

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 # 08-1085

Summary Explanation & Background:

This was originally cited on June 11, 2008 for 9 violations, and was given 30 days to comply. This went to the Special Magistrate on October 2, 2008 for 9 violations. The Special Magistrate issued an order giving the respondent until 12/11/08 to comply or a fine of \$100.00 per day would be levied. At the 6/04/09 hearing, the fine was confirmed. The property was brought into compliance on 8/03/10. The fines ran from 12/11/08 through 8/03/10, 600 days @ \$100.00 per day = \$60,258.00 including cost. This is a motion to accept settlement offer received by the City. The City received \$1,000.00 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 \$1,000.00 as settlement.

Commission Action:

Passed Failed Continued Other

Comment:

City Manager

City Clerk

PREPARED 11/08/10, 12:11:03
 PROGRAM CE001L
 CITY OF DANIA BEACH

CASE HISTORY REPORT
 CASE NUMBER 08-00001085

CASE TYPE ----- DATE ESTBL ----- STATUS ----- STATUS DATE -----
 Folio Number ----- INSPECTOR ----- TENANT NAME ----- TENANT NBR -----
 ADDRESS -----
 MINIMUM STANDARDS 6/09/08 ACTIVE 6/11/08
 5142-03-10-5770- WARREN OSTROFSKY
 60 SW 15 ST
 DANIA BEACH FL 33004

4. CASE 08-00001085
 RSLT TEXT: Receive \$1,000.00 settlement payment. Will wait for ck to clear and then process release of lien. Case will be scheduled for November 18, 2010 City Commission hearing. October 13, 2010 4:28:45 PM DANITXT.
 10/13/10
 10/13/10
 10/13/10

VIOLATIONS:	DATE	DESCRIPTION	QTY	CODE	STATUS	DATE RESOLVED
(1)	6/11/08	DBCC 8-21(a) (4) (F) Fences/Wall DBCC 8-21(a) (4) (E) states all fences, walls, and similar enclosures shall be maintained in a state of good repair.	1	CE008021146002	ACTIVE	
(2)	6/11/08	DBCC 13-34(a) Mns Accumulation DBCC 13-34(a) states it is unlawful for any owner or 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	
(3)	6/11/08	DBCC 13-34(b) Prop & RM Maint DBCC 13-34(b) states each owner or operator of property 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	
(4)	6/11/08	DBCC 13-34(c) Untended Veg DBCC 13-34(c) states the owners and operators of all 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	
(5)	6/11/08	DBCC 13-74(c) Removal of Items DBCC 13-74(c) states all garbage carts and all other receptacles shall be removed from the right of way and from the front yard no later than dusk of the day of collection.	1	CE013074003002	ACTIVE	
(6)	6/11/08	DBCC 14-2(a) Junk/Abd Vehicles DBCC 14-2(a) states it is unlawful to park, store, have, or permit parking or storage of any junked and abandoned vehicle of any kind or parts thereof upon any private property unless the vehicle is completely enclosed within a building or is in connection with an approved business and licensed as such.	1	CE014002001001	ACTIVE	
(7)	6/11/08	DBCC 15-1 STR/License Required DBCC 15-1 STR/License Required	1	CE015001000001	ACTIVE	

 CASE TYPE Polio Number
 ADDRESS MINIMUM STANDARDS
 5142-03-10-5770-
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 4. CASE 08-00001085

 DATE ESTBL 6/09/08
 INSPECTOR WARREN OSTROFSKY
 STATUS ACTIVE
 TENANT NAME
 TENANT NBR
 STATUS DATE 6/11/08
 TENANT DATE

VIOLATIONS:	DATE	DESCRIPTION	QTY	CODE	STATUS	DATE RESOLVED
(7)	6/11/08	DBCC 15-1 BTR/License Required DBCC 15-1 states it is unlawful for any person to engage in or manage any business in the city without having a business tax receipt (previously referred to as a license) from the city.	1	CE015001000001	ACTIVE	
(8)	6/11/08	DBCC 22-5(1)(5)(d) Tree Maint DBCC 22-5(1)(5)(d) states all trees shall be kept trimmed by the abutting property owner or tenant and shall have a clearance of at least eight (8) feet above the sidewalk and fourteen (14) feet above the street level so as to permit pedestrian and vehicular traffic beneath them without interference.	1	CE022005009541	ACTIVE	
(9)	6/11/08	DBCC 25-124(a) Comm Vehicles DBCC 25-124(a) prohibits commercial vehicles in residential areas, which includes but is not limited to: any truck classified as one ton or greater in capacity, bus, tractor-trailer or any part thereof, wrecker, or any other vehicle equipped with a hoist or other mechanical equipment.	1	CE025124001001	ACTIVE	

City of Dania Beach

100 W. Dania Beach Blvd.
 Dania Beach, FL 33004
 954-924-6800 Ext. 3662

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

CODE ENFORCEMENT ORDER LIEN				CEB 08-1085		RECORDED		RELEASED			
Start Date	Through Date	Lien Amount	# of Days	TOTAL FINE	Record Fee	BOOK	PAGE	DATE	BOOK	PAGE	DATE
12/1/2008	8/3/2010	\$100.00	600	\$60,000.00	\$258.00	47306	1330-1335	8/16/2010			
						Total					
						\$60,258.00					

This property is in compliance as of 8/3/2010

REVISED 11/8/2010

ESTIMATED COST OF RECORDING FEES	
1 PAGES	CERTIFIED COPY COVER 10.00
4 PAGES	FINAL ORDER 34.00
3 PAGES	SUPPLEMENTAL ORDER 25.50
2 PAGES	RELEASE OF LIEN 18.50
	ADM. FEE RECORDING LIEN 40.00
	ADM. FEE RECORDING RELEASE 30.00
	ADM. FEE - SPECIAL MAGISTRATE FINE 100.00
	258.00