

TOWN OF LAKE CLARKE SHORES
CODE ENFORCEMENT BOARD HEARING
MINUTES
JANUARY 28, 2009
6:30 PM

I. MEETING CALLED TO ORDER

Vice Chairman Paul Hughes called the meeting to order at 6:32 pm.

II. ROLL CALL

PRESENT: Joseph George, Chairman (arrived at 6:45); Ted Berghaus, Board Member; Spencer Wilson, Board Member; Patrick Ward, Board Member; Paul Hughes, Vice Chairman; Louise Bing, Board Member; Timothy Daughtry, Alternate Member; James Watt, Board Attorney; Dana Schack, Code Enforcement Officer; Mary Pinkerman, Recording Clerk

ABSENT:

Michelle Daniels, Board Member; Chris Costanzo, Alternate Member

III. APPROVAL OF AGENDA

Motion made by Mr. Wilson, seconded by Mr. Berghaus to approve the AGENDA. Motion approved (6-0)

IV. CONSENT AGENDA

- a. Approval of Minutes of the December 3, 2008 Code Enforcement Board Hearing
- b. Unfinished cases now in compliance:
- c. New cases now in compliance:

Motion made by Mr. Wilson, seconded by Mr. Berghaus to approve the CONSENT AGENDA as amended by moving Case 08-1965 to Sec. IV. c. New Cases now in Compliance. Motion approved (5-0).

V. SWEARING IN OF WITNESSES BY ATTORNEY

VI. UNFINISHED CASES/LIEN IMPOSITION HEARING

CASE #08-1882

Jason & Jean Perry
1510 Carandis Circle
Lake Clarke Shores FL 33406

Sec. 26-26 (3) Pool unsanitary/lack of maintenance

The Respondents, Jason and Jean Perry, were not present. The property remains in violation. At the October 22, 2008 Code Enforcement Board Hearing, the Board found the Respondents in violation and gave them until November 12, 2008 to come into compliance. At the December 3, 2008 Code Enforcement Board Hearing, the property was still in violation. The Board then imposed a fine of \$50.00 per day for each day the violation continued to exist. Based on the testimony and evidence presented in Case #08-1882, the Board approved the request for a lien to be imposed against the property. **Motion made by Mr. Wilson, seconded by Mr. Berghaus. Motion approved (6-0).**

CASE #08-1881

Jason & Jean Perry
1510 Carandis Circle
Lake Clarke Shores FL 33406

Sec. 26-26 (4) Overgrown vegetation

The Respondents, Jason and Jean Perry, were not present. The property remains in violation. At the October 22, 2008 Code Enforcement Board Hearing, the Board found the Respondents in violation and gave them until November 12, 2008 to come into compliance. At the December 3, 2008 Code Enforcement Board Hearing, the property was still in violation. The Board then imposed a fine of \$25.00 per day for each day the violation continued to exist. Based on the testimony and evidence presented in Case #08-1881, the Board approved the request for a lien to be imposed against the property. **Motion made by Mr. Wilson, seconded by Mr. Berghaus. Motion approved (6-0).**

Chairman George took over the meeting at 6:47 pm after the conclusion of Case #08-1881.

VII. UNFINISHED CASES/FINE ASSESSMENT HEARING

CASE #08-1966

Jorge Garcia
8045 South Lake Drive
Lake Clarke Shores FL 33406

Sec. 26-26 (3) Dirty roof

The Respondent, Jorge Garcia, was not present. At the December 3, 2008 Code Enforcement Board Hearing, the Board found the Respondent in violation and gave him until December 31, 2008 to comply. Based on the testimony and evidence presented in Case #08-1966, the Board found the Respondent is still in violation and imposed a fine of \$25.00 per day for each day the violation continues to exist, with the fine being retroactive to December 3, 2008. **Motion made by Ms. Bing, seconded by Mr. Hughes. Motion approved (7-0).**

VIII. NEW CASES

None

IX. BOARD COMMENTS, SUGGESTIONS AND UPDATES

- a. The Board was brought up-to-date on the vacated property located at 6600 Pine Tree Circle. It was noted that at the January 13, 2009 Town Council meeting, the Town Council awarded G. N. Spyker, Inc. the contract to demolish the remaining structure, remove debris generated and level and grade the land. The Board requested that the contractor be notified to have this work begin as soon as possible, since the property has been in this condition for quite some time.

Clerk note: Upon further review, it was found that G. N. Spyker, Inc. registered their company with the Town and a building permit for the job was issued on January 23, 2009.

- b. The Board also discussed the April Code Enforcement Board Hearing date. It was the consensus of the Board to hold the Hearing on April 29, 2009.

The next Code Enforcement Board Hearing will be held February 25, 2009.

X. ADJOURNMENT

Motion made by Mr. Hughes to adjourn the meeting, seconded by Mr. Berghaus. Motion passed (7-0)

Meeting adjourned at 7:03 p.m.

Joseph George, Chairman

Mary Pinkerman, Recording Clerk