

DATE, FEBRUARY 21, 2002 AND CONTINUE UNTIL COMPLIANCE IS ACHIEVED.
MOTION SECONDED BY MS. HOFFPAUER.
MOTION CARRIED UNANIMOUSLY.

- C Case #01-1356, Michael & Elizabeth Kaiser, 225 Dunbar Road
Violation of Chapter 30, Section 30-114 of the Town of Palm Beach Code of Ordinances, the water quality will be protected by the retention of the first two (2) inches of rain fall prior to discharge into the Town's system.

Mr. House asked that this case be dismissed. It will be brought back with a different case number citing a different section of the code next month.

MOTION BY MR. LAWRENCE TO DISMISS CASE #01-1356.
MOTION SECONDED BY MR. SLOANE.
MOTION CARRIED UNANIMOUSLY.

- D Case #01-1383, Keene Investments, Inc., 260 Miraflores Drive
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.
Violation of Chapter 42, Section 42-86 of the Town of Palm Beach Code of Ordinances, trash and debris shall not be allowed to accumulate on property in the Town of Palm Beach.

Mr. House testified that he had met with the property owner who said the building would be taken down and sold. The property owner asked for a postponement from the January 17, 2002 hearing because he was hiring a contractor to tear the building down. He has not done that. We are asking for a finding of guilt on Section 42-87 and an order to comply within sixty (60) days.

MOTION BY MR. SLOANE TO FIND THE DEFENDANT GUILTY OF CHAPTER 42, SECTION 42-87 AND ORDER THEM TO BRING THE VIOLATION INTO COMPLIANCE WITHIN SIXTY (60) DAYS.
MOTION SECONDED BY MR. LAWRENCE.
MOTION CARRIED UNANIMOUSLY.

- E Case #01-1384, Roddy Limited Partnership, 332 South County Road
Violation of Chapter 42, Section 42-87 of the Town of Palm Beach Code of Ordinances, all exterior walls, doors and windows shall be reasonably free of cracks, painted and shall be kept in sound condition and good repair.

Mr. House asked that we dismiss this case without prejudice because they are currently working and if they stop working we can bring it back.

MOTION BY MR. BALE TO DISMISS CASE #01-1384 WITHOUT PREJUDICE.
MOTION SECONDED BY DR. HORWICH.
MOTION CARRIED UNANIMOUSLY.

- F Case #01-1385, Charles T. Roddey, 432 Brazilian Avenue
Violation of Chapter 42, Section 42-87 of the Town of Palm Beach Code of Ordinances, all exterior walls, doors and windows shall be reasonably free of cracks, painted and shall be

kept in sound condition and good repair.

Violation of Chapter 42, Section 42-86 of the Town of Palm Beach Code of Ordinances, it shall be unlawful and constitute a nuisance for any owner of land within the Town to allow building materials, non-operative boats, or other such items to accumulate.

MOTION BY MR. SLOANE TO POSTPONE CASE #01-1385 UNTIL THE MARCH 21, 2002 CODE ENFORCEMENT BOARD HEARING.

MOTION SECONDED BY MS. HOFFPAUER.

MOTION CARRIED UNANIMOUSLY.

G Case #02-1386. Thomas L. Holland, ET AL TRS. 323 Arabian Road

Violation of Chapter 106, Section 106-159 of the Town of Palm Beach Code of Ordinances, a clearance of eighteen (18) feet must be maintained above all roadways.

MOTION BY MR. BALE TO DISMISS CASE #'S 02-1386, 02-1387, 02-1388 FOR COMPLIANCE.

MOTION SECONDED BY DR. HORWICH.

MOTION CARRIED UNANIMOUSLY.

H Case #02-1387. Michael & Judith Andrassy. 642 North County Road

Violation of Chapter 106, Section 106-159 of the Town of Palm Beach Code of Ordinances, a clearance of eighteen (18) feet must be maintained to allow for unobstructed passage of vehicles.

MOTION BY MR. BALE TO DISMISS CASE #'S 02-1386, 02-1387, 02-1388 FOR COMPLIANCE.

MOTION SECONDED BY DR. HORWICH.

MOTION CARRIED UNANIMOUSLY.

I Case #02-1388. Arvida Realty Services. 340 Royal Poinciana Way, Suite 320

Violation of Section 14-31 of the Town of Palm Beach Code of Ordinances, an Occupational License is required for each individual Real Estate Salesperson working in the Town of Palm Beach.

MOTION BY MR. BALE TO DISMISS CASE #'S 02-1386, 02-1387, 02-1388 FOR COMPLIANCE.

MOTION SECONDED BY DR. HORWICH.

MOTION CARRIED UNANIMOUSLY.

J Case #02-1389. Chase Manhattan Bank. 225 Everglades Avenue

Violation of Section 102-45 of the Town of Palm Beach Code of Ordinances, placing yard trash on Town right-of-way out of line with the schedule.

After testimony was heard from Mr. Robert Kennedy, Trash Bureau Supervisor, the following motion was made:

MOTION BY MR. SLOANE THAT THE DEFENDANT BE FOUND GUILTY AND ORDERED TO PAY THE \$50.00 FINE PLUS COURT COSTS IN THE AMOUNT OF \$82.30 FOR A TOTAL DUE AND OWING OF \$132.30.

MOTION SECONDED BY MR. LAWRENCE.

MOTION CARRIED UNANIMOUSLY.

