

TOWN OF LAKE CLARKE SHORES
CODE ENFORCEMENT BOARD HEARING
MINUTES
NOVEMBER 29, 2006

I. MEETING CALLED TO ORDER

Chairman Joseph George called the meeting to order.

II. ROLL CALL

PRESENT: Joseph George, Chairman; Paul Hughes, Vice Chairman; Spencer Wilson, Board Member; Ted Berghaus, Board Member (arrived at 6:37 pm); Louise Bing, Board Member; Patrick Ward, Board Member; William Murphy, Alternate Member; Christopher Costanzo, Alternate Member; James Watt, Board Attorney; Tom Sorenson, Code Enforcement Officer; Mary Pinkerman, Code Enforcement Clerk

ABSENT: Michelle Daniels, Board Member

III. OATH OF OFFICE

Mr. James Watt, Board Attorney, administered the Oath of Office to William Murphy and Christopher Costanzo.

IV. APPROVAL OF AGENDA

Motion made by Mr. Hughes, seconded by Mr. Wilson to approve the AGENDA as amended by adding the additional cases in compliance. Motion approved (7-0)

V. CONSENT AGENDA

- a. Approval of Minutes of the October 25, 2006 Code Enforcement Board Hearing
- b. Unfinished cases now in compliance:

CASE #2006-556

William Weaver
7799 Nemec Drive S
Lake Clarke Shores FL 33406
Yard in disrepair
Maintaining yard

CASE #2006-659

John Graham
1703 Arlington Drive
Lake Clarke Shores FL 33406
Dead trees
Trees removed

V. CONSENT AGENDA (CONT.)

b. Unfinished cases now in compliance (cont.):

CASE #2006-554

Jordan Brecher
7585 Nemec Drive N
Lake Clarke Shores FL 33406
Lawn in disrepair; Overgrowth of
vegetation
Maintaining yard

c. New cases now in compliance:

CASE #2006-736

Richard Hawkins
7951 West Lake Drive
Lake Clarke Shores FL 33406
Rust stains
Removed rust stains

CASE #2006-730

Jay Starr
7652 West Lake Drive
Lake Clarke Shores FL 33406
Rust stains
Removed rust stains

CASE #2006-742

Edward Crawford
6904 West Lake Drive
Lake Clarke Shores FL 33406
Rust stains
Removed rust stains

CASE #2006-769

Pamela Geddes
1414 Alpha Court S
Lake Clarke Shores FL 33406
Dirty roof
Roof scheduled to be replaced

CASE #2006-759

Juan Castro
7512 Alpha Court E
Lake Clarke Shores FL 33406
Address numbers not displayed
Installed address numbers

V. CONSENT AGENDA (CONT.)

c. New cases now in compliance (cont.):

CASE #2006-745

H. S. Linell
7117 Venetian Way
Lake Clarke Shores FL 33406
Rust stains
Removed rust stains

CASE #2006-776

Dave Brannon
1422 Keller Road
Lake Clarke Shores FL 33406
Rust stains; Paint needs attention
Removed rust stains; paint ok

Motion made by Mr. Wilson, seconded by Mr. Hughes to approve the CONSENT AGENDA as amended.
Motion approved (7-0).

VI. SWEARING IN OF WITNESSES BY ATTORNEY

Mr. Watt swore in all persons who would be testifying at the hearing.

VII. UNFINISHED CASES / FINE ASSESSMENT HEARING

CASE #2006-586

Wendy Oppong
1821 Evergreen Drive
Lake Clarke Shores FL 33406

Sec. 26-56 Tree stumps

The Respondent, Wendy Oppong, was not present. Based on the testimony and evidence presented in Case #2006-586, the Code Enforcement Board found the Respondent to be in violation of Sec. 26-56 and imposed a fine of \$10.00 per for each day the violation continues to exist. Motion made by Mr. Wilson, seconded by Mr. Hughes.
Motion approved (7-0).

