



**SPECIAL MAGISTRATE CODE ENFORCEMENT AGENDA  
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Village Hall Council Chambers  
226 Cypress Lane  
Palm Springs, FL 33461  
Thursday, April 15, 2021  
10:00 AM**

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*Persons who need an accommodation in order to attend or participate in this meeting should contact the Village Clerk at (561) 965-4010 at least three (3) business days prior to the meeting in order to request such assistance.*

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**1. CALL TO ORDER**

**2. ADDITIONS, DELETIONS, OR MODIFICATIONS**

**3. MOTION HEARINGS**

**3.1 Case 2020-79 - Emmanuel G. Bercy - 791 Springdale Circle**

Code Enforcement Officer - Ana Gari Cadahia

Violation of FBC Sections - 105.4 (valid permit required)

Violation of FBC Sections - 110.03 (inspections required)

Administrative Cost: \$361.28 to be paid by May 20, 2021

Recommendation: \$200.00 - per day/per violation

Compliance Date for Renewal Fee: \$75.00 to be paid by May 20, 2021

Compliance Date for Permit & Inspections: May 20, 2021

**3.2 Case 2020-76- Spirit Realty LP- 1190 S. Congress Ave 101**

Code Enforcement Officer - Ana Gari Cadahia

Violation of FBC Sections: 105.4 (valid permit required) & 110.03 (inspections required)

Administrative Cost: \$361.28 to be paid by May 20, 2021

Recommendation: \$250.00/per day/per violation

Compliance Date for Renewal Fee: \$75.00 to be paid by May 20, 2021

Compliance Date for Permit & Inspections: May 20, 2021

3.3 2021-24 - Patrick Herisse - 457 Alemeda Drive

CE Officer - Tom Gehrman

Violation of Village Ordinances

Section FBC 105.1 - No required Issued Permits for Building Structures and Additions

Section FBC 110.1 - No Required Village Building Department

Inspections Citation Fine: NA

Recommendation: \$100.00 per day, per violation

Administrative Cost: \$173.49

Compliance Date: May 20, 2021

3.4 2021-25 - Yandi Perez - 1787 Bell Lane

CE Officer - Tom Gehrman

Violation of Village Code of Ordinances

Section FBC - 105.1 - No Required Issued Permits for Building Structures, gazebo, pavers, electrical

Section FBC - 110.1 No Required Village Building Department

Inspections Citation Fine: NA

Recommendation: \$100.00 per day, per violation

Administrative Cost: \$173.49

Compliance Date: May 20, 2021

3.5 Case 2021 -26 - Phillips Lake Worth - 3401 S Congress Ave Suites 3321 & 3481

CE Officer - Osvaldo Landa

Violation of Village Code of Ordinances

Section FBC 110.1 - No required or passed inspections

Citation Fine: NA

Admin. Cost: \$153.49

Recommendation: \$100.00 per day

Compliance Date: May 1, 2021

**4. MOTION FOR EXTENSION OF TIME FOR COMPLIANCE**

4.1 CE Case 2020-14 - Sandra Newbery - 4427 Vicliff Road

CE Officer Nanciann Cuenot

Violation of Village Code of Ordinances

Section 78- 69 (Ordinance 2019-03) - Refusing, failing or neglecting to make connection to the Village of Palm Springs wastewater system. Admin Cost:  
Paid

Recommendation: \$200.00 per day

Compliance Date: January 19, 2021

Recommendation: June 16, 2021

## 5. MOTION FOR REDUCTION OF FINE

### 5.1 Case 2016-2037 - Theodore F. Berghaus – 1609. S. Congress Avenue

CE Officer - Osvaldo Landa

Violation of Village Ordinances

Section 34-914 - Parking; inoperable vehicle: no registration tag

Order Finding Violation Date: October 11, 2016

Compliance Required: October 21, 2016

In Compliance: August 15, 2019

Fine Amount: \$102,800.00

Citation: Paid

Administrative Cost: Paid

Recommendation: \$20,560.00

Compliance Due Date: May 1, 2021

### 5.2 Case 2020-2465 - Theodore F. Berghaus - 1609 S. Congress Avenue

CE Officer - Osvaldo Landa

Violation of Village Ordinances

Section 30-143 public nuisance; trash, cans, boxes and overgrown visible on property

Section 34 -913 prohibited vehicle on residential lot; commercial vehicle (tow truck) parking on property

Order Finding Violation Date: May 21, 2020

Compliance Required: June 17, 2020

In Compliance: January 15, 2021

Fine Amount: \$42,400.00

Citation: Paid

Administrative Cost: Paid

Recommendation: \$8,480.00

Compliance Date: May1, 2021

### 5.3 Case 2017 -08 - RGSG Inc. - 3225 Forest Hill Boulevard

CE Officer - Tom Gehrman

Violation of Village Ordinances

Section 34-1327 insufficient off-street parking & access, not ADA compliant

Section 34-1331 off street parking not kept clean, orderly and dust free

Order Finding Violation Date: February 14, 2017

Compliance Required: April 15, 2017

In Compliance: April 1, 2021

Fine Amount: \$289,400.00

Citation: Paid

Administrative Cost: Paid

Recommendation: \$57,880.00

Compliance Due Date: April 30, 2021

**6. ADJOURNMENT**

**7. NEXT MEETING: THURSDAY, MAY 20, 2021**

*If a person decides to appeal any decision made by this Council with respect to any matter considered at this meeting, he will need a record of the proceeding, and that for such purpose he may need to ensure that verbatim record of the proceedings is made, which record includes the testimony and evidence upon which the appeal is to be based.*