

**AGENDA
TOWN OF LAKE CLARKE SHORES
CODE ENFORCEMENT BOARD HEARING
January 23, 2019
6:30 PM**

Paul Hughes, Chairman

Timothy B. Daughtry, Vice Chairman

Ken Phillips, Member

Ariel Hernandez, Member

Ben Hartman, Member

Trent Swift, Member

Natalie Schneider, Member

I. MEETING CALLED TO ORDER

II. ROLL CALL

III. PLEDGE TO FLAG

IV. OATH OF OFFICE

V. APPROVAL OF AGENDA

VI. CONSENT AGENDA

- a. Approval of Minutes of December 5, 2018 Code Enforcement Hearing
- b. Unfinished cases now in compliance
- c. New cases now in compliance

VII. DISCLOSURE OF VISIT

VIII. SWEARING IN OF WITNESSES BY ATTORNEY

IX. UNFINISHED CASES/LIEN IMPOSITION HEARING

CASE #18-0313

JOLLIETT BARRIOS
8421 WILTON DRIVE
LAKE CLARKE SHORES, FL 33406

Sec.26-27, 26-26 (9)(c) Roof in disrepair, has remnants of tarp on it, missing shingles

During the July 25, 2018 Code Board Hearing the Board determined the Respondent is in violation and requested the Respondent appear before the Board on August 22, 2018 to give an update or to come into compliance or a fine of Fifty dollars (\$50.00) per day may be imposed. During the August 22, 2018 Code Board Hearing the Board determined the Respondent was still in violation and requested the following items (proof of insurance

claim, public adjuster correspondence on case, updated current estimates) or a fine of Fifty dollars (\$50.00) per day may be imposed. During the September 26, 2018 Code Board Hearing, the Respondent was found still in violation, and asked to return to the next Code Board Hearing with an update. During the October 24, 2018 Code Board Hearing the Respondent was assessed a fine of fifty dollars (\$50.00) per day until compliance is achieved and may impose a fine up to \$100.00 per day if not brought into compliance by December 5, 2018.

The Respondent came into compliance on November 9, 2018, by passing a Final Roof Inspection for her roof permit. The fine existing on the property at this time is Eight Hundred dollars (\$800.00) for the violation.

During the December 5, 2018 Hearing the Board reduced the Eight Hundred dollars (\$800.00) accrued fine and assessed a fine of One Hundred Dollars. At this time the fine of \$100.00 remains unpaid.

- X. UNFINISHED CASES/FINE IMPOSITION HEARING
- XI. CONTINUED CASES
- XII. NEW CASES
- XIII. LIEN STATUS

Discuss & Vote on matter of filing of lien or reduction/wave of fine for case:

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

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

During the May 24, 2017 Code Enforcement Board hearing, the Board found the Respondents in violation of Sec. 62-133(b) (5) and was ordered to comply by September 27, 2017. During the December 6, 2017 Code Enforcement Board hearing, the Board found the Respondents remain in violation and assessed a fine of twenty-five dollars (\$25.00) a day until compliance is achieved, the decision to file a lien was postponed for review at the April 25, 2018 Code Board Hearing, which was cancelled. During the May 23, 2018 Code Board Hearing, the Board voted to place a Lien on property.

Upon receiving the Lien Order, Mr. Richards requested to come before the Code Board to discuss the motion to place the Lien. During the July 25, 2018, Code Board Hearing the Board voted to not record the lien at this time. Mr. Richards was requested to appear before the Board at the next hearing. During the August 22, 2018 Code Board Hearing the Board found the Respondent was waiting approval of LWDD and the Town Building official for

permitting, the Respondent was requested to appear at the next hearing, the Board voted to not record the lien at this time. During the September 26, 2018 Code Board Hearing, the Respondent was not present, and the case was moved to the next hearing.

During the October 24, 2018 Code Enforcement Board Hearing, the Board found the Respondents still in violation, the Board voted to not record the lien at this time and requested the Respondent to appear at the Code Enforcement Hearing on December 5, 2018. At this time no inspections have been scheduled for the Seawall permit, unless an inspection is scheduled the permit is due to expire in February 2019. Joan Perron spoke with Poseidon about the property letting them know that the permit would expire in February if no inspections were scheduled and completed by then. At this time the property is accruing a daily fine of twenty-five (\$25.00) a day, the total accumulated fine as of November 29, 2018 (358 days) is Eight thousand nine hundred fifty dollars (\$8,950.00).

During the December 5, 2018 Hearing the Board determined the Respondents were still in violation, and voted to continue the case at the January 23, 2019 Hearing. The permit for the property is due to expire on February 26, 2019.

XIV. BOARD COMMENTS, SUGGESTIONS AND UPDATES

XV. ADJOURNMENT