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Agenda Item#

#### PALM BEACH COUNTY

#### **BOARD OF COUNTY COMMISSIONERS**

#### BOARD APPOINTMENT SUMMARY

Department: Planning, Zoning and Building/Code Enforcement

Submitted By: Code Enforcement Division

Advisory Board Name: Nuisance Abatement Board

#### I. EXECUTIVE BRIEF

**Motion and Title:** Staff recommends motion to approve: Reappointment of the following two members to the Nuisance Abatement Board (NAB), for a two year term expiring July, 2010:

Name	Membership Requirement	Nominated by
Nathan M. Lipschultz	PBC Resident	Marcus, Koons, Aaronson and Greene
Daniel Hyndman	PBC Resident	Marcus, Koons, McCarty, Aaronson and Greene

**Summary:** Pursuant to County Ordinance 02-023, the NAB is composed of five members. All members must be residents of Palm Beach County. Both Mr. Lipschultz and Mr. Hyndman meet the residency requirements. On April 29, 2008 a memo was sent to the BCC advising of the expiration of the terms of three members of the Nuisance Abatement Board. Two of the members, Mr. Lipschultz and Mr. Hyndman were contacted and both expressed a desire to be reappointed. The third member, Mr. Walsh, has apparently relocated and was unable to be contacted. No new nominations were submitted to fill the vacancy created by Mr. Walsh' leaving.

**Background and Justification:** The Palm Beach County Nuisance Abatement Board was created to hear evidence relating to the existence of public nuisances on premises located in the County. Mr. Lipschultz' and Mr. Hyndman's appointment will bring the Board's membership up to four (4) out of five (5).

Attachments:

1. Board Appointment forms

- 2. Nuisance Abatement Board membership
- 3. Excerpt from Ord. 02-023 pertaining to membership

Recommended By: Dulue and Department Director Date

Legal Sufficiency:

Assistant County Attorney

A. Other Department Review:

**Department Director** 

REVISED 06/92 ADM FORM 03 (THIS SUMMARY IS NOT TO BE USED AS A BASIS FOR PAYMENT.)

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K. MARCUS WPB

#### PALM BEACH COUNTY BOARD OF COUNTY COMMISSIONERS ADVISORY BOARD NOMINEE INFORMATION FORM

[V] At I and a	Appointment			t Appointment	
Term of Appointmen	t: <u>2</u> Years.	From:	June 17, 20	008 To: June 17,	2009
Seat Requirement: _]	Palm Beach County r	esident		Seat #:	· · · · ·
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-	LICANT. UNI ESS F	XEMPTED	MUST BE A C	COUNTY RESIDENT	Y
		-			
Name: Lipschultz	Last	INA	than First	<u> </u>	ddle
		•			
Occupation/Affiliation	on:				<del></del>
Business Name:				•	-
Business Address:			-	·.	
City & State			Zi	p Code:	
	1155 SW 5 <sup>th</sup> St				
Residence Address:	1133 3 W 3 3L				•
City & State	Boca Raton, Fl.		Zij	33486 p Code:	
Home Phone:	()	Bu	siness Phone:	(561) 683-6042 Ext.	
Cell Phone:	( )	Fa	κ:	( )	
Email Address:	· .				· · · · · · · · · · · · · · · · · · ·
Mailing Address				<u> </u>	
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Part III: COMMIS	SSIONER COMME	NTS		· ·	
Appointment to be m	ade at BCC Meeting	on: June	17, 2008		
*When a person is b	being considered for		ent, the numb	er of previous disclos	ed voting
conflicts shall be con	asidered by the Boa	rd of County	Commissioner	·s	-
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Comm. Karen T. Mercus Pursuant to Florida's Public Records Law, this document may be reviewed and photocopied by members of the public.

