

# Town of Lake Park

## SPECIAL MAGISTRATE HEARING AGENDA



MAY 1, 2014

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.*

### REQUEST FOR FINE REDUCTION

**CASE NO. 13050003**

#### U.S. BANK NATIONAL ASSOCIATION TRUST

PROPERTY ADDRESS: 502 TEAK DRIVE

PCN: 36-43-42-21-03-136-0090; LEGAL: LAKE PARK ADD NO 3 LT 9 BLK 136

**ORIGINAL SPECIAL MAGISTRATE HEARING DATE: JULY 11, 2013**

CODE SECTION VIOLATED:	26-5
ORDERED COMPLIANCE DATE:	JULY 18, 2013
AFFIDAVIT OF COMPLIANCE ISSUE DATE:	NOVEMBER 14, 2013
<b>\$250.00 PER DAY FINE x 119 DAYS</b>	<b>\$29,750.00</b>
<b>INTEREST</b>	<b>1,115.01</b>

CODE SECTION VIOLATED:	54-154
ORDERED COMPLIANCE DATE:	JULY 21, 2013
AFFIDAVIT OF COMPLIANCE ISSUE DATE:	NOVEMBER 22, 2013
<b>\$100.00 PER DAY FINE x 124 DAYS</b>	<b>\$12,400.00</b>
<b>INTEREST</b>	<b>459.90</b>

CODE SECTIONS VIOLATED:	54-155 & 78-115
ORDERED COMPLIANCE DATE:	JULY 25, 2013
AFFIDAVIT OF COMPLIANCE ISSUE DATE:	APRIL 3, 2014
<b>\$100.00 PER DAY FINE x 252 DAYS</b>	<b>\$25,200.00</b>
<b>INTEREST</b>	<b>921.53</b>

<b>TOTAL FINES</b>	<b>\$67,350.00</b>
<b>TOTAL INTEREST</b>	<b>\$2,496.44</b>
	<b>\$69,846.44</b>

**GISELE & ROGER LAMARRE**

**PROPERTY ADDRESS: 243 E. ILEX DRIVE  
PCN: 36-43-42-20-01-111-0170  
LEGAL: KELSEY CITY LTS 17 TO 20 INC BLK 111**

**CASE NO. 07100124**

**ORIGINAL SPECIAL MAGISTRATE HEARING DATE: JULY 11, 2013**

CODE SECTION VIOLATED:	68-3
ORDERED COMPLIANCE DATE:	DECEMBER 15, 2007
AFFIDAVIT OF COMPLIANCE ISSUE DATE:	DECEMBER 27, 2007
<b>\$200.00 PER DAY FINE x 11 DAYS</b>	<b>\$2,200.00</b>
<b>INTEREST</b>	<b>930.93</b>
<b>TOTAL</b>	<b>\$3,130.93</b>

**CASE NO. 10020026**

**ORIGINAL SPECIAL MAGISTRATE HEARING DATE: APRIL 12, 2010**

CODE SECTION VIOLATED:	54-124 & 54-125
ORDERED COMPLIANCE DATE:	APRIL 29, 2010
AFFIDAVIT OF COMPLIANCE ISSUE DATE:	MAY 26, 2010
<b>\$300.00 PER DAY FINE x 27 DAYS</b>	<b>\$8,100.00</b>
<b>INTEREST</b>	<b>1,687.46</b>
<b>TOTAL</b>	<b>\$9,787.46</b>



Town of Lake Park  
535 Park Avenue  
Lake Park, FL 33403

**SPECIAL MAGISTRATE  
HEARING AGENDA  
May 1, 2014 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
14030017	3/13/2014	

Owner	Address	Site Address
SMITH JASON & SMITH MADONNA	412 BAYBERRY DR Lake Park, FL 33403	412 Bayberry Dr Lake Park, FL 33403

**Description**

PROHIBITED COMMERCIAL VEHICLE TRUCK PARKING, CITATION NO. 0445

**Violations**

Ordinance/Regulation	Section	Description	Days to Comply
Chapter 30 TRAFFIC AND MOTOR VEHICLES*	Sec. 30-35	Parking of commercial vehicles. (a) Purpose and intent. It is the intent of this section to preserve the character of the residence districts and to preserve the value of the residential property in the town by prohibiting the parking of commerci...	11

