



SPECIAL MAGISTRATE CODE ENFORCEMENT DOCKET

Village Hall Council Chambers

226 Cypress Lane

Palm Springs, FL 33461

Thursday, May 20, 2021

10:00 AM

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.

1. CALL TO ORDER

2. ADDITIONS, DELETIONS, OR MODIFICATIONS

3. MOTION HEARINGS

3.1 Case 2021-28 - Edy Jose Morrell - 3500 Springdale Boulevard

#218 CE Officer - Tom Gehrman

Violation of Village Ordinances

Section 105.1 - No required permits for Bathroom conversion from a bathtub to shower

Section 110.1 - No required Village Building Dept.

Inspections

Citation Fine: NA

Recommendation: \$100.00 per day, per violation

Administrative Cost: \$173.49

Compliance Date: June 17, 2021

3.2 Case 2021 -2480 - FYR SFR Borrower LLC - 328 Mid Pines Road

CE Officer - Osvaldo Landa

Violation of Village Code of Ordinances

Section 34-914 - parking in single family district; parking on grass

Citation Fine: \$50.00 + \$30.00 = \$80.00

Admin. Cost: \$173.49

Recommendation: \$50.00 per day

Compliance Date: June 10, 2021

3.3 Case 2021 -1298 - Hetrick Living Trust - 3797 Lakewood Road

CE Officer - Jose Inoa

Violation of Village Ordinances

Section 30-143 - Trash and debris; Swale area

Section 34-914 - Parking violations

Citation Fine: \$100.00 + \$30.00 = \$130.00

Recommendation: \$100.00 per day, per violation

Administrative Cost: \$173.49

Compliance Date: June 17, 2021

3.4 Case 2021 -27 - Kirschbaum Law Office LLC TR - 3593 Elizabeth Street A

CE Officer - Jose Inoa

Violation of Village Ordinances

Section 105.1 - No permits for work done; Exterior siding

Section 110.1 - No required permits

Citation Fine: N/A

Recommendation: \$100.00 per day, per violation

Administrative Cost: \$173.49

Compliance Date: June 17, 2021

3.5 Case 2021 -1297 - Congress Pointe INC - 4455 S Congress Avenue

CE Officer - Jose Inoa

Violation of Village Ordinances

Section 30-143 - Trash and Debris; Dumpster area

Section 34-262 - Prohibited Signs

Citation Fine: \$500.00 + \$30.00 = \$530.00

Recommendation: \$100.00 per day, per violation

Administrative Cost: \$173.49

Compliance Date: June 17, 2021

3.6 Case 2021 -1315 - Francisco Rodriguez & Olga M Rodriguez - 3660 Canal Rd 1

CE Officer - Jose Inoa

Violation of Village Ordinances

Section 30-143 - Trash and Debris

Citation Fine: \$100.00 + \$30.00 = \$130.00

Recommendation: \$100.00 per day

Administrative Cost: \$173.49

Compliance Date: June 17, 2021

3.7 Case 2021 -1299 - Congressional Developers INC - 3745 S Congress Avenue 1

CE Officer - Jose Inoa

Violation of Village Ordinances

Section 30-143 - Trash and Debris

Section 34- 914 - Parking Violations

Section 34-262 - Prohibited Signs

Section 30 -141 - Overgrown Commercial Lot

Citation Fine: \$325.00 + \$30.00 = \$355.00

Recommendation: \$100.00 per day, per violation

Administrative Cost: \$173.49

Compliance Date: June 17, 2021

3.8 Case 2021 -1300 - Musa Realty Group LLC - 3801 S Congress Avenue

CE Officer - Jose Inoa

Violation of Village Ordinances

Section 30-143 - Trash and Debris

Section 34- 914 - Parking Violations

Citation Fine: \$100.00 + \$30.00 = \$130.00

Recommendation: \$ 100.00 per day, per violation

Administrative Cost: \$173.49

Compliance Date: June 17, 2021

3.9 Case 2021 -1295 - Brandon Messingschlager - 3615 Kirk Road

CE Officer - Jose Inoa

Violation of Village Ordinances Section 30-143 - Trash and Debris

Section 34- 914 - Parking Violations

Section 10-9 - Hurricane Shutters

Citation Fine: \$150.00 + \$30.00 = \$150.00

Recommendation: \$100.00 per day, per violation

Administrative Cost: \$173.49

Compliance Date: June 17, 2021

3.10 Case 2021 -1296 - Joseph Cius - 3842 43rd Drive S.

CE Officer - Jose Inoa

Violation of Village Ordinances

Section 34- 914 - Parking Violations

Citation Fine: \$50.00 + \$30.00 = \$80.00

Recommendation: \$100.00 per day

Administrative Cost: \$173.49

Compliance Date: June 17, 2021

3.11 Case 2021-1317 - Josafat Espinoza - 3937 Kirk Road

CE Officer - Jose Inoa

Violation of Village Ordinances

Section 30- 143 - Trash and debris.

