



CODE
COMPLIANCE
BOARD

Gary Kuhl
Chairman

Harvey Bilt
Dale Blanton
Carmen DeBernardi
Linda Dillon

AGENDA

CODE COMPLIANCE BOARD
Ed Burke Recreation Center 11400 NE 9th Court
Tuesday- January 14th, 2014- 7:00 p.m.

1. CALL TO ORDER

2. ROLL CALL

3. ADDITIONS, DELETIONS OR WITHDRAWALS TO ORDER OF BUSINESS

4. APPROVAL OF MINUTES

a. December 11th, 2013

5. NEW BUSINESS

a. New Capital Real Est. Holdings-1010 NE 120TH St-high Grass/Weeds/Shrubberies:
Overgrown grass/weeds and shrubberies on the property. Case # 12-13-2108

b. Vinograd-11619 NE 6TH Ave-Street Standard-Clear Visibility Triangle:
Hedges are blocking visibility. Case # 12-13-2110

c. Prather / Berkland- 1055 NE 120th St-unused /unsightly objects:
Minimum Housing Standards: tire, bags of mulch and garbage container in front of
property. Green overhang on the front porch needs to be cleaned. Case # 12-13-2149

d. Rasch-901 NE 120th St-Street Standard- Clear Visibility Triangle: Hedges are
blocking clear visibility at the intersection. Case # 12-13-2111

e. Idrees- 610 NE 121st St-Street Standard -Clear Visibility Triangle: Hedges/ Bushes blocking clear
visibility at this intersection. Case # 12-13-2081.

f. Lingerstat/ Pacherres-11600 NE 10TH Ave-permit work/construction: wire fence
constructed without a permit. Case # 5-13-1935.

g. Chambers-11331 NE 11th Pl-unused/unsightly objects-property maintenance-wooden
fence is falling apart. Case # 10-13-2073



The Village of Biscayne Park

640 NE 114th St., Biscayne Park, FL 33161
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- h. Monereau-1019 NE 115th St-Minimum Housing Standards: roof in the front needs repair Case # 8-13-2028
- i. Inzillo-1015 NE 119th Street- Minimum Housing Standards: Tarp covering roof/roof and awnings are dirty case # 1-14-2156

I. Properties in violation of the Landlord Permit Ordinance for 2013 are as follows:

- 1. Jacques-11905-07 NE 12th Ct- Case # 12-13-2126
- 2. Carvel- 1015 NE 112th St- Case # 12-13-2132
- 3. SFR 1 Florida LLC- 12010 NE 12th Ct- Case # 12-13-2127
- 4. Sessa- 1022 NE 113th St-Case # 12-13-2121
- 5. Cajas- 11021 NE 9th Ct- Case # 12-13- 2113
- 6. Palichat-12025 NE 8th Ave-Case # 12-13-2133
- 7. Prizament-971 NE 119th St-Case # 12-13-2118
- 8. Ighordo-745 NE 117th St- Case # 12-13-2137
- 9. Delvalle-12001 NE 6th Ave-Case # 12-13- 2134
- 10. Simmons- 10733 NE 9th Ave- Case # 12-13-2144
- 11. Martin-1016 NE 113th St-Case # 12-13-2122

6. OLD BUSINESS:

- a. Discussion for Proposed Fine and Fee Schedule for Code Violations

7. FINE REDUCTION:

- a. Sanchez-11101 NE 11th Pl-Permit work/construction: no permit for construction done the side room. Case # 01-0167

8. ANNOUNCEMENTS / SCHEDULE OF NEXT MEETING – The next meeting of the Code Compliance Board is **Tuesday, February 11th 2014**, at 7:00PM.

9. ADJOURNMENT

TWO OR MORE MEMBERS OF THE VILLAGE OF BISCAYNE PARK COMMISSION AND OTHER VILLAGE BOARD MEMBERS MAY BE IN ATTENDANCE.

DECORUM

Any person making impertinent or slanderous remarks, or who becomes boisterous while addressing the Committee, shall be barred from further audience before the Committee by the presiding officer, unless permission to continue or again address the Committee is granted by the majority vote of the members present. No clapping, applauding, heckling or verbal outbursts in support or in opposition to a speaker or his/her remarks shall be permitted. No signs or placards shall be allowed in the Board Chambers. Please mute or turn off your cell phone or pager at the start of the meeting. Failure to do so may result in being barred from the meeting. Persons exiting the Chamber shall do so quietly.

