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**TOWN OF PALM BEACH
CODE ENFORCEMENT BOARD MINUTES
2:00 P.M. THURSDAY, MARCH 15, 2001
AT THE TOWN COUNCIL CHAMBERS, 360 S. COUNTY ROAD**

I. Call to Order: The meeting was called to order at 2:02 p.m. by Chairman David J. Thomas.

II. Roll Call: PRESENT: David J. Thomas, Chairman
 Eugene Lawrence, Member
 J. Richard Allison, Member
 P. Robert Bale, Member
 Dr. Harry Horwich, Member
 M. S. Rukeyser, Jr., Member
 Lowell Levine, Alternate Member

ABSENT: Scott Sloane, Vice-Chairman

RECORDING SECRETARY: Deborah A. Morakis

III. Approval of the Minutes of February 15, 2001:
 MOTION BY MR. BALE TO ACCEPT THE MINUTES AS MAILED.
 MOTION SECONDED BY MR. ALLISON.
 MOTION CARRIED UNANIMOUSLY.

IV. Public Hearings:

- A Case #00-1204. Michael & Gayle Kalisman. 146 Dunbar Road
 Violation of Chapter 42, Section 42-87 of the Town of Palm Beach Code of Ordinances, all exterior walls, etc., shall be reasonably free of cracks, painted and shall be kept in sound condition and good repair.
 MOTION BY MR. HORWICH TO POSTPONE CASE #00-1204.
 MOTION SECONDED BY MR. BALE.
 MOTION CARRIED UNANIMOUSLY.
- B Case #01-1213. Melissa Barr. Bank of America. 140 N. County Road
 Violation of Section 122.53 of the Town of Palm Beach Code of Ordinances by operating sprinklers on the wrong time and day.
 MOTION BY MR. ALLISON REGARDING CASE #01-1213 TO ACCEPT THE GUILTY PLEA AND PAYMENT OF THE FINE.

MOTION SECONDED BY MR. LAWRENCE.
MOTION CARRIED UNANIMOUSLY.

- C Case #01-1214. Berneice Justice. Beachcomber Motel. 3024 S. Ocean Blvd.
Violation of Section 122.53 of the Town of Palm Beach Code of Ordinances by watering property at improper time of day.
MOTION BY MR. ALLISON REGARDING CASE #01-1214 TO ACCEPT THE GUILTY PLEA AND PAYMENT OF THE FINE.
MOTION SECONDED BY MR. LAWRENCE.
MOTION CARRIED UNANIMOUSLY.
- D Case #01-1215. Sally Protell. 239 Wells Road
Violation of Section 122.53 of the Town of Palm Beach Code of Ordinances by operating sprinklers on the wrong day and time.
MOTION BY MR. ALLISON REGARDING CASE #01-1215 TO ACCEPT THE GUILTY PLEA AND PAYMENT OF THE FINE.
MOTION SECONDED BY MR. LAWRENCE.
MOTION CARRIED UNANIMOUSLY.
- E Case #01-1216. Joseph Burakoff. 201 El Dorado Lane
Violation of Chapter 18, Section 18-242, Subsection 1 104.1.1.1 of the Town of Palm Beach Code of Ordinances, a building permit is required to construct, install, repair, or alter any building or building system.
MOTION BY MR. HORWICH TO POSTPONE CASE #01-1216.
MOTION SECONDED BY MR. BALE.
MOTION CARRIED UNANIMOUSLY.
- F Case #01-1217. Bruce & Joanne Tucker. 133 Seabreeze Avenue
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.
MOTION BY DR. HORWICH TO DISMISS CASE #01-1217 FOR COMPLIANCE.
MOTION SECONDED BY MR. ALLISON.
MOTION CARRIED UNANIMOUSLY.
- G Case #01-1218. Dean C. Lovett. 124 Clarke Avenue
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.
MOTION BY DR. HORWICH TO DISMISS CASE #01-1218 FOR COMPLIANCE.
MOTION SECONDED BY MR. ALLISON.
MOTION CARRIED UNANIMOUSLY.
- H Case #01-1219. Marilyn E. Tracey TR. 322 Clarke Avenue
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.
MOTION BY DR. HORWICH TO DISMISS CASE #01-1219 FOR COMPLIANCE.

MOTION SECONDED BY MR. ALLISON.
MOTION CARRIED UNANIMOUSLY.

