



# Town of Lake Park

## SPECIAL MAGISTRATE HEARING

SEPTEMBER 6, 2007

10:00 a.m.

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

### REQUEST FOR REHEARING/ABATEMENT/STIPULATION AGENDA

**PLEASE TAKE NOTICE AND BE ADVISED:** If any interested person desires to appeal any decision of the Code Compliance Board with respect to any matter considered at the meeting, 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 meeting should contact the Town Clerk's office by calling 881-3311 at least 48 hours in advance to request accommodations.*

#### REQUEST FOR REHEARING

**Case No. 05-00255**

**RESPONDENT: Luneda Berger**

**LOCATION: 439 Cypress Drive**

**PCN: 36-43-42-20-01-021-0170**

**LEGAL: Kelsey City Lts 31 to 33 Inc Blk 65**

Code Section Violation: 27-45 a.b.c. No self-closing/latching pool gate/fencing barrier

Code Compliance Board Hearing: April 21, 2005

Ordered Date for Compliance: May 9, 2005

Affidavit of Non-Compliance Issued: May 24, 2005

Daily Fine Amount: \$250.00 per day

Affidavit of Compliance: May 1, 2007

**\$180,250.00 - 721 days x \$250.00 per day**

**18,025.00 - 10% Penalty**

**150.50 - Administrative Costs Due for April 21, 2005 Hearing**

**120.00 - Administrative Costs Due for June 7, 2007 Hearing**

**\$198,545.50 TOTAL DUE**

**ABATEMENT HEARING HELD: JUNE 7, 2007, RESULTING IN AN  
ORDER GRANTING FINE REDUCTION TO \$18,245.50, INCLUDING COSTS**

**ABATEMENT HEARINGS**

**1) Case No. 06-00677**

**RESPONDENT: ESTERLINE JACKSON/HAROLD A. BRADSHAW**

LOCATION: 855 Date Palm Drive  
PCN: 36-43-42-20-01-051-0250  
LEGAL: KELSEY CITY LOTS 25 TO 28

**Violation: Sec. 32-71(a)(b) Damaged, Deteriorated/Unmaintained Fencing**

Code Enforcement Hearing:	06/01/2006
Date for Compliance, On or Before:	07/06/2006
Affidavit of Compliance:	08/09/2007
399 Days at \$100.00 per day:	\$39,900.00
10% Penalty	3,990.00
Administrative Costs 06/01/2006	140.00
Administrative Costs 09/06/2007	153.73
<b>TOTAL DUE:</b>	<b>\$44,183.73</b>

**2) Case No. 06090097**

**RESPONDENT: DEBONIS PROPERTIES INC.**

LOCATION: 1344 South Killian Drive  
PCN: 36-43-42-20-09-000-0800  
LEGAL: NORTHLAKE BUSINESS PARK LTS 80 & 81

**Violation: Sec. 67-128 Drainage and Swales**  
**Sec. 78-142 Off-street parking and loading**  
**Sec. 78-143 Off-street loading standards**

Code Enforcement Hearing:	02/01/2007
Date for Compliance, On or Before:	04/01/2007
Affidavit of Compliance:	06/27/2007
87 Days at \$250.00 per day	\$21,750.00
10% Penalty	2,175.00
Administrative Costs 02/01/07	130.00
Administrative Costs 09/06/07	153.02
<b>TOTAL DUE:</b>	<b>\$24,208.02</b>

**STIPULATION AND AGREED ORDERS**

**3) Case No. 07060121**

**RESPONDENT: 915 PARK AVENUE INC, LAMBERT JOHNSON RA**

LOCATION: 915 Park Avenue

PCN: 36-43-42-20-01-003-0370

LEGAL: KELSEY CITY LOTS 37 TO 42 INC BLK 3

**Violations: Sec. 16-10 Maintenance of Property**

**Sec. 54-125 General Requirements for exterior/interior of structures**

Notice of Violation Issued:	06/25/2007
Notice of Hearing Issued:	08/07/2007
Affidavit of Non-Compliance Issued:	08/28/2007
Requested Compliance Date:	09/30/2007
Administrative Hearing Costs 09/06/2007 Paid:	\$ 120.42

