

# AGENDA REQUEST FORM CITY OF DANIA

**Date:** November 5, 2010

**Agenda Item #:**

**Title:** Request for Abatement

**Requested Action:**

Consideration of the Settlement Received for Cuba Land Tr., 60 SW 15 Street, CASE # 06-1575

**Summary Explanation & Background:**

This was originally cited on November 22, 2006 for 11 violations, and was given 15 days to comply. This went to the Special Magistrate on January 22, 2007 for 11 violations. The Special Magistrate issued an order giving the respondent until 2/21/07 to comply or a fine of \$200.00 per day would be levied. At the 5/07/07 hearing, the fine was confirmed. The property was brought into compliance on 1/07/08. The fines ran from 2/21/07 through 1/07/08, 320 days @ \$200.00 per day = \$64,158.00 including cost. At the Commission Abatement hearing on 3/20/08, an offer of abatement to \$4,000.00 was granted, but was not paid, and the property was later foreclosed. This is a motion to accept settlement offer received by the City. The City received \$5,000.00 as settlement, as well as \$1,754.23 in back owed utility fees.

**Exhibits (List):**

- (1) Copy of the history report.
- (2) Copy of the lien sheet.

**Purchasing Approval:**

**Source of Additional Information:** *(Name & Phone)*

**Recommended for Approval By:**

This is a motion to accept settlement offer received by the City. The City received \$5,000.00 as settlement.

**Commission Action:**

Passed  Failed  Continued  Other

**Comment:**

\_\_\_\_\_  
City Manager

\_\_\_\_\_  
City Clerk



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 CASE TYPE DATE ESTBL STATUS TENANT NAME STATUS DATE  
 Folio Number INSPECTOR TENANT NBR  
 ADDRESS  
 MINIMUM STANDARDS 11/07/06 ACTIVE 11/07/06  
 5142-03-10-5770- WARREN OSTROFSKY  
 60 SW 15 ST  
 DANIA BEACH FL 33004

3. CASE 06-00001575

NARRATIVE: paid within 60 days.  
 sm  
 March 24, 2008 9:29:15 AM daniszp 3/24/08  
 3/24/08

ROST TEXT: Payment 3/24/08  
 RSLT TEXT: Fine has not been paid. 9/20/10  
 September 18, 2008 4:16:58 PM danlhxg 9/20/10

NARRATIVE: Sent to Tim Ryan's office for title search. February 25,  
 2009 3:51:16 PM danlhxg 2/25/09

ROST TEXT: Receive \$5,000.00 settlement payment. Will wait for cr to  
 RSLT TEXT: clear and then process release of lien. Case will be  
 scheduled for November 18, 2010 City Commission hearing.  
 October 13, 2010 4:28:04 PM DANITXT. 10/13/10  
 10/13/10  
 10/13/10

VIOLATIONS:	DATE	DESCRIPTION	QTY	CODE	STATUS	DATE RESOLVED
( 1 )	11/22/06	DBCC 8-21(a) (2) (g) Win/Door Mn DBCC 8-21(a) (2) (g) states every window and exterior door shall be reasonably weathertight, maintained without cracks and holes, and in a state of good repair. DBCC 8-21(a) (2) (g) Window Equi 1 CE008021127002 DBCC 8-21(a) (2) (g) states all windows intended for ventilation must be equipped with fully operable hardware and fitted with screens.	1	CE008021127001	ACTIVE	
( 3 )	11/22/06	DBCC 8-21(a) (4) (a) Bldg Cond DBCC 8-21(a) (4) (a) requires foundations, floors, walls, ceilings, roofs, roof surfaces, windows, doors, and all other building parts to be structurally sound, weather proof, water tight, rodent proof, and kept in a state of good repair. DBCC 8-21(a) (4) (F) Acc Struct 1 CE008021146001 DBCC 8-21(a) (4) (F) states every accessory structure shall be kept in a clean and sanitary condition, free from rodents, vermin, and infestations.	1	CE008021141001	ACTIVE	
( 4 )	11/22/06	DBCC 8-21(a) (5) (a) (1) Bldg Mnt 1 CE008021151101 DBCC 8-21(a) (5) (a) (1) states the exterior of all premises and every structure thereon, including all parts of the structure and appurtenance where exposed to public view, shall be maintained in good condition and shall not show evidence of deterioration, weathering, discoloration,	1	CE008021151101	ACTIVE	
( 5 )	11/22/06				ACTIVE	

