

Town of Lake Park

SPECIAL MAGISTRATE HEARING AGENDA



JULY 3, 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 EXTENSION OF TIME

CASE NO. 13100035

WATERTOWER ENTERPRISES, LLC

LOCATION: WATERTOWER ROAD

PCN: 36-43-42-20-22-000-0260

LEGAL: WATERTOWER INDUSTRIAL PARK LT 26

ORIGINAL SM HEARING DATE:

NOVEMBER 7, 2013

PLEASE SEE ATTACHED LETTER OF REQUEST

REQUEST FOR FINE REDUCTION

APPLICANT:

**PRODIGY CAPITAL, INC. / DEUTSCHE BANK NATIONAL
TRUST CO TR/ZAIDY L. GANTT**

PROPERTY ADDRESS:

445 FLAGLER BOULEVARD

PCN:

36-43-42-20-01-102-0471

LEGAL:

**KELSEY CITY NELY 15 FT OF LT 47, 48 & 49 & SWLY 10 FT OF
LT 50 BLK 102**

CASE NO. 11030023

ORIGINAL SM HEARING DATE:

MAY 5, 2011

CODE SECTION VIOLATED:

54-125(c)(2)

ORDERED COMPLIANCE DATE:

MAY 26, 2011

AFFIDAVIT OF COMPLIANCE ISSUED:

FEBRUARY 25, 2014

\$150.00 PER DAY x 1,006 DAYS	\$150,900.00
INTEREST	<u>20,500.36</u>
TOTAL FINES + INTEREST	\$171,400.36

CASE NO. 12100049

ORIGINAL SM HEARING DATE:	FEBRUARY 7, 2013
CODE SECTION VIOLATED:	54-125(c)1
ORDERED COMPLIANCE DATE:	FEBRUARY 17, 2013
AFFIDAVIT OF COMPLIANCE ISSUED:	MAY 21, 2014

\$150 PER DAY x 458 DAYS	\$68,700.00
INTEREST	<u>4,568.37</u>
TOTAL FINES + INTEREST	\$73,268.37

CODE SECTION VIOLATED:	54-154
ORDERED COMPLIANCE DATE:	MARCH 7, 2013
AFFIDAVIT OF COMPLIANCE ISSUED:	MAY 28, 2013

\$250 PER DAY x 82 DAYS	\$20,500.00
INTEREST	<u>1,299.97</u>
TOTAL FINES + INTEREST	\$21,799.97

CASE NO. 13040001

ORIGINAL SM HEARING DATE:	MAY 1, 2013
CODE SECTION VIOLATED:	54-73
ORDERED COMPLIANCE DATE:	MAY 16, 2013
AFFIDAVIT OF COMPLIANCE ISSUED:	FEBRUARY 24, 2014

\$100.00 PER DAY x 284 DAYS	\$28,400.00
INTEREST	<u>1,544.02</u>
TOTAL FINES + INTEREST	\$29,944.02

CODE SECTION VIOLATED:	54-155
ORDERED COMPLIANCE DATE:	MAY 16, 2013
AFFIDAVIT OF COMPLIANCE ISSUED:	NOVEMBER 20, 2013

\$100.00 PER DAY x 188 DAYS	\$18,800.00
INTEREST	<u>1,023.91</u>
TOTAL FINES + INTEREST	\$19,823.91

CASE NO. 13050002

ORIGINAL SM HEARING DATE:	JULY 11, 2013
CODE SECTION VIOLATED:	16-10
ORDERED COMPLIANCE DATE:	JULY 22, 2013
AFFIDAVIT OF COMPLIANCE ISSUED:	NOVEMBER 20, 2013
\$250.00 PER DAY x 121 DAYS	\$30,250.00
INTEREST	<u>1,376.02</u>
TOTAL FINES + INTEREST	\$31,626.02

GRANDTOTAL FINES:	\$317,550.00
GRAND TOTAL INTEREST:	<u>30,312.65</u>
	\$347,862.65

REQUEST FOR FINE REDUCTION

APPLICANTS : **LAWRENCE & MARYANNE L. BECKMAN**

PROPERTY ADDRESS:	406 E. ILEX DRIVE
PCN:	36-43-42-20-02-101-0071
LEGAL:	LAKE PARK PLAT OF BLKS 32-A, 53-A, 87, 101, 101-A, 107 & 107-A E 45 FT OF G & LT H BLK 101

