

DRAFT



TOWN OF HIGHLAND BEACH CODE ENFORCEMENT BOARD REGULAR MEETING MINUTES

Town Hall / Commission Chambers
3614 South Ocean Boulevard
Highland Beach, Florida 33487

Date: April 11, 2023
Time: 1:00 PM

1. CALL TO ORDER

Chairperson Schlam called the meeting to order at 1:00 P.M.

2. ROLL CALL

Board Member Bryan Perilman
Board Member Robert Lasorsa
Board Member David Axelrod
Board Member James Murray
Chairperson Myles Schlam
Town Attorney Leonard Rubin
Administrative Support Specialist Jaclyn DeHart

ABSENT:

Board Member Michael Cherbini
Vice Chairperson Jane Perlow

Additional Staff Present

Code Compliance Officer Adam Osowsky

3. PLEDGE OF ALLEGIANCE

The Code Enforcement Board led the Pledge of Allegiance of the United States of America.

4. APPROVAL OF THE AGENDA

Motion: Axelrod/Lasorsa - Moved to approve the agenda as presented which passed unanimously 5 to 0.

5. SWEARING IN OF THE PUBLIC

Ms. DeHart swore in those giving testimony.

6. PUBLIC COMMENT

There were no public comments.

7. APPROVAL OF MINUTES

A. March 15, 2023

Motion: Perilman/Axelrod - Moved to approve the minutes of March 15, 2023, which passed unanimously 5 to 0.

8. UNFINISHED BUSINESS

A. CASE NO. CC2022-09-007

Delray Florida Properties LLC
2525 S. Ocean Blvd.
Highland Beach FL, 33487
PCN: 24-43-46-28-09-000-0140
Legal Description: BYRD BEACH LOT 14

Code Sections: IPMC 507.1 Storm Drainage General

Violations: Storm drainage causing a nuisance.

Chairperson Schlam introduced the item and referred to Town Attorney Leonard Rubin.

Town Attorney Rubin gave a review of the issue before the board.

Thomas Juliano, property owner, gave comments on the violation and requested to wave the prosecution costs.

Code Compliance Officer Adam Osowsky gave testimony about the violation.

Ms. DeHart swore in Richard Jones the property contractor.

Richard Jones, property contractor, commented on the costs of the drainage and the timeline of events.

Motion: Lasorsa/Murray – Moved to grant the respondent's challenge of recordation of the lien, the order of finding violation will not be recorded in public records and the administrative costs will not become a lien against the property, which passed unanimously 5 to 0.

B. CASE NO. CC2022-11-006

AJR Grand Highland Beach LLC
1006 Grand Ct. Lot 6
Highland Beach FL, 33487 PCN: 24-43-47-09-00-002-0090
Legal Description: 9-47-43, LT 6 & SELY 35.68 FT OF LT 7 UNREC GRAND
CAY ESTS IN N 1/2 OF GOVLT 2 AS IN OR10274P1371

Code Sections: FBC SECTION 116.1 Unsafe buildings, structures, equipment, or service systems, 30-24 (11) BUILDING OFFICIAL

Violations: Open permit for the installation of a 40,000-pound, ten-post platform boat lift.

Chairperson Schlam read the title of Item 8.B. and asked the Board members if they had any ex parte communications to disclose in the matter? Hearing none, he opened the public hearing and called for Code Compliance Officer Osowsky to give testimony and recommendations regarding the violation.

Code Compliance Officer Adam Osowsky provided a brief timeline of the facts of the case since the hearing. The property was out of compliance 31 days past the date sent for compliance. The fine total is \$5,550. The property is now in compliance and the cost of prosecution has been paid.

Jerry Ruggurello, property owner, gave comments on the violation and the issues related to removing the pilings. He requested a reduction in fines. He handed in a dated photo of the property in compliance.

Motion: Perilman/Axelrod – Moved to reduce the Respondent’s fine to \$1,2500 to be paid within 30 days of the hearing or the fine shall revert to the original amount of \$5,500 and the Town shall record a lien for said amount in public records, which passed unanimously 5 to 0.

9. NEW BUSINESS

A. CASE NO. CC2023-01-036

Jill Giles
4023 S. Ocean Blvd.
Highland Beach FL, 33487
PCN: 24-43-47-04-00-005-0080
Legal Description: 4-47-43, N 100 FT OF S 445 FT OF GOV LT 5 E OF SR 140
A/K/A CITY LOT NO 47

Code Sections:30-122 (A) Building Permits Required

Violations: Installing new beach access stairs/posts without a valid permit issued.

Chairperson Schlam read the title of Item 9.A. and asked the Board members if they had any ex parte communications to disclose in the matter? Hearing none, he opened the public hearing and called for Code Compliance Officer Osowsky to give testimony and recommendations regarding the violation.

Code Compliance Officer Adam Osowsky provided a brief timeline of the facts of the case. He entered submittals of evidence into the record that included proof of service, supporting documents, photos taken of the property that fairly and accurately represented the violation observed during the onsite inspections, and paper postings at the property address and at Town Hall.

Code Compliance Officer Adam Osowsky mentioned that the violation has been corrected. Therefore, the Town recommends that the Respondents be found in violation of the Town Code as alleged in the Notice of Violation and recommended to wave prosecution costs.

Motion: Perilman/Lasorsa - Moved that the Respondent be found in violation of the Town Code as alleged in the Notice of Violation but is now in compliance and that a do not repeat order be issued. Based upon a roll call. Member Perilman (Yes), Member Lasorsa (Yes), Member Axelrod (Yes), Member Murray (Yes), and Chairperson Schlam (Yes). The motion passed on a 5 to 0 vote.

10. ANNOUNCEMENTS

Chairperson Schlam read the announcements as follows:

April 13, 2023	9:30 A.M.	Planning Board Regular Meeting
April 18, 2023	1:30 P.M.	Town Commission Meeting
April 26, 2023	11:30 A.M.	Financial Advisory Board Regular Meeting
May 02, 2023	1:30 P.M.	Town Commission Meeting

11. ADJOURNMENT

The meeting adjourned at 1:40 P.M.

APPROVED May 09, 2023, Code Enforcement Regular Meeting

Myles B. Schlam, Chairperson

ATTEST:

Transcribed by: Jaclyn DeHart

May 09, 2023

Jaclyn DeHart
Administrative Support Specialist

Date

Disclaimer: Effective May 19, 2020, per Resolution No. 20-008, all meeting minutes are transcribed as a brief summary reflecting the event of this meeting. Verbatim audio/video recordings are permanent records and are available on the Town's Media Archives & Minutes webpage: <https://highlandbeach-fl.municodemeetings.com>