

AGENDA REQUEST FORM CITY OF DANIA

Date: January 3, 2011

Agenda Item #:

Title: Request for Abatement

Requested Action:

Consideration of the Settlement Received for Stephen Miller Est c/o April L. Patterson, 2953 SW 53 Street, CASE # 08-1868

Summary Explanation & Background:

This was originally cited on October 6, 2008 for 3 violations, and was given 10 days to comply. This went to the Special Magistrate on December 4, 2008 for 3 violations. The Special Magistrate issued an order giving the respondent until 12/25/08 to comply or a fine of \$100.00 per day would be levied. At the 5/07/09 hearing, the fine was confirmed. The fines ran from 12/25/08 through 8/24/10, 607 days @ \$100.00 per day = \$60,841.00 including cost. This is a motion to accept settlement offer received by the City. The City received \$3,850.00 for code case, \$100.00 for administrative fee and \$141.00 for recording fees = \$4,091.00 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 \$3,850.00 for code case, \$100.00 for administrative fee and \$141.00 for recording fees = \$4,091.00 as settlement.

Commission Action:

Passed Failed Continued Other

Comment:

City Manager

City Clerk

CASE TYPE Folio Number ADDRESS DATE ESTBL STATUS TENANT NAME TENANT NBR STATUS DATE

MINIMUM STANDARDS 5042-32-34-2050- 9/25/08 INSPECTOR ACTIVE 10/06/08
2953 SW 53 ST FT. LAUDERDALE FL 33312 GARY PHANEUF
6. CASE 08-00001868

CASE DATA: CERTIFIED MAIL NUMBER 7008 1140 0003 1257 6915
CERT LINE HC
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 letter-13-34(b); 13-34(c); 14-2(a) 10/06/08

NOTICE NAMES: MILLER, STEPHEN
2953 SW 53 ST

OWNER

RESULT TEXT: Property failed reinspection per inspector Gary Phaneuf. 10/17/08
October 17, 2008 4:41:43 PM danl1xg

NARRATIVE: Compliance by December 24, 2008 or \$100.00 per day fine. 5/06/09
Authorization to abate nuisances granted after 20 days in 5/06/09
the interest of public health and safety per Special 5/06/09
Magistrate Gordon Linn.

RESULT TEXT: Property failed reinspection per inspector Gary Phaneuf. 1/20/09
January 20, 2009 9:54:56 AM danl1xg

NARRATIVE: Sent for Title Search 1/23/09

NARRATIVE: Fine confirmed per Special Magistrate Gordon Linn. 11/16/10
May 15, 2009 4:31:04 PM danl1xg

RESULT TEXT: Property failed reinspection per inspector Gary Phaneuf. 8/19/10
August 17, 2009 2:24:20 PM danl1xg

NARRATIVE: 0/00/00

RESULT TEXT: Property complied on 8.24.10 per Inspector Gary Phaneuf. 11/15/10
Fines still owed. 11/15/10
August 30, 2010 12:12:54 PM DANITXT. 11/15/10

 CASE TYPE DATE ESTBL STATUS STATUS DATE
 Folio Number INSPECTOR TENANT NAME TENANT NBR
 ADDRESS
 MINIMUM STANDARDS 9/25/08 ACTIVE 10/06/08
 5042-32-34-2050-
 2953 SW 53 ST GARY PHANEUF
 FT. LAUDERDALE FL 33312

6. CASE 08-00001868

RESULT TEXT: Received \$3,850.00 for code case, \$100 admin cost and \$141
 admin/record release for case= \$4,091.00. Will wait for
 check to clear. Then case will be scheduled for City
 Commission hearing in January 2011.
 December 21, 2010 2:54:45 PM DANITXT. 12/21/10
 12/21/10
 12/21/10

VIOLATIONS:	DATE	DESCRIPTION	QTY	CODE	STATUS	DATE RESOLVED
(1)	10/06/08	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	
(2)	10/06/08	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	
(3)	10/06/08	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	

City of Dania Beach

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

OWNER: MILLER,STEPHEN EST % APRIL L PATTERSON
 FOLIO: 0232-34-2050
 LEGAL: RAVENSWOOD NORTH 108-45 B LOT 57 BLK 16
 ADDRESS: 2953 SW 53 STREET

CODE ENFORCEMENT ORDER LIEN

CEB 08-1868

Start Date	Through Date	Lien Amount	# of Days	TOTAL FINE	Record Fee	Total	RECORDED BOOK	PAGE	DATE	RELEASED BOOK	PAGE	DATE
12/25/2008	8/24/2010	\$100.00	607	\$60,700.00	\$141.00	\$60,841.00	46439	1221-1226	8/10/2009			

This property is in compliance as of 8/24/2010.

REVISED 1/5/2011

ESTIMATED COST OF RECORDING FEES

1	PAGES	CERTIFIED COPY COVER	10.00
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
			141.00