Citation Fine: 100.00 + \$30.00 = \$130.00

Recommendation: \$100.00 per day

Administrative Cost: \$173.49

Compliance Date: June 17, 2021

3.12 Case 2021 -1316 - Advanced Global Consulting Firm LLC - 3401 2nd Avenue

N CE Officer - Jose Inoa

Violation of Village Ordinances

Section 34-914 - Parking Violations

Citation Fine: \$50.00 + \$30.00 = \$80.00

Recommendation: \$100.00 per day

Administrative Cost: \$173.49

Compliance Date: June 17, 2021

4. MOTION FOR REDUCTION OF FINE

4.1 Case 2016-23 - Ari Roth - 4107 Kivey Drive

Code Officer - Nanciann Cuenot

Violation of Village Ordinances

Section 78-69 - Refusing, failing or neglecting to make connections to the Village of Palm Springs wastewater system

Order Finding Violation: March 14, 2017

Compliance Required by: May 15, 2017

In Compliance: November 27, 2017

Fine Amount: \$39,200.00

Administration Cost: Paid

Recommendation: \$7,840.00

Compliance Due Date: June 16, 2021

4.2 Case 2015-1714 - Teddy Ali - 1930 S. Military Trail

CE Officer - Tom Gehrman

Violation of Village Ordinances

Section 34-828 - illegal outdoor display of goods in the parking lot

Section 34-1381 - nuisance materials stored, inoperable vehicles visible

Order Finding Violation Date: November 10, 2015

Compliance Required: November 20, 2015

In Compliance: May 2, 2018

Fine Amount: \$180,200.00

Citation: Paid

Administrative Cost: \$167.49

Recommendation: \$36,040.00

Compliance Due Date: May 31, 2021

4.3 Case 2016 -1902 - Teddy I. Ali - 1930 S Military Trail

CE Officer - Tom Gehrman

Violation of Village Ordinances

Section 70-94 Local Business Tax Required (BTR), no application on file

Section 70-95 Delinquent Payment of Fees

Order Finding Violation Date: March 8, 2016

Compliance required: March 18, 2016

In Compliance: May 9, 2018

Fine Amount: \$156,200.00

Citation: NA

Administrative Cost: \$143.49

Recommendation: \$31,240.00

Compliance Due Date: May 31, 2021

4.4 Case 2016 -2044 - Teddy I. Ali - 1930 S. Military Trail

CE Officer - Tom Gehrman

Violation of Village Ordinances

Section 30-141 overgrowth of weeds and vegetation, commercial property

Section 30-143 Public Nuisance, trash and debris visible

Order Finding Violation Date: November 8, 2016

Compliance Required: November 18, 2021

In Compliance: May 9, 2018

Fine Amount: \$107,200.00

Citation: \$480.00

Administrative Cost: \$173.49

Recommendation: \$21,440.00

Compliance Due Date: May 31, 2021

4.5 Case 2016-2047 - Teddy I. Ali - 1930 S Military Trail

CE Officer - Tom Gehrman

Violation of Village Ordinances

Section FBC 105.1 - no required permit for signage

Section FBC 110.1 - no required inspections

Order Finding Violation Date: November 8, 2016

Compliance Required: November 18, 2016

In Compliance: May 9, 2018

Fine Amount: \$107,200.00

Citation: \$230.00

Administrative Cost: \$173.49

Recommendation: \$21,440.00

Compliance Due date: May 31, 2021

4.6 Case 2016-2037 - Theodore F. Berghaus - 1609 S. Congress Avenue

CE Officer - Tom Gehrman

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: June 3, 2021

4.7 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: June 3, 2021

4.8 Case 2012-77 - Anthony Delucia & Colleen Vanderwalker - 3830 Corrigan Court

Code Officer - Nanciann Cuenot

Violation of Village Ordinances

Section 78-69 - Refusing, failing or neglecting to make connections to the Village of Palm Springs wastewater system.

Order Finding Violation: November 13, 2012

Compliance Required by: December 13, 2012

In Compliance: November 2, 2020

Fine Amount: \$576,200.00

Administration Cost: Paid

Recommendation: \$57,620.00

Compliance Due Date: June 16, 2021

4.9 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. NEXT MEETING – THURSDAY, JUNE 17, 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.