V. Presentation of New Cases to Set for Hearing:

A Case #02-1390. Mort Kaye. 216 Indian Road

Violation of Palm Beach Zoning Ordinance #2-74, as amended, which prohibits the use of any building or land in the R-B Residential Zoning District for any commercial or quasi-commercial use or purpose.

- B Case #02-1391. Moors & Cabot, Inc., Maurice H. Burman, 2875 So. Ocean Blvd. #101
Violation of Section 134-229 (12) of the Town of Palm Beach Zoning Ordinance. Failure to submit Town Serving Documents satisfactory to the Town Council that not less than fifty (50) percent of the customers of the proposed use will be "Town's Persons".
- C Case #02-1392. Franco's Restaurant, Franco Gaccetta, 375 So. County Road
Violation of Section 134-229 (12) of the Town of Palm Beach Zoning Ordinances, failure to provide acceptable Parking Lease Agreement as a condition of Special Exception #15-99 and as required for approval of occupational license.
- D Case #02-1393. House of Kahn, 231 Peruvian Avenue
Violation of Section 38-35(b) of the Town of Palm Beach Code of Ordinances, alarm system users with fines not paid within thirty (30) days of first billing.
- E Case #02-1394. Michael & Elizabeth Kaiser, 225 Dunbar 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.
- F Case #02-1395. Howard Gittis, 200 Via Palma
Violation of Chapter 18, Section 18-242, Subsection 104.1.1, a building permit is required to construct, install, repair or alter any building or building system. This permit must be obtained prior to commencing work.
- G Case #02-1396. Javier Marques De Olasso, 1496 North Lake Way
Violation of Section 104.6.1.4, Medium Projects, all new or remodel construction projects of 4,000 sq.ft. to 8,999 sq.ft. shall be allowed 20 months.
- H Case #02-1397. Javier Marques De Olasso, 1496 North Lake Way
Violation of Chapter 42, Section 42-86 of the Town of Palm Beach Code of Ordinances, trash and debris shall not be allowed to accumulate on property in the Town of Palm Beach.
- I Case #02-1398. Richard R. Limehouse, 215 Mediterranean Road
Violation of Chapter 18, Section 18-242, Subsection 104.1.1 of the Town of Palm Beach Code of Ordinances, a building permit is required to construct, install, repair, or alter any building or building system. This permit must be obtained prior to commencing work.
- J Case #02-1399. Pems Partnership, LTD., 301 South County 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 to allow trash and debris to accumulate.
- K Case #02-1400. Eve A. Ward, 244 Esplanade Way
Violation of Chapter 42, Section 42-87 (7) of the Town of Palm Beach Code of Ordinances, all accessory buildings shall be kept in a safe condition and good state of repair.
- L Case #02-1401. Laura Andre, 220 Australian Avenue
Violation of Chapter 114, Section 114-34 of the Town of Palm Beach Code of Ordinances, failure to obtain or renew an occupational license to rent 3 apartment units.
- M Case #02-1402. Laura Andre, 216 Australian Avenue
Violation of Chapter 114, Section 114-34 of the Town of Palm Beach Code of Ordinances,

failure to obtain or renew an occupational license to rent 4 apartment units.
N Case #02-1403, CBRS Realty, LTD., 354 Brazilian Avenue
Violation of Chapter 114, Section 114-34 of the Town of Palm Beach Code of Ordinances,
failure to obtain or renew an occupational license to rent 4 apartment units.

0 Case #02-1404, J. Richard Allison, 217 La Puerta Way
Violation of Chapter 134, Section 134-1759 of the Town of Palm Beach Code of Ordinances,
the construction of any facility involving the use of a ball backboard or rebound wall in any
zoning district shall be subject to an application for special exception and building permit
from the Town.

MOTION BY MR. BALE TO SET CASE #'S 02-1390, 02-1391, 02-1392, 02-1393, 02-1394,
02-1395, 02-1396, 02-1397, 02-1398, 02-1399, 02-1400, 02-1401, 02-1402, 02-1403,
02-1404 FOR HEARING AT THE MARCH 21, 2002 CODE ENFORCEMENT BOARD
MEETING.

MOTION SECONDED BY MS. HOFFPAUER.

MOTION CARRIED UNANIMOUSLY.

VI. New Business:

VII. Old Business:

A Case #01-1358, Harry J. Brown, 130 Peruvian Avenue
Violation of Section 104.6.1.4 of the Town of Palm Beach Code of Ordinances, Small
Projects, all new or remodel construction projects of 3,999 sq. ft. or less shall be allowed
twelve (12) months.

After a report was given by Mr. House the following motion was made:

MOTION BY DR. HORWICH TO EXTEND THE ORDER FOR AN ADDITIONAL THIRTY (30)
DAYS.

MOTION SECONDED BY MR. RUKEYSER.

MOTION CARRIED UNANIMOUSLY.

VIII. Reports:

IX. Adjournment:

Mr. House made a statement advising the Board that as of next month both Mr. Thomas
and Mr. Sloane's terms will expire. They are both valuable board members and will be
sorely missed.

A brief discussion took place regarding the Civic Association and some of the
misconceptions that they have about the Code Enforcement Board and what is a code
violation. Hopefully, some of these will be cleared up with their next newsletter.

Mr. Bale mentioned the article that appeared in the "Shiny Sheet" last week regarding Mr.
Trump and the Bath & Tennis Club. Mr. House stated that although it is unsightly, there
are no violations there.

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