**NEXT SPECIAL MAGISTRATE HEARING**

**SPECIAL MAGISTRATE HEARING; OCTOBER 4, 2007; 10:00 A.M.**

Thursday, September 6,  
2007 at 10:00 AM



Town Hall  
535 Park Ave.  
Town of Lake Park,  
Florida

**SPECIAL MAGISTRATE HEARING  
AGENDA**

Thursday, September 6, 2007 at 10:00 AM

**PLEASE TAKE NOTICE AND BE ADVISED** that if any interested person desires to appeal any decision made by the Code Compliance 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 Code Compliance 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 Business

<b>Agenda No.</b>	<b>Case Number</b>	<b>Date Issued</b>	<b>Req'd Action</b>
2007-09-1	07060121	6/25/2007	

<b>Owner</b>	<b>Address</b>
915 PARK AVENUE INC LAMBERT JOHNSON C/O	915 PARK AVE Town of Lake Park FL, 33403

**Description**  
BROKEN WINDOWS/TRASH/WEEDS

**Violations**

<u>Ordinance/Regulation</u>	<u>Section</u>	<u>Description</u>	<u>Days to Comply within issuance date</u>
Chapter 16 OFFENSES*	Sec. 16-10	Maintenance of private property.	20
Chapter 54 BUILDINGS AND BUILDING REGULATIONS*	Sec. 54-125	General requirements for the exterior and interior of structures.	20

<b>Agenda No.</b>	<b>Case Number</b>	<b>Date Issued</b>	<b>Req'd Action</b>
2007-09-2	07070125	7/24/2007	

<b>Owner</b>	<b>Address</b>
Barhoush Ahmad	1442 10TH ST Town of Lake Park FL, 33403

**Description**

**NO BUILDING PERMIT FOR INTERIOR RENOVATION WORK**

**Violations**

<u>Ordinance/Regulation</u>	<u>Section</u>	<u>Description</u>	<u>Days to Comply within issuance date</u>
FLORIDA BUILDING CODE	105.1.1	Permits	10
FLORIDA BUILDING CODE	Sec. 114	Stop Work Order	10

<b>Agenda No.</b>	<b>Case Number</b>	<b>Date Issued</b>	<b>Req'd Action</b>
2007-09-3	07060097	6/19/2007	

**Owner**                                      **Address**  
 APPLEFIELD WAXMAN  
 MANAGEMENT, LLC  
 5601 CORPORATE                      1375 OLD DIXIE HWY Town of Lake Park FL, 33403  
 WAY, SUITE 404 WPB  
 FL. 33407

**Description**  
 PROHIBITED SIGNAGE, INCLUDING BANNERS

**Violations**

<u>Ordinance/Regulation</u>	<u>Section</u>	<u>Description</u>	<u>Days to Comply within issuance date</u>
Chapter 70 SIGNS*	Sec. 70-102	Prohibited signs and related equipment.	20
Chapter 70 SIGNS*	Sec. 70-103	Permitted signs.	20

<b>Agenda No.</b>	<b>Case Number</b>	<b>Date Issued</b>	<b>Req'd Action</b>
2007-09-4	07060077	6/14/2007	

**Owner**                                      **Address**  
 SHELTER  
 CORPORATION                              Town of Lake Park FL, 33403

**Description**  
 INOPERATIVE ENTRY GATE/GRAFITTI/INOPERATIVE PARKING LOT & STREET  
 LIGHTING/DEAD TREE/BROKEN WINDOWS

**Violations**

<u>Ordinance/Regulation</u>	<u>Section</u>	<u>Description</u>	<u>Days to Comply within issuance date</u>
Chapter 54 BUILDINGS AND BUILDING REGULATIONS*	Sec. 54-67	Maintenance.	4
Chapter 78 ZONING*	Sec. 78-142	Off-street parking and loading.	4
Chapter 78 ZONING*	Sec. 78-35	Offensive, etc., uses.	4

