

**TOWN OF LAKE CLARKE SHORES
CODE ENFORCEMENT BOARD HEARING
Minutes
July 26, 2017**

Paul Hughes, Chairman	Timothy B. Daughtry, Vice Chairman	Ken Phillips, Member
Ariel Hernandez, Member	Ben Hartman, Member	Trent Swift, Member
Timothy McCarthy, Member	William Steele, Alternate Member	

I. MEETING CALLED TO ORDER

Chairman, Paul Hughes called the meeting to order at 6:32 PM

II. ROLL CALL

PRESENT: Paul Hughes, Chairman; Timothy B. Daughtry, Vice Chairman; Ken Phillips, Board Member; Ben Hartman, Board Member; Trent Swift, Board Member; *Also in attendance:* Frank S. Palen, Town Attorney; Officer Dana Schack, Code Enforcement Officer; and Aja Freling, Recording Clerk

III. PLEDGE TO FLAG

IV. OATH OF OFFICE

William Steele not present, no Oath of Office

V. APPROVAL OF AGENDA

Motion by Mr. Daughtry to approve the agenda, seconded by Mr. Hartman; Motion approved (5-0).

VI. CONSENT AGENDA

- a. Approval of Minutes of June 28, 2017 Code Enforcement Hearing
- b. Unfinished cases now in compliance
- c. New cases now in compliance

CASE 17-0309 MARGARET BRANDENBURG
7200 CLARKE ROAD
LAKE CLARKE SHORES, FL 33406

Sec. 26-27, 26-26 (9) (b) Driveway/Walkway Not Maintained: Not in Proper State of Repair

CASE 17-0240 NUZHAT & SHAUKAT KHAN
1820 CARAMBOLA ROAD
LAKE CLARKE SHORES, FL 33406

Sec. 26-26 (9) (c) Roof, Gutters, Downspouts Not Maintained in Good Repair –
Back roof in disrepair

CASE 17-0304 BRADY LEE
1413 MEDITERRANEAN ROAD EAST
LAKE CLARKE SHORES, FL 33406

Sec. 26-27, 26-26 (7) Open Storage, Accumulation, Storage or Keeping of Any
Abandoned, Discarded or Unused Chattel – Open Storage in rear
of property, metal canopy frame, etc.

CASE 17-0305 BRADY LEE
1413 MEDITERRANEAN ROAD EAST
LAKE CLARKE SHORES, FL 33406

Sec. 26-27, 26-26 (10) Presence, Accumulation, Storage or Keeping of Any Debris –
Keeping wood debris in back yard

CASE 17-0397 MICHAEL & JOLENE HURD
1421 SHORE DRIVE
LAKE CLARKE SHORES, FL 33406

Sec. 26-26 (7), 26-27 Open Storage, Accumulation, Storage or Keeping of Any
Abandoned, Discarded or Unused Chattel – Rear of property

CASE 17-0400 MONICA ESPINOSA
1431 INDIAN ROAD E
LAKE CLARKE SHORES, FL 33406

Sec. 10-62 Work Done Without Building Permit – Deck

CASE 17-0395 LYNN FICHTER & DENNIS JOYCE
7912 SOUTH LAKE DRIVE
LAKE CLARKE SHORES, FL 33406

Sec. 30-5 Icicle lights hanging in back yard

Motion by Mr. Daughtry to approve the consent agenda, seconded by Mr. Hartman; Motion approved (5-0).

VII. DISCLOSURE OF VISIT

7740 Beta Circle E – Ken Phillips

VIII. SWEARING IN OF WITNESSES BY ATTORNEY

IX. UNFINISHED CASES/FINE IMPOSITION HEARING

X. CONTINUED CASES

CASE #17-0045 MARLO & PAUL RICHARDS
7740 BETA CIRCLE E.
LAKE CLARKE SHORES, FL 33406

Sec. 62-133(b) (5) Dock in Disrepair

The Respondent, Marlo Richards, was present. Based on the testimony and evidence presented for Case #17-0045, the Board determined the Respondents remain in violation and gave Respondent until September 27, 2017 to comply.

