

**MINUTES
TOWN OF LAKE CLARKE SHORES
CODE ENFORCEMENT BOARD HEARING
SEPTEMBER 22, 2021 6:30 P.M.**

1. Call to Order

Chair Hughes called the meeting to order at 6:32 p.m.

2. Roll Call

Present: Paul Hughes, Chair; Ben Hartman, Vice Chair; Ariel Hernandez, Board Member; Deb Moody, Board Member; and Debbie Gregorian, Board Member.
Robert Gonzalez, Board Member arrived at 6:39 p.m.

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

Absent: Gerard Sanchez, Board Member.

3. Pledge of Allegiance

4. Approval of Agenda

Motion by Vice Chair Hartman to approve the Agenda, seconded by Board Member Hernandez; Motion approved (5-0).

5. Consent Agenda

- A. Approval of the Minutes of the August 25, 2021 Code Enforcement Board Hearing
- B. Unfinished Cases Now in Compliance

Case 21-0322 Susan E. Downing as Trustee of the Susan E. Downing Revocable Trust Dated October 9, 2002
1416 Arabian Road East
Lake Clarke Shores, FL 33406

Sec. 34-20, 34-19(9)(d) White fencing full of mildew/not maintained in good repair

Case 21-0350 William H. Murphy Jr.
1841 Evergreen Drive
Lake Clarke Shores, FL 33406

Sec. 30-4 Holiday/Christmas decorations still displayed

Case 21-0354 William H. Murphy Jr.
1841 Evergreen Drive
Lake Clarke Shores, FL 33406

Sec. 34-19(9)(d), 34-20 Fence in disrepair

C. New Cases Now in Compliance

None

Motion by Vice Chair Hartman to approve the Consent Agenda, seconded by Board Member Hernandez; Motion approved (5-0).

6. Disclosure of Visit

(Note: Visits were disclosed when the Board discussed Case 21-0356. The Minutes reflect the order of the Agenda)

Board Member Hernandez disclosed that he passed by the property located at 1801 Carandis Road.

7. Swearing in of Witnesses by Attorney

8. Unfinished Cases/Lien Imposition Hearing

Case 21-0127 Marilyn and David Pourazar
1332 South Florida Mango Road
Lake Clarke Shores, FL 33406

Sec. 10-91(a) Work done without a permit

The Respondents were not present. Based on the testimony and evidence presented for Sec. 10-91(a), the Board determined the Respondents were in violation, but complied on August 31, 2021. The Board reduced the total fine amount due of \$350.00 to \$175.00 and ordered the Respondents to pay the \$175.00 fine within 30 days of the Order or a lien for the total amount of \$350.00 will be imposed and recorded.

**Motion by Vice Chair Hartman, seconded by Board Member Gonzalez;
Motion approved (6-0).**

Case 21-0314 Estate of Mary A. Webb
1819 Antigua Road
Lake Clarke Shores, FL 33406

Sec. 125-767(b)(7) Inoperable vehicle stored on property

Elaine Alvarez was present on behalf of the Respondent. Based on the testimony and evidence presented for Sec. 125-767(b)(7), the Board determined the Respondent remains in violation and continued the case until the next Code Enforcement Board Hearing on October 27, 2021.

**Motion by Board Member Gonzalez, seconded by Board Member Moody;
Motion approved (6-0).**

Case 21-0317 Jack Basilone & Kevin McClatchy
1405 Beta Court
Lake Clarke Shores, FL 33406

Sec. 125-891(b) Pool fully accessible to public (safety issue)

The Respondents were not present. Based on the testimony and evidence presented for Sec. 125-891(b), the Board determined the Respondents remain in violation and continued the case until the next Code Enforcement Board Hearing on October 27, 2021.

**Motion by Vice Chair Hartman, seconded by Board Member Gregorian;
Motion approved (6-0).**

Case 21-0342 Shannon K. Logsdon
7600 Pine Tree Lane
Lake Clarke Shores, FL 33406

Sec. 34-20, 34-19(9)(a) Swimming pool in disrepair

Respondent Shannon K. Logsdon was present. Based on the testimony and evidence presented for Sec. 34-20 and 34-19(9)(a), the Board determined the Respondent remains in violation and continued the case until the next Code Enforcement Board Hearing on October 27, 2021.

**Motion by Vice Chair Hartman, seconded by Board Member Moody; Motion
approved (6-0).**

9. Unfinished Cases/Fine Imposition Hearing

Case 21-0070 Patricia T. Rott
7741 West Lake Drive
Lake Clarke Shores, FL 33406

Sec. 34-20, 34-19(9)(c) Roof in disrepair/has tarp on it

Allison Manning was present on behalf of the Respondent. Based on the testimony and evidence presented for Sec. 34-20 and 34-19(9)(c), the Board determined the Respondent remains in violation and continued the case until the January 26, 2022 Code Enforcement Board Hearing. The Code Enforcement Board ordered the Respondent to paint in white the strip(s) of wood holding the tarp down on the side of the flat roof.

Motion by Board Member Gonzalez, seconded by Board Member Hernandez; Motion approved (6-0).

Case 21-0319 Susan E. Downing as Trustee of the Susan E. Downing
Revocable Trust Dated October 9, 2002
1416 Arabian Road East
Lake Clarke Shores, FL 33406

Sec. 34-20, 34-19(3) Dead/dying lawn/ungrassed areas/loose dirt

The Respondent was not present. Based on the testimony and evidence presented for Sec. 34-20 and 34-19(3), the Board determined the Respondent remains in violation and continued the case until the next Code Enforcement Board Hearing on October 27, 2021.