<b>Agenda No.</b>	<b>Case Number</b>	<b>Date Issued</b>	<b>Req'd Action</b>
2007-09-5	07070028	7/5/2007	

**Owner**                      **Address**  
HOYSRADT JUSTIN      635 FLAGLER BLV Town of Lake Park FL, 33403

**Description**  
RENTAL PROPERTY WITHOUT BUSINESS TAX RECEIPT

**Violations**

<u>Ordinance/Regulation</u>	<u>Section</u>	<u>Description</u>	<u>Days to Comply within issuance date</u>
Chapter 28 TAXATION*	Sec. 28-33	Engaging in business without license or upon false representation.	11

<b>Agenda No.</b>	<b>Case Number</b>	<b>Date Issued</b>	<b>Req'd Action</b>
2007-09-6	07060069	6/13/2007	

**Owner**                      **Address**  
Lowe's/All Seasons      Town of Lake Park FL, 33403  
Service

**Description**  
ALL SEASONS SERVICES OPERATING WITHOUT BUSINESS TAX RECEIPT FOR FY 06/07

**Violations**

<u>Ordinance/Regulation</u>	<u>Section</u>	<u>Description</u>	<u>Days to Comply within issuance date</u>
Chapter 28 TAXATION*	Sec. 28-33	Engaging in business without license or upon false representation.	1

<b>Agenda No.</b>	<b>Case Number</b>	<b>Date Issued</b>	<b>Req'd Action</b>
2007-09-7	07070136	7/26/2007	

**Owner**                      **Address**  
HAUPTNER MARK E &  
BONNIE K & RALPH      803 13TH ST Town of Lake Park FL, 33403  
RANKIN TR % R KAUFF

**Description**  
PROHIBITED PARKING

**Violations**

<u>Ordinance/Regulation</u>	<u>Section</u>	<u>Description</u>	<u>Days to Comply within</u>
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Chapter 10 ENVIRONMENT\*      Sec. 10-31      Definitions.

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Agenda No.	Case Number	Date Issued	Req'd Action
2007-09-8	07040077	4/17/2007	

Owner	Address
HOWARD FRANK L & HOWARD EMMA J	545 SILVER BEACH RD Town of Lake Park FL, 33403

**Description**  
DAMAGED PARKING AREA IN NEED OF REPAIR AND RESEALING/UNLICENSED VEHICLES/TRASH ON REAR AND SIDE PROPERTY/BUILDING IN NEED OF PAINT AND PRESSURE CLEANING

**Violations**

<u>Ordinance/Regulation</u>	<u>Section</u>	<u>Description</u>	<u>Days to Comply within issuance date</u>
Chapter 54 BUILDINGS AND BUILDING REGULATIONS*	Sec. 54-125	General requirements for the exterior and interior of structures.	30
Chapter 68 OUTDOOR STORAGE*	Sec. 68-3	Outdoor storage for single-family and duplex sites.	30
Chapter 78 ZONING*	Sec. 78-142	Off-street parking and loading.	30

Agenda No.	Case Number	Date Issued	Req'd Action
2007-09-9	07070025	7/3/2007	

Owner	Address
HOME FUNDING EXPRESS CORP	900 FEDERAL HWY Town of Lake Park FL, 33403

**Description**  
CONLEY GRAHAM CONSTRUCTION LLC OPERATING WITHOUT BUSINESS TAX RECEIPT FOR FY 06/07

**Violations**

<u>Ordinance/Regulation</u>	<u>Section</u>	<u>Description</u>	<u>Days to Comply within issuance date</u>
Chapter 28 TAXATION*	Sec. 28-33	Engaging in business without license or upon false representation.	14

<b>Total New Business</b>	<b>9</b>
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<b>Total Hearing</b>	<b>9</b>
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