



PUBLIC WORKS DEPARTMENT
(561) 838-5440

R.O.W. VIOLATION NOTICE

NAME: Florida Paul Company DATE: 12.14.21

JOB ADDRESS: 315 Coconut Row

- | | |
|--|--------------------------------|
| <input checked="" type="checkbox"/> Working in right-of-way without permit | \$ 150 X <u>1</u> = <u>150</u> |
| <input type="checkbox"/> Failure to have permit on job | \$ 150 X _____ = _____ |
| <input checked="" type="checkbox"/> Construction parking without permit*
1 st = \$150 2 nd = \$250 and thereafter = \$500 | \$ 150 X <u>1</u> = <u>150</u> |
| <input checked="" type="checkbox"/> Inadequate Maintenance of Traffic | \$ 150 X <u>1</u> = <u>150</u> |
| <input type="checkbox"/> Right-of-way littered by site dirt or debris | \$ 150 X _____ = _____ |
| <input type="checkbox"/> Failure to maintain safe sidewalk | \$ 150 X _____ = _____ |
| <input type="checkbox"/> Failure to carry-out permit terms/conditions | \$ 150 X _____ = _____ |
| <input type="checkbox"/> Storage of materials in right-of-way | \$ 150 X _____ = _____ |
| <input type="checkbox"/> Use of right-of-way as work area | \$ 150 X _____ = _____ |
| <input type="checkbox"/> Damage to infrastructure in right-of-way | \$ 150 X _____ = _____ |
| <input type="checkbox"/> Dewatering without a permit | \$ 150 X _____ = _____ |
| <input type="checkbox"/> Illegal discharges to Town sewers** | \$ 500 X _____ = _____ |
| <input type="checkbox"/> Other _____ | \$ _____ X _____ = _____ |
| <input type="checkbox"/> 2nd and added days of violation, double fine | \$ _____ X _____ = _____ |

Kirk's Bobcat Service loading
dump trucks from R.O.W. TOTAL FINE: 450

Total fine to be paid within 10 working days to: Town of Palm Beach, Finance Dept., PO Box 2029, Palm Beach, FL 33480, may also be paid in person at 360 S. County Road, Palm Beach, FL 33480. Please attach a copy of this violation with payment, check must reference violation number. No further permits will be issued until fine is paid. Should you wish to contest this violation call the Public Works Office at 561-838-5440.

* Parking violations are per vehicle per day. Parking placard must be displayed in vehicle.

** Fine plus clean-up cost.

*** Includes but not limited to:

Dumpster in Right of Way - \$100 per incident.

Right of Way restoration - \$30 per day until restored.

ISSUER: [Signature]

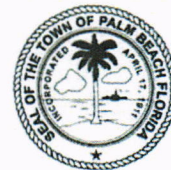
white/violator

yellow/PW

pink/issuer

TOWN OF PALM BEACH
POLICE DEPARTMENT
Code Enforcement Unit
Notice of Violation

10242



Michael Spring
Respondent's Name

G M Construction INC.
Name of Company/Resident/Business

Respondent's Address

561-742-3200
Property/Business Address

YOU ARE NOTIFIED that on Thursday March 24, 2022 at 0854 hrs,
(day) (date) (time)

a violation of Working/making noise outside the allowable construction hours.
(description of violation)

which violate the following Town of Palm Beach Code of Ordinances: 42-199
(chapter and section)

occurred at: 315 Coconut Row Palm Beach FL 33480
(violation address)

YOUR OPTIONS ARE INDICATED BELOW:

- ☒ 1) YOU MAY ADMIT to the violation by making payment by mail or in person between the hours of 9:00 A.M. and 5:00 P.M., Monday through Friday, at the Town's Finance Department at 360 South County Road., Palm Beach, Florida 33480. **NO LATER THAN 5:00 P.M. ON THE MONDAY BEFORE THE SCHEDULED HEARING NOTED BELOW.** The fine amount is \$ 250.00