**Case History**

Case No.	Date Issue	Req'd Action
13110001	11/6/2013	

Owner	Address	Site Address
DIERESTIL CEBATIEN	569 TEAK DR WEST PALM BEACH, FL 33403	569 Teak Dr Lake Park, FL 33403

**Description**

**DRYWALL REPAIR NEEDED DUE TO WATER LEAK**

**Violations**

<b>Ordinance/Regulation</b>	<b>Section</b>	<b>Description</b>	<b>Days to Comply</b>
Chapter 54 BUILDINGS AND BUILDING REGULATIONS*	Sec. 54-122	Facilities required. (a) Sanitary facilities. Every dwelling unit shall contain not less than a kitchen sink, lavatory, tub or shower, and a water closet all in good working condition and properly connected to an approved water and sewer system. ...	3
Chapter 54 BUILDINGS AND BUILDING REGULATIONS*	Sec. 54-123	Minimum requirements for light and ventilation. (a) Outlets and fixtures. Every habitable room in such dwelling shall contain at least two separate wall-type electric outlets, or one such outlet and one supplied ceiling-type electric light fixtur...	10
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...	21
Chapter 54 BUILDINGS AND BUILDING REGULATIONS*	Sec. 54-127	Sanitation requirements. (a) Sanitary responsibility of premises. Every owner of a multiple dwelling shall be responsible for maintaining in a clean and sanitary condition the shared or common areas of the dwelling and premises thereof. (b) ...	10
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...	7

**Case History**

<b>Case No.</b>	<b>Date Issue</b>	<b>Req'd Action</b>
14020024	2/12/2014	

<b>Owner</b>	<b>Address</b>	<b>Site Address</b>
DEBONIS PROPERTIES INC	1126 S FEDERAL HWY # 146 FORT LAUDERDALE, FL 33316	1378 N Killian Dr Lake Park, FL 33403 1

**Description**

CHAIN LINK FENCE IN DISREPAIR. PEELING PAINT ON BUILDING. POTHOLES IN DRIVEWAY/PARKING AREA. OVERGROWTH AND TRASH THROUGHOUT PROPERTY. NO CURRENT BTR FOR RENTAL PROPERTY.

**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...	10
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...	10
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...	30
Chapter 78 ZONING*	Sec. 78-115	Maintenance. (a) All walls and fences shall be maintained to provide a safe, healthy and finished appearance. There shall be no excessive leaning; gates shall be in working order with a straight and true appearance. (b) All walls and fences s...	30
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...	30

### Case History

Case No.	Date Issue	Req'd Action
14030012	3/10/2014	

Owner	Address	Site Address
SHEA ROBERT J / OCWEN FINACIAL	526 FORESTERIA DR Lake Park, FL 33403	526 Foresteria Dr Lake Park, FL 33403

### Description

EXPIRED BANK REGISTRATION

### Violations

Ordinance/Regulation	Section	Description	Days to Comply
Chapter 54 BUILDINGS AND BUILDING REGULATIONS*	Sec. 54-154	Registration of Abandoned Real Property. Applicability. This division shall be applicable to all residential zoned properties within the town and shall be considered to be cumulative and not exclusive in terms of any enforcement actions undertaken ...	14

### Case History

Case No.	Date Issue	Req'd Action
14030011	3/10/2014	



<b>Owner</b>	<b>Address</b>	<b>Site Address</b>
APARTMENTS AT TIMBERLAKE COND AS / ONE WEST BANK FSB	7777 GLADES RD APT 400 BOCA RATON, FL 33434	1501 Crescent Cir Lake Park, FL 33403 9C17

**Description**

EXPIRED BANK REGISTRATION

**Violations**

<b>Ordinance/Regulation</b>	<b>Section</b>	<b>Description</b>	<b>Days to Comply</b>
Chapter 54 BUILDINGS AND BUILDING REGULATIONS*	Sec. 54-154	Registration of Abandoned Real Property. Applicability. This division shall be applicable to all residential zoned properties within the town and shall be considered to be cumulative and not exclusive in terms of any enforcement actions undertaken ...	14

**Case History**

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