CASE TYPE: MINIMUM STANDARDS  
 Folio Number: 5142-03-10-5770-  
 ADDRESS: 60 SW 15 ST  
 DANIA BEACH, FL 33004

3. CASE 06-00001575

VIOLATIONS:	DATE	DESCRIPTION	QTY	CODE	STATUS	DATE RESOLVED
( 5 )	11/22/06	DBCC 8-21(a)(5) (a) (1) Bldg Mnt ripping, tearing, or other holes or breaks.	1	CE008021151101	ACTIVE	
( 6 )	11/22/06	DBCC 8-21(a)(5) (a) (2) Paint painting or which are otherwise protected from the elements shall be kept painted or protected, maintained free of graffiti, and be of uniform colors void of any evidence of deterioration.	1	CE008021151201	ACTIVE	
( 7 )	11/22/06	DBCC 8-21(a)(5) (d) VG Material provide complete coverage of the entire yard area exposed to public view, and its height shall conform with all applicable city ordinances.	1	CE008021154001	ACTIVE	
( 8 )	11/22/06	DBCC 13-34(a) Nvs Accumulation operator of premises within the city to allow the accumulation of or to accumulate any garbage, litter, trash, stagnant water, untended vegetation, or to allow any discoloration, or any nuisance as defined in section 13-21 upon the premises.	1	CE013034001001	ACTIVE	
( 9 )	11/22/06	DBCC 13-34(b) Prop & RW Maint within the city shall keep such property and the adjoining unpaved portions of the public rights of way, swales, and/or canal banks clean and free from any accumulation of garbage, trash, and litter.	1	CE013034002001	ACTIVE	
( 10 )	11/22/06	DBCC 13-34(c) Untended Veg improved property within the city shall not permit untended vegetation upon such property and the public rights of way, swales, and/or canal banks. Untended vegetation includes all grass, weeds, and underbrush in excess of eight (8) inches in height from the ground, and any overgrown vines and similar other vegetation.	1	CE013034003001	ACTIVE	
( 11 )	11/22/06	DBCC 22-21 Sidewalk Maint property to construct or reconstruct, and to maintain and keep in uniform repair sidewalks in front of or abutting upon the property.	1	CE022021000001	ACTIVE	

# City of Dania Beach

100 W. Dania Beach Blvd.  
 Dania Beach, FL 33004  
 954-924-3662

OWNER: CUBA LAND TRUST  
 FOLIO: 1203-10-5770  
 LEGAL: NORTH HOLLYWOOD 4-1 B LOT 1 BLK 44  
 ADDRESS: 60 SW 15 ST

## CODE ENFORCEMENT ORDER LIEN

CEB 06-1575

RECORDED

Start Date	Through Date	Lien Amount	# of Days	TOTAL FINE	Record Fee	Total	BOOK	PAGE	DATE
2/21/2007	1/7/2008	\$200.00	320	\$64,000.00	\$158.00	\$64,158.00	44206	1507-1514	6/19/2007

The property is in compliance as of 1/7/2008.

REVISED 11/8/2010

[Hyperlinks from Scans\1203-10-5770 CODE-FINAL-LIEN 06-1575.pdf](#)

Frank DiPaolo  
 Accountant - Finance

### ESTIMATED COST OF RECORDING FEES

1	PAGES	CERTIFIED COPY COVER	10.00
4	PAGES	FINAL ORDER	34.00
3	PAGES	CLAIM OF LIEN	25.50
2	PAGES	RELEASE OF LIEN	18.50
		ADM. FEE RECORDING LIEN	40.00
		ADM. FEE RECORDING RELEASE	30.00
			<b>158.00</b>