- I Case #01-1220. Love Gallery Place, 175 Worth Avenue
Violation of 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 for unobstructed passage of pedestrians.
MOTION BY DR. HORWICH TO DISMISS CASE #01-1220 FOR COMPLIANCE.
MOTION SECONDED BY MR. ALLISON.
MOTION CARRIED UNANIMOUSLY.
- J Case #01-1221. William A. Kaye, 302 Eden 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.
MOTION BY MR. LAWRENCE TO RESET CASE #01-1221 FOR THE APRIL 19, 2001 CODE ENFORCEMENT BOARD MEETING.
MOTION SECONDED BY MR. RUKEYSER.
MOTION CARRIED UNANIMOUSLY.
- K Case #01-1222. Noiseau Enterprises, Inc., 146 Atlantic Avenue
Violation of Sections 42-227 and 42-228 of the Town of Palm Beach Code of Ordinances, maximum db allowed is 58db at night.
MOTION BY MR. HORWICH TO POSTPONE CASE #01-1222.
MOTION SECONDED BY MR. BALE.
MOTION CARRIED UNANIMOUSLY.
- L Case #01-1223. Juan Oliva, Black Tie Limousine, 2800 S. Ocean Blvd.
Violation of Chapter 130, Section 61 of the Town of Palm Beach Code of Ordinances, anyone establishing a limo stand must obtain a Certificate of Public Convenience and Necessity and permits from the Town of Palm Beach.
MOTION BY MR. LAWRENCE TO DEFER CASE #01-1223 UNTIL THE APRIL 19, 2001 CODE ENFORCEMENT BOARD MEETING.
MOTION SECONDED BY MR. ALLISON.
MOTION CARRIED UNANIMOUSLY.
- M Case #01-1224. Elizabeth Mezzacappa, 1485 So. Ocean Blvd.
Violation of Section 122.53 of the Town of Palm Beach Code of Ordinances, watering on wrong days and wrong times.
MOTION BY MR. ALLISON REGARDING CASE #01-1224 TO ACCEPT THE GUILTY PLEA AND PAYMENT OF THE FINE.
MOTION SECONDED BY MR. LAWRENCE.
MOTION CARRIED UNANIMOUSLY.
- N Case #01-1225. 400 Association, 400 S. Ocean Blvd.
Violation of Section 102.45 of the Town of Palm Beach Code of Ordinances, placing waste in right-of-way out of line with the schedule.
MOTION BY MR. ALLISON REGARDING CASE #01-1225 TO ACCEPT THE GUILTY PLEA AND PAYMENT OF THE FINE.

MOTION SECONDED BY MR. LAWRENCE.
MOTION CARRIED UNANIMOUSLY.

- O Case #01-1226, Richard E. Berke, Andover-Reed, 217 Royal Palm Way
Violation of Section 2-74 as amended of the Town of Palm Beach Code of Ordinances, displaying signs visible from the sidewalk in the season.
MOTION BY MR. ALLISON REGARDING CASE #01-1226 TO ACCEPT THE GUILTY PLEA AND PAYMENT OF THE FINE.
MOTION SECONDED BY MR. LAWRENCE.
MOTION CARRIED UNANIMOUSLY.

V. Presentation of New Cases to Set for Hearing:

- A Case #01-1227, Arthur Levine, 355 North Lake Way
Violation of Section 38-35(b) of the Town of Palm Beach Code of Ordinances, alarm system users with fines not paid within thirty (30) days of first billing.
- B Case #01-1228, Martin Abrahms, The Cove Condo, 2784 So. Ocean Blvd.
Violation of Section 122.53 of the Town of Palm Beach Code of Ordinances, operating sprinkler system at wrong time of day.
- C Case #01-1229, Lou Fitzgerald, Atriums Condo, 3400 So. Ocean Blvd.
Violation of Section 122.53 of the Town of Palm Beach Code of Ordinances, operating sprinkler system at wrong time of day.
- D Case #01-1230, Don Mummert, Meridian Condo, 3300 So. Ocean Blvd.
Violation of Section 122.53 of the Town of Palm Beach Code of Ordinances, operating sprinkler system on wrong day.
- E Case #01-1231, Jerry Hillier, Flagler Systems/Breakers Hotel, 1 So. County Rd.
Violation of Section 122.53 of the Town of Palm Beach Code of Ordinances, wasteful use of irrigation water and not repairing equipment that is defective.
- F Case #01-1232, Elizabeth H. Benson, 1530 So. Ocean Blvd.
Violation of Section 122.53 of the Town of Palm Beach Code of Ordinances, operating sprinkler system on wrong day.
- G Case #01-1233, Beverly Jarrel, "2500", 2500 So. Ocean Blvd.
Violation of Section 122.53 of the Town of Palm Beach Code of Ordinances, operating sprinkler system at wrong time of day.
- H Case #01-1234, David Eubanks, Stratford Condo, 2580 So. Ocean Blvd.
Violation of Section 122.53 of the Town of Palm Beach Code of Ordinances, operating sprinkler system at wrong time of day.
- I Case #01-1235, Scott Rutan, Halcyon Condo, 3440 So. Ocean Blvd.
Violation of Section 122.53 of the Town of Palm Beach Code of Ordinances, operating sprinkler system on wrong day and time.

J Case #01-1236, Scott Rutan, Halcyon Condo, 3440 So. Ocean Blvd.
Violation of Section 122.53 of the Town of Palm Beach Code of Ordinances, operating sprinkler system on wrong day, 2nd violation.

K Case #01-1237, Mummert, Meridian Condo, 3300 So. Ocean Blvd.
Violation of Section 122.53 of the Town of Palm Beach Code of Ordinances, operating sprinkler system on wrong day and time, 2nd violation.

L Case #01-1238, Rodney Hepburn, Irwin & Terry Kramer, 1295 So. Ocean Blvd.
Violation of Section 122.53 of the Town of Palm Beach Code of Ordinances, operating sprinkler system on wrong day and time.

M Case #01-1239, Per A. & Rachel C. Lorentzen, 216 Garden 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.
MOTION BY MR. BALE TO SET THE ABOVE CASES: 01-1227, 01-1228, 01-1229, 01-1230, 01-1231, 01-1232, 01-1233, 01-1234, 01-1235, 01-1236, 01-1237, 01-1238, 01-1239 FOR THE APRIL 19, 2001 CODE ENFORCEMENT BOARD MEETING.
MOTION SECONDED BY DR. HORWICH.
MOTION CARRIED UNANIMOUSLY.

VI. New Business:

VII. Old Business:

VIII. Adjournment: The meeting was adjourned at 2:15 p.m. without benefit of a motion.