



**CODE ENFORCEMENT
SPECIAL MAGISTRATE HEARING AGENDA
MARCH 17, 2021 9:00 AM**

Special Magistrate: Earl K Mallory
Contested

Special Magistrate: Earl K Mallory
Non-Contested

A. WELCOME

B. STAFF ANNOUNCEMENTS / REMARKS

C. DIVIDING THE HEARING - CONTESTED AND NON-CONTESTED

D. SCHEDULED CASES

Agenda No.: 001 **Status:** Active
Respondent: MATTAMY PALM BEACH LLC **CEO:** Timothy M Madu
 1201 Hays St, Tallahassee, FL 32301-2625
Situs Address: 8615 Corvus Dr, Lake Worth, FL **Case No:** C-2021-01120041
PCN: 00-42-44-29-13-012-0000 **Zoned:** MXPDP

Violations: **1** **Details:** The operation of any machinery, demolition equipment, construction equipment, excavating equipment, power tool, equipment of semi-mechanical device, or undertaking construction work which generates excessive noise at the property line of inhabited residential land between the hours of 10:00 PM and 7:00 AM. Construction work other than minor repairs by a homeowner and work permitted to an owner builder shall be prohibited on Sunday. This restriction shall not prohibit the use of pumps or machinery which, because of their nature and purpose, are required to be in operation 24 hours a day.

More specifically, construction work was observed being conducted on Sunday's at your construction site on February 14, 2021.

Code: Unified Land Development Code - 5.E.4.B.1.e
Issued: 02/16/2021 **Status:** SIT

cc: Mattamy Palm Beach Llc

Agenda No.: 002 **Status:** Removed
Respondent: Shafer, Kathleen; Shafer, Harold **CEO:** Joanna Mirodias
 13173 157th Ct N, Jupiter, FL 33478-8582 **Type:** Life Safety
Situs Address: 13173 157th Ct N, Jupiter, FL **Case No:** C-2021-03040014
PCN: 00-41-41-16-00-000-1540 **Zoned:** AR

Violations: **1** **Details:** Where it is found that the electrical system in a structure constitutes a hazard to the occupants or the structure by reason of inadequate service, improper fusing, insufficient outlets, improper wiring or installation, deterioration or damage, or for similar reasons, the code official shall require the defects to be corrected to eliminate the hazard. More specifically, the open live electric meter box cover.

Code: Palm Beach County Property Maintenance Code - Section 14-46 (c) (3)
Issued: 03/04/2021 **Status:** CLS

Agenda No.: 003 **Status:** Active
Respondent: JUPITER SMI, LLC.; MHC JUPITER, LLC. **CEO:** Rick E Torrance
 1200 S Pine Island Rd, Plantation, FL 33324 **Type:** Repeat
Situs Address: 3238 Casseekey Island Rd, Jupiter, FL **Case No:** C-2021-01040056
PCN: 00-43-41-07-01-005-0010 **Zoned:** RM

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Violations:

- 1 **Details:** Off-street parking spaces shall be provided for the use of residents, customers, patrons and employees. Required parking spaces shall not be used for the storage, sale or display of goods or materials or for the sale, repair, or servicing of vehicles. All vehicles parked within off-street parking areas shall be registered and capable of moving under their own power. Required off-street parking spaces shall be free from building encroachments.
Code: Unified Land Development Code - 6.A.1.D.3
Issued: 01/06/2021 **Status:** CEH
- 2 **Details:** The Site Plan shall be the controlling plan for Conditional Uses or PDDs listed below. All development site elements including, but not limited to: ingress and egress, density, and intensity in the proposed application shall be consistent with the Site Plan. All plats shall be consistent with the Site Plan. In cases of conflict between plans, the most recently approved BCC Preliminary Plan(s) for those DOs that have no Final Plan(s) shall prevail. More specifically, Boat storage racks have been placed outside that are not depicted on the site plan.
Code: Unified Land Development Code - 2.A.6.B.4
Issued: 01/06/2021 **Status:** CEH

cc: Jupiter Smi, Llc.

