTION BY MR. RAFFO TO IMPOSE A \$25.00 PER DAY FINE STARTING ON MAY 2, 2004 AND CONTINUING UNTIL THE PROJECT IS COMPLETED.

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

X **Other Business:**

NONE

XI **Adjournment:** The meeting was adjourned at 3:15 p.m. without benefit of a motion.

FORM 8B MEMORANDUM OF VOTING CONFLICT FOR COUNTY, MUNICIPAL, AND OTHER LOCAL PUBLIC OFFICERS

LAST NAME—FIRST NAME—MIDDLE NAME <i>KOEPPEL JOEL P.</i>		NAME OF BOARD, COUNCIL, COMMISSION, AUTHORITY, OR COMMITTEE <i>Code Compliance</i>
MAILING ADDRESS <i>222 Lakeview Avenue</i>		THE BOARD, COUNCIL, COMMISSION, AUTHORITY OR COMMITTEE ON WHICH I SERVE IS A UNIT OF:
CITY <i>W. Palm Beach</i>	COUNTY <i>Palm Beach</i>	☒ CITY ☐ COUNTY ☐ OTHER LOCAL AGENCY
DATE ON WHICH VOTE OCCURRED		NAME OF POLITICAL SUBDIVISION: <i>Town of Palm Beach</i>
		MY POSITION IS: ☐ ELECTIVE ☒ APPOINTIVE

WHO MUST FILE FORM 8B

This form is for use by any person serving at the county, city, or other local level of government on an appointed or elected board, council, commission, authority, or committee. It applies equally to members of advisory and non-advisory bodies who are presented with a voting conflict of interest under Section 112.3143, Florida Statutes.

Your responsibilities under the law when faced with voting on a measure in which you have a conflict of interest will vary greatly depending on whether you hold an elective or appointive position. For this reason, please pay close attention to the instructions on this form before completing the reverse side and filing the form.

INSTRUCTIONS FOR COMPLIANCE WITH SECTION 112.3143, FLORIDA STATUTES

A person holding elective or appointive county, municipal, or other local public office **MUST ABSTAIN** from voting on a measure which inures to his or her special private gain or loss. Each elected or appointed local officer also is prohibited from knowingly voting on a measure which inures to the special gain or loss of a principal (other than a government agency) by whom he or she is retained (including the parent organization or subsidiary of a corporate principal by which he or she is retained); to the special private gain or loss of a relative; or to the special private gain or loss of a business associate. Commissioners of community redevelopment agencies under Sec. 163.356 or 163.357, F.S., and officers of independent special tax districts elected on a one-acre, one-vote basis are not prohibited from voting in that capacity.

For purposes of this law, a "relative" includes only the officer's father, mother, son, daughter, husband, wife, brother, sister, father-in-law, mother-in-law, son-in-law, and daughter-in-law. A "business associate" means any person or entity engaged in or carrying on a business enterprise with the officer as a partner, joint venturer, coowner of property, or corporate shareholder (where the shares of the corporation are not listed on any national or regional stock exchange).

* * * * *

ELECTED OFFICERS:

In addition to abstaining from voting in the situations described above, you must disclose the conflict:

PRIOR TO THE VOTE BEING TAKEN by publicly stating to the assembly the nature of your interest in the measure on which you are abstaining from voting; *and*

WITHIN 15 DAYS AFTER THE VOTE OCCURS by completing and filing this form with the person responsible for recording the minutes of the meeting, who should incorporate the form in the minutes.

* * * * *

APPOINTED OFFICERS:

You must abstain from voting and disclose the conflict in the situations described above and in the manner described for elected officers. In order to participate in these matters, you must disclose the nature of the conflict before making any attempt to influence the decision, whether orally or in writing and whether made by you or at your direction.

IF YOU INTEND TO MAKE ANY ATTEMPT TO INFLUENCE THE DECISION PRIOR TO THE MEETING AT WHICH THE VOTE WILL BE TAKEN:

- You must complete and file this form (before making any attempt to influence the decision) with the person responsible for recording the minutes of the meeting, who will incorporate the form in the minutes.
- A copy of the form must be provided immediately to the other members of the agency.
- The form must be read publicly at the next meeting after the form is filed.

IF YOU MAKE NO ATTEMPT TO INFLUENCE THE DECISION EXCEPT BY DISCUSSION AT THE MEETING:

- You must disclose orally the nature of your conflict in the measure before participating.
- You must complete the form and file it within 15 days after the vote occurs with the person responsible for recording the minutes of the meeting, who must incorporate the form in the minutes. A copy of the form must be provided immediately to the other members of the agency, and the form must be read publicly at the next meeting after the form is filed.

DISCLOSURE OF LOCAL OFFICER'S INTEREST

I, JOEL P. KOEPPPEL, hereby disclose that on May 20, 2004, 1904:

(a) A measure came or will come before my agency which (check one)

- ☐ inured to my special private gain or loss;
- ☐ inured to the special gain or loss of my business associate, _____;
- ☐ inured to the special gain or loss of my relative, _____;
- ☒ inured to the special gain or loss of Francesco and Holly Blanco, by whom I am retained; or
- ☐ inured to the special gain or loss of _____, which is the parent organization or subsidiary of a principal which has retained me.

(b) The measure before my agency and the nature of my conflicting interest in the measure is as follows:

5/20/04
Date Filed

[Signature]
Signature

NOTICE: UNDER PROVISIONS OF FLORIDA STATUTES §112.317, A FAILURE TO MAKE ANY REQUIRED DISCLOSURE CONSTITUTES GROUNDS FOR AND MAY BE PUNISHED BY ONE OR MORE OF THE FOLLOWING: IMPEACHMENT, REMOVAL OR SUSPENSION FROM OFFICE OR EMPLOYMENT, DEMOTION, REDUCTION IN SALARY, REPRIMAND, OR A CIVIL PENALTY NOT TO EXCEED \$10,000.