

**MINUTES
TOWN OF LAKE CLARKE SHORES
CODE ENFORCEMENT BOARD HEARING
JANUARY 27, 2021 6:30 P.M.**

1. Call to Order

Chairman Hughes called the meeting to order at 6:31 p.m.

2. Roll Call

Present: Paul Hughes, Chairman; Trent Swift, Board Member; Gerard Sanchez, Board Member; and Robert Gonzalez, Board Member.

Also in attendance: William P. Doney, Town Attorney; Sgt. Dana Fisher, Code Enforcement Officer; and Emilie Pearson, Recording Clerk.

Absent: Timothy Daughtry, Vice Chairman; Ariel Hernandez, Board Member; and Benjamin Hartman, Board Member.

3. Pledge of Allegiance

4. Oath of Office

Trent Swift, Board Member

5. Approval of Agenda

Motion by Board Member Swift to approve the Agenda, seconded by Board Member Sanchez; Motion approved (4-0).

6. Consent Agenda

- A. Approval of the Minutes of the December 2, 2020 Code Enforcement Board Hearing
- B. Unfinished Cases Now in Compliance

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

C. New Cases Now in Compliance

Motion by Board Member Swift to approve the Consent Agenda as amended, seconded by Board Member Sanchez; Motion approved (4-0).

7. Disclosure of Visit

(Note: A visit was disclosed when the Board discussed Case No. 21-0008. The Minutes reflect the order of the Agenda)

Board Member Sanchez disclosed that he visited all properties on the Agenda.

Board Member Gonzalez disclosed that he visited 1426 Alpha Court South and 1936 Mediterranean Road West.

Board Member Swift disclosed that he visited 7730 West Lake Drive.

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

The Respondents, Betty J. Butler as Trustee of the Betty J. Butler Trust and Ward Butler, were not present. Based on the testimony and evidence presented for Sec. 34-20 and 34-19(7), the Board ordered that a total fine of \$1,000.00 including administrative costs be imposed as a lien on the property and recorded in the Public Records of Palm Beach County, Florida.

Motion by Board Member Swift, seconded by Board Member Gonzalez; Motion approved (4-0).

10. Unfinished Cases/Fine Imposition Hearing

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 Respondents, Lisandra Rodriguez and Yasmani Rodriguez, were not present. Based on the testimony and evidence presented for Sec. 66-169(b)(5), the Board determined the Respondents remained in violation, and ordered that the case be continued until the next Code Enforcement Board Hearing on February 24, 2021. The Board also ordered the Respondents to come into compliance by the next Code Enforcement Board Hearing or a fine of \$50.00 per day may be imposed until compliance is achieved.

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

11. New Cases

Case 21-0008 Betty Carol Terhune
7730 West Lake Drive
Lake Clarke Shores, FL 33406

Sec. 34-20, 34-19(4) Overgrown Vegetation, Not Being Maintained

The Respondent, Betty Carol Terhune, was not present. Based on the testimony and evidence presented for Sec. 34-20 and 34-19(4), the Board determined the Respondent is in violation, and must come into compliance by the next Code Enforcement Hearing on February 24, 2021 or a fine of \$50.00 per day may be imposed until compliance is achieved. The Board ordered that the matter be referred to the Town Manager for consideration as a nuisance to be abated pursuant to Chapter 26 of the Code of Ordinances of the Town of Lake Clarke Shores.

**Motion by Board Member Swift, seconded by Board Member Sanchez;
Motion approved (4-0).**

Case 21-0009 Betty Carol Terhune
7730 West Lake Drive
Lake Clarke Shores, FL 33406

Sec. 34-20 Garbage Cans Right Outside Front Door

The Respondent, Betty Carol Terhune, was not present. Based on the testimony and evidence presented for Sec. 34-20, the Board determined the Respondent is in violation, and must come into compliance by the next Code Enforcement Hearing on February 24, 2021 or a fine of \$50.00 per day may be imposed until compliance is achieved. The Board ordered that the matter be referred to the Town Manager for consideration as a nuisance to be abated pursuant to Chapter 26 of the Code of Ordinances of the Town of Lake Clarke Shores.

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

Case 21-0010 Betty Carol Terhune
7730 West Lake Drive
Lake Clarke Shores, FL 33406

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

The Respondent, Betty Carol Terhune, was not present. Based on the testimony and evidence presented for Sec. 34-20 and 34-19(9)(c), the Board determined the Respondent is in violation, and must come into compliance by the next Code Enforcement Hearing on February 24, 2021 or a fine of \$50.00 per day may be imposed until compliance is achieved. The Board ordered that the matter be referred to the Town Manager for consideration as a nuisance to be abated pursuant to Chapter 26 of the Code of Ordinances of the Town of Lake Clarke Shores.

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

Case 21-0011 Betty Carol Terhune
7730 West Lake Drive
Lake Clarke Shores, FL 33406

Sec. 34-20, 34-19(9)(d) Fence in Disrepair and Full of Mildew

The Respondent, Betty Carol Terhune, was not present. Based on the testimony and evidence presented for Sec. 34-20 and 34-19(9)(d), the Board determined the Respondent is in violation, and must come into compliance by the next Code Enforcement Hearing on February 24, 2021 or a fine of \$50.00 per day may be imposed until compliance is achieved. The Board ordered that the matter be referred to the Town Manager for consideration as a nuisance to be abated pursuant to Chapter 26 of the Code of Ordinances of the Town of Lake Clarke Shores.

**Motion by Board Member Swift, seconded by Board Member Sanchez;
Motion approved (4-0).**

Case 21-0012 Betty Carol Terhune
7730 West Lake Drive
Lake Clarke Shores, FL 33406

Sec. 34-20 Peeling Paint on Residence

The Respondent, Betty Carol Terhune, was not present. Based on the testimony and evidence presented for Sec. 34-20, the Board determined the Respondent is in violation, and must come into compliance by the next Code Enforcement Hearing on February 24, 2021 or a fine of \$50.00 per day may be imposed until compliance is achieved. The Board ordered that the matter be referred to the Town Manager for consideration as a nuisance to be abated pursuant to Chapter 26 of the Code of Ordinances of the Town of Lake Clarke Shores.

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

12. Board Comments, Suggestion and Updates

None

13. Adjournment

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

Meeting adjourned at 7:17 p.m.

Paul Hughes, Chairman

Emilie Pearson, Recording Clerk