

AGENDA REQUEST FORM CITY OF DANIA

Date: August 31, 2011

Agenda Item #:

Title: Request for Abatement

Requested Action:

Approval of the Settlement Received for Joann Karni, 4711 SW 42 Terrace, CASE # 09-1564

Summary Explanation & Background:

This was originally cited on August 20, 2009 for 8 violations, and was given 30 days to comply. This went to the Special Magistrate on November 5, 2009 for 8 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. At the 5/6/10 hearing, the fine was confirmed. The fines ran from 12/15/09 through 3/25/11, 465 days @ \$150.00 per day = \$69,999.50 including costs. This is a motion to accept the settlement offer received by the City. The City received \$6,975.00 for the code case, \$100.00 for administrative cost, \$149.50 recording fees, and \$150.00 for public work lien totaling \$7,374.50 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 \$6,975.00 for the code case, \$100.00 for administrative cost, \$149.50 recording fees, and \$150.00 for public work lien totaling \$7,374.50 as settlement.

Commission Action:

Passed Failed Continued Other

Comment:

City Manager

City Clerk

PREPARED 7/12/11, 10:08:12
PROGRAM CE200L
CITY OF DANIA BEACH

CASE HISTORY REPORT
CASE NUMBER 09-00001564

CASE TYPE DATE ESTBL STATUS
Folio Number INSPECTOR TENANT NAME TENANT NBR STATUS DATE
ADDRESS 8/14/09 ACTIVE 8/20/09
MINIMUM STANDARDS MICHAEL RINALDI

5041-25-04-0300-
4711 SW 42 TER
FT. LAUDERDALE FL 333144717

2. CASE 09-00001564

CASE DATA: CERTIFIED MAIL NUMBER 7009 0080 0001 0484 8832
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. - 8-21a2g win/door; 8-21a4a; 8-21a4f; 8-21a5a1; 8/20/09
8-21a5a2; 13-34a; 13-34c; 15-1 8/20/09

NOTICE NAMES: JOANN KARNI OWNER
633 HONEYBUCKLE LANE

RSLT TEXT: Property failed reinspection per Inspector Mike Rinaldi.
September 21, 2009 4:35:17 PM danilxg 9/21/09
9/21/09

NARRATIVE: Compliance by December 15, 2009 or \$150.00 per day fine per
Special Magistrate Gordon Linn at the November 5, 2009 12/17/09
hearing. \$100.00 administrative fee is assessed. 12/17/09
November 10, 2009 9:12:35 AM DANITXT 12/17/09

RSLT TEXT: Property failed reinspection on 12.16.09 per
Inspector Mike Rinaldi. 12/17/09
December 17, 2009 10:09:00 AM DANITXT 12/17/09

NARRATIVE: Fine confirmed per Special Magistrate Gordon Linn at the May
6, 2010 Special Magistrate hearing. 6/01/11
May 12, 2010 11:33:50 AM DANITXT 6/01/11

RSLT TEXT: Rec'd \$6,945.00 for code case, \$100.00 special magistrate
fee, \$149.50 for admin and recording fees and \$150.00 for
nuisance abatement lien = \$7,374.50. Case will be scheduled
for the next Commission Abatement Hearing. 7/12/11
July 11, 2011 3:37:30 PM Ganitxt. 7/12/11

VIOLATIONS: DATE DESCRIPTION QTY CODE STATUS DATE RESOLVED
(1) 8/20/09 DBCC 8-21(a) (2) (g) Win/Door Mn 1 CE008021127001 ACTIVE

PREPARED 7/12/11, 10:08:12
 PROGRAM CE200L
 CITY OF DANIA BEACH

CASE HISTORY REPORT
 CASE NUMBER 09-00001564

CASE TYPE
 Folio Number
 ADDRESS

DATE ESTBL
 INSPECTOR

STATUS
 TENANT NAME
 TENANT NBR

STATUS DATE
 TENANT NBR
 8/20/09

MINIMUM STANDARDS
 5041-25-04-0300-
 4711 SW 42 TER
 FT. LAUDERDALE

8/14/09
 MICHAEL RINALDI

ACTIVE

FL 333144717

2. CASE 09-00001564

VIOLATIONS:	DATE	DESCRIPTION	QTY	CODE	STATUS	DATE RESOLVED
(1)	8/20/09	DBCC 8-21(a)(2)(g) Win/Door Mn 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.	1	CE008021127001	ACTIVE	
(2)	8/20/09	DBCC 8-21(a)(4)(a) Bldg Cond DBCC 8-21(a)(4)(a) requires foundations, floors, walls, ceilings, roofs, roof surfaces, windows, doors, and all other building parts to be structurally sound, weather proof, water tight, rodent proof, and kept in a state of good repair.	1	CE008021141001	ACTIVE	
(3)	8/20/09	DBCC 8-21(a)(4)(f) Fences/Wall DBCC 8-21(a)(4)(f) states all fences, walls, and similar enclosures shall be maintained in a state of good repair.	1	CE008021146002	ACTIVE	
(4)	8/20/09	DBCC 8-21(a)(5)(a)(1) Bldg Mnt DBCC 8-21(a)(5)(a)(1) states the exterior of all premises and every structure thereon, including all parts of the structure and appurtenance where exposed to public view, shall be maintained in good condition and shall not show evidence of deterioration, weathering, discoloration, ripping, tearing, or other holes or breaks.	1	CE008021151201	ACTIVE	
(5)	8/20/09	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	CE013034001001	ACTIVE	
(6)	8/20/09	DBCC 13-34(a) Mus Accumulation DBCC 13-34(a) states it is unlawful for any owner or operator of premises within the city to allow the accumulation of or to accumulate any garbage, litter, trash, stagnant water, untended vegetation, or to allow any discoloration, or any nuisance as defined in section 13-21 upon the premises.	1	CE013034003001	ACTIVE	
(7)	8/20/09	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	CE015001000001	ACTIVE	
(8)	8/20/09	DBCC 15-1 BTR/License Required	1	CE015001000001	ACTIVE	

PREPARED 7/12/11, 10:08:12
PROGRAM CE200L
CITY OF DANIA BEACH

CASE HISTORY REPORT
CASE NUMBER 09-00001564

DATE ESTBL STATUS STATUS DATE

INSPECTOR TENANT NAME TENANT NBR

8/14/09 ACTIVE 8/20/09
MICHAEL RINALDI

MINIMUM STANDARDS
5041-25-04-0300-
4711 SW 42 TER
FT. LAUDERDALE FL 333144717

2. CASE 09-00001564

VIOLATIONS:
(8) DATE 8/20/09 DESCRIPTION QTY CODE STATUS DATE RESOLVED
DBCC 15-1 BTR/License Required 1 CE015001000001 ACTIVE
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.

City of Dania Beach

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

OWNER: JOANN KARNI
 FOLIO: 0125-04-0300
 LEGAL: TROPICAL HAVEN 42-5 B LOT 30
 ADDRESS: 4711 SW 