

AGENDA REQUEST FORM CITY OF DANIA

Date: January 3, 2011

Agenda Item #:

Title: Request for Abatement

Requested Action:

Consideration of the Settlement Received for Kareen K. Castro, 730 NW 12 Avenue, CASE # 09-1275

Summary Explanation & Background:

This was originally cited on July 15, 2009 for 3 violations, and was given 30 days to comply. This went to the Special Magistrate on November 5, 2009 for 3 violations. The Special Magistrate issued an order giving the respondent until 12/15/09 to comply or a fine of \$150.00 per day would be levied. The fines ran from 12/15/09 through 6/16/10, 183 days @ \$150.00 per day = \$27,681.00 including cost. This is a motion to accept settlement offer received by the City. The City received \$2,760.00 for code case, \$100.00 for administrative fees and \$131.00 for recording fees= \$2,991.00 as settlement.

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 \$2,760.00 for code case, \$100.00 for administrative fees and \$131.00 for recording fees= \$2,991.00 as settlement.

Commission Action:

Passed Failed Continued Other

Comment:

City Manager

City Clerk

CASE TYPE: -----
Folio Number: -----
ADDRESS: -----
MINIMUM STANDARDS
5042-34-38-0110-
730 NW 12 AVE
INSPECTOR: -----
DATE ESTBL: -----
STATUS: -----
TENANT NAME: -----
TENANT NBR: -----
STATUS DATE: -----
6/30/09
ACTIVE
7/15/09
WARREN OSTROFSKY

9. CASE 09-00001275

CASE DATA: CERTIFIED MAIL NUMBER 7009 0080 0001 0519 8264
CERT LINE SM
VIOLATION TYPE
VIOLATION TYPE
VIOLATION TYPE
VIOLATION TYPE
VIOLATION TYPE
VIOLATION TYPE
FORMAL HEARING NOTICE CERT #
2ND INSPECTOR
3RD INSPECTOR
ALSO KNOWN AS ADDRESS

NARRATIVE: Vio.Let. - 13-34b; 13-34c; 15-1 7/15/09

NOTICE NAMES: KAREEN K CASTRO OWNER
730 NW 12 AVE

RSLT TEXT: Extension granted until 9/4/09 per inspector Warren Ostrofsky.
August 14, 2009 2:53:01 PM danlhxg 8/14/09
September 8, 2009 3:27:59 PM danlhxg 8/14/09
9/08/09

RSLT TEXT: Property failed reinspection per inspector Warren Ostrofsky.
September 8, 2009 3:27:59 PM danlhxg 9/08/09

NARRATIVE: Compliance by December 15, 2009 or \$150.00 per day fine per Special Magistrate Gordon Linn at the November 5, 2009 hearing. \$100.00 administrative fee is assessed.
November 10, 2009 9:25:09 AM DANITXT 12/16/09
12/16/09

RSLT TEXT: Property failed reinspection on 12.15.09 per Inspector Warren Ostrofsky.
December 16, 2009 12:39:57 PM DANITXT 12/16/09
12/16/09
0/00/00

NARRATIVE: Fine confirmed per Special Magistrate Gordon Linn at the May 6, 2010 Special Magistrate hearing.
May 12, 2010 11:53:56 AM DANITXT 9/09/10
9/09/10

RSLT TEXT: Case is in compliance as of 6/16/10 per Inspector Ostrofsky.
Fines and fees are still owed. 12/21/10
12/21/10

CASE TYPE
 Folio Number
 ADDRESS
 MINIMUM STANDARDS
 5042-34-38-0110-
 730 NW 12 AVE

DATE ESTBL
 INSPECTOR
 STATUS
 TENANT NAME
 TENANT MBR
 STATUS DATE

6/30/09
 WARREN OSTROFSKY
 ACTIVE
 7/15/09

9. CASE 09-00001275

RESLT TEXT: Received \$2,760.00 for code case, \$100 admin cost and \$131
 admin/record release for case # \$2,991.00. Will wait for
 check to clear. Then case will be scheduled for City
 Commission hearing in January 2011.
 December 21, 2010 4:42:05 PM DANITXT. 12/21/10
 12/21/10
 12/21/10

VIOLATIONS:	DATE	DESCRIPTION	QTY	CODE	STATUS	DATE RESOLVED
(1)	7/15/09	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	
(2)	7/15/09	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	
(3)	7/15/09	DBCC 15-1 BTR/License Required DBCC 15-1 states it is unlawful for any person to engage in, manage or allow anyone on the person's property 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	

City of Dania Beach

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

OWNER: CASTRO, KAREN K.
 FOLIO: 0234-38-0110
 LEGAL: GALMAN SUB 63-20 B LOT 11
 ADDRESS: 730 NW 12 AVENUE

CODE ENFORCEMENT ORDER LIEN

CEB 09-1275

Start Date	Through Date	Lien Amount	# of Days	TOTAL FINE	Record Fee	Total	RECORDED BOOK	PAGE	DATE	RELEASED BOOK	PAGE	DATE
12/15/2009	6/16/2010	\$150.00	183	\$27,450.00	\$231.00	\$27,681.00	47126	110-114	6/7/2010			

This property is in compliance as of 6/16/2010.

REVISED 1/5/2011

ESTIMATED COST OF RECORDING FEES

1	PAGES	CERTIFIED COPY COVER	0.00
3	PAGES	FINAL ORDER	25.50
2	PAGES	SUPPLEMENTAL ORDER	17.00
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
			231.00