

**CITY OF PALM BEACH GARDENS
CODE ENFORCEMENT SPECIAL MAGISTRATE HEARING
AUGUST 17, 2010
COUNCIL CHAMBERS
2:00PM**

Special Magistrate:	Kevin Wagner
Code Enforcement Attorney:	Abigail Jorandby Keith W. Davis R. Max Lohman
Operations Director:	David Reyes
Code Supervisor:	Mohammad Jamal
Recording Secretary:	Theresa Gonzalez
Code Officers:	Alex Lopez – Senior Code Officer Michael Williams – Code Officer Robert Williams- Code Officer Ismael Vasquez – Code Officer Robert Creston – Code Officer

I. REPEAT VIOLATION CASES

- A. **Case No.**
 [10.07.3924](#)
- Property Owner**
 Jill Newton
 408 Lighthouse Drive
 Palm Beach Gardens
- Violation Location:**
 408 Lighthouse Drive
 Palm Beach Gardens
- PCN: 52434218030130080
- LEGAL: PL 1 PALM BEACH GARDENS ESTS LT 8 BLK 13
- Code Section Violated:**
 79-5 Maintenance and appearance standards for all structures and landscaping
- Corrective Action:**
 Mow, cut, trim, prune entire landscape and maintained; remove all open storage to not
 be seen from public view
- Code Officer:**
 Alex Lopez

**CITY OF PALM BEACH GARDENS
CODE ENFORCEMENT SPECIAL MAGISTRATE HEARING
AUGUST 17, 2010
COUNCIL CHAMBERS
2:00PM**

II. VIOLATION CASES

A. Case No.

[10.06.3875](#)

Property Owner

Joel Goodsen LLC
601 Brickell Key Drive, Ste 500
Miami, FL 33131

Violation Location:

11360 US Highway 1
Palm Beach Gardens
PCN: 524342040270010000
LEGAL: COMFORT INN TR A K/A ALL OF PLAT

Code Section Violated:

78-742 Remedies
78-742 Remedies

Corrective Action:

78-742 Cease and desist all newspaper or other media advertising (The Palm Beach Post, Internet, E-Mail) of restaurant, bar, or lounge pursuant to Resolution 2, 2008
78-742 Cease and desist all signage advertising restaurant, bar, or lounge visible from a public right-of-way (monument sign in front of property along US Highway 1) pursuant to Resolution 20, 2008

Code Officer:

Robert Williams

**CITY OF PALM BEACH GARDENS
CODE ENFORCEMENT SPECIAL MAGISTRATE HEARING
AUGUST 17, 2010
COUNCIL CHAMBERS
2:00PM**

B.

Case No.

[10.07.3881](#)

Property Owner

PGA North II of Florida LLC
3701 Catalfumo Way
Palm Beach Gardens

Violation Location:

4299 Kyoto Gardens Drive
Palm Beach Gardens

PCN: 52424201240230000

LEGAL: MACARTHUR PARCEL 5A TRS WMT 1 & WMT 2 K/A WATER
MGMT

Code Section Violated:

78-329 Maintenance

78-742 Remedies

Corrective Action:

78-329 Mow, cut, trim, and keep maintained grass areas around the water management area and canal and mechanically/chemically remove exotic aquatic plants and algae; provide a copy of aquatic contract and/or maintenance schedule for the lake maintenance; replace thirteen (13) dead Sabal Palms from the planting beds along the south side of the water management area; maintain all other landscape areas within the site in accordance with this code.

78-742 Mow, cut, trim and keep maintained the medians and shoulders along both sides of Kyoto Gardens Drive between Military Trail and Alternate A1A; adhere to a regular maintenance schedule of the aforementioned areas as described in Resolution 166, 2005, Condition 16, and keep maintained.