OR

YOU MAY ELECT TO APPEAR IN PERSON before the Code Enforcement Board on Thursday, May 19, 2022 at 2 P.M. in the Town Council Chambers, Town Hall, located at 360 South County Road., Palm Beach, Florida 33480. For further information call 561/227-7080

- ☐ 2) THIS CASE WILL BE HEARD BEFORE THE CODE ENFORCEMENT BOARD on Thursday, _____ at 2 P.M. in the Town Council Chambers, Town Hall, located at 360 South County Road., Palm Beach, Florida 33480. For further information call 561/227-7080

I ACKNOWLEDGE RECEIPT OF THIS CODE ENFORCEMENT NOTICE OF VIOLATION

MLG

Signature of Respondent

This will be your only notice of the hearing. Failure to pay the fine or appear at the hearing will result in this matter being held in absentia. The maximum fine imposed may be \$250 for a first offense, \$500 for repeat offenses, or a maximum of \$5,000 if irreparable in nature, in addition to the administrative costs.

J. Felix / 9080 3-24-22 0910 hrs 2022-083048
Code Enforcement/Police Officer - I.D. Date Time Case/CAD #

I WISH TO ADMIT TO THE CHARGES, WAIVE MY RIGHT TO A HEARING AND PAY FINE.

Signature of Respondent

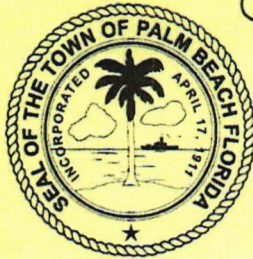
WHITE - PD Case File

BLUE - PD Log

GREEN - Finance

CANARY - Respondent

2022-083048
CE 22-502



CE 22-898

PD- 00604

POLICE DEPARTMENT
(561) 838-5454**R.O.W. VIOLATION NOTICE**NAME: GM Construction Inc DATE: May 14, 2022JOB ADDRESS: 315 Coconut Row Palm Beach FL 33480

- | | |
|---|-----------------------------------|
| <input checked="" type="checkbox"/> Working in right-of-way without permit | \$ 150 X <u>1</u> = <u>150.00</u> |
| <input type="checkbox"/> Failure to have permit on job | \$ 150 X _____ = _____ |
| <input type="checkbox"/> Construction parking without permit*
1 st = \$150 2 nd = \$250 and thereafter = \$500 | \$ 150 X _____ = _____ |
| <input type="checkbox"/> Inadequate Maintenance of Traffic | \$ 150 X _____ = _____ |
| <input type="checkbox"/> Right-of-way littered by site dirt or debris | \$ 150 X _____ = _____ |
| <input type="checkbox"/> Failure to maintain safe sidewalk | \$ 150 X _____ = _____ |
| <input type="checkbox"/> Failure to carry-out permit terms/conditions | \$ 150 X _____ = _____ |
| <input type="checkbox"/> Storage of materials in right-of-way | \$ 150 X _____ = _____ |
| <input type="checkbox"/> Use of right-of-way as work area | \$ 150 X _____ = _____ |
| <input type="checkbox"/> Damage to infrastructure in right-of-way | \$ 150 X _____ = _____ |
| <input type="checkbox"/> Dewatering without a permit | \$ 150 X _____ = _____ |
| <input type="checkbox"/> Illegal discharges to Town sewers** | \$ 500 X _____ = _____ |
| <input type="checkbox"/> Other _____ | \$ _____ X _____ = _____ |
| <input type="checkbox"/> 2nd and added days of violation, double fine | \$ _____ X _____ = _____ |

TOTAL FINE: 150.00

Total fine to be paid within 10 working days to: Town of Palm Beach, **Finance Dept.**, P.O. Box 2029, Palm Beach, FL 33480, may also be paid in person at 360 S. County Road, Palm Beach, FL 33480. Please attach a copy of this violation with payment, check must reference violation number. No further permits will be issued until fine is paid. Should you wish to contest this violation call the Police Department at 561-838-5454.

