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**TOWN OF PALM BEACH
CODE ENFORCEMENT BOARD MINUTES
2:00 P.M. THURSDAY, FEBRUARY 15, 2001
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 David J. Thomas.

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

RECORDING SECRETARY: Deborah A. Morakis

III. Approval of the Minutes of January 18, 2000:
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. SLOANE TO POSTPONE CASE #00-1204 UNTIL THE MARCH 15, 2001 CODE ENFORCEMENT BOARD MEETING.

Mr. Eugene Lawrence has asked to recuse himself from this case.

MOTION SECONDED BY MR. ALLISON.

MOTION CARRIED UNANIMOUSLY.

B Case #00-1206, Howard Rudolph, 2253 Ibis Isle Road East

Violation of Section 102.45 of the Town of Palm Beach Code of Ordinances, placing trash in right-of-way out of line with the schedule.

MOTION BY MR. SLOANE REGARDING CASE #00-1206 TO ACCEPT THE DEFENDANT'S PLEA

OF GUILTY AND PAYMENT OF THE FINE.
MOTION SECONDED BY MR. ALLISON.
MOTION CARRIED UNANIMOUSLY.

- C Case #01-1210, Rhona Lieberman, 121 Australian Avenue
Violation of Section 118.50 of the Town of Palm Beach Code of Ordinances, unlawfully parked commercial truck.
Violation of Chapter 18, Section 104.1.1 of the Town of Palm Beach Code of Ordinances, signs and awnings have been installed without a permit.
MOTION BY DR. HORWICH REGARDING CASE #01-1210, THAT THE PORTION OF THE VIOLATION FOR PARKING OF A COMMERCIAL TRUCK AND INSTALLING AN AWNING WITHOUT A PERMIT BE DISMISSED FOR COMPLIANCE.
MOTION SECONDED BY MR. SLOAN.
MOTION CARRIED UNANIMOUSLY.

MOTION BY MR. ALLISON REGARDING CASE #01-1210, THE PORTION OF THE VIOLATION REGARDING THE SIGNS, THAT THE DEFENDANT BE FOUND IN NON-COMPLIANCE AND ORDERED TO REMOVE TWO (2) SIGNS AT TWO (2) LOCATIONS WITHIN FIFTEEN (15) DAYS.
MOTION SECONDED BY MR. SLOAN.
MOTION CARRIED UNANIMOUSLY.

- D Case #01-1211, David P. Kane, 323 Chilean 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.
MOTION BY MR SLOAN REGARDING CASE #01-1211 THAT THE DEFENDANT BE FOUND GUILTY AND ORDERED TO START WORK WITHIN FORTY-EIGHT (48) HOURS AND CONTINUE MEANINGFUL WORK TO BRING THE PROPERTY UP TO CODE WITHIN SIXTY (60) DAYS.
MOTION SECONDED BY MR. LAWRENCE.
MOTION CARRIED UNANIMOUSLY.

- E Case #01-1212, Mr. Allen Heise, Mr. James Fazio, 251 Sunrise
Violation of Town of Palm Beach Zoning Ordinance 2-74, as amended, before a restaurant opens or expands a Special Exception must be obtained from the Town Council.
MOTION BY MR. BALE TO ACCEPT THE DEFENDANT'S GUILTY PLEA AND PAYMENT OF THE FINE.
MOTION SECONDED BY DR. HORWICH.
MOTION CARRIED UNANIMOUSLY.

V. Presentation of New Cases to Set for Hearing:

- A 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.
- B 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.

- C 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.
- D 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.
- E 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.
- F 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.
- G 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.
- H 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.
- I 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.
- J 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.
- K 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.
- L 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.
- M 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 schedule.

- N 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 TO SET THE ABOVE CASES: 01-1213, 01-1214, 01-1215, 01-1216, 01-1217, 01-1218, 01-1219, 01-1220, 01-1221, 01-1222, 01-1223, 01-1224, 01-1225, 01-1226 FOR THE MARCH 15, 2001 CODE ENFORCEMENT BOARD MEETING.

MOTION SECONDED BY MR. BALE.
MOTION CARRIED UNANIMOUSLY.

VI. New Business:

Chairman Thomas read a letter that was received by a member of the Code Enforcement Board from the Civic Association regarding the creation of a task force regarding code enforcement. Discussion followed. No motions were made.

VII. Old Business:

- A Case #99-1089, Catherine F. Bradley, 255 Park Avenue.
Violation of Chapter 42, Section 42-87 of the Town of Palm Beach Code of Ordinances, requiring exterior walls to be reasonably free of cracks, painted and in good repair, all doors and windows shall be constructed and maintained to exclude weather elements and insects from entering the structure.

Mr. Joel Koeppel testified that the new property owner is Westmark Add Group, Inc. LLC and advised that permits have been issued to Branch Construction for work to be done. Discussion continued regarding when the fine should stop. No motions were made at this time.

VIII. Adjournment: The meeting was adjourned at 2:46 p.m. without benefit of a motion.