

TOWN OF LAKE CLARKE SHORES  
CODE ENFORCEMENT BOARD HEARING  
MINUTES  
OCTOBER 25, 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 6:40 pm); Louise Bing, Board Member; Patrick Ward, Alternate Member; James Watt, Board Attorney; Tom Sorenson, Code Enforcement Officer; Chief Wes Smith; Mary Pinkerman, Code Enforcement Clerk

**ABSENT:** Michelle Daniels, Board Member

III. APPROVAL OF AGENDA

Motion made by Mr. Wilson, seconded by Mr. Hughes to approve the AGENDA as amended by adding the additional cases in compliance. Motion approved (5-0)

IV. CONSENT AGENDA

a. Approval of Minutes of the September 27, 2006 Code Enforcement Board Hearing

b. Unfinished cases now in compliance:

CASE #2006-336

Maria Nagid  
1415 Indian Road E  
Lake Clarke Shores FL 33406  
Dirty roof

c. New cases now in compliance:

CASE #2006-665

F. R. Peetrin  
7133 Clarke Road  
Lake Clarke Shores FL 33406  
Unregistered vehicle in driveway (white  
Prelude)  
Vehicle removed

IV. CONSENT AGENDA (CONT.)

c. New cases now in compliance:

CASE #2006-666	F. R. Peetrin 7133 Clarke Road Lake Clarke Shores FL 33406 Unregistered vehicle in driveway (red Honda) Vehicle removed
CASE #2006-667	F. R. Peetrin 7133 Clarke Road Lake Clarke Shores FL 33406 Unregistered vehicle in driveway (gold Acura) Vehicle removed
CASE #2006-658	Richard Cook 7515 West Lake Drive Lake Clarke Shores FL 33406 Dead tree Dead tree removed
CASE #2006-689	Nicholas Fusco 7416 Venetian Way Lake Clarke Shores FL 33406 Groundcover exceeds 12" in height Groundcover cut
CASE #2006-677	Ryan Blanton 7101 Venetian Way Lake Clarke Shores FL 33406 Unregistered vehicle in yard Vehicle removed
CASE #2006-703	Jaroslaw Jakubowski 8000 South Lake Drive Lake Clarke Shores FL 33406 Shed installed without permit Removed shed
CASE #2006-645	Rich Melear 7211 Pine Tree Lane Lake Clarke Shores FL 33406 Dirty roof Roof cleaned

IV. CONSENT AGENDA (CONT.)

c. New cases now in compliance:

CASE #2006-581

Maikel Larosa  
1801 Carissa Road  
Lake Clarke Shores FL 33406  
Eve/fascia needs repair & repainting  
Maintained eve / fascia

CASE #2006-628

Miguel Alonso  
1405 Mediterranean Road E  
Lake Clarke Shores FL 33406  
Dirty roof  
Cleaned roof

CASE#2006-325

Peter Golder  
7603 Palm Road  
Lake Clarke Shores FL 33406  
Dirty roof  
Cleaned roof

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

V. SWEARING IN OF WITNESSES BY ATTORNEY

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

VI. UNFINISHED CASES / FINE ASSESSMENT HEARING

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 present. Based on the testimony and evidence presented in Case #2006-495, the Code Enforcement Board found the Respondents in violation of Sec. 10-62 and gave them until November 29, 2006 to supply the Town with a current survey to add to the variance packet that was brought in on October 25, 2006 or a fine of \$25.00 per day may be imposed retroactive to October 25, 2006. A variance is needed before the building permit can be issued. Motion made by Mr. Berghaus, seconded by Mr. Wilson. Motion approved (6-0).

VI. UNFINISHED CASES / FINE ASSESSMENT HEARING (CONT.)

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 present. Based on the testimony and evidence presented in Case #2006-496, the Code Enforcement Board found the Respondents in violation of Sec. 86-216 (2) & 86-350 (a) and gave them until November 29, 2006 to supply the Town with a current survey to add to the variance packet that was brought in on October 25, 2006, or a fine of \$25.00 per day may be imposed retroactive to October 25, 2006. A variance is needed to allow structure to remain in its current location. **Motion made by Mr. Berghaus, seconded by Mr. Wilson. Motion approved (6-0).**

CASE #2006-554

Jordan Brecher  
7585 Nemec Drive N  
Lake Clarke Shores FL 33406

Sec. 26-26 (3) & (4) Lawn in disrepair; Overgrowth of vegetation

The Respondent, Jordan Brecher, was not present. Based on the testimony and evidence presented in Case #2006-554, the Code Enforcement Board found the Respondent in violation of Sec. 26-26 (3) & (4) and gave him until November 29, 2006 to comply by completing the yard work and maintaining the lawn. **Motion made by Mr. Wilson, seconded by Mr. Hughes. Motion approved (6-0).**

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. Base on the testimony and evidence presented in Case #2006-614, the Code Enforcement Board found the Respondent in violation of Sec. 26-26 (9) and imposed a fine of \$50.00 per day for each day the violation continues to exist retroactive to October 19, 2006. **Motion made by Mr. Wilson, seconded by Mr. Ward. Motion approved (6-0).**

VII. UNFINISHED CASES / STATUS HEARING

CASE #2006-0074

Leonard Perez  
7730 Beta Circle  
Lake Clarke Shores FL 33406

Sec. 10-62 Interior work performed without building permit

The Respondent, Leonard Perez was present and requested a reduction in the \$3150.00 fine. Based on the testimony and evidence presented in Case #2006-0074, the Code Enforcement Board reduced the fine to \$0.00. **Motion made by Mr. Berghaus, seconded by Ms. Bing. Motion approved (5-1) with Mr. Hughes opposed.**

VIII. NEW CASES

CASE #2006-659

John Graham  
1703 Arlington Drive  
Lake Clarke Shores FL 33406

Sec. 26-26 (4) Dead trees

The Respondent, John Graham, was not present. Based on the testimony and evidence presented in Case #2006-659, the Code Enforcement Board found the Respondent in violation of Sec. 26-26 (4) and gave him until November 29, 2006 to comply by removing the dead trees or a fine of \$25.00 per day will be imposed for each day the violation continues to exist. **Motion made by Mr. Hughes, seconded by Mr. Berghaus. Motion approved (6-0).**

CASE #2006-674

John Graham  
1703 Arlington Drive  
Lake Clarke Shores FL 33406

Sec. 26-28 (b) Overgrowth along waterway

The Respondent, John Graham, was not present. Based on the testimony and evidence presented in Case #2006-674, the Code Enforcement Board found the Respondent to be in compliance. It was noted that he has to continue maintaining the canal banks, but must proceed in a safe and cautious manner when spraying chemicals near the waterway. **Motion made by Mr. Hughes, seconded by Mr. Wilson. Motion approved (6-0).**

VIII. NEW CASES (CONT.)

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 gave her until November 29, 2006 to comply by removing the tree stumps from the yard or a fine of \$10.00 per day may be imposed for each day the violation continues to exist. Motion made by Mr. Hughes, seconded by Mr. Wilson. Motion approved (6-0).

IX. BOARD COMMENTS, SUGGESTIONS AND UPDATES

- a. Discussion on number of code violations issued for the past 6 months.
- b. Discussion on the landing of an ultra-light seaplane in Lake Clarke.
- c. Discussed vehicle parking along streets and number of vehicles parked within residential areas.

The next Code Enforcement Board Hearing will be held November 29, 2006.

X. ADJOURNMENT

Motion made by Mr. Wilson to adjourn the meeting, seconded by Mr. Berghaus. Motion passed (6-0).

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Joseph George, Chairman

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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.