

TOWN OF LAKE CLARKE SHORES
CODE ENFORCEMENT BOARD HEARING
MINUTES
AUGUST 29, 2007
6:30 PM

I. MEETING CALLED TO ORDER

Chairman Joseph George called the meeting to order.

II. ROLL CALL

PRESENT: Joseph George, Chairman; Paul Hughes, Vice Chairman; Ted Berghaus, Board Member; Patrick Ward, Board Member; Louise Bing, Board Member; James Watt, Board Attorney; Dana Schack, Code Enforcement Officer; Joseph Iagrossi, Building Official; Chief Wes Smith; Mary Pinkerman, Code Enforcement Clerk

ABSENT: Michelle Daniels, Board Member; Spencer Wilson, Board Member; William Murphy, Alternate Member; Christopher Costanzo, Alternate Member

III. APPROVAL OF AGENDA

Motion made by Mr. Hughes, seconded by Mr. Berghaus to approve the AGENDA as amended after correcting the Code Section number in Case #07-1719 from Sec. 86463 to Sec. 86-483. Motion approved (5-0)

IV. CONSENT AGENDA

- a. Approval of Minutes of the July 25, 2007 Code Enforcement Board Hearing
- b. Unfinished cases now in compliance: None
- c. New cases now in compliance: None

Motion made by Mr. Hughes, seconded by Mr. Berghaus to approve the CONSENT AGENDA. Motion approved (5-0).

V. SWEARING IN OF WITNESSES BY ATTORNEY

VI. UNFINISHED CASES

CASE #07-1622

Ryan Blanton
7101 Venetian Way
Lake Clarke Shores FL 33406

Sec. 86-508 Commercial vehicle parked on side of house

At the July 25, 2007 Code Enforcement Board Hearing, the Board found the Respondent in violation and tabled the case until August 29, 2007.

Respondent, Ryan Blanton was not present. Based on the testimony and evidence presented in Case #07-1622, the Code Enforcement Board continued this case until September 25, 2007. **Motion made by Mr. Hughes, seconded by Ms. Bing. Motion approved (5-0).**

VII. UNFINISHED CASES / FINE ASSESSMENT HEARING

CASE #07-1620

Melissa Hobby / John Jackson
7420 Venetian Way
Lake Clarke Shores FL 33406

Sec. 26-26 (3) House in disrepair – Exterior wall needs stucco and paint

The Respondents, Melissa Hobby and John Jackson, were not present. Based on the testimony and evidence presented in Case #07-1620, the Code Enforcement Board found the Respondents in violation of the prior Order dated July 25, 2007 and imposed a fine of \$50.00 per day for each day the property remains in violation with the fine being retroactive to July 25, 2007. **Motion made by Ms. Bing, seconded by Mr. Hughes. Motion approved (5-0).**

VIII. NEW CASES

CASE #07-1682

Jeffery Berkun
7427 Venetian Way
Lake Clarke Shores FL 33406

Sec. 86-508 (d)(1) Trailer parked in front yard

The Respondent, Jeffery Berkun, was present. Based on the testimony and evidence presented in Case #07-1682, the Code Enforcement Board continued the Case until September 25, 2007. **Motion made by Mr. Hughes, seconded by Ms. Bing. Motion approved (5-0).**

VIII. NEW CASES (CONT.)

CASE #07-1673

Bill Walton
7320 West Lake Drive
Lake Clarke Shores FL 33406

Sec. 30-5 Christmas / Holiday lights still displayed

The Respondent, Bill Walton, was present. Based on the testimony and evidence presented in Case #07-1673, the Code Enforcement Board found the Respondent to not be in violation and dismissed the case. Motion made by Mr. Hughes, seconded by Mr. Berghaus. Motion approved (5-0).

CASE #07-1718

Kimberly Snayd & Michael Brill
1408 Arabian Road E
Lake Clarke Shores FL 33406

Sec. 10-62 Installed addition to dock and installed boat lift without building permit

The Respondent, Michael Brill, was present. Based on the testimony and evidence presented in Case #07-1718, the Code Enforcement Board found the Respondents in violation and gave them until September 26, 2007 to come into compliance, or a fine of \$25.00 per day may be imposed for each day the violation continues to exist. Motion made by Mr. Hughes, seconded by Ms. Bing. Motion approved (5-0).

