

**AGENDA
TOWN OF LAKE CLARKE SHORES
CODE ENFORCEMENT BOARD HEARING
October 26, 2016
6:30 PM**

Paul Hughes, Chairman Paul Shalhoub, Vice Chairman Timothy Daughtry, Member
John Studdard, Member Ken Phillips, Member Ariel Hernandez, Member
Ben Hartman, Member

**TENTATIVE AGENDA –
SUBJECT TO REVISION**

- I. MEETING CALLED TO ORDER
- II. ROLL CALL
- III. PLEDGE TO FLAG
- IV. APPROVAL OF AGENDA
- V. CONSENT AGENDA.
 - a. Approval of Minutes of September 28, 2016 Code Enforcement Hearing
 - b. Unfinished cases now in compliance
 - c. New cases now in compliance
- VI. DISCLOSURE OF VISIT
- VII. SWEARING IN OF WITNESSES BY ATTORNEY
- VIII. UNFINISHED CASES/FINE IMPOSITION HEARING

CASE #16-0333 DONNA F. HUMPHRIES
7825 WEST LAKE DRIVE
LAKE CLARKE SHORES, FL 33406

Sec. 26-26 (9) (b) Driveway in disrepair.

During the May 25, 2016 Code Enforcement Board hearing, Board determined the Respondents are in violation and gave them until June 22, 2016 to comply or a fine of \$125.00 per day will be imposed. Based on the testimony and evidence presented at the June 22, 2016 Hearing, the Board found the Respondent remains in violation and gave them until August 24, 2016 to comply or a fine of \$125.00 a day will be imposed. At the August 24, 2016 Hearing, the Respondent, Donna Humphries was present. Based on the testimony and evidence presented for Case #16-0333, the Board found that the Respondent remained in violation of Sec. 26-26 (9) (b) and gave her until October 26, 2016 to come into compliance or a fine of \$125.00 will be imposed.

CASE #16-0380 ROBERT & WENONA RATLIFF
8219 WEST LAKE DRIVE

LAKE CLARKE SHORES, FL 33406

Sec 26-26 (9) (c) Roof, gutters, downspouts not maintained in good repair – Mildew on roof, several tiles in disrepair

At the June 22, 2016 Hearing, the Respondent Robert Ratliff was present. Based on the testimony and evidence presented for Case #16-0380, the Board found that the Respondents were in violation and gave them until August 24, 2016 or a fine of \$250.00 would be imposed. At the August 24, 2016 Hearing, the Respondents, Robert & Wenona Ratliff, were not present. Based on the testimony and evidence presented for Case #16-0380, the Board found that the Respondents remained in violation of Sec 26-26 (9) (c) and gave them until October 26, 2016 to come into compliance or a fine of a \$250.00 will be imposed.

CASE #16-0381 ROBERT & WENONA RATLIFF
8219 WEST LAKE DRIVE
LAKE CLARKE SHORES, FL 33406

Sec 26-26 (3) Deterioration of any property – Facia Board above doorway rotted.

At the June 22, 2016 Hearing, the Respondent, Robert Ratliff was present. Based on the testimony and evidence presented for Case #16-0381, the Board found that the Respondents were in violation and gave them until August 24, 2016 or a fine of \$250.00 would be imposed. At the August 24, 2016 Hearing, the Respondents, Robert & Wenona Ratliff, were not present. Based on the testimony and evidence presented for Case #16-0381, the Board found that the Respondents remained in violation of Sec 26-26 (3) and gave them until October 26, 2016 to come into compliance or a fine of a \$250.00 will be imposed.

CASE #16-0235 HARTLEY T. & SHANNON K. LOGSDON
7600 PINE TREE LANE
LAKE CLARKE SHORES, FL 33406

Sec. 26-26 (9) (b) Driveway in disrepair

At the April 27, 2016 Hearing, the Respondents, were present and provided testimony about the violation. Based on the testimony and evidence presented for Case #16-0235, the Board determined the Respondents were in violation and gave them until May 25, 2016 to comply or a fine of \$100.00 per day will be imposed. At the May 25, 2016 Hearing, the Respondents were not present. The Board determined that the Respondents remain in violation and gave them until July 27, 2016 to comply, or a fine of \$50.00 per day will be imposed. At the August 24, 2016 hearing, the Respondents were not present. The Board determined that the Respondents remain in violation and gave them until September 28, 2016 to comply, or a fine of \$50.00 per day will be imposed. At the September 28, 2016 hearing, the Respondents, Hartley & Shannon Logsdon were not present. Based on the testimony and evidence presented for Case #16-0235, the Board determined the Respondents are still in violation of Sec 26-26 (9) (b) and gave them until October 26, 2016 to comply or a fine of \$50.00 per day will be imposed. It should be noted that this is the last extension to be granted.