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<u>Part I:</u>			•		•	• •		•		•	· · · · ·
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		Last			· · ·	F	irst			Middle	
Occupation/Affiliation	on:	• •			•	· .					
Business Name:											
Business Address:			<u> </u>	•							tu 1
City & State		•			<u> </u>	•	_ Zip C	ode:		<u></u>	
		1155 SW	r eth ou				•	· *			
Residence Address:		1122 P.M	5 51.			. •		•			
City & State		Boca Rat	ton, Fl.				Zip C	ode:	3348	6	
Home Phone:	(	) )			Busir	iess Pho		561) 68 E <b>xt.</b>	3-6042		
Cell Phone:	(	)		•	Fax:		_(	)			
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Part I:					• •
Board Name: <u>Nuisance</u>	Abatement Board	Ļ			<u></u>
[X] At Large App	pointment	or	[] Distric	Appointment	
Term of Appointment:	2 Years.	From:	June 17, 20	08 To: June 17	<sup>7</sup> , 2009
Seat Requirement: Palm	n Beach County re	sident		Seat #:	
[X]*Reappointme or [ ] to complete t term of Completion of term to expire on:		or	[ ] New Aj Due to:	ppointment [] resignation	[] other
<u>Part II:</u> APPLIC	ANT, UNLESS EX	<b>XEMPTED,</b> 1	MUST BE A C	COUNTY RESIDEN	T
Name: Lipschultz		Nat	and the second sec	<u> </u>	r: 1 41 -
	Last		First	M	liddle
Occupation/Affiliation:	·				
Business Name:					
Business Address:					
City & State			Zi	p Code:	
Residence Address: City & State	1155 SW 5 <sup>th</sup> St. Boca Raton, Fl.		Zi	33486 p Code:	· · · · · · · · · · · · · · · · · · ·
Home Phone: (	)	Bus	iness Phone:	(561) 683-6042 Ext.	
Cell Phone: (	)	Fax	:	( )	
Email Address:					•
Mailing Address prefer	ence: []Busine	ss Address	[X] Residence	· · · · · · · · · · · · · · · ·	
Minority Identification [ ] IF (Native-American [ ] AF (Asian-American [ ] BF (African-America [ ] HF (Hispanic-America [ ] WF (Caucasian Fema	n Female) Female) an Female) can Female)	[ ] AM (A [ ] BM (A [ ] HM (Hi	tive-American sian-American frican-America spanic-Americ aucasian Male	Male) an Male) an Male)	
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Signature: Bud	Que		_	e: <u>5-19-0P</u>	

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<u>Part I:</u>										
Board Name: <u>Nui</u>	sance	e Abate	ment Board	d						
[X] At Large	e App	pointme	nt	or		[] Distric	t Appo	intment		
Term of Appointme	nt:	2	Years.	F	rom:	June 17, 20	008	To: June	e 17, 2009	1
Seat Requirement:	Palr	n Beacl	1 County re	esident				Seat #:		
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Occupation/Affiliati	on:			<u></u>						
Business Name:										
Business Address:						1				
City & State				- 		Zi	p Code	:		
Residence Address:			SW 5 <sup>th</sup> St.							
City & State		Boca	Raton, Fl.			Zi	p Code	334	36	
Home Phone:	(	)			Busin	ess Phone:	(561) Ext.	) 683-6042		
Cell Phone:	(	)	<del></del>		Fax:		( )			
Email Address:										
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Date: Revised 6/2007

