

**TOWN OF LAKE CLARKE SHORES
CODE ENFORCEMENT BOARD HEARING**

**Minutes
December 6, 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 6:34 PM

II. ROLL CALL

PRESENT: Paul Hughes, Chairman; Ariel Hernandez, Board Member; Ben Hartman, Timothy McCarthy, Board Member; Trent Swift, Board Member. *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. Swift to approve the agenda, seconded by Mr. Hartman; Motion approved (5-0).

Motion made to AMEND AGENDA due to Continued Case # 17-0046 for Property 7740 Beta Circle missing from DECEMBER 6, 2017 AGENDA.

Motion by Mr. Swift to amend 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

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

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

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

- c. New cases now in compliance

CASE #17-0566 CY CAINE
7301 VENETIAN WAY
LAKE CLARKE SHORES, FL 33406

Sec. 26-26 (4), 26-27 Overgrown vegetation

CASE #17-0569 CY CAINE
7301 VENETIAN WAY
LAKE CLARKE SHORES, FL 33406

Sec. 26-26 (7), 26-27 Open storage in back yard/debris throughout yard

CASE #17-0575 JAMES E. HAYDEN
6610 PINE TREE LN.
LAKE CLARKE SHORES, FL 33406

Sec. 10-62 Shed installed without permit.

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

- I. DISCLOSURE OF VISIT
- II. SWEARING IN OF WITNESSES BY ATTORNEY
- III. UNFINISHED CASES/LIEN IMPOSITION HEARING
- IV. 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 remain in violation and assessed a fine of twenty-five dollars (\$25.00) per day until compliance is achieved.

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

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 remain in violation and assessed a fine of twenty-five dollars (\$25.00) per day until compliance is achieved.

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

CASE 17-0468

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

Sec. 82-64 (c)

Tree canopies. The canopy of trees that extends over roads and road right-of-ways shall be trimmed by the owner to a height of 13 feet six inches above the road and right-of-way.

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 remain in violation and assessed a fine of twenty-five dollars (\$25.00) per day until compliance is achieved.

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

I. 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 Respondents, Marlo and Paul Richards, were not present. Based on the testimony and evidence presented for Case #17-0045, the Board determined the Respondents remain in violation and assessed a fine of twenty-five dollars (\$25.00) per day until compliance is achieved.

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

CASE #17-0046

MARLO & PAUL RICHARDS
7740 BETA CIRCLE E.
LAKE CLARKE SHORES, FL 33406

Sec. 62-133(b) (5)

Seawall in Disrepair

The Respondents, Marlo and Paul Richards, were not present. Based on the testimony and evidence presented for Case #17-0046, the Board determined the Respondents remain in violation and assessed a fine of twenty-five dollars (\$25.00) per day until compliance is achieved.

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

I. NEW CASES

CASE #17-0565 CY CAINE
7301 VENETIAN WAY
LAKE CLARKE SHORES, FL 33406

Sec. 26-26 (3), 26-27 Canopy missing from structure, repeat offender

The Respondent, Cy Caine, was present. Based on the testimony and evidence presented for Case #17-0565, the Board determined the Respondent remains in violation and gave Respondent until January 24, 2018 to comply or a fine of twenty-five dollars (\$25.00) per day may be imposed.

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

CASE #17-0567 CY CAINE
7301 VENETIAN WAY
LAKE CLARKE SHORES, FL 33406

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

The Respondent, Cy Caine, was present. Based on the testimony and evidence presented for Case #17-0567, the Board determined the Respondent remains in violation and gave Respondent until January 24, 2018 to comply or a fine of twenty-five dollars (\$25.00) per day may be imposed.

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

CASE #17-0568 CY CAINE
7301 VENETIAN WAY
LAKE CLARKE SHORES, FL 33406

Sec. 26-27 Hot tub has standing water harboring mosquitos causing nuisance
to neighbors

The Respondent, Cy Caine, was present. Based on the testimony and evidence presented for Case #17-0565, the Board determined the Respondent remains in violation and gave Respondent until January 24, 2018 to comply or a fine of twenty-five dollars (\$25.00) per day may be imposed.

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

CASE #17-0570 CY CAINE
7301 VENETIAN WAY
LAKE CLARKE SHORES, FL 33406

Sec. 62-133(b)(5) Boat/jet ski lift on disrepair/ collapsed in waterway

The Respondent, Cy Caine, was present. Based on the testimony and evidence presented for Case #17-0570, the Board determined the Respondent remains in violation and gave Respondent until January 24, 2018 to comply or a fine of twenty-five dollars (\$25.00) per day may be imposed.

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

CASE #17-0571 CY CAINE
7301 VENETIAN WAY
LAKE CLARKE SHORES, FL 33406

Sec. 62-133(b)(5) Dock in disrepair leaning

The Respondent, Cy Caine, was present. Based on the testimony and evidence presented for Case #17-0571, the Board determined the Respondent remains in violation and gave Respondent until January 24, 2018 to comply or a fine of twenty-five dollars (\$25.00) per day may be imposed.

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

CASE #17-0572 REGAN QUINN & JAMES, MARGARET AND MATTHEW
MCCORD
7115 CLARKE RD
LAKE CLARKE SHORES, FL 33406

Sec. 26-26 (4), 26-27 Overgrown / uncontrolled growth of vegetation

The Respondent, Matthew McCord, was present. Based on the testimony and evidence presented for Case #17-0572, the Board determined the Respondent remains in violation and gave Respondent until January 23, 2018 to comply or a fine of twenty-five dollars (\$25.00) per day will be imposed.

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

CASE #17-0576 JAMES E. HAYDEN
6610 PINE TREE CIR.
LAKE CLARKE SHORES, FL 33406

Sec. 26-27 Parcel, lot, tract of land or premises in any manner such that it is detrimental to the health, safety or welfare of the public, or that it is declared a nuisance. (Bee Hives in shed, and bees around shed)

The Respondent, James Hayden, was present. Based on the testimony and evidence presented for Case #17-0575, the Board determined the Respondent remains in violation and gave Respondent until January 8, 2018 (30 days) to comply.

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

II. LIEN STATUS

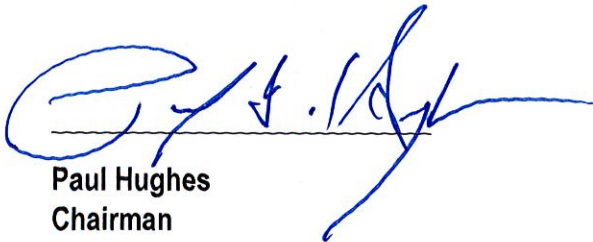
III. BOARD COMMENTS, SUGGESTIONS AND UPDATES

Discussion of first reading by Council of Ordinance 17-07 Lien Reduction Release Program Revised. 4 out of the 5 present Board members are opposed to the Ordinance 17-07, 1 present Board Member is indifferent on the matter.

IV. ADJOURNMENT

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

Meeting adjourned at 7:49 PM



Paul Hughes
Chairman



Eliza O. C. Fletcher
Recording Clerk