*Parking violations are per vehicle per day. Parking placard must be displayed in vehicle.

**Fine plus clean-up cost.

***Includes but not limited to:

 Dumpster in Right of Way \$100 per incident.

 Right of Way restoration - \$30 per day until restored.

ISSUER: J Oliver 10272

white/violator

yellow/PW

pink/issuer

TOWN OF PALM BEACH
POLICE DEPARTMENT
Code Enforcement Unit
Notice of Violation

10228



Jash Reen

Respondent's Name

GM Construction Inc

Name of Company/Resident/Business

Respondent's Address

561-742-3200

Property/Business Address

YOU ARE NOTIFIED that on Saturday, May 14, 2022 at 0936 hours

a violation of Construction hours / Performing exterior work / Making noise

which violate the following Town of Palm Beach Code of Ordinances: 42-199

occurred at: 315 Coconut Row Palm Beach FL 33480

YOUR OPTIONS ARE INDICATED BELOW:



1) YOU MAY ADMIT to the violation by making payment by mail or in person between the hours of 9:00 A.M. and 5:00 P.M., Monday through Friday, at the Town's Finance Department at 360 South County Road., Palm Beach, Florida 33480. NO LATER THAN 5:00 P.M. ON THE MONDAY BEFORE THE SCHEDULED HEARING NOTED BELOW. The fine amount is \$ 250.00

OR

YOU MAY ELECT TO APPEAR IN PERSON before the Code Enforcement Board on Thursday, Jun 16, 2022 at 2 P.M. in the Town Council Chambers, Town Hall, located at 360 South County Road., Palm Beach, Florida 33480. For further information call 561/227-7080



2) THIS CASE WILL BE HEARD BEFORE THE CODE ENFORCEMENT BOARD on Thursday, _____ at 2 P.M. in the Town Council Chambers, Town Hall, located at 360 South County Road., Palm Beach, Florida 33480. For further information call 561/227-7080

I ACKNOWLEDGE RECEIPT OF THIS CODE ENFORCEMENT NOTICE OF VIOLATION

X

Signature of Respondent

This will be your only notice of the hearing. Failure to pay the fine or appear at the hearing will result in this matter being held in absentia. The maximum fine imposed may be \$250 for a first offense, \$500 for repeat offenses, or a maximum of \$5,000 if irreparable in nature, in addition to the administrative costs.

J Olivares / 0272

Code Enforcement/Police Officer - I.D.

May 14, 2022 0945 hours

Date

Time

2022-184-035

Case/CAD #

I WISH TO ADMIT TO THE CHARGES, WAIVE MY RIGHT TO A HEARING AND PAY FINE.

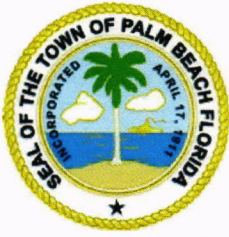
Signature of Respondent

WHITE - PD Case File

BLUE - PD Log

GREEN - Finance

CANARY - Respondent



TOWN OF PALM BEACH

Planning, Zoning & Building Department

May 16, 2022

Via email: garymaresca@gmconstruction.net; missylubs@gmail.com

G M Construction, Inc.
% Gary Maresca
1375 Gateway Blvd
Boynton Beach, FL 33426

Re: 3-Strike Rule Citations – 315 Cocoanut Row, B-21-89848 **STOP WORK ORDER PENDING**

As you know, the Town of Palm Beach Standards Applicable To Public Rights-Of-Way And Easements Within The Town Of Palm Beach regulates the number of construction-related vehicles that can be parked on Town streets in conjunction with building project sites within the Town. Attached to all construction permits issued to a job is information regarding these regulations.

This letter is to serve as notice that on **four** separate occasions you have received parking citations:
Strike 4 May 14, 2022 – NOV-10228 Construction hours/performing exterior work/making noise
Strike 3 May 14, 2022 – PD-00604 Working in right-of-way without permit
Strike 2 March 24, 2022 – NOV-10242 Working outside allowable construction hours
Strike 1 December 14, 2021 – PW-5697 Construction Parking

Therefore, under the Town's rules (referred to as the "3-strike" rule), the Director of Public Works has notified the Planning, Zoning & Building Department of these violations, and requested that a "Stop Work" order be issued as allowed by Section 18-204 of Town Code.

Per Town Resolution No 001-2022, because you have received these strikes, a fine in the amount of \$1000.00 is being imposed and is also payable immediate to the Town of Palm Beach. An invoice is attached. This fine is in addition to all right-of-way fines referenced above.

An appeal to the Police Chief needs to be submitted in writing no later than May 24, 2022 (within 10 days). If an appeal is denied or is not filed in a timely fashion, a "Stop Work" order will be issued by the Building Official effective the end of the working day May 24, 2022. After that date, no work may be performed at the site under any permits issued by the Town of Palm Beach.

All requests to lift a "Stop Work" order would need to be decided by the Town Council. The next Town Council meeting date is Tuesday, June 14, 2022. In order for this item to be considered at that meeting, you would need to submit a written request to me no later than **Wednesday, June 8, 2022 prior to 5:00 PM.**

Truly yours,

Wayne Bergman

Wayne Bergman
Director, Building Official

cc: Melissa Lynn Schorr, 315 Cocoanut Row, Palm Beach, FL 33480
K. Blouin, Town Manager
H. Paul Brazil, Public Works Director
Nicholas Caristo, Police Chief Benjamin Alma, Parking and Code Enforcement Manager

Post Office Box 2029 * 360 South County Road * Palm Beach, FL 33480 * (561) 838-5430



TOWN OF PALM BEACH POLICE DEPARTMENT

DEDICATED TO EXCELLENCE



May 26, 2022

Via email: lublimermd@gmail.com
garymaresca@gmconstruction.net

Jerry Lubliner, M.D.
215 East 73rd Street
New York, New York 10021

G M Construction, Inc.
Attn: Gary Maresca
1375 Gateway Blvd
Boynton Beach, FL 33426

Re: Code Violations
315 Cocoanut Row

Dear Mr. Lubliner,

I am in receipt of your appeal request on the behalf of GM Construction.

Town Ordinance allows ten days after each violation to contest the violation.

Public Works (PW) Citation #5697 for construction parking was issued on December 14, 2021. This citation was not contested and was paid in full on April 07, 2022.

The second strike was a Notice of Violation #10242 for working outside allowable construction hours and was issued on March 24, 2022. This was not contested and was paid in full on May 24, 2022.

The third strike was Right-Of-Way Notice #PD #00604. This was issued on May 14, 2022, for construction hours outside the allowable hours permitted. This was not contested and was paid in full on May 24, 2022.

Additionally, on the same day, May 14, 2022, Notice of Violation #10228 was issued for Construction hours; Performing exterior work; Making noise. This was not contested and was paid in full on May 24, 2022.

After thorough review of the Town Ordinance and the Town's Right-of Way Manual, along with the violations and the subsequent actions of the construction staff, the request for dismissal of the violations are denied.

With the recent changes in Town ordinances and the Town's commitment to strongly enforce construction site violations, I have an obligation to ensure consistencies in the enforcement and appeal process. You may contact the Planning, Zoning, and Building Department for any next steps in appearing before Town Council or restarting work.

Sincerely,

A handwritten signature in black ink, appearing to read 'Nicholas Caristo', with a long horizontal stroke extending to the right.

Nicholas Caristo
Chief of Police

cc: Paul Brazil Public Works Director
Wayne Bergman, Planning Zoning Building Director