CASE #07-1719

Kimberly Snayd & Michael Brill
1408 Arabian Road E
Lake Clarke Shores FL 33406

Sec. 86-463 Canopy

The Respondent, Michael Brill, was present. Based on the testimony and evidence presented in Case #07-1719, the Code Enforcement Board found the Respondents in violation and gave them until September 26, 2007 to come into compliance, or a fine of \$25.00 per day may be imposed for each day the violation continues to exist. Motion made by Mr. Hughes, seconded by Ms. Bing. Motion approved (5-0).

CASE #07-1696

Caroline Khalil
7676 Nemec Drive N
Lake Clarke Shores FL 33406

Sec. 86-198 (8) Address not legible on mailbox

The Respondent, Caroline Khalil, was not present. Based on the testimony and evidence presented in Case #07-1696, the Code Enforcement Board found the Respondent to be in violation and gave her until September 26, 2007 to come into compliance, or a fine of \$25.00 per day may be imposed for each day the violation continues to exist. Motion made by Mr. Hughes, seconded by Mr. Ward. Motion approved (5-0).

VIII. NEW CASES (CONT.)

CASE #07-1697

Caroline Khalil
7676 Nemec Drive N
Lake Clarke Shores FL 33406

Sec. 26-26 (3) Fence leaning

The Respondent, Caroline Khalil, was not present. Based on the testimony and evidence presented in Case #07-1697, the Code Enforcement Board found the Respondent to be in violation and gave her until September 26, 2007 to come into compliance, or a fine of \$25.00 per day may be imposed for each day the violation continues to exist.

Motion made by Mr. Hughes, seconded by Mr. Ward. Motion approved (5-0).

CASE #07-1698

Caroline Khalil
7676 Nemec Drive N
Lake Clarke Shores FL 33406

Sec. 26-26 (3) Pool unsanitary – health hazard

The Respondent, Caroline Khalil, was not present. Based on the testimony and evidence presented in Case #07-1698, the Code Enforcement Board found the Respondent to be in violation and gave her until September 26, 2007 to come into compliance, or a fine of \$25.00 per day may be imposed for each day the violation continues to exist.

Motion made by Mr. Hughes, seconded by Mr. Ward. Motion approved (5-0).

CASE #07-1701

Caroline Khalil
7676 Nemec Drive N
Lake Clarke Shores FL 33406

Sec. 26-26 (3) Pool screen enclosure in disrepair

The Respondent, Caroline Khalil, was not present. Based on the testimony and evidence presented in Case #07-1701, the Code Enforcement Board found the Respondent to be in violation and gave her until September 26, 2007 to come into compliance, or a fine of \$25.00 per day may be imposed for each day the violation continues to exist.

Motion made by Mr. Hughes, seconded by Mr. Ward. Motion approved (5-0).

CASE #07-1702

Caroline Khalil
7676 Nemec Drive N
Lake Clarke Shores FL 33406

Sec. 26-26 (3) Yard overgrown

The Respondent, Caroline Khalil, was not present. Based on the testimony and evidence presented in Case #07-1696, the Code Enforcement Board found the Respondent to be in violation and gave her until September 26, 2007 to come into compliance, or a fine of \$25.00 per day may be imposed for each day the violation continues to exist.

Motion made by Mr. Hughes, seconded by Mr. Ward. Motion approved (5-0).

IX. BOARD COMMENTS, SUGGESTIONS AND UPDATES

- a. Chief Smith referenced the violation listings that were included in the Code Enforcement Board packets. This information was included to let the Board know how many violations are written during the month. The Board appreciated the information and stated that they would like to have a copy of this report included with their packets every other month or so.

The next Code Enforcement Board Hearing will be held September 26, 2007.

X. ADJOURNMENT

Motion made by Mr. Hughes to adjourn the meeting, seconded by Mr. Berghaus. Motion passed (5-0).
Meeting adjourned at 7:45 p.m.

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.