



The Town of Lake Park

Community Development Department

CODE COMPLIANCE BOARD MEETING MINUTES

**Thursday, October 19, 2006
7:00 P.M.**

The Code Compliance Board of the Town of Lake Park met in regular session on Thursday, October 19, 2006, at 7:00 p.m. in the Commission Chambers.

CALL TO ORDER:

The meeting was called to order by Chairperson Desca Dubois at 7:03 p.m.

ROLL CALL:

Desca Dubois, Chairperson	Present
Barbara Bursey, Vice-Chair	Present
Ronald Bologna	Present
Alvin Feinstein, Alternate	Present
Cynthia "Pepper" Jones	Absent
Robin Maibach	Present
Genanne Doughty	Present

Also in Attendance:

Glen J. Torcivia, Magistrate
Gregory Durgin, Code Compliance Officer
Kim Rowley, Code Compliance Administrative Secretary

PLEDGE OF ALLEGIANCE:

Chairperson Dubois led the Pledge of Allegiance.

SWEARING IN OF ALL WITNESSES:

Code Compliance Board Minutes
October 19, 2006

535 Park Avenue, Lake Park, Florida 33403 • (561) 884-3318 • Fax: (561) 884-3323

Web Site: www.lakeparkflorida.gov

Staff Members and witnesses wishing to testify before the Code Compliance Board were sworn in by Magistrate Glen J. Torcivia.

VIOLATION CASES:

1) Case No. 06-10651, Code Officer Gregory S. Durgin

Respondent:

Ross A. Caranci

600 Eastwind Drive

North Palm Beach, FL 33408

Location of Violation(s):

829 Greenbriar Drive

PCN: 36-43-42-20-01-008-0340

Code Section(s) Violated:

54-100 Buildings and Building Regulations

Description of Violation(s):

No Permit for Shed

Code Compliance Officer Durgin presented the facts of Case No. 06-10651. He informed the Board that in addition to the fact that there was no permit obtained for the shed, the placement of the shed on the property was also an issue. A Notice of Violation/Hearing was unsuccessfully served to the property owner therefore it was posted on the property on August 28, 2006. During a follow-up inspection on October 10, 2006, Officer Durgin observed the violation remained unresolved. Officer Durgin recommended the Respondent be ordered to achieve compliance by no later than November 6, 2006, failing which a fine will be imposed in the amount of \$100.00 per day for every day the violation continues to exist thereafter, and administrative costs in the amount of \$140.25 shall be paid by the compliance date. Officer Durgin presented photographs as evidence.

Motion: Board Member Maibach made a motion to find the violation and to give the Respondent until November 6, 2006, to achieve compliance, failing which a fine of \$100.00 per day shall be imposed and administrative costs in the amount of \$140.25 shall be paid. The Motion was seconded by Board Member Bologna and carried unanimously.

2) Case No. 06-10891, Code Officer Gregory S. Durgin

Respondent:

William W. Edwards

1399 Crescent Drive

Lake Park, FL 33403

Location of Violation(s):

1399 Crescent Drive

PCN: 36-43-42-20-03-134-0130

Code Section(s) Violated:

54-100 Buildings and Building Regulations

Description of Violation(s):

No permit for shed

Code Compliance Officer Durgin presented the facts of Case No. 06-10891. A Notice of Violation/Hearing was successfully served to the property owner via Certified Mail. Upon follow-up on October 10, 2006, he found that the permit application had been submitted and approved. However, Officer Durgin noted that Hy-Byrd Inspection Services has not yet conducted an inspection and that the shed remains on the property line. **Since the Respondent is now in compliance, Officer Durgin recommended the Respondent be ordered to pay administrative costs in the reduced amount of \$55.75 by November 6, 2006.** Officer Durgin presented photographs as evidence.

Motion: Board Member Bursey made a motion to give the Respondent until November 6, 2006, to pay administrative costs in the reduced amount of \$55.75. The Motion was seconded by Board Member Bologna and carried unanimously.

