

# AGENDA REQUEST FORM CITY OF DANIA

**Date:** March 7, 2011

**Agenda Item #:**

**Title:** Request for Abatement

**Requested Action:**

Approval of the Settlement Received for Angela R Gonzalez, 212 SW 1 Ave, CASE # 08-0707

**Summary Explanation & Background:**

This was originally cited on April 21, 2008 for 6 violations, and was given 30 days to comply. This went to the Special Magistrate on September 4, 2008 for 6 violations. The Special Magistrate issued an order giving the respondent until 10/13/08 to comply or a fine of \$200.00 per day would be levied. At the 2/05/09 hearing, the fine was confirmed. The fines ran from 10/14/08 through 12/1/10, 778 days @ \$200.00 per day = \$155,741.00 including costs. This is a motion to accept the settlement offer received by the City. The City received \$9,000.00 for the code cases, \$200.00 for special magistrate fees, and \$782.00 in admin fees/recording costs, totaling \$9,982.00 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 the settlement offer received by the City. The City received \$9,000.00 for the code cases, \$200.00 for special magistrate fees, and \$782.00 in admin fees/recording costs, totaling \$9,982.00 as settlement.

**Commission Action:**

Passed  Failed  Continued  Other

**Comment:**

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

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

PREPARED 3/07/11, 14:39:32  
PROGRAM CE200L  
CITY OF DANIA BEACH

CASE HISTORY REPORT  
CASE NUMBER 08-00000707

CASE TYPE  
Folio Number  
ADDRESS  
MINIMUM STANDARDS  
5142-03-02-0160  
212 SW 1 AVE

DATE ESTBL STATUS  
INSPECTOR TENANT NAME TENANT NBR STATUS DATE  
4/16/08 ACTIVE 4/21/08  
ERIC WALTON

2. CASE 08-00000707

CASE DATA: CERTIFIED MAIL NUMBER 7007 2680 0000 4901 1414  
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: Viol.Let. - 8-21a5a2; 13-74c; 15-1; 22-21; 28-4.20a; FBC 4/21/08  
105.1 4/21/08

NOTICE NAMES: ANGELA R GONZALEZ OWNER  
212 SW 1 AVENUE

RSLT TEXT: Extension granted until 6/21/08 per inspector Eric Walton. 5/22/08  
May 22, 2008 10:39:18 AM danilxg 5/22/08

RSLT TEXT: Extension granted until 7/23/08 per inspector Eric Walton. 6/25/08  
June 25, 2008 10:04:43 AM danilxg 6/25/08

RSLT TEXT: Property failed reinspection per inspector Eric Walton. 7/25/08  
July 25, 2008 4:26:50 PM danilxg 7/25/08

NARRATIVE: Compliance by October 13, 2008 or \$200.00 per day fine 3/07/11  
ordered per Special Magistrate Mark Berman. 3/07/11  
October 3, 2008 10:58:05 AM danilxg 3/07/11

RSLT TEXT: Property failed reinspection per inspector Eric Walton. 10/14/08  
October 14, 2008 4:12:49 PM danilxg 10/14/08

NARRATIVE: Fine confirmed per Special Magistrate Gordon Linn at the 3/07/11  
hearing. 3/07/11  
February 23, 2009 11:16:56 AM daniszp 3/07/11

RSLT TEXT: Property failed reinspection per inspector Eric Walton. 5/19/09  
May 5, 2009 4:29:36 PM danilxg 5/19/09

PREPARED 3/07/11, 14:39:32  
 PROGRAM CE200L  
 CITY OF DANIA BEACH

CASE HISTORY REPORT  
 CASE NUMBER 08-00000707

CASE TYPE  
 Folio Number  
 ADDRESS  
 MINIMUM STANDARDS  
 5142-03-02-0150  
 212 SW 1 AVE

DATE ESTBL  
 INSPECTOR  
 4/16/08  
 ERIC WALTON

TENANT NAME  
 ACTIVE

TENANT NBR  
 4/21/08

STATUS DATE

2. CASE 08-00000707

NARRATIVE: Sent for foreclosure reinspection.