CASE #16-0579 JENNIFER & GREGORY MAZZOLA
6630 MANGO CIRCLE
LAKE CLARKE SHORES, FL 33406

Sec. 26-26 (9) (b) Driveway/walkway not maintained: not in proper state of repair –
mildew on walkway

At the September 24, 2016 Hearing, the Respondents, Jennifer and Gregory Mazzola were not present. Based on the testimony and evidence presented for Case #16-0579, the Board determined the Respondents are in violation of Sec 26-26 (9) (b) and gave them until October 26, 2016 to comply or a fine of \$250.00 per day may be imposed.

CASE #16-0580 JENNIFER & GREGORY MAZZOLA
6630 MANGO CIRCLE
LAKE CLARKE SHORES, FL 33406

Sec. 26-26 (3) Deterioration of any property – bare areas in front yard

At the September 24, 2016 Hearing, the Respondents, Jennifer and Gregory Mazzola were not present. Based on the testimony and evidence presented for Case # 16-0580, the Board determined the Respondents are in violation of Sec 26-26 (9) (b) and gave them until October 26, 2016 to comply or a fine of \$250.00 per day may be imposed.

CASE #16-0581 JENNIFER & GREGORY MAZZOLA
6630 MANGO CIRCLE
LAKE CLARKE SHORES, FL 33406

Sec. 26-26 (9) (c) Roof, gutters, downspouts not maintained in good repair – mildew
on roof, possibly peeling paint

At the September 24, 2016 Hearing, the Respondents, Jennifer and Gregory Mazzola were not present. Based on the testimony and evidence presented for Case #16-0581, the Board determined the Respondents are in violation of Sec 26-26 (9) (c) as a repeat violation and imposed a fine at a daily amount of \$150.00 until compliance is achieved.

CASE #16-0583 RICHARD LAROCQUE
1520 WAGNER CIRCLE
LAKE CLARKE SHORES, FL 33406

Sec. 25-56 Dead/Dying Trees or Stumps. Obnoxious growth, filth, garbage,
trash and debris – Tree stump in back yard

At the September 24, 2016 Hearing, the Respondent, Richard Larocque was not present. Based on the testimony and evidence presented for Case #16-0583, the Board determined the Respondent is in violation of Sec 25-56 and gave him until October 26, 2016 to comply or a fine up to \$100.00 will be imposed.

CASE #16-0584 RICHARD LAROCQUE
1520 WAGNER CIRCLE
LAKE CLARKE SHORES, FL 33406

Sec. 26-26 (3) Deterioration of any property - Large areas of lawn dead in both front and back yard.

At the September 24, 2016 Hearing, the Respondent, Richard Larocque was not present. Based on the testimony and evidence presented for Case #16-0584, the Board determined the Respondent is in violation of Sec 26-26 (3) and gave him until October 26, 2016 to comply or a fine up to \$100.00 will be imposed.

CASE #16-0594 JAMES R. BARBY
7011 HADEN ROAD
LAKE CLARKE SHORES, FL 33406

Sec. 26-56 Dead/Dying trees or stumps, obnoxious growth, filth, garbage, trash and debris - Dead tree in front yard

At the September 24, 2016 Hearing, the Respondent, James Barby was not present; William Kennedy, roommate was present. Based on the testimony and evidence presented for Case #16-0594, the Board determined the Respondent is in violation of Sec 26-56 and gave him until October 26, 2016 to comply or a fine of \$50.00 will be imposed.

CASE #16-0595 JAMES R. BARBY
7011 HADEN ROAD
LAKE CLARKE SHORES, FL 33406

Sec. 26-26 (7) Open storage, accumulation, storage or keeping of any abandoned discarded or unused chattel – Open storage throughout property

At the September 24, 2016 Hearing, the Respondent, James Barby was not present; William Kennedy, roommate was present. Based on the testimony and evidence presented for Case #16-0595, the Board determined the Respondent is in violation of Sec 26-26 (7) and gave him until October 26, 2016 to comply or a fine of \$50.00 will be imposed.