Motion by Mr. Hernandez, seconded by Mr. Daughtry; Motion approved (8-0).

CASE #17-0046 MARLO & PAUL RICHARDS
7740 BETA CIRCLE E.
LAKE CLARKE SHORES, FL 33406

Sec. 62-133(b) (5) Seawall in Disrepair

The Respondent, Marlo Richards, was present. Based on the testimony and evidence presented for Case #17-0046, the Board determined the Respondents remain in violation and gave Respondent until September 27, 2017 to comply.

Motion by Mr. Hartman, seconded by Mr. Daughtry; Motion approved (5-0).

CASE 17-0310 GREGORY & JENNIFER MAZZOLA
6630 MANGO CIRCLE
LAKE CLARKE SHORES, FL 33406

Sec. 26-26 (8) Inoperable or Unlicensed Vehicle/Boat or Trailer –
Junked/Crashed Inoperable vehicle on side of residence

The Respondents, Gregory & Jennifer Mazzola were not present. Based on the testimony and evidence presented for Case #17-0310, the Board determined the Respondents remain in violation. A fine of one

hundred dollars (\$100.00) per day is hereby assessed and will continue to accrue in the amount of one hundred dollars (\$100.00) per day until compliance is achieved.

Motion by Mr. Phillips, seconded by Mr. Daughtry; Motion approved (5-0).

CASE 17-0303 BRADY LEE
1413 MEDITERRANEAN ROAD EAST
LAKE CLARKE SHORES, FL 33406

Sec. 26-27, 26-26 (3) Deterioration of Any Property – Green Canopy torn and in disrepair

The Respondent, Brady Lee, was not present. Based on the testimony and evidence presented for Case #17-0303, the Board determined the Respondent remains in violation and gave Respondent until August 30, 2017 to comply or a fine of one hundred dollars (\$100.00) per day will be imposed.

Motion by Mr. Hartman, seconded by Mr. Daughtry; Motion approved (5-0).

CASE 17-0307 CASSANDRA KENNEY
7100 WEST LAKE DRIVE
LAKE CLARKE SHORES, FL 33406

Sec. 26-27, 26-26 (9) (c) Fence/Wall Not Maintained in Good Repair – Fence in disrepair, mildew/rust and weeds growing

The Respondent, Cassandra Kenney was not present. Based on the testimony and evidence presented for Case #17-0307, the Board determined the Respondent remains in violation. A fine of twenty dollars (\$20.00) per day is hereby assessed and will continue to accrue in the amount of twenty dollars (\$20.00) per day until compliance is achieved.

Motion by Mr. Phillips, seconded by Mr. Daughtry; Motion approved (5-0).

CASE 17-0311 DANIEL WHITAKER
1621 CARANDIS ROAD
LAKE CLARKE SHORES, FL 33406

Sec. 89-198 (8) Address not Displayed on Building

The Respondent, Daniel Whitaker, was not present. Based on the testimony and evidence presented for Case #17-0311, the Board determined the Respondent remains in violation. A fine of fifty dollars (\$50.00) per day is hereby assessed and will continue to accrue in the amount of fifty dollars (\$50.00) per day until compliance is achieved.

Motion by Mr. Hartman, seconded by Mr. Daughtry; Motion approved (5-0).

XI. NEW CASES

CASE 17-0396 BETTY J. BUTLER TRUST & WARD BUTLER
1426 ALPHA COURT SOUTH
LAKE CLARKE SHORES, FL 33406

Sec. 26-26 (7), 26-27 Open Storage, Accumulation, Storage or Keeping of Any
Abandoned, Discarded or Unused Chattel – Misc. items in back
yard & debris piled on dock

The Respondent, Ward Butler, was present. Based on the testimony and evidence presented for Case #17-0396, the Board determined the Respondent remains in violation and gave Respondent until August 30, 2017 to comply or a fine of twenty-five (\$25.00) per day may be imposed.

Motion by Mr. Hartman, seconded by Mr. Daughtry; Motion approved (5-0).

