

**MINUTES  
TOWN OF LAKE CLARKE SHORES  
CODE ENFORCEMENT BOARD HEARING  
DECEMBER 2, 2020 6:30 P.M.**

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**1. Call to Order**

Chairman Hughes called the meeting to order at 6:30 p.m.

**2. Roll Call**

Present: Paul Hughes, Chairman; Timothy Daughtry, Vice Chairman; Gerard Sanchez, Board Member; and Robert Gonzalez, Board Member.

Also in attendance: Charles F. Schoech, Town Attorney; Sgt. Dana Fisher, Code Enforcement Officer; and Emilie Pearson, Recording Clerk.

Absent: Ariel Hernandez, Board Member; Benjamin Hartman, Board Member; and Trent Swift, Board Member.

**3. Pledge of Allegiance**

**4. Oath of Office**

Paul Hughes, Chairman  
Robert Gonzalez, Board Member

**5. Approval of Agenda**

**Motion by Vice Chairman Daughtry to approve the Agenda, seconded by Board Member Gonzalez; Motion approved (4-0).**

**6. Consent Agenda**

- A. Approval of the Minutes of the February 26, 2020 Code Enforcement Board Hearing
- B. Unfinished Cases Now in Compliance  
None
- C. New Cases Now in Compliance  
None

**Motion by Vice Chairman Daughtry to approve the Consent Agenda, seconded by Board Member Sanchez; Motion approved (4-0).**

**7. Disclosure of Visit**

(Note: Visits were disclosed when the Board discussed Cases. The Minutes reflect the order of the Agenda.)

Board Member Gonzalez disclosed that he often passes by 1426 Alpha Court South.

**8. Swearing in of Witnesses by Attorney**

**9. Unfinished Cases/Lien Imposition Hearing**

Case 20-0009      Betty J. Butler as Trustee of the Betty J. Butler Trust and  
Ward Butler  
1426 Alpha Court South  
Lake Clarke Shores, FL 33406

Sec. 34-20, 34-19(7) Open storage on side of residence – Repeat Offender

Rusty Butler was present on behalf of the Respondents. Based on the testimony and evidence presented for Sec. 34-20 and 34-19(7), the Board determined the Respondents complied as of May 19, 2020 and reduced the total fine amount due to \$1,000.00 including administrative costs. The Board will hold a Lien Imposition Hearing at the next Code Enforcement Board Hearing on January 27, 2021 if the Respondents fail to pay the fine.

**Motion by Board Member Gonzalez, seconded by Vice Chairman Daughtry that the Respondents be found in compliance as of May 19, 2020 and that the fine be reduced to \$2,075.00, plus administrative costs.**

**Motion by Vice Chairman Daughtry, seconded by Board Member Gonzalez to amend the motion. Motion approved (4-0).**

**Motion by Vice Chairman Daughtry, seconded by Board Member Gonzalez to amend the amount to be imposed to \$1,000.00. Motion approved (4-0).**

**Vote to approve the main motion by Board Member Gonzalez, seconded by Vice Chairman Daughtry that was amended to show the Respondents be found in compliance as of May 19, 2020 and that the fine be reduced to \$1,000. Motion approved (4-0).**

Case 20-0028      Tracie M. Cook  
1904 Indian Road West

Lake Clarke Shores, FL 33406

Sec. 34-20, 34-19(9)(c) Dirty Roof

Respondent, Tracie M. Cook, was present. Based on the testimony and evidence presented for Sec. 34-20 and 34-19(9)(c), the Board determined the Respondent complied as of March 20, 2020 and waived the fine and administrative costs.

**Motion by Board Member Gonzalez to find the Respondent in compliance as of March 20, 2020. Motion approved by general consensus (4-0).**

**Motion by Vice Chairman Daughtry to find the Respondent in compliance as of March 20, 2020 and to impose a total fine of \$250.00. The motion was not seconded. The motion failed.**

**Motion by Board Member Gonzalez, seconded by Board Member Sanchez to find the Respondent in compliance as of March 20, 2020 and to waive the fine and administrative costs. Motion approved (4-0).**

## 10. New Cases

Case 20-0180      Lisandra Rodriguez and Yasmani Rodriguez  
1936 Mediterranean Road West  
Lake Clarke Shores, FL 33406

Sec. 66-169(b)(5) Entire Dock Unsightly/Badly Deteriorated

The Respondent, Lisandra Rodriguez, was present. Based on the testimony and evidence presented for Sec. 66-169(b)(5), the Board determined the Respondents are in violation, and the Respondents must comply or show reasonable efforts to comply by the next Code Enforcement Hearing on January 27, 2021, or a fine of \$50.00 per day may be imposed until compliance is achieved.

**Motion by Board Member Gonzalez to continue the hearing until the next Code Enforcement Board Hearing on January 27, 2021. Board Member Gonzalez withdrew his motion because it was incomplete.**

**Motion by Board Member Sanchez, seconded by Vice Chairman Daughtry to find the Respondents in violation and order the Respondents to comply or show reasonable efforts to comply by the next Code Enforcement Hearing on January 27, 2021, or a fine of \$50.00 per day may be imposed until compliance is achieved; Motion approved (3-1). Board Member Gonzalez opposed the motion.**

## **11. Board Comments, Suggestion and Updates**

None

## **12. Adjournment**

**Motion by Vice Chairman Daughtry, seconded by Board Member Gonzalez;  
Motion approved (4-0).**

Meeting adjourned at 7:34 p.m.

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Paul Hughes, Chairman

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Emilie Pearson, Recording Clerk