

# AGENDA REQUEST FORM CITY OF DANIA

**Date:** January 3, 2011

**Agenda Item #:**

**Title:** Request for Abatement

**Requested Action:**

Consideration of the Settlement Received for Scott Carroll, 5230 SW 26 Terrace, CASE #09-2028

**Summary Explanation & Background:**

This was originally cited on October 26, 2009 for 1 violation, and was given 30 days to comply. This went to the Special Magistrate on February 4, 2010 for 1 violation. The Special Magistrate issued an order giving the respondent until 3/16/10 to comply or a fine of \$150.00 per day would be levied. The fines ran from 3/16/10 through 12/10/10, 269 days @ \$150.00 per day = \$40,350.00 including cost. This is a motion to accept settlement offer received by the City. The City received \$7,500.00 for code case and \$350.00 for administrative fees = \$7,850.00 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 \$7,500.00 for code case and \$350.00 for administrative fees = \$7,850.00 as settlement.

**Commission Action:**

Passed  Failed  Continued  Other

**Comment:**

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

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

PREPARED 1/05/11, 15:08:40  
PROGRAM CE200L  
CITY OF DANIA BEACH

CASE HISTORY REPORT  
CASE NUMBER 09-00002028

CASE TYPE  
Folio Number  
ADDRESS  
MINIMUM STANDARDS  
5042-32-34-0850-  
5230 SW 26 TER  
FT. LAUDERDALE FL 33312

11. CASE 09-00002028

DATE ESTBL  
INSPECTOR  
STATUS  
TENANT NAME  
ACTIVE  
STATUS DATE  
TENANT NBR

CASE DATA: CERTIFIED MAIL NUMBER 7009 1680 0000 9715 1682  
CERT LINE SM

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. - 15-1

10/26/09

NOTICE NAMES: SCOTT CARROLL  
5230 SW 26TH TER

OWNER

RESULT TEXT: Property failed reinspection on 11.25.09 per Inspector Gary Phaneuf.

12/01/09

December 1, 2009 9:10:39 AM DANITXT

12/01/09

NARRATIVE: Compliance by March 16, 2010 or \$150.00 per day fine per Special Magistrate Mark Berman at the February 4, 2010 Special Magistrate hearing. \$100.00 administrative fee is assessed.

2/09/10

February 9, 2010 4:01:20 PM DANITXT

2/09/10

RESULT TEXT: Property failed reinspection on 3.19.10 per Inspector Gary Phaneuf.

3/26/10

March 26, 2010 8:42:34 AM DANITXT

3/26/10

NARRATIVE:

0/00/00

RESULT TEXT: Received \$7,500.00 for code case. \$100 admin cost and \$250 admin/record release for case= \$7,850.00. Will wait for check to clear.

12/21/10

December 21, 2010 2:37:09 PM DANITXT.

12/21/10

VIOLATIONS: ( 1 ) DATE 10/26/09 DESCRIPTION DBCC 15-1 BTR/License Required QTY 1 CODE CE015001000001

STATUS ACTIVE

DATE RESOLVED

PREPARED 1/05/11, 15:08:40  
PROGRAM CE2001  
CITY OF DANIA BEACH

CASE HISTORY REPORT  
CASE NUMBER 09-00002028

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CASH TYPE DATE ESTBL STATUS  
Folio Number INSPECTOR TENANT NAME  
ADDRESS  
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MINIMUM STANDARDS 10/21/09 ACTIVE  
5042-32-34-0850- GARY PHANEUF  
5230 SW 26 TER  
FT. LAUDERDALE FL 33312  
-----  
11. CASE 09-00002028

VIOLATIONS:	DATE	DESCRIPTION	QTY	CODE	STATUS	DATE RESOLVED
( 1 )	10/26/09	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  
 954-924-3662

OWNER: CARROLL, SCOTT

FOLIO: 0232-34-0850

LEGAL: RAVENSWOOD NORTH 108-45 B LOT 85 BLK 11

ADDRESS: 5230 SW 26 TERRACE

CODE ENFORCEMENT ORDER LIEN				CEB		09-2028		RECORDED		RELEASED		
Start Date	Through Date	Lien Amount	# of Days	TOTAL FINE	Record Fee	Total	BOOK	PAGE	DATE	BOOK	PAGE	DATE
3/16/2010	12/10/2010	\$150.00	269	\$40,350.00	\$0.00	\$40,350.00						

THE PROPERTY IS IN COMPLIANCE AS OF 12/10/2010

REVISED 1/5/2011

City of Dania Beach

- ESTIMATED COST OF RECORDING FEES
- 1 PAGES CERTIFIED COPY COVER
  - 3 PAGES FINAL ORDER
  - 3 PAGES SUPPLEMENTAL ORDER
  - 2 PAGES RELEASE OF LIEN
  - ADM. FEE RECORDING LIEN
  - ADM. FEE RECORDING RELEASE
  - ADM. FEE-SPECIAL MAGISTRATE FINE