Code Officer:

Robert Williams

**CITY OF PALM BEACH GARDENS
CODE ENFORCEMENT SPECIAL MAGISTRATE HEARING
AUGUST 17, 2010
COUNCIL CHAMBERS
2:00PM**

- C.** **Case No.**
[10.06.3832](#)
Property Owner
Gerardo and Maria De La Cruz
4343 Applecrest Drive
Palm Beach Gardens
Violation Location:
4343 Applecrest Drive
Palm Beach Gardens
PCN: 52424213050410190
LEGAL: UNIT NO 5 PALM BEACH SQUARE LT 19 BLK 41
Code Section Violated:
78-395 Recreational vehicles and watercraft
Corrective Action:
Remove boat from property or properly screen according to above code section; per owner's request case to be scheduled for August 17, 2010 Special Magistrate Hearing at 2:00pm.
Code Officer:
Ismael Vasquez
- D.** **Case No.**
[10.08.3936](#)
Property Owner
Kevin E Easton
8342 Sunset Drive
Palm Beach Gardens
Violation Location:
8535 40th Terrace N
Palm Beach Gardens
PCN: 52424224000001241
LEGAL: 24-42-42, N 135 FT OF S 265 FT OF E 330 FT OF NE ¼ (LESS SR 9 R/W)
Code Section Violated:
79-5 Maintenance and appearance standards for all structures and landscaping
Corrective Action:
Remove all trash/debris dumped NE of property (near I95 wall barrier); cut, mow, trim, clean and keep maintained landscaping area section where trash/debris is located.
Code Officer:
Ismael Vasquez

**CITY OF PALM BEACH GARDENS
CODE ENFORCEMENT SPECIAL MAGISTRATE HEARING
AUGUST 17, 2010
COUNCIL CHAMBERS
2:00PM**

- E.** **Case No.**
[10.05.3795](#)
Property Owner
BallenIsles Country Club Inc.
100 BallenIsles Circle
Palm Beach Gardens
Violation Location:
100 BallenIsles Circle
Palm Beach Gardens
PCN: 52424211190000010
LEGAL: BALLENISLES COUNTRY CLUB ALL OF PL (LESS SLY 352.44 FT
 OF ELY 246.29 FT)
Code Section Violated:
78-328 Pruning
Corrective Action:
Pruning of Sabal Palms are irreversible and irreparable in nature; Code Enforcement
Special Magistrate will set forth ruling
Code Officer:
Alex Lopez
- F.** **Case No.**
[10.04.3660](#)
Property Owner
Aktar Zaman and Tamanna Sultana
4281 Heather Circle W
Palm Beach Gardens
Violation Location:
4281 Heather Circle W
Palm Beach Gardens
PCN: 52424212010710010
LEGAL: CITY OF P B GARDENS NO 6 LOT 1 BLK 71
Code Section Violated:
78-395 Recreational vehicles and watercraft
Corrective Action:
Remove RV from property or properly screen according to above code section
Code Officer:
Ismael Vasquez

**CITY OF PALM BEACH GARDENS
CODE ENFORCEMENT SPECIAL MAGISTRATE HEARING
AUGUST 17, 2010
COUNCIL CHAMBERS
2:00PM**

G. Case No.

[10.03.3635](#)

Property Owner

Leona T Grant
301 Balsam Street
Palm Beach Gardens

Violation Location:

301 Balsam Street
Palm Beach Gardens

PCN: 52434218030070150

LEGAL: PLAT 1 PALM BEACH GARDEN ESTS LT 15 BLK 7

Code Section Violated:

78-112 Building permits required

79-5 Maintenance and appearance standards for all structures and landscaping

78-329 Maintenance

Corrective Action:

78-112 Obtain permits for structure erected in rear yard; contact Building Department at 799.4201 for all information regarding permits and/or inspections to structure

79-5 Paint all faded, unpainted, peeling and/or dirty areas of home's entire exterior; cease from parking all vehicles in swale areas in front of home; replace all dead and/or missing sod in swale areas; remove all outside storage, tools, equipment, containers, ladders, buckets, plywood, etc.