CASE 17-0398 CASSANDRA & KEITH WARMAN
8280 WEST LAKE DRIVE
LAKE CLARKE SHORES, FL 33406

Sec. 26-26 (3) Deterioration of Any Property – Peeling paint/Unpainted areas on
residence

Sec. 26-27 Open Storage, Accumulation, Storage or Keeping of Any
Abandoned, Discarded or Unused Chattel – Rear of property

The Respondents, Cassandra & Keith Warman, were not present. Based on the testimony and evidence presented for Case #17-0398, the Board determined the Respondent remains in violation and gave Respondents until August 30, 2017 to comply or a fine of twenty-five dollars (\$25.00) per day may be imposed.

Motion by Mr. Hartman, seconded by Mr. Daughtry; Motion approved (5-0).

CASE 17-0393 MONICA ESPINOSA
1431 INDIAN ROAD E
LAKE CLARKE SHORES, FL 33406

Sec. 26-26 (7), 26-27 Open Storage, Accumulation, Storage or Keeping of Any
Abandoned, Discarded or Unused Chattel

The Respondent, Monica Espinosa, was not present. Based on the testimony and evidence presented for Case #17-0393, the Board determined the Respondent remains in violation and gave Respondent until August 30, 2017 to comply or a fine of fifty dollars (\$50.00) per day may be imposed.

Motion by Mr. Hartman, seconded by Mr. Daughtry; Motion approved (5-0).

CASE 17-0394 LOURDES & MIGUEL ALONSO
1405 MEDITERRANEAN ROAD E
LAKE CLARKE SHORES, FL 33406

Sec. 26-26 (7), 26-27 Open Storage, Accumulation, Storage or Keeping of Any
Abandoned, Discarded or Unused Chattel

The Respondents, Lourdes & Miguel Alonso, were not present. Based on the testimony and evidence presented for Case #17-0394, the Board determined the Respondents remain in violation and gave Respondents until August 30, 2017 to comply or a fine of fifty dollars (\$50.00) per day may be imposed.

Motion by Mr. Swift, seconded by Mr. Daughtry; Motion approved (5-0).

CASE 17-0404 LOURDES & MIGUEL ALONSO
1405 MEDITERRANEAN ROAD E
LAKE CLARKE SHORES, FL 33406

Sec. 86-198 (8) Address not Displayed on Building

The Respondents, Lourdes & Miguel Alonso, were not present. Based on the testimony and evidence presented for Case #17-0404, the Board determined the Respondents remain in violation and gave Respondents until August 30, 2017 to comply or a fine of fifty (\$50.00) per day may be imposed.

Motion by Mr. Swift, seconded by Mr. Daughtry; Motion approved (5-0).

XII. LIEN STATUS

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

On the June 28, 2017 Code Enforcement Board Hearing, a fine of fifty dollars (\$50.00) a day was imposed per day until compliance is achieved. Based on the testimony and evidence presented for Case #16-0595, on the July 26, 2017 Code Enforcement Board hearing the Board determined the Respondent remains in violation and imposed a Lien on the property. Lien to be recorded.

XIII. BOARD COMMENTS, SUGGESTIONS AND UPDATES

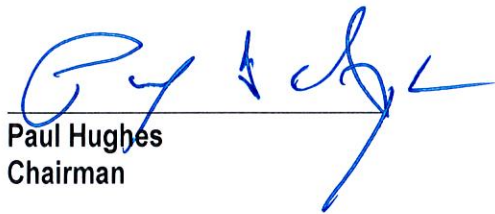
The case of James R. Barby's property has been brought to the Town Council. Town Council will handle Mr. Barby's case going forward, no further action is required from the Code Enforcement Board.

Next Meeting will be August 30, 2017 instead of August 23rd due to a scheduling conflict.

XIV. ADJOURNMENT

Motion by Mr. Daughtry to adjourn, seconded by Mr. Swift; Motion approved (5-0).

Meeting adjourned at 7:50 PM



Paul Hughes
Chairman



Eliza O. C. Fletcher
Recording Clerk