

AGENDA REQUEST FORM CITY OF DANIA

Date: January 3, 2011

Agenda Item #:

Title: Request for Abatement

Requested Action:

Consideration of the Settlement Received for Eunice Alexander 1/2 Int, Lyle Alexander, 4927 SW 44 Terrace, CASE # 09-1863

Summary Explanation & Background:

This was originally cited on October 5, 2009 for 5 violations, and was given 30 days to comply. This went to the Special Magistrate on December 3, 2009 for 5 violations. The Special Magistrate issued an order giving the respondent until 12/24/09 to comply or a fine of \$200.00 per day would be levied. At the 5/06/10 hearing, the fine was confirmed. The fines ran from 12/24/09 through 12/14/10, 344 days @ \$200.00 per day = \$71,249.50 including cost. This is a motion to accept settlement offer received by the City. The City received \$3,800.00 for code case, \$100.00 for administrative fees and \$400.00 for recording fees= \$4,300.00 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 \$3,800.00 for code case, \$100.00 for administrative fees and \$400.00 for recording fees= \$4,300.00 as settlement.

Commission Action:

Passed Failed Continued Other

Comment:

City Manager

City Clerk

CASE TYPE	DATE ESTBL	STATUS	TENANT NAME	TENANT NBR	STATUS DATE
Folio Number ADDRESS	INSPECTOR				
MINIMUM STANDARDS 5041-36-06-0280- 4927 SW 44 TER FT. LAUDERDALE	10/01/09	ACTIVE	MICHAEL RINALDI		10/05/09
10. CASE 09-00001863					

CASE DATA: CERTIFIED MAIL NUMBER 7009 0820 0000 4013 2057
 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. - 8-21a2g win/door; 8-21a2g window equip; 13-34b; 10/05/09
 13-34c; 22-1 10/05/09

NOTICE NAMES: EUNICE ALEXANDER 1/2 INT OWNER
 LYDE ALEXANDER
 RSLT TEXT: Property failed reinspection per Inspector Mike Rinaldi. 11/05/09
 November 5, 2009 9:32:32 AM DANITXT 11/05/09

NARRATIVE: Compliance by December 23, 2009 or \$200.00 per day per
 Special Magistrate Mitch Kraft at the December 3, 2010
 Special Magistrate hearing. \$100.00 administrative fee is
 assessed.
 December 8, 2009 10:30:13 AM DANITXT 12/08/09
 December 8, 2009 10:30:13 AM DANITXT 12/08/09

RSLT TEXT: Property failed reinspection on 12.23.09 per Inspector
 Warren Ostrofsy. 12/29/09
 December 29, 2009 4:29:42 PM DANITXT 12/29/09
 December 29, 2009 4:29:42 PM DANITXT 12/29/09

NARRATIVE: Fine confirmed per Special Magistrate Gordon Linn at the May
 6, 2010 Special Magistrate hearing. 7/26/10
 May 12, 2010 11:49:34 AM DANITXT 7/26/10
 May 12, 2010 11:49:34 AM DANITXT 7/26/10

RSLT TEXT: Property failed reinspection on 8.10.10 per Supervisor Nick
 Lupu. 12/06/10
 August 13, 2010 4:32:16 PM DANITXT 12/06/10
 August 13, 2010 4:32:16 PM DANITXT 12/06/10

CASE TYPE
 Folio Number
 ADDRESS
 MINIMUM STANDARDS
 5041-36-06-0280-
 4927 SW 44 TER
 FT. LAUDERDALE FL 33312

DATE ESTBL
 INSPECTOR
 STATUS
 TENANT NAME
 STATUS DATE
 TENANT NBR
 10/01/09
 MICHAEL RINALDI
 ACTIVE
 10/05/09

10. CASE 09-00001863

RSLT TEXT: Received \$3,900.00 for code case, \$100 admin cost and \$400 admin/record release for case= \$4,300.00. Will wait for check to clear. Then case will be scheduled for City Commission hearing in January 2011. December 21, 2010 2:48:46 PM DANITXT.

VIOLATIONS:	DATE	DESCRIPTION	QTY	CODE	STATUS	DATE RESOLVED
(1)	10/05/09	DBCC 8-21(a) (2) (g) Win/Door Mm 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. DBCC 13-34(b) Prop & RW Maint 1 CE013034002001 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	CE008021127001	ACTIVE	12/21/10
(2)	10/05/09	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. DBCC 13-34(b) Prop & RW Maint 1 CE013034002001 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	CE008021127002	ACTIVE	12/21/10
(3)	10/05/09	DBCC 13-34(b) Prop & RW Maint 1 CE013034002001 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	12/21/10
(4)	10/05/09	DBCC 13-34(c) Untended Veg 1 CE013034003001 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	12/21/10
(5)	10/05/09	DBCC 22-1 Bldg Numbers (Front) 1 CE0220010000001 DBCC 22-1 states any building in the city must display the correct street number upon such building.	1	CE0220010000001	ACTIVE	12/21/10

City of Dania Beach

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

OWNER: EUNICE ALEXANDER 1/2 INT, LYLE ALEXANDER
 FOLIO: 0136-06-0280
 LEGAL: PLAYLAND ISLES 37-14 B LOT 19 BLK 3
 ADDRESS: 4927 SW 44 TERRACE

CODE ENFORCEMENT ORDER LIEN

CEB 09-1863

Start Date	Through Date	Lien Amount	# of Days	TOTAL FINE	Record Fee	Total	RECORDED BOOK	PAGE	DATE	RELEASED BOOK	PAGE	DATE
12/24/2009	12/14/2010	\$200.00	355	\$71,000.00	\$249.50	\$71,249.50	47126	91-96	6/7/2010			

This property is in compliance as of 12/14/2010.

REVISED 1/5/2011

ESTIMATED COST OF RECORDING FEES

1	PAGES	CERTIFIED COPY COVER	10.00
4	PAGES	FINAL ORDER	34.00
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
			249.50