CASE NO. 06-10707

ORIGINAL SM HEARING DATE:	SEPTEMBER 21, 2006
CODE SECTION VIOLATED:	26-5
ORDERED COMPLIANCE DATE:	OCTOBER 2, 2006
AFFIDAVIT OF COMPLIANCE ISSUED:	JANUARY 19, 2012
\$250.00 PER DAY FINE x 1,936 DAYS	\$484,000.00
INTEREST	<u>210,188.86</u>
TOTAL FINES + INTEREST	\$694,188.86

CASE NO. 06-10721

ORIGINAL SM HEARING DATE:	FEBRUARY 1, 2007
CODE SECTIONS VIOLATED:	68-3; 16-10; 10-31; 78-115; 54-127
ORDERED COMPLIANCE DATE:	APRIL 1, 2007
AFFIDAVIT OF COMPLIANCE ISSUED:	JUNE 5, 2014

\$1,500 PER DAY FINE x 2,623 DAYS	\$3,934,500.00
INTEREST	<u>1,211,781.43</u>
TOTAL FINES + INTEREST	\$5,146,281.43

<i>GRANDTOTAL FINES:</i>	\$4,418,500.00
<i>GRAND TOTAL INTEREST:</i>	<u>1,421,970.29</u>
	<u>\$5,840,470.29</u>



**SPECIAL MAGISTRATE
HEARING AGENDA
July 3, 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
14040013	4/8/2014	

Owner	Address	Site Address
BELFORT ENIQUE	544 EVERGREEN DR Lake Park, FL 33403	544 Evergreen Dr Lake Park, FL 33403

Description
FADED, DISCOLORED HOUSE PAINT.

Violations

Ordinance/Regulation	Section	Description	Days to Comply
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...	29

Case History

Case No.	Date Issue	Req'd Action
14050005	5/6/2014	

Owner	Address	Site Address
THOREN MATTHEW & THOREN MINDY	11727 COTTONWOOD AVE PALM BEACH GARDENS, FL 33410	310 7th St Lake Park, FL 33403

Description

Violations

Ordinance/Regulation	Section	Description	Days to Comply
Chapter 54 BUILDINGS AND BUILDING REGULATIONS*	Sec. 54-74	Additional Landscape and Property Standards. (1) Developed lots including those swale, swale areas, sidewalks, driveway aprons, and driveways which are adjacent to, or abut a developed lot: (a) Shall be kept free of debris, rubbish, trash or ...	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...	10

Case History

Case No.	Date Issue	Req'd Action
14020016	2/10/2014	

Owner	Address	Site Address
COHEN RONNIE L	142 EVERGREEN DR Lake Park, FL 33403	142 Evergreen Dr Lake Park, FL 33403

Description

LARGE AMOUNT OF OUTDOOR STORAGE ITEMS; OVERGROWN PROPERTY; NO PERMIT FOR SWALE PLANTING

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...	30
Chapter 34 VEGETATION*	Sec. 34-11	Regulations for tree plantings and improvements in swales and other town-owned or controlled property or rights-of-way. (1) Sole risk property owner. Liability for any injuries or damages which result from any work performed and/or improvements con...	30
Chapter 54 BUILDINGS AND BUILDING REGULATIONS*	Sec. 54-131	Nuisance declared. It is hereby declared and determined by the town commission, that the following shall each individually, or in any combination, be considered nuisances when they exist upon a lot in the town: (1) Accumulations of waste, yard tr...	30
Chapter 54 BUILDINGS AND BUILDING REGULATIONS*	Sec. 54-159.	(a) It shall be a violation of the town's Code for any person or entity to abandon personal property, or permit personal property to be left outside of a structure on a property subject to this division. Abandoned personal property is hereby declare...	30

Case History

Hearing Date	NOV Status	Action Taken	Final Disposition	Notes
6/5/2014	Open			

Case No.	Date Issue	Req'd Action
14060033	6/6/2014	

Owner	Address	Site Address
PIERRE LOUIS GOTFRIED	1416 TETHER LN MC DONOUGH, GA 30253	326 Foresteria Dr Lake Park, FL 33403

Description

EXPIRED 2014 RENTAL PROPERTY BUSINESS TAX RECEIPT

Violations

Ordinance/Regulation	Section	Description	Days to Comply
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

Case History

Total	NEW CASES	4
Total Hearing		4