

# Town of Lake Park

## SPECIAL CALL SPECIAL MAGISTRATE HEARING AGENDA



JULY 12, 2016  
10:00 A.M.

Town Hall Commission Chambers  
535 Park Avenue  
Lake Park, Florida 33403

**PLEASE TAKE NOTICE AND BE ADVISED:** If any interested person desires to appeal any decision of the Special Magistrate with respect to any matter considered at this Hearing, such interested person will need a record of the proceedings, and for such purpose, may need to ensure that a verbatim record of the proceedings is made, which record includes the testimony and evidence upon which the appeal is to be based. *Persons with disabilities requiring accommodations in order to participate in the Hearing should contact the Town Clerk's Office by calling 561-881-3311 at least 48 hours in advance in order to request accommodations.*

### **STIPULATION AND AGREED FINAL ORDER**

**CASE NO. 09040041**

**APPLICANT:** PARK AVENUE BBQ & GRILLE OF LAKE PARK

**PROPERTY ADDRESS:** 754 PARK AVENUE  
**PCN:** 36-43-42-20-01-010-0201  
**LEGAL:** KELSEY CITY LT 20 (LESS E 10 FT) & LTS 21 TO 24 INC BLK 10

### **REQUESTS FOR FINE REDUCTION**

**APPLICANT:** **IMOBILIA INVESTMENTS, LLC.**

**PROPERTY ADDRESS:** 433 EVERGREEN DRIVE  
**PCN:** 36-43-42-20-01-021-0340  
**LEGAL:** KELSEY CITY LTS 34 TO 36 INC BLK 21

**CASE NO. 14100029**

<i>FLORIDA BUILDING CODE SECTION VIOLATED:</i>	<i>105.1.1</i>
ORDERED COMPLIANCE DATE:	FEBRUARY 19, 2015
AFFIDAVIT OF COMPLIANCE ISSUE DATE:	MARCH 23, 2015
<b>\$150.00 PER DAY x 32 DAYS</b>	<b>\$4,800.00</b>
<b>INTEREST</b>	<b><u>318.58</u></b>
<b>TOTAL FINES + INTEREST</b>	<b>\$5,118.58</b>

**CASE NO. 1610017**

<i>FLORIDA BUILDING CODE SECTION VIOLATED:</i>	<i>105.4.1.2</i>
ORDERED COMPLIANCE DATE:	MAY 15, 2016
AFFIDAVIT OF COMPLIANCE ISSUE DATE:	JULY 8, 2016
<b>\$50.00 PER DAY x 54 DAYS</b>	<b>\$2,700.00</b>
<b>INTEREST</b>	<b><u>20.73</u></b>
<b>TOTAL FINES + INTEREST</b>	<b>\$2,720.73</b>



**SPECIAL MAGISTRATE  
HEARING AGENDA  
July 12, 2016 10:00 AM**

**PLEASE TAKE NOTE AND BE ADVISED** that if any interested person desires to appeal any decision made by the Special Magistrate with respect to any matter considered at this Hearing, such interested person may need a verbatim record of the proceedings made, including the testimony and evidence presented at this Hearing.

**CALL TO ORDER**

**SWEARING IN OF ALL WITNESSES**

**QUASI-JUDICIAL PROCEEDINGS**

The Special Magistrate shall have the jurisdiction and authority to hear and decide alleged violations of the Codes and Ordinances enacted by the Town of Lake Park.

**Category:** NEW CASES

Case No.	Date Issue	Req'd Action
16040055	4/28/2016	

Owner	Address	Site Address
JACOBS NORMAN A &	372 E 55TH ST BROOKLYN, NY 11203-4713	214 Palmetto Dr Lake Park, FL 33403

**Description**

NOTICE OF VIOLATION RE. BTR#05703 NORMAN JACOBS 212 PALMETTO DR. 7 MONTHS PAST DUE BUSINESS TAX RECEIPT. PLEASE PAY \$55.13. IF UNRESOLVED, THIS CASE TO BE HEARD BEFORE THE TOWN MAGISTRATE. Additional fines may apply if unresolved.

**Violations**

Ordinance/Regulation	Section	Description	Days to Comply
Chapter 28 TAXATION*	Sec. 28-32	Business tax receipt required; application and pre-requisites to issuance. (a) An application for a new business tax receipt or the renewal of anexisting business tax receipt shall be accompanied by payment of the appropriate application fee. The...	14

**Case History**

Hearing Date	NOV Status	Action Taken	Final Disposition	Notes
7/7/2016	Open			

Case No.	Date Issue	Req'd Action
16050050	5/12/2016	

<b>Owner</b>	<b>Address</b>	<b>Site Address</b>
BERTRAM TODD R	3174 GROVE RD PALM BEACH GARDENS, FL 33410-2442	747 Date Palm Dr Lake Park, FL 33403

**Description**

Sec. 16-10(a) Maintenance of Private Property -  
 Sec. 30-2 - Prohibited parking – Sec. 68-3 Prohibited outdoor storage  
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**Violations**