78-329 Property must be maintained per code; contact City Forester Mark Hendrickson at 799.4259 to get update/clarification and requirements for "Florida Certified Property" designation as your property does not meet the designation in its current condition

Code Officer:

Michael Williams

**CITY OF PALM BEACH GARDENS
CODE ENFORCEMENT SPECIAL MAGISTRATE HEARING
AUGUST 17, 2010
COUNCIL CHAMBERS
2:00PM**

- H.** **Case No.**
[10.07.3920](#)
Property Owner
Michael G Richards
4016 Willow Run
Palm Beach Gardens
Violation Location:
4016 Willow Run
Palm Beach Gardens
PCN: 52424202030000590
LEGAL: SHADY LAKES PL LT 59
Code Section Violated:
79-5 Maintenance and appearance standards for all structures and landscaping
1-1 Title of Code
Corrective Action:
79-5 Mow, cut, trim, prune entire landscape and keep maintained; remove from
property all trash and debris and keep maintained; repair damaged gate
1-1 Maintain pool to be clean and clear at all times
Code Officer:
Alex Lopez
- I.** **Case No.**
[10.01.3444](#)
Property Owner
William and Daisy Fornaro
3316 Pine Hill Trail
Palm Beach Gardens
Violation Location:
3316 Pine Hill Trail
Palm Beach Gardens
PCN: 52424202030000690
LEGAL: SHADY LAKES PL LT 69
Code Section Violated:
79-5 Maintenance and appearance standards for all structures and landscaping
1-1 Title of Code
Corrective Action:
79-5 Cut, mow, trim, prune entire landscape and keep maintained; remove deceased
landscaping and keep maintained; pressure wash roof to be free of stains/mildew and
keep maintained
1-1 Maintain pool to be clean and clear at all times
Code Officer:
Alex Lopez

**CITY OF PALM BEACH GARDENS
CODE ENFORCEMENT SPECIAL MAGISTRATE HEARING
AUGUST 17, 2010
COUNCIL CHAMBERS
2:00PM**

J. **Case No.**
[10.06.3857](#)
Property Owner
Macy R H & Co Federated Dept S
7 W 7th Street
Cincinnati, OH 45202
Violation Location:
3107 PGA Blvd
Palm Beach Gardens
PCN: 52434206020001020
LEGAL: GARDENS MALL LEASE PAR K/A REVISED MACYS
Code Section Violated:
30-39 Excessive false alarm signals limited
Corrective Action:
Cease excessive false alarm activity and pay fine of \$380.00 on or before 7/23/2010
Police Officer:
Julius Barone

K. **Case No.**
[10.06.3864](#)
Property Owner
Tony and Angela Sanso
4357 Bamboo Drive
Palm Beach Gardens
Violation Location:
4357 Bamboo Drive
Palm Beach Gardens
PCN: 52424213040460170
LEGAL: UNIT NO 4 PALM BEACH SQUARE LT 17 BLK 46
Code Section Violated:
34-181 Nuisance declared
Corrective Action:
Remove inoperable vehicle (red Mazda) from property or seek required repairs so that
vehicle is operable
Code Officer:
Ismael Vasquez

**CITY OF PALM BEACH GARDENS
CODE ENFORCEMENT SPECIAL MAGISTRATE HEARING
AUGUST 17, 2010
COUNCIL CHAMBERS
2:00PM**

- L.** **Case No.**
[10.06.3874](#)
Property Owner
Charles and Patricia Erkman
4400 Gardenia Drive
Palm Beach Gardens
Violation Location:
4400 Gardenia Drive
Palm Beach Gardens
PCN: 52424212010700030
LEGAL: CITY OF P B GARDENS NO 6 LOT 3 BLK 70
Code Section Violated:
79-5 Maintenance and appearance standards for all structures and landscaping
Corrective Action:
Cut, mow, trim, clean and keep maintained all lawn/landscaping areas (including side and backyard areas)
Code Officer:
Ismael Vasquez
- M.** **Case No.**
[10.07.3876](#)
Property Owner
James and Michele Hartwell
3912 Lighthouse Drive
Palm Beach Gardens
Violation Location:
3912 Lighthouse Drive
Palm Beach Gardens
PCN: 52434218040310120
LEGAL: PL NO 3 CITY OF P B GARDENS LT 12 BLK 31
Code Section Violated:
79-5 Maintenance and appearance standards for all structures and landscaping
Corrective Action:
Cut all high grass and/or weeds; remove garbage receptacle from front of property
Code Officer:
Michael Williams