Motion by Board Member Gonzalez, seconded by Board Member Hernandez; Motion approved (6-0).

Case 21-0320 Susan E. Downing as Trustee of the Susan E. Downing
Revocable Trust Dated October 9, 2002
1416 Arabian Road East
Lake Clarke Shores, FL 33406

Sec. 34-20 Mildew on residence

The Respondent was not present. Based on the testimony and evidence presented for Sec. 34-20, the Board found the Respondent in compliance and dismissed the case without prejudice.

Motion by Board Member Gonzalez, seconded by Vice Chair Hartman; Motion approved (6-0).

Case 21-0348 Valerie Tsirigotis
1921 Carandis Road
Lake Clarke Shores, FL 33406

Sec. 34-20, 34-19(9)(d) Fence in disrepair

Pamela Cuevas was present on behalf of the Respondent. Based on the testimony and evidence presented for Sec. 34-20 and 34-19(9)(d), the Board determined the Respondent remains in violation and continued the case until the next Code Enforcement Board Hearing on October 27, 2021.

Motion by Board Member Gonzalez, seconded by Board Member Hernandez; Motion approved (6-0).

Case 21-0349 Valerie Tsirigotis
1921 Carandis Road
Lake Clarke Shores, FL 33406

Sec. 34-20, 34-19(3) Ungrassed/dirt areas throughout property

Pamela Cuevas was present on behalf of the Respondent. Based on the testimony and evidence presented for Sec. 34-20 and 34-19(3), the Board determined the Respondent remains in violation and continued the case until the next Code Enforcement Board Hearing on October 27, 2021.

Motion by Board Member Gonzalez, seconded by Board Member Hernandez; Motion approved (6-0).

Case 21-0356 Samuel R. Trent Jr./Samuel R. Trent, Jr., Living Trust Dated
October 30, 2000
1801 Carandis Road
Lake Clarke Shores, FL 33406

Sec. 34-20, 34-19(3) Ungrassed areas on property

The Respondent was not present. Based on the testimony and evidence presented for Sec. 34-20 and 34-19(3), the Board determined the Respondent remains in violation and continued the case until the next Code Enforcement Board Hearing on October 27, 2021.

Motion by Board Member Hernandez, seconded by Vice Chair Hartman; Motion approved (6-0).

10. Continued Cases

Case 21-0121 Madelaine Martorella
1809 Arlington Drive
Lake Clarke Shores, FL 33406

Sec. 34-20, 34-19(9)(c) Roof in disrepair/has tarp on it

The Respondent was not present. Based on the testimony and evidence presented for Sec. 34-20 and 34-19(9)(c), the Board determined the Respondent remains in violation and continued the case until the next Code Enforcement Board Hearing on October 27, 2021.

**Motion by Board Member Gonzalez, seconded by Board Member Moody;
Motion approved (6-0).**

11. New Cases

Case 21-0375 Malcolm L. Allison
6785 Escondida Drive
Lake Clarke Shores, FL 33406

Sec. 34-19(9)(d), 34-20 Fence in disrepair around entire property

Respondent Malcolm L. Allison was present. Based on the testimony and evidence presented for Sec. 34-19(9)(d) and 34-20, the Board determined the Respondent is in violation and continued the case until the next Code Enforcement Board Hearing on October 27, 2021.

**Motion by Vice Chair Hartman, seconded by Board Member Hernandez;
Motion approved (6-0).**

Case 21-0376 Michael S. Steen & Theresa M. Wible
1407 Beta Court North
Lake Clarke Shores, FL 33406

Sec. 34-19(7), 34-20 Open storage in back yard/porch in view of public/neighbors

The Respondents, Michael S. Steen and Theresa M. Wible, were present. Based on the testimony and evidence presented for Sec. 34-19(7) and 34-20, the Board determined the Respondents are in violation, and the Respondents must come into compliance by the next Code Enforcement Hearing on October 27, 2021, or a fine of \$25.00 per day may be imposed until compliance is achieved.

**Motion by Board Member Hernandez, seconded by Board Member Moody;
Motion approved (5-1). Board Member Gonzalez opposed the Motion.**

Case 21-0377 John J. Ghigliotti, Trustee of the John J. Ghigliotti Trust
Dated June 8, 1992
7523 Pine Tree Lane
Lake Clarke Shores, FL 33406

Sec. 34-20, 34-19(12) Property kept in a manner which causes nuisance to other properties (rats, trash, etc.)

Board Member Gonzalez disclosed a potential conflict of interest. The Town Attorney advised that Board Member Gonzalez should abstain from voting in this case and file Form 8B regarding the voting conflict.

The Respondent was not present. Based on the testimony and evidence presented for Sec. 34-20 and 34-19(12), the Board determined the Respondent is in violation, and the Respondent must come into compliance by the next Code Enforcement Hearing on October 27, 2021, or a fine of \$50.00 per day may be imposed until compliance is achieved.

**Motion by Vice Chair Hartman, seconded by Board Member Hernandez;
Motion approved (5-0). Board Member Gonzalez abstained from voting.**

12. Board Comments, Suggestion and Updates

None

13. Adjournment

Motion by Board Member Gonzalez, seconded by Board Member Hernandez; Motion approved (6-0).

Meeting adjourned at 8:01 p.m.

Paul Hughes, Chairman

Emilie Pearson, Recording Clerk