Ordinance/Regulation	Section	Description	Days to Comply
Chapter 16 OFFENSES*	Sec. 16-10	Property Maintenance. (a) It shall be unlawful for the owner, occupant, lessee, or person in control of any land including the swales, sidewalks, driveways, alleys, driveway aprons, or curbs, which abut, or are adjacent or contiguous to the proper...	15
Chapter 30 TRAFFIC AND MOTOR VEHICLES*	Sec. 30-2	Prohibited parking. (a) Streets and service alleys. (1) The on-street parking on any portion of Park Avenue is strictly prohibited except in designated parking stalls or areas which are designated by town signage for the temporary stopping ...	15
Chapter 68 OUTDOOR STORAGE*	Sec. 68-3	Prohibited outdoor storage in residential zoning districts. Outdoor storage on a site zoned for single-family or duplex residences is subject to the following conditions and restrictions: (1) Automobiles, pickup trucks, light vans and/or motorcyc...	15

**Case History**

Hearing Date	NOV Status	Action Taken	Final Disposition	Notes
7/7/2016	Open			

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Case No.	Date Issue	Req'd Action
16060012	6/6/2016	

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<b>Owner</b>	<b>Address</b>	<b>Site Address</b>
LEASING OF SOUTH FLORIDA INC	211 US HIGHWAY ONE LAKE PARK, FL 33403-3551	131 Federal Hwy Lake Park, FL 33403

**Description**

1. The Owner is required to improve the site pursuant to Site Plan SP-1 prepared by Joe Brackney and received by the Community Development Department on July 8, 2015, for the location of landscaping, outdoor parking and valet, screening, signage and

**Violations**

Ordinance/Regulation	Section	Description	Days to Comply
Chapter 78 ZONING*	Sec. 78-142	Off-street parking and loading. (a) Purpose and intent. It is the intent of this section to provide for the health, safety, welfare and convenience of the public by requiring each development to provide minimum lands to accommodate the parking, l...	22
Chapter 78 ZONING*	Sec. 78-144	Access to rights-of-way. (a) Intent. It is the intent of this section to provide control of access to streets in order to facilitate safe and efficient movements of traffic while affording reasonable access to abutting properties.	22

(a) Nonresidential districts.

(1) In nonresidential districts, no more than 40 percent of the total landscape area shall be covered with sod (grass), except those projects proposing playgrounds, ballfields, gol...

**Case History**

Case No.	Date Issue	Req'd Action
16050058	5/17/2016	

Owner	Address	Site Address
SANGREGORIO MIKE & SANGREGORIO PENELOPE	440 AUSTRALIAN CIR Lake Park, FL 33403	440 Australian Cir Lake Park, FL 33403

**Description**

Sec. 16-10(a) Maintenance of Private Property - Remove all litter/trash and vegetative matter, mow and trim overgrown lawn and maintain property.

Sec. 54-71 & Sec. 54-125 - Damaged roofing - please obtain all needed reroofing/repair permits and r

**Violations**

Ordinance/Regulation	Section	Description	Days to Comply
Chapter 16 OFFENSES*	Sec. 16-10	Property Maintenance. (a) It shall be unlawful for the owner, occupant, lessee, or person in control of any land including the swales, sidewalks, driveways, alleys, driveway aprons, or curbs, which abut, or are adjacent or contiguous to the proper...	31
Chapter 54 BUILDINGS AND BUILDING REGULATIONS*	Sec. 54-125	General requirements for the exterior and interior of structures. (a) Foundation. The building foundation system shall be maintained in a safe manner and capable of supporting the load which normal use may cause to be placed thereon. (b) Ext...	31
Chapter 54 BUILDINGS AND BUILDING REGULATIONS*	Sec. 54-71	Property maintenance standards. general. (a) Applicability. These regulations shall apply to all private property, including all buildings and structures within the town. (b) General regulations. (1) All buildings and structures, both...	31
Chapter 78 ZONING*	Sec. 78-153	Freestanding canopies. Freestanding canopies, as defined herein, are prohibited within the town. (Ord. No. 30-2004, § 3(32-95), 2-2-2005) Cro	31

**Case History**

Case No.	Date Issue	Req'd Action
16060024	6/10/2016	

<b>Owner</b>	<b>Address</b>	<b>Site Address</b>
JENKINS TORREY &	838 DATE PALM DR LAKE PARK, FL 33403-3113	838 Date Palm Dr Lake Park, FL 33403

**Description**

OBTAIN RENTAL BUSINESS TAX RECEIPT AT THE COMMUNITY DEVELOPMENT DEPT: 561.881.3318. REMOVE FLATBED TRAILER OFF THE DRIVEWAY. PARKING IS REQUIRED BEHIND THE FRONT HOUSE LINE; THIS PROHIBITED TRAILER VIOLATION HAS PREVIOUSLY WRITTEN; UNRESOLVED AND OR

**Violations**

<b>Ordinance/Regulation</b>	<b>Section</b>	<b>Description</b>	<b>Days to Comply</b>
Chapter 28 TAXATION*	Sec. 28-33	Engaging in business without a local business tax receipt upon false representation. It shall be unlawful for any person to engage in any trade, business, profession or occupation within the town without a business tax receipt, or upon a business ta...	7
Chapter 68 OUTDOOR STORAGE*	Sec. 68-3	Prohibited outdoor storage in residential zoning districts. Outdoor storage on a site zoned for single-family or duplex residences is subject to the following conditions and restrictions: (1) Automobiles, pickup trucks, light vans and/or motorcyc...	2

**Case History**

<b>Total</b>	<b>NEW CASES</b>	<b>5</b>
<b>Total Hearing</b>		<b>5</b>