**CITY OF PALM BEACH GARDENS
CODE ENFORCEMENT SPECIAL MAGISTRATE HEARING
AUGUST 17, 2010
COUNCIL CHAMBERS
2:00PM**

- N.** **Case No.**
[10.07.3896](#)
Property Owner
Brenda Charlton
4213 Royal Oak Drive
Palm Beach Gardens
Violation Location:
4213 Royal Oak Drive
Palm Beach Gardens
PCN: 52424224090000210
LEGAL: GARDEN OAKS SOUTH LT 21
Code Section Violated:
303.1 Swimming pools
303.2 Enclosures
Corrective Action:
303.1 Maintain pool water so to be in clear, sanitary condition
303.2 Repair screen door so the self-latching mechanism works properly
Code Officer:
Robert Williams
- O.** **Case No.**
[10.08.3928](#)
Property Owner
Scott James
4413 Dawnridge Street
Palm Beach Gardens
Violation Location:
4413 Dawnridge Street
Palm Beach Gardens
PCN: 52424213060380020
LEGAL: PALM BEACH SQUARE UNIT 6 LOT 2 BLK 38
Code Section Violated:
79-5 Maintenance and appearance standards for all structures and landscaping
Corrective Action:
Cut, mow, trim, prune and keep maintained all lawn/landscaping areas; remove all trash and debris from property; remove all materials (tall dresser, pavers, etc.) from property or public view
Code Officer:
Ismael Vasquez

**CITY OF PALM BEACH GARDENS
CODE ENFORCEMENT SPECIAL MAGISTRATE HEARING
AUGUST 17, 2010
COUNCIL CHAMBERS
2:00PM**

III. FINE ASSESSMENT/STATUS HEARING

- A. Case No.**
[10.04.3649](#)
Property Owner
Thomas and Holly Dickens
713 7th Court
Palm Beach Gardens
Violation Location:
713 7th Court
Palm Beach Gardens
PCN: 52434207180007130
LEGAL: SANDALWOOD ESTATES LOT 713
Code Section Violated:
79-5 Maintenance and appearance standards for all structures and landscaping
Corrective Action:
Repair and/or replace broken and missing shingles on mansard roof; after repairs are made, clean mansard so not to show signs of deterioration
Code Officer:
Robert Williams
- B. Case No.**
[10.06.3865](#)
Property Owner
William and Michelle Vincil
290 Lighthouse Drive
Palm Beach Gardens
Violation Location:
290 Lighthouse Drive
Palm Beach Gardens
PCN: 52434218030150160
LEGAL: PL 1 PALM BEACH GARDENS ESTS LT 16 BLK 15
Code Section Violated:
79-5 Maintenance and appearance standards for all structures and landscaping
303.1 Swimming pools
303.2 Enclosures
Corrective Action:
79-5 Cut all high grass and/or weeds; keep property from any debris
303.1 Pool must be maintained in clean and sanitary condition
303.2 Pool safety barriers must be maintained per code
Code Officer:
Michael Williams

**CITY OF PALM BEACH GARDENS
CODE ENFORCEMENT SPECIAL MAGISTRATE HEARING
AUGUST 17, 2010
COUNCIL CHAMBERS
2:00PM**

- C. **Case No.**
[10.05.3749](#)
Property Owner
Keith, Bill and Karen Norton
1002 Vision Terrace
Palm Beach Gardens
Violation Location:
1002 Vision Terrace
Palm Beach Gardens
PCN: 52424212100100020
LEGAL: VISION ONE BLDG 10 UNIT B TWNHS
Code Section Violated:
79-5 Maintenance and appearance standards for all structures and landscaping
Corrective Action:
Remove all outside storage that presents as a blight from courtyard areas
Code Officer:
Michael Williams

**CITY OF PALM BEACH GARDENS
CODE ENFORCEMENT SPECIAL MAGISTRATE HEARING
AUGUST 17, 2010
COUNCIL CHAMBERS
2:00PM**

D. Case No.

[08-04-2018](#)

Property Owner

Winchester Courts HOA
8259 N Military Trail
Palm Beach Gardens

Violation Location:

4270 Hazel Ave

Palm Beach Gardens

PCN: 52-42-42-01-05-000-0442

LEGAL: WINCHESTER COURTS UNIT 44B

Code Section Violated:

79-5 Maintenance and appearance standards for all structures and landscaping

78-322 Hardscape and nonliving landscape materials installation requirements

78-308 Compliance

78-112 Building permits required

Corrective Action:

79-5 Pressure wash entire roof on all units, walls at parking lot entrance, fencing on all units, and light poles to be free of stains and mildew; scrape all peeling paint on fascia boards and repaint; replace all damaged/rotten fascia boards; repair damaged fencing on all units; fencing shall be symmetrical and in good repair; replace missing light covers on building fixtures; repair damaged walkway at south end of property; repair damaged light pole at southeast corner of property; repair broken window glass on unit 11605; repair broken clean-out cap on unit 11625; remove board on window on unit 11579; bury all exposed cables around units; obtain the services of licensed exterminator for the removal of wasps and insects on unit 11655; replace missing roof tiles on unit 11572

78-322 Per City Forester, replace missing mulch to all areas as approved on Landscape Site Plan

78-308 Per City Forester, replace all missing and deceased landscape

78-112 Obtain permits and final inspections for re-layering and re-stripping of all parking areas

Code Officer:

Alex Lopez

**CITY OF PALM BEACH GARDENS
CODE ENFORCEMENT SPECIAL MAGISTRATE HEARING
AUGUST 17, 2010
COUNCIL CHAMBERS
2:00PM**

E.

Case No.

[09-02-2624](#)

Property Owner

Donnini Enterprises, Inc.
3501 SW Corporate Parkway
Palm City, FL 34990

Violation Location:

9730 Alt A1A
Palm Beach Gardens
PCN: 52434218000001020
LEGAL: 18-42-43, IRREG SHAPED PAR OF NEWLY 154.15 FT OF NE ¼
LYG NLY OF & ADJ TO ALT A1A R/W & SLY OF & ADJ TO
LIGHTHOUSE DR R/W

Code Section Violated:

78-159 Permitted uses, minor and major conditional uses, and prohibited uses
78-226 Zoning regulations
0-0 Multiple (78-329, 79-5, 78-378, 78-284, 78-112)

Corrective Action:

78-159 Must remove all vehicles from lot (auto dealership requires approval from the City) or must obtain approval from the City prior to operating an automotive dealership
78-226 Must remove all vehicles stored on the property
0-0 Per City Forester: restore missing/damaged hedges, mulch, sod on entire property and keep maintained as per approved landscape site plan; replace and restore all missing palms and keep maintained; all irrigation shall be operable, in good repair, in designated areas and keep maintained as per approved landscape site plan
0-0 Pressure wash entire buildings and walk paths and keep maintained; paint entire buildings and curbs and keep maintained; repair all pot holes, damaged curbs, light stands, dumpster enclosure and fencing on entire property and keep maintained; repair damaged structure at rear of property (permits may apply – consult with Building Department); remove from property all trash and debris and keep maintained; all open storage to be stored out of public view; remove non-permitted and prohibited A-frame signs; banners pennants, window signs and keep maintained; obtain permits and final inspection for dumpster enclosure, installment of window in bay area and sign display overhang
0-0 All repairs are to be made as per PBG Building Department; please contact Building Department for detailed instructions

Code Officer:

Alex Lopez

**CITY OF PALM BEACH GARDENS
CODE ENFORCEMENT SPECIAL MAGISTRATE HEARING
AUGUST 17, 2010
COUNCIL CHAMBERS
2:00PM**

IV. STIPULATION (NONE)

V. FINE REDUCTION HEARING

- A. Case No.**
[09.03.2637](#)
Property Owner
Raymond F Cruise
19 Via Verona
Palm Beach Gardens
Violation Location:
8427 Alister Blvd W
Palm Beach Gardens
PCN: 52424222070110040
LEGAL: GABLES AT NORTHLAKE REPL 1 LT 4 BLK 11
Code Section Violated:
79-5 Maintenance and appearance standards for all structures and landscaping
Corrective Action:
Repair damaged garage door, permits may apply; consult with PBG Building Department; remove from property all trash, debris and keep maintained; all open storage to be stored out of public view
Code Officer:
Alex Lopez

VI. FORECLOSURE AUTHORIZATION HEARING (NONE)