In accordance with the Americans with Disabilities Act of 1990, persons needing special accommodation to participate in the proceedings should call Village Hall at (305) 899-8000 no later than (4) days prior to the proceeding for assistance.

In accordance with the provisions of F.S. Section 286.0105, should any person seek to appeal any decision made by the Board with respect to any matter considered at this meeting, such person will need to ensure that a verbatim record of the proceedings is made; which record includes the testimony and evidence upon which the appeal is to be based.

PROPOSED FINE AND FEE SCHEDULE FOR CODE VIOLATIONS

Some of the following suggestions involve code revisions that have drafted but not submitted to the Commission yet. Others need to be developed.

VIOLATIONS

- **Minimum citation fee:** \$25.00 + \$35.00 Administrative fee
- **Citation for work without a permit:** \$25.00 + \$35.00 + double permit fee
No courtesy notice automatic citation
- **Citation for safety hazards:** \$50.00 + \$35.00 Administrative fee
- **Citation for Life Safety Violation:** \$75 + \$130 administrative fee (code officer & building official)
No courtesy notice automatic citation

FINES

- **Minimum fine:** \$5.00 per day
- **Fine for work without a permit:** \$15.00 per day starting from the 14 days from the date the citation is issued until permit is issued or work is removed concerning structural, electrical, plumbing or air condition work as well as storage sheds, fences, carport canopies etc. \$10 per day for all other categories such as painting.
- **Fine for safety hazards:** \$10.00 per day starting 14 days from date the citation is issued.
5.3.4 (a) (b) (c) (d) objects in the R.O.W.¹
5.4.1 Clear visibility triangle
12.2.3 Permitted signs
Unreinforced rock and block walls less than 2 feet high, low hanging limbs in the R.O.W. etc.
Trash, debris, low tree branches etc. that constitute an attractive nuisance or hazard
- **Fine for life safety violation:** \$50.00 per day from date citation is issued.
Would include unprotected excavations, unenclosed pools, lack of child proof gate on pool, unreinforced masonry or rock constructions over 2 feet high. Higher administrative fee includes code officer and building official's time.
- **Fine for deteriorating structures:** \$10.00 per day
11.6.6 Non- conforming fences and walls
Includes physical deterioration of the residence, ancillary structures, and fences
- **Fine for unregistered vehicles, boats, trailers;** \$5.00 per day for the first 30 days, increasing to \$10.00 per day thereafter.
- **Fine for putting trash out too early:** Courtesy notice first time, \$25 fine second time, \$50 fine thereafter. Excludes Public Works pickup fee.²
6.3.3 (a) (b) Accumulation of trash and trash pickup
6.3.4 Yard waste
10.4.8 (a) (b) Removal of construction debris

¹ It would be advisable to revise the provisions of Ordinance 2013-4 allowing the placement of signs in the R.O.W. and on vacant lots.

² It isn't practical for Public Works to have the responsibility for policing the trash and garden waste that gets put out too early. E.G. the weekends or construction debris which Public Works doesn't pick up.

PROPOSED FINE AND FEE SCHEDULE FOR CODE VIOLATIONS

INSPECTION FEES

- **Inspection fee subsequent to the re-inspection following the expiration of the specified time limit in the citation:** \$50.00 for code officer, \$75.00 for Building Official

DELIQUENT PAYMENTS

- **Unpaid citation and administrative fees:** \$1.00 per day after 30 days from the date of adjudication
- **Unpaid re-inspection fee:** \$1.00 per day after 30 days from the date of adjudication
- **Unpaid fines:** \$1 per day or 10% annual interest rate whichever is greater after 30 days from the date of adjudication
- **Payment schedule:** Plaintiffs may request a monthly payment schedule for up to six months for fines exceeding \$10,000 and up to a year for fines exceeding \$25,000. Fines shall continue at the original daily rate for delinquent payments. Liens shall be placed on properties where payment has not been made in full within the specified time frames.