3) Case No. 06-10877, Code Officer Gregory S. Durgin

Respondent:

Claire M. Finnefrock TR

10805 Rio Puerco Trail SW

Albuquerque, NM 87121

Location of Violation(s):

809 Seminole Boulevard

PCN: 36-43-42-20-01-125-0140

Code Section(s) Violated:

16-10(a)(b) Maintenance of Private Property

10-31. 4 Maintenance of Nuisance

Description of Violation(s):

Overgrown, unmaintained lawn
Seagrape tree obstructing sidewalk traffic

Code Compliance Officer Durgin presented the facts of Case No. 06-10877, an abandoned single-family dwelling. A Notice of Violation/Hearing was successfully served to the out-of-state property owner via Certified Mail on September 8, 2006. During a follow-up inspection on October 10, 2006, he observed the violations remained unresolved. Officer Durgin indicated that the owner of the property is elderly with medical problems and now resides in New Mexico with family members. **Officer Durgin recommended the Respondent be ordered to achieve compliance by no later than November 6, 2006, failing which a fine be imposed in the amount of \$250.00 per day, per violation, for each day the violations continue to exist thereafter, and administrative costs in the amount of \$127.25 shall be paid by the compliance date.** Officer Durgin presented photographs as evidence. A conversation ensued wherein Chair Dubois and Board Member Maibach indicated that they had personally known Mrs. Finnefrock before she became ill and that, under the circumstances, they would be willing to do the yard work necessary to bring the property into compliance. Additionally, they recommended that the administrative costs be waived with compliance.

Motion: Board Member Doughty made a motion to find the violations and to give the Respondent until November 6, 2006, to achieve compliance, failing which a fine of \$250.00 per day, per violation, shall be imposed. The Motion was seconded by Board Member Bologna and carried unanimously.

4) Case No. LP06090022, Code Officer Gregory S. Durgin

Respondent:

William K. Bailey
416 Hawthorne Drive
Lake Park, FL 33403

Location of Violation(s):

416 Hawthorne Drive
PCN: 36-43-42-20-01-024-0050

Code Section(s) Violated:

16-10(a)(b) Maintenance of Private Property

Description of Violation(s):

Overgrown/Unmaintained Lawn

Code Compliance Officer Durgin presented the facts of Case No. 06-90022. A Notice of Violation/Hearing was unsuccessfully served to the property owner via Certified Mail, therefore it was posted on the property on October 5, 2006. Upon the follow-up inspection on October 10, 2006, Officer Durgin observed the violation unresolved. **Officer Durgin recommended the Respondent be ordered to achieve compliance by no later than October 29, 2006, failing which the Town will abate the outstanding violation at the homeowner's expense, and to pay administrative costs in the amount of \$142.00 by the compliance date.** Officer Durgin presented photographs as evidence.

Motion: Board Member Maibach made a motion to find the violation and to give the Respondent until October 29, 2006, to achieve compliance, failing which the Town will abate the outstanding violation at the homeowner's expense and to pay administrative costs in the amount of \$142.00 by the compliance date. The Motion was seconded by Board Member Bologna and carried unanimously.

STIPULATION AND AGREED FINAL ORDER

1) Case No. 06-00654, Code Officer Gregory S. Durgin

Respondent:

Barry Murdock

521 Palmetto Road

Lake Park, FL 33403

Location of Violation(s):

521 Palmetto Road

PCN: 36-43-42-20-03-138-0211

Code Section(s) Violated:

30-3.1 Invalid/No Tag Vehicle

11-3 Inoperable Vehicle

7-102(P) Damaged Ceilings

7-102(d) Egress

Description of Violation(s):

Inoperable vehicle with no tag
Carport ceiling in need of repair
Plywood covering windows/obstructing egress

Code Compliance Officer Durgin presented the facts of Case No. 06-00654 and noted that plywood has been covering the windows at this residence for over 1 year. A Stipulation and Agreed Final Order was requested and executed by Mr. Murdock. **Officer Durgin recommended the Respondent be ordered to achieve compliance by no later than December 4, 2006, failing which a fine shall be imposed in the amount of \$250.00 per day, per violation for every day the violation continues to exist thereafter, and administrative costs in the amount of \$93.25 shall be paid immediately.** Officer Durgin presented photographs as evidence.

Motion: Board Member Bursey made a motion to find the violation and to give the Respondent until December 4, 2006, to achieve compliance, failing which a fine of \$250.00 per day, per violation shall be imposed and administrative costs in the amount of \$93.25 shall be paid immediately. The Motion was seconded by Board Member Maibach and carried unanimously.

OTHER BUSINESS ITEMS

There was discussion that Phil Yeager, Vice-Chair, was no longer on the Board and that Barbara Bursey was once again Vice-Chair.

APPROVAL OF MINUTES

A motion was made by Vice-Chair Bursey to approve the minutes of the September 21, 2006 Code Compliance Board Meeting minutes. The motion was seconded by Board Member Doughty and carried unanimously.

ADJOURNMENT

There being no further business to come before the Code Compliance Board, the meeting was adjourned at 7:35 p.m.


Desca Dubois, Chair

ATTEST:


Kimberly Rowley, Code Compliance Administrative Secretary

Approved: 11/16/2006