CASE #16-0596 ALEDMYS D. SERRANO
8215 PINE TREE LANE
LAKE CLARKE SHORES, FL 33406

Sec. 26-26 (9) (d) Fence/wall not maintained in good repair - Fence on side of residence in disrepair

At the September 24, 2016 Hearing, the Respondent, Aledmys D. Serrano was not present. Based on the testimony and evidence presented for Case #16-0596, the Board determined the Respondent is in violation of Sec 26-26 (9) (d) and gave him until October 26, 2016 to comply or a fine up to \$100.00 will be imposed.

IX. CONTINUED CASES

X. NEW CASES

- CASE #16-0585** KATHLEEN BOOTH
7519 CLARKE ROAD
LAKE CLARKE SHORES, FL 33406
- Sec. 26-26 (9) (b) Driveway/Walkway not maintained: not in proper state of repair –
Driveway in disrepair
- CASE #16-0637** NANCY ROUSSEAU WIDELL
C/O GREGORY S. WIDELL
7611 PINE TREE LANE
LAKE CLARKE SHORES, FL 33406
- Sec. 26-26 (9) (b) Driveway/Walkway not maintained: not in proper state of repair –
Driveway in disrepair
- CASE #16-0638** NANCY ROUSSEAU WIDELL
C/O GREGORY S. WIDELL
7611 PINE TREE LANE
LAKE CLARKE SHORES, FL 33406
- Sec. 26-26 (3) Deterioration of any property – garage in disrepair
- CASE #16-0639** CINDY VELAZQUEZ
8128 SEDGEWICK COURT, 28C
LAKE CLARKE SHORES, FL 33406
- Sec. 22-34 (b) Failure to pay dales alarm assessment fee
- CASE #16-0650** SEAN MCCREADY & TIFFANY ROY
1700 ANTIGUA ROAD
LAKE CLARKE SHORES, FL 33406
- Sec. 26-26 (4) Overgrown vegetation

XI. FINE REDUCTION

CASE #16-0535

DRRAGO A. UWANAWICH
7701 PINE TREE LANE
LAKE CLARKE SHORES, FL 33406

Sec. 26-26 (7)

Open storage, accumulation, storage or keeping of any abandoned discarded or unused chattel – Open storage on south Side of residence

At the August 24, 2016 Board Meeting, Respondent, Drrago Uwanawich was not present; it was found that proper notice was given. The Respondent was found in violation of the above violation and was given until September 28, 2016 to comply.

At the September 28, 2016 Fine Assessment Hearing, Respondent, was not present; it was found that proper notice was given. The Respondent remained in violation and a maximum daily fee of \$250.00 was imposed. On October 11, 2016, it was found that the property was in compliance. Fine is in the amount of \$11,750.00.

XII. BOARD COMMENTS, SUGGESTIONS AND UPDATES

XIII. CODE REVIEW

- a. Section 30-5 – Holiday Lights
- b. Section 42-51(e) – Trash Can Concealment
- c. Section 26-26 (8) – Inoperable Vehicle/Vessel Boat Registration
- d. *Time Permitting Additional Sections to be reviewed*
 - i. Chapter 34 – Parks Ordinance
 - ii. Section 34-1(a) – Use of Town Recreational area
 - iii. Section 86-581(4)(a)(3) Political Signs
 - iv. Section 26-168(2) – Spillover Light
 - v. Section 86-481 – Construction and use requirements
 - vi. Section 26-26(4) – Uncontrolled Growth of Vegetation
 - vii. Section 26-29(b) – Prohibited Acts. Disruptive Outdoor Lighting
 - viii. Section 26-244(4) – Maintaining Grass Height of 8 inches or less
 - ix. Section 26-244(5) – Maintaining Grass Height of 12 inches or less
 - x. Section 26-26(3) – Deterioration of any real property

XIV. ADJOURNMENT

If an individual decides to appeal any decision made by the Code Enforcement Board with respect to this meeting, a verbatim transcript may be required. If so, the individual should make provisions for a transcript to be made at the meeting (Ref. F.S.S. 286.0105). Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this meeting, please advise the Town at least two (2) calendar days before the hearing by contacting Mary Pinkerman, Town Clerk, at (561) 964-1515 ext. 10.