

TOWN OF JUPITER
CODE COMPLIANCE MAGISTRATE
HEARING AGENDA

March 08, 2023
10:00 AM
Town Council Chambers

PLEASE TAKE NOTICE AND BE ADVISED that if any interested person desires to appeal any decisions made by the Magistrate with respect to any matter considered at this hearing, such interested person may need a verbatim record of the proceedings made, including the testimony and evidence presented at this hearing.

QUASI-JUDICIAL PROCEEDINGS: The Magistrate has the jurisdiction and authority, pursuant to Chapter 162, Florida Statutes, and Town ordinances, to hear and decide alleged violations of the codes and ordinances enacted by the Town of Jupiter, including but not limited to the following codes: building, electrical, fire, gas, landscape, plumbing, sign, zoning, and other similar types of codes which may be adopted by the Town of Jupiter in the future which regulate aesthetics, construction, safety, use of property, or location of any structure on real property in the Town of Jupiter.

VIOLATION CASES:

1. **Case No.:** 22-000866

Respondent:	Barbra L. Schemel
Address of Violation:	132 Pine Hammock Ct.
Code Section:	13-41(c)(2)(a-b) Nuisances exterior maintenance
Description of Violation:	Home's exterior in need of cleaning and replacement of rotted fascia boards.

Staff Recommendation: Respondent be given until March 23, 2023 to comply with the codes or be fined \$200.00 per day for every day the violations continue thereafter and be assessed administrative costs.

2. **Case No.:** 22-000988

COMPLIED - FINDING OF FACT

Respondent:	Indiantown Investments, LLC
Address of Violation:	839 W. Indiantown Rd.
Code Section:	23-97(a)(1-8) Landscape maintenance
Description of Violation:	Prohibited exotic species and improper pruning of saw palmetto and hedges
Code Section:	26-126 Master plan and site plan
Description of Violation:	Methods of landscape maintenance do not conform with the approved site plan

Staff Recommendation: Respondent be found as having been in violation and be issued a do not repeat order and be assessed administrative costs to be paid on or before March 23, 2023.

3. **Case No.:** 23-000040

Respondent:	Jupiter Palms Associates LLC
Address of Violation:	3755 Military Trl.
Code Section:	23-97(a)(2) Improper tree pruning
Description of Violation:	Improper pruning of 42 trees

Staff Recommendation: Due to the irreversible nature of the violation, staff requests that Respondent be ordered to pay a fine of \$15,000.00 due on or before March 23, 2023 and be assessed administrative costs and provide a corrective pruning plan in accordance with ANSI standards by an independent 3rd party ISA certified arborist within 30 days.

4. **Case No.:** 23-000041

Respondent:	RIS Properties Inc.
Address of Violation:	275 N. Alt. A1A
Code Section:	23-97(a)(1-8) Landscape maintenance
Description of Violation:	Improper pruning of trees

Staff Recommendation: Due to the irreparable nature of the violation, staff requests that Respondent be ordered to pay a fine of \$250 per tree for a total of \$1000 on or before April 8th, 2023 and be assessed administrative costs and replace the damaged trees with the same or similar species pending approval of the Natural Resources Supervisor within 30 days.

5. **Case No.:** 23-000085

REPEAT VIOLATION

Respondent: Scott Muldoon
Address of Violation: 307 W. Whitney Dr.
Code Section: 13-41(a) Designated nuisances
Description of Violation: Obnoxious overgrowth and accumulated refuse.
Original Hearing Date: December 11, 2019
Finding: Finding of Violation - Do Not Repeat Order issued and assessed administrative cost of \$358.88. Administrative costs were paid on 2/21/20.
Days of Accrual: 0
Compliance Date: Officer observed violation complied December 11, 2019

Staff Recommendation: Respondent be fined \$250.00 per day beginning February 8, 2023 and continuing for each day the violation exists thereafter and also be assessed administrative costs due on or before March 23, 2023.

5. **Case No.:** 23-000096

PARKING CITATION

Respondent: Nestor Rodriguez
Address of Violation: 823 S. A1A and walkover #47
Code Section: 19-37 Handicap parking penalty
Description of Violation: Motorcycle parked in handicapped parking without handicapped placard displayed.

Staff Recommendation: Respondent be ordered to pay the original fine of \$250.00 and also be assessed administrative costs due on or before March 23, 2023.

ANNOUNCEMENT: THE NEXT MAGISTRATE HEARING WILL BE ON April 12, 2023 AT 10:00AM.

ADJOURN