

**MINUTES
TOWN OF LAKE CLARKE SHORES
CODE ENFORCEMENT BOARD HEARING
MAY 25, 2022 6:30 P.M.**

1. Call to Order

Chair Hughes called the meeting to order at 6:33 p.m.

2. Roll Call

Present: Paul Hughes, Chair; Gerard Sanchez, Vice Chair; Ariel Hernandez, Board Member; Deb Moody, 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; Chief Wes Smith; and Emilie Pearson, Recording Clerk.

Absent: Debbie Gregorian, Board Member.

3. Pledge of Allegiance

4. Approval of Agenda

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

5. Consent Agenda

- A. Approval of the Minutes of the April 27, 2022 Code Enforcement Board Hearing
- B. Unfinished Cases Now in Compliance
- C. New Cases Now in Compliance

Case 22-0189 Christian Falcon Maasbach as Trustee of the Christian Falcon Maasbach Living Trust Dated October 24, 2017
7071 Pine Tree Lane
Lake Clarke Shores, FL 33406

Sec. 34-19(7), 34-20 Open storage

Case 22-0176 Yoselin Mendez and Leonel Rivera
1900 Carissa Road
Lake Clarke Shores, FL 33406

Sec. 54-20 Operating a business without a current business tax receipt

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

6. Disclosure of Visit

None

7. Swearing in of Witnesses by Attorney

8. Unfinished Cases/Lien 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, 26-21, the Board determined the Respondent remains in violation because the Respondent did not remove or grind the tree stump. The Board ordered that a lien be imposed on the property and recorded in the public records of Palm Beach County, Florida.

9. New Cases

Case 22-0172 Juan Gomez and Luz Gomez
1423 Keller Road
Lake Clarke Shores, FL 33406

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

Respondent Juan Gomez was 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 the Respondent must come into compliance by the next Code Enforcement Board Hearing on June 22, 2022, or a fine of \$50.00 per day may be imposed until compliance is achieved.

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

Case 22-0173 Diane R. Smith
8310 West Lake Drive
Lake Clarke Shores, FL 33406

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

Motion by Board Member Hernandez, seconded by Vice Chair Sanchez to enter into evidence a letter from the Respondent's Public Adjuster regarding the roof insurance claim; Motion approved (6-0).

Respondent Diane R. Smith was 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 the Respondent must come into compliance by the next Code Enforcement Board Hearing on June 22, 2022, or a fine of \$50.00 per day may be imposed until compliance is achieved.

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

Case 22-0174 Diane R. Smith
8310 West Lake Drive
Lake Clarke Shores, FL 33406

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

Respondent Diane R. Smith was present. Based on the testimony and evidence presented for Sec. 34-20 and 34-19(9)(c), the Board continued the matter until the next Code Enforcement Board Hearing on June 22, 2022.

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

Case 22-0175 Christian Falcon Maasbach as Trustee of the Christian
Falcon Maasbach Living Trust Dated October 24, 2017
7071 Pine Tree Lane
Lake Clarke Shores, FL 33406

Sec. 125-475(i) No proper barrier for pool/open to public/safety issue

Board Member Cook recused himself from this matter because he is the neighbor of the Respondent.

Kristi Maasbach was present on behalf of the Respondent. Based on the testimony and evidence presented for Sec. 125-475(i), the Board continued the matter until the next Code Enforcement Board Hearing on June 22, 2022.

Motion by Board Member Sanchez, seconded by Board Member Hernandez; Motion approved (5-0).

10. Board Comments, Suggestion and Updates

Vice Chair Sanchez encouraged Board Members to drive with the Police Chief to learn more about the Town. While driving in Town, he noticed there were basketball hoops located on the roads and asked whether it was a violation of the code. The Board asked the Town Attorney to look into it. Board Members discussed vegetation/bulk in the roadway. Code Enforcement Officer Fisher and Chief Smith discussed the citation procedure.

11. Adjournment

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

Meeting adjourned at 7:42 p.m.

Paul Hughes, Chair

Emilie Pearson, Recording Clerk