NARRATIVE: Authorization to sue for money judgment granted per Special Magistrate Gordon Linn.  
 August 26, 2009 2:30:44 PM danilxg

RESLT TEXT: Received \$9,982.00 for code case, recording and admin fees.  
 Case will be scheduled for March 17, 2011 Commission Abatement hearing.  
 March 7, 2011 2:14:51 PM DANITXT.

VIOLATIONS:	DATE	DESCRIPTION	QTY	CODE	STATUS	DATE RESOLVED
( 1 )	4/21/08	DBCC 8-21(a) (5) (a) (2) Paint DBCC 8-21(a) (5) (a) (2) states all surfaces requiring painting or which are otherwise protected from the elements shall be kept painted or protected, maintained free of graffiti, and be of uniform colors void of any evidence of deterioration.	1	CE008021151201	ACTIVE	3/03/11 3/03/11
( 2 )	4/21/08	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	5/19/09
( 3 )	4/21/08	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	3/07/11 3/07/11 3/07/11
( 4 )	4/21/08	DBCC 22-21 Sidewalk Maint DBCC 22-21 states it is the duty of each owner of abutting property to construct or reconstruct, and to maintain and keep in uniform repair sidewalks in front of or abutting upon the property.	1	CE022021000001	ACTIVE	
( 5 )	4/21/08	DBCC 28-4.20(a) Appl of Regs DBCC 28-4.20(a) states no building shall be erected, added on to, reconstructed or structurally altered, nor shall any building or land be used which does not comply with all the regulations established by this chapter for the district in which the building or land is located.	1	CE028004020101	ACTIVE	
( 6 )	4/21/08	FBC 105.1 Permits Required FBC 105.1 requires any owner or authorized agent who intends to construct, enlarge, alter, repair, move, demolish, or	1	CE105001000001	ACTIVE	

PREPARED 3/07/11, 14:39:32  
PROGRAM CE200L  
CITY OF DANIA BEACH

CASE HISTORY REPORT  
CASE NUMBER 08-00000707

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DATE ESTBL STATUS TENANT NAME TENANT NBR STATUS DATE  
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Folio Number INSPECTOR TENANT NAME  
ADDRESS 4/16/08 ACTIVE 4/21/08  
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MINIMUM STANDARDS  
5142-03-02-0160-  
212 SW 1 AVE  
ERIC WALTON

2. CASE 08-00000707

VIOLATIONS: ( 6) DATE 4/21/08 STATUS DATE RESOLVED  
DESCRIPTION QTY CODE STATUS  
FBC 105.1 Permits Required 1 CE105001000001 ACTIVE  
change the occupancy of a building or structure, or to  
erect, install, enlarge, alter, repair, remove, convert or  
replace any electrical, gas, mechanical or plumbing system,  
the installation of which is regulated by the Florida  
Building Code (2007 ed.), or to cause any such work to be  
done, must first make application to the building official  
(or building department) and obtain the required permit(s).

# City of Dania Beach

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

OWNER: GONZALEZ,ANGELA R  
 FOLIO: 1203-02-0160  
 LEGAL: PARK HILL 1-163 D LOT 1 E1/2,LOT 2 E1/2, LESS THEREFROM PT LYING IN PAR 066 OF CA 81-15596 FOR R/W BLK B  
 ADDRESS: 212 SW 1 AVENUE

## CODE ENFORCEMENT ORDER LIEN CEB 08-0707

Start Date	Through Date	Lien Amount	# of Days	TOTAL FINE	Record Fee	RECORDED		RELEASED	
						BOOK	PAGE	BOOK	PAGE
10/14/2008	12/1/2010	\$200.00	778	\$155,600.00	\$141.00	46115	255-260	4772009	
Total									
						46115	255-260	4772009	

REVISED 3/7/2011

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
		<b>141.00</b>