VIII. UNFINISHED CASES / LIEN IMPOSITION HEARING

CASE #2006-314

Mohammed & Etee Haq
8245 Waterway Drive
Lake Clarke Shores FL 33406

The Respondents, Mohammed & Etee Haq, were not present. Based on the testimony and evidence presented in Case #2006-314, the Code Enforcement Board found the Respondents in compliance of Sec. 26-56 as of September 28, 2006 and waived the \$25.00 fine. (The fine accrued for 1 day at \$25.00 per day). **Motion made by Mr. Berghaus; seconded by Mr. Hughes. Motion approved (7-0).**

IX. UNFINISHED CASES / STATUS HEARING

CASE #2006-614

Scott Durrance
6600 Pine Tree Circle
Lake Clarke Shores FL 33406

Sec. 26-26 (9) Standing water in open basement causing safety hazard

The Respondent, Scott Durrance, was not present, but his wife, Robin Durrance, was present and spoke on his behalf. Base on the testimony and evidence presented in Case #2006-614, the Code Enforcement Board gave the Respondent until December 1, 2006 to come into compliance by removing the standing water. It will be the Respondent's responsibility to continually keep water from accumulating in the basement area. A Lien Imposition Hearing on this case will be held on January 24, 2007.

CASE #2006-495

James & Leslie Knowles
7142 Venetian Way
Lake Clarke Shores FL 33406

Sec. 10-62 Gazebo structure built without permit

The Respondents, James and Leslie Knowles, were not present. Based on the testimony and evidence presented in Case #2006-495, the Code Enforcement Board gave the Respondents additional time to remove the structure. If the Respondents do not remove the gazebo, A Fine Assessment Hearing on this case will be held on January 24, 2007.

CASE #2006-496

James & Leslie Knowles
7142 Venetian Way
Lake Clarke Shores FL 33406

Sec. 86-216 (2) & 86-350 (a) Structure built within side and rear setbacks

The Respondents, James and Leslie Knowles, were not present. Based on the testimony and evidence presented in Case #2006-495, the Code Enforcement Board gave the Respondents additional time to remove the structure. If the Respondents do not remove the gazebo, A Fine Assessment Hearing on this case will be held on January 24, 2007.

X. NEW CASES

CASE #2006-744

John Newsome
7115 Venetian Way
Lake Clarke Shores FL 33460

Sec. 26-26 (3) Rust stains; Paint needs attention

The Respondent, John Newsome, was present. Based on the testimony and evidence presented in Case #2006-744, the Code Enforcement Board found the Respondent in violation of Sec. 26-26 (3) and gave him until January 24, 2007 to comply or a fine of \$25.00 per day may be imposed for each day the violation exists, with the fine retroactive to November 29, 2006. Motion made by Ms. Bing; seconded by Mr. Ward. Motion approved (6-1).

XI. BOARD COMMENTS, SUGGESTIONS AND UPDATES

- a. Discussed how violations are found and how notices are issued.
- b. Discussion on the GAF report concerning the Barby property located at 7011 Haden Road.
- c. Discussed the status of the two Antigua Road properties that are still in violation. Would like to see Town begin foreclosure proceedings on these properties.
- d. Discussion on the passing of Ordinance 06-09 regarding building permits.

The next Code Enforcement Board Hearing will be held January 24, 2007.

X. ADJOURNMENT

Motion made by Mr. Hughes to adjourn the meeting, seconded by Mr. Wilson. Motion passed (7-0).

Joseph George, Chairman

Mary Pinkerman, Code Enforcement Clerk

If an individual decides to appeal any decision made by the Code Enforcement Board with respect to this meeting, a verbatim transcript may be required. If so, the individual should make provisions for a transcript to be made at the meeting (Ref. F.S.S. 286.0105). Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this meeting, please advise the Town at least two (2) calendar days before the hearing by contacting Jo H. Plyler at (561) 964-1515 ext. 10.