

**TOWN OF LAKE CLARKE SHORES
CODE ENFORCEMENT BOARD HEARING
Minutes
August 30, 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 6:30 PM

II. ROLL CALL

PRESENT: Paul Hughes, Chairman; Timothy B. Daughtry, Vice Chairman; Ken Phillips, Board Member; Ariel Hernandez, Board Member; Ben Hartman, *Also in attendance:* Charles Schoech, Town Attorney; Officer Dana Schack, Code Enforcement Officer; and Eliza Fletcher, 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. Hernandez; Motion approved (5-0).

VI. CONSENT AGENDA

- a. Approval of Minutes of July 26, 2017 Code Enforcement Hearing
- b. Unfinished cases now in compliance
- c. New cases now in compliance

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

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

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

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

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

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

VII. DISCLOSURE OF VISIT

VIII. SWEARING IN OF WITNESSES BY ATTORNEY

IX. UNFINISHED CASES/LIEN IMPOSITION HEARING

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 was previously assessed and will continue to accrue in the amount of fifty dollars (\$50.00) per day until compliance is achieved, a motion to file a lien on the property was made.

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

X. UNFINISHED CASES/FINE IMPOSITION HEARING

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

Sec. 26-26 (3), 26-27 Deterioration of Any Property – Peeling paint/Unpainted areas on residence. 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 Respondents remains in violation and gave Respondents until September 27, 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 present. Based on the testimony and evidence presented for Case #17-0393, the Board determined the Respondent remains in violation and gave Respondent until September 27, 2017 to comply or a fine of fifty dollars (\$50.00) per day will be imposed.

Motion by Mr. Hernandez; 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 #17-0398, the Board determined the Respondents remain in violation and assessed a fine of fifty dollars (\$50.00) per day until compliance is achieved.

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

XI. CONTINUED CASES

XII. NEW CASES

CASE 17-0466 KATHLEEN F. LYNCH
1800 CARAMBOLA ROAD
LAKE CLARKE SHORES, FL 33406

Sec. 26-27,
26-26 (a)(b) Mildew on driveway

The Respondent, Kathleen F. Lynch was present. Mrs. Lynch presented 2 letters from the individuals who pressure washed her driveway on August 19, 2017; motion made to move letters into evidence. Code Officer Schack presented the photos taken of the property. Based on the testimony and evidence presented for Case #17-0466, the Board determined the Respondent is not in violation and moved to dismiss the case.

Motion made for Letters into evidence; Motion by Mr. Hartman; seconded by Mr. Hughes (5-0)

Motion by Mr. Daughtry; seconded by Mr. Phillips; Motion approved (4-1)

CASE 17-0467 OMAR FRANCISCO & ANTONIO RAMOS
6900 WEST LAKE DR
LAKE CLARKE SHORES, FL 33406

Sec. 26-26 (4), 26-27 Overgrown vegetation/ uncontrolled growth in excess of 12 inches

The Respondents, Omar Francisco and Antonio Ramos were not present. Based on the testimony and evidence presented for Case #17-0467, the Board determined the Respondents remains in violation and are ordered to comply by September 27, 2017 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 17-0468

OMAR FRANCISCO & ANTONIO RAMOS
6900 WEST LAKE DR
LAKE CLARKE SHORES, FL 33406

Sec. 82-64 (c)

Existing trees may be allowed to remain within the six-foot area from four feet from the edge of the road pavement to ten feet from the edge of the road pavement.

The Respondents, Omar Francisco and Antonio Ramos were not present. Based on the testimony and evidence presented for Case #17-0468, the Board determined the Respondents remains in violation and are ordered to comply by September 27, 2017 or a fine of twenty-five dollars (\$25.00) per day may be imposed.

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

XIII. BOARD COMMENTS, SUGGESTIONS AND UPDATES

Mr. Schoech discussed with the Code Board that the Town was discussing how to handle Lien reductions. Stating that some discussion would leave it in the hands of the Town Council and/or the Town Manager, however there is also discussion of sending it back to the Code Board for review and make a suggested reduction amount, based on an ordinance standard.

XIV. ADJOURNMENT

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

Meeting adjourned at 7:27 PM



Paul Hughes
Chairman



Eliza O. C. Fletcher
Recording Clerk