Agenda No.: 004

Status: Postponed

Respondent: THE HEART OF PARADISE LLC.
657 PERDIDO HEIGHTS Dr, Greenacres, FL 33413

CEO: Paul Pickett

Type: Life Safety

Situs Address: 1300 N Military Trl, West Palm Beach, FL

Case No: C-2021-03040011

PCN: 00-42-43-25-00-000-5070

Zoned: CG

Violations:

- 1 **Details:** Any door in a required means of egress from an area having occupant load of 100 or more persons shall be permitted to be with a latch or lock only, if the latch or lock is panic hardware or fire exit hardware complying with 7.2.1.7, unless otherwise permitted by one of the following:
(1) This requirement shall not apply to delayed-egress locks as permitted in 13.2.2.2.5.
(2) This requirement shall not apply to access-controlled egress doors as permitted in 13.2.2.2.6
Code: National Fire Protection Association 101 - 13.2.2.2.3
Issued: 03/10/2021 **Status:** CEH
- 2 **Details:** Required Opening Force for Doors: The forces required to fully open any door leaf manually in a means of egress shall not exceed 15 lbf (67 N) to release the latch, 30 lbf (133 N) to set the leaf in motion, and 15lbf to open leaf to a minimum required width, unless otherwise specified as follows:
(1) The opening forces for interior side hinged or pivoting -swinging door leaves without closers shall not exceed 5lbf (22N).
(2) The opening forces for existing door leaves in existing buildings shall not exceed 50 lbf (222) applied to the latch stile.
(3) The opening forces for horizontal-sliding door leaves in detention and correctional occupancies shall be as provided in Chapter 22 and 23.
(4) The opening forces for power-operated door leaves shall be a provided in 7.2.1.9.
Code: National Fire Protection Association 101 - 7.2.1.4.5.1
Issued: 03/10/2021 **Status:** CEH
- 3 **Details:** Required Panic & Fire Hardware Exit Hardware.
Required panic hardware and fire exit hardware, in other than detention and correctional occupancies as otherwise provided in Chapter 22 and 23, shall not be equipped with any locking device, set screw, or other arrangement that prevents the release of the latch when pressure is applied the to the releasing device.
Code: National Fire Protection Association 101 - 7.2.1.7.3
Issued: 03/10/2021 **Status:** CEH
- 4 **Details:** Continuously Maintained - Device, Equipment, System:
Whenever or wherever any device, equipment, system, condition, arrangement, level of protection, fire-resistive construction, or any other feature is required for compliance with the provisions of this Code, such device, equipment, system, condition, arrangement, level of protection, fire-resistive construction, or other feature shall thereafter be continuously maintained. Maintenance shall be provided in accordance with applicable NFPA requirements or requirements developed as part of a performance-based design, or as directed by the AHJ. [101: 4.6.12.1]
Code: National Fire Protection Association 1 - 4.5.8.1
Issued: 03/10/2021 **Status:** CEH
- 5 **Details:** Locks - No Key, Tool, or Special Knowledge:
Locks, if provided, shall not require the use of a key, a tool, or special knowledge or effort for operation from the egress side.
Code: National Fire Protection Association 101 - 7.2.1.5.3
Issued: 03/10/2021 **Status:** CEH

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cc: Charles, Wesline Elein
Fire Rescue

E. HOUSE KEEPING ITEMS (CONTESTED HEARING)

F. CLOSING REMARKS

- 1. SPECIAL MAGISTRATE**
- 2. COUNTY ATTORNEY**
- 3. STAFF**

"IF A PERSON DECIDES TO APPEAL ANY DECISION MADE BY THE SPECIAL MAGISTRATE WITH RESPECT TO ANY MATTER CONSIDERED AT THIS MEETING OR HEARING HE WILL NEED A RECORD OF THE PROCEEDINGS, AND THAT, FOR SUCH PURPOSE, HE MAY 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. "