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K. MARCUS WPB

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PALM BEACH COUNTY BOARD OF COUNTY COMMISSIONERS
ADVISORY BOARD NOMINEE INFORMATION FORM
Part I:
Board Name: Nuisance Abatement Board
[X] At Large Appointment or [] District Appointment
Term of Appointment: 2 Years. From: June 17, 2008 To: June 17, 2009
Seat Requirement: Palm Beach County resident Seat #:
[X]*Reappointment or [] New Appointment
or [] to complete the Due [] resignation [] other
term of to: Completion of term to expire on:
Part II: APPLICANT, UNLESS EXEMPTED, MUST BE A COUNTY RESIDENT
Name: <u>Hyndman</u> Daniel
Last First Middle
Occupation/Affiliation:
Business Name:
P.O. Box 3731 Business Address:
West Palm Beach, Fl.     33402       City & State     Zip Code:
Residence Address:
City & State Zip Code:
Home Phone: () Business Phone: (561) 837-5025 Ext.
Cell Phone: () Fax: ()
Email Address:
Mailing Address preference: [X] Business Address [] Residence
Minority Identification Code:[] IF (Native-American Female)[] IM (Native-American Indian Male)[] AF (Asian-American Female)[] AM (Asian-American Male)[] BF (African-American Female)[] BM (African-American Male)[] HF (Hispanic-American Female)[] HM (Hispanic-American Male)[] WF (Caucasian Female)[X] WM (Caucasian Male)
Part III: COMMISSIONER COMMENTS
Appointment to be made at BCC Meeting on: June 17, 2008
*When a person is being considered for re-appointment, the number of previous disclosed voting conflicts shall be considered by the Board of County Commissioners.
0 Number of previously disclosed voting conflicts during the previous term
Signature: Cendy & Defilippo for Date: 6508
Comm. Karen T. Marcus Pursuant to Florida's Public Records Law, this document may be reviewed Revised 6/2007 and photocopied by members of the public.

Part I:	•			•	
Board Name: <u>Nuisance</u>	Abatement Board		· · · · · · · · · · · · · · · · · · ·	· .	· .
[X] At Large App	ointment	or	[ ] Distric	ct Appointment	
Term of Appointment:	2 Years.	From	m: June 17, 2	<u>008</u> To: <u>Ju</u>	ne 17, 2009
Seat Requirement: Palm	n Beach County re	sident		Seat #:	۰ 
[X]*Reappointme	nt	or	[] New A	ppointment	
or [] to complete t	he		Due	[] resignati	on [] other
term of Completion of term to expire on:			to:	• •	
Part II: APPLICA	ANT, UNLESS EX	KEMPTEI	D, MUST BE A (	COUNTY RESIL	DENT
Name: Hyndman		I	Daniel		
	Last		First		Middle
Occupation/Affiliation:		······································			
Business Name:					
Business Address:	P.O. Box 3731				
City & State	West Palm Beach	1, Fl.	Zi	334 ip Code:	402
Residence Address:					
City & State		•••	Zi	ip Code:	,
Home Phone: (	)	E	Business Phone:	(561) 837-502:	5 Ext.
Cell Phone: _(	)	F	'ax:	( )	· · · ·
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Minority Identification [ ] IF (Native-American [ ] AF (Asian-American [ ] BF (African-American [ ] HF (Hispanic-Americ [ ] WF (Caucasian Female	Female) Female) n Female) an Female)	[ ] AM [ ] BM ( [ ] HM (	Native-Americar (Asian-Americar (African-Americar Hispanic-Americ (Caucasian Male	n Male) an Male) can Male)	
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<u>Part I:</u>	
Board Name: <u>Nuisance Abatement Board</u>	
[X] At Large Appointment or [] District Appointment	
Term of Appointment: 2 Years. From: June 17, 2008 To: June 17, 2009	<u>}</u>
Seat Requirement: <u>Palm Beach County resident</u> Seat #:	
[X]*Reappointment or [] New Appointment	
or [] to complete the Due [] resignation [] term of to:	other
Completion of term to to:	•
Part II: APPLICANT, UNLESS EXEMPTED, MUST BE A COUNTY RESIDENT	
Name: Hyndman Daniel	
Last First Middle	
Occupation/Affiliation:	
Business Name:	
P.O. Box 3731 Business Address:	
West Palm Beach, Fl.     33402       City & State     Zip Code:	
Residence Address:	
City & State Zip Code:	
Home Phone: () Business Phone: (561) 837-5025 Ext.	
Cell Phone:         ( )           Fax:         ( )	
Email Address:	
Mailing Address preference: [X] Business Address [] Residence	
Minority Identification Code:] IF (Native-American Female)[] IM (Native-American Indian Male)] AF (Asian-American Female)[] AM (Asian-American Male)] BF (African-American Female)[] BM (African-American Male)] HF (Hispanic-American Female)[] HM (Hispanic-American Male)] WF(Caucasian Female)[X] WM (Caucasian Male)	
Part III: COMMISSIONER COMMENTS	
Appointment to be made at BCC Meeting on: June 17, 2008	
When a person is being considered for re-appointment, the number of previous disclosed vo conflicts shall be considered by the Board of County Commissioners.	ting
Number of previously disclosed voting conflicts during the previous term	
Signature: Mary Mc Carty b Date: 57608	
'ursuant to Florida's Public Records Law, this document may be reviewed Revised 6/2007 nd photocopied by members of the public.	·

<u>Part I:</u>	
Board Name: Nuisance Abatement Board	
[X] At Large Appointment or	[ ] District Appointment
Term of Appointment: 2 Years. Fro	om: June 17, 2008 To: June 17, 2009
Seat Requirement: Palm Beach County resident	Seat #:
[X]*Reappointment or	[] New Appointment
or [] to complete the term of	Due [] resignation [] other
Completion of term to expire on:	to:
Part II: APPLICANT, UNLESS EXEMPTE	ED, MUST BE A COUNTY RESIDENT
Name: Hyndman	Daniel
Last	First Middle
Occupation/Affiliation:	
Business Name:	
P.O. Box 3731	
Business Address: West Palm Beach, Fl.	33402
City & State	Zip Code:
Residence Address:	
City & State	Zip Code:
Home Phone: ()	Business Phone: (561) 837-5025 Ext.
Cell Phone: ( )	Fax: ()
Email Address:	
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Part III: COMMISSIONER COMMENTS	
Appointment to be made at BCC Meeting on:	une 17, 2008
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<u>Part I:</u>						
Board Name: <u>Nuisanc</u>	e Abatement Board					
[X] At Large Ap	pointment c	)r	[ ] Distri	ct Appo	intment	
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or [ ] to complete term of Completion of term to expire on:	the		Due to:	[]	resignation [ ] oth	ier
Part II: APPLIC	ANT, UNLESS EXE	EMPTED	, MUST BE A	COUNI	TY RESIDENT	
Name: <u>Hyndman</u>		D	aniel			
	Last		First		Middle	
Occupation/Affiliation:						
Business Name:						
Business Address:	P.O. Box 3731					
City & State	West Palm Beach,	Fl.	Z	ip Code	33402	
Residence Address:						
City & State			Z	ip Code	2:	
Home Phone: (	)	B	usiness Phone:	(561)	) 837-5025 Ext.	
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# Nuisance Abatement Board Membership

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Linda L. O'Rourke Craig B. Kunkle, Jr. Dan Hyndman Nathan M. Lipschultz

#### **ARTICLE III. ABATEMENT OF NUISANCES\***

Page 1 of 1

# Sec. 20-238. Nuisance abatement board and organization.

(a) There is hereby created and established a nuisance abatement board to hear evidence relating to the existence of public nuisances on premises located in the county. This board shall consist of five (5) members appointed by a majority vote of the county commission for two-year terms, except as set forth herein at subsection (b). Members of the nuisance abatement board shall be persons who reside in the county. The chairman of the board shall be an attorney, duly licensed by the state, with trial experience.

(b) The initial appointments to the nuisance abatement board shall be as follows:

(1) Two (2) members and the chairman appointed for a term of two (2) years; and

(2) Two (2) members shall be appointed for a term of one (1) year.

Upon expiration of initial terms, subsequent appointments for two (2) years shall be made. Any member may be reappointed by the county commission. Appointments to fill a vacancy shall be for the remainder of the unexpired term. Any member who fails to attend two (2) of three (3) successive meetings without cause and without prior approval of the chairman shall automatically forfeit his appointment, and the board of county commissioners shall promptly fill such vacancy for the remainder of the term.

(c) The presence of three (3) or more members shall constitute a quorum. Members shall serve without compensation.

(Ord. No. 02-023, § 3, 5-21-02)