

**MINUTES
TOWN OF LAKE CLARKE SHORES
CODE ENFORCEMENT BOARD HEARING
APRIL 27, 2022 6:30 P.M.**

1. Call to Order

Vice Chair Sanchez called the meeting to order at 6:00 p.m.

2. Roll Call

Present: Gerard Sanchez, Vice Chair; Ariel Hernandez, Board Member; Deb Moody, Board Member; Debbie Gregorian, Board Member; Wesley Cook, Board Member; and Taylor Materio, Board Member.

Also in attendance: William P. Doney, Town Attorney; Lt. Dana Fisher, Code Enforcement Officer; Police Chief Wes Smith; and Emilie Pearson, Recording Clerk.

Absent: Paul Hughes, Chair.

3. Pledge of Allegiance

4. Oath of Office

Board Member Materio took her oath of office.

5. Approval of Agenda

Motion by Board Member Hernandez to approve the Agenda, seconded by Board Member Cook; Motion approved (6-0).

6. Consent Agenda

- A. Approval of the Minutes of the February 23, 2022 Code Enforcement Board Hearing
- B. Unfinished Cases Now in Compliance

Case 22-0003 Yoselin Mendez and Leonel Rivera
1900 Carissa Road
Lake Clarke Shores, FL 33406

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

- C. New Cases Now in Compliance

Case 22-0134 Margaret A. Stewart
7915 Edgewater Drive
Lake Clarke Shores, FL 33406

Sec. 34-19(9)(b) Dirty driveway (repeat offender)

Case 22-0135 Margaret A. Stewart
7915 Edgewater Drive
Lake Clarke Shores, FL 33406

Sec. 34-19(9)(c), 34-20 Dirty roof (repeat offender)

Case 22-0140 Yolanda E. Cuevas
7524 Pine Tree Lane
Lake Clarke Shores, FL 33406

Sec. 125-767(d)(2) Trailer in driveway

Motion by Board Member Hernandez to approve the Consent Agenda, seconded by Board Member Cook; Motion approved (6-0).

7. Disclosure of Visit

None

8. Swearing in of Witnesses by Attorney

9. Unfinished Cases/Fine Imposition Hearing

Case 22-0049 Milagro Jimenez as Trustee of the Milagro Jimenez Living Trust Dated June 29, 2020
1520 Langford Drive
Lake Clarke Shores, FL 33406

Sec. 26-199, 26-21 Dead tree in front yard

The Respondent was not present. Based on the testimony and evidence presented for Sec. 26-199 and 26-21, the Board determined the Respondent remains in violation because they did not remove the tree stump, and imposed a fine of \$25.00 per day, plus the cost of prosecuting this matter until compliance is achieved.

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

Case 22-0050 Joseph Scheerer and Cassandra Scheerer
8060 West Lake Drive
Lake Clarke Shores, FL 33406

Sec. 10-91(a) Trellis built on side of residence without building permit

Motion by Board Member Hernandez, seconded by Board Member Moody to enter into evidence the documents related to the permit application distributed to the Board; Motion approved (6-0).

Respondent Joseph Scheerer was present. Based on the testimony and evidence presented for Sec. 10-91(a), the Board continued the case until the August 24, 2022 Code Enforcement Board Hearing to give time to the Respondents to apply for a variance.

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

10. Continued Cases

None

11. New Cases

Case 22-0101 Mindy Martel Sales Inc.
8200 West Lake Drive
Lake Clarke Shores, FL 33406

Sec. 54-20 Operating a business without a current Town of Lake Clarke Shores local business tax receipt

The Respondent was not present. Based on the testimony and evidence presented for Sec. 54-20, the Board determined the Respondent is in violation, and imposed an additional penalty of \$250.00 and administrative costs of \$100.00. The Respondent will be required to pay a total of \$432.69, which includes the past due business tax, the delinquency penalty, the additional penalty, and the administrative costs. If the Respondent is not in compliance by May 25, 2022, a lien will be recorded in the public records of Palm Beach County.

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

Case 22-0096 Michael R. Fritz Landscape Maintenance
7336 Pine Tree Lane
Lake Clarke Shores, FL 33406

Sec. 54-20 Operating a business without a current Town of Lake Clarke Shores local business tax receipt

The Respondent was not present. Based on the testimony and evidence presented for Sec. 54-20, the Board determined the Respondent is in violation, and imposed an additional penalty of \$250.00 and administrative costs of \$100.00. The Respondent will be required to pay a total of \$377.56, which includes the past due business tax, the delinquency penalty, the additional penalty, and the administrative costs. If the Respondent is not in compliance by May 25, 2022, a lien will be recorded in the public records of Palm Beach County.

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

Case 22-0110 West Palm Endodontics PA
1825 Forest Hill Boulevard, #201
Lake Clarke Shores, FL 33406

Sec. 54-20 Operating a business without a current Town of Lake Clarke Shores local business tax receipt

The Respondent was not present. Based on the testimony and evidence presented for Sec. 54-20, the Board determined the Respondent is in violation, and imposed an additional penalty of \$250.00 and administrative costs of \$100.00. The Respondent will be required to pay a total of \$460.25, which includes the past due business tax, the delinquency penalty, the additional penalty, and the administrative costs. If the Respondent is not in compliance by May 25, 2022, a lien will be recorded in the public records of Palm Beach County.

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

Case 22-0112 Your Way RX, LLC
1495 Forest Hill Boulevard, G
Lake Clarke Shores, FL 33406

Sec. 54-20 Operating a business without a current Town of Lake Clarke Shores local business tax receipt

The Respondent was not present. Based on the testimony and evidence presented for Sec. 54-20, the Board determined the Respondent is in violation, and imposed an additional penalty of \$250.00 and administrative costs of \$100.00. The Respondent will be required to pay a total of \$432.69, which

includes the past due business tax, the delinquency penalty, the additional penalty, and the administrative costs. If the Respondent is not in compliance by May 25, 2022, a lien will be recorded in the public records of Palm Beach County.

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

Case 22-0099 Justin Terry, LLC
1499 Forest Hill Boulevard, Suite 111
Lake Clarke Shores, FL 33406

Sec. 54-20 Operating a business without a current Town of Lake Clarke Shores local business tax receipt

The Respondent was not present. Based on the testimony and evidence presented for Sec. 54-20, the Board determined the Respondent is in violation, and imposed an additional penalty of \$250.00 and administrative costs of \$100.00. The Respondent will be required to pay a total of \$2,072.66, which includes the past due business tax, the delinquency penalty, the additional penalty, and the administrative costs. If the Respondent is not in compliance by May 25, 2022, a lien will be recorded in the public records of Palm Beach County.

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

12. Board Comments, Suggestion and Updates

The Recording Clerk mentioned that the Town needed volunteers for its upcoming BBQ. The Police Chief and the Code Enforcement Officer discussed how code enforcement handles code violations and boat patrol.

13. Adjournment

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

Meeting adjourned at 7:23 p.m.

Paul Hughes, Chairman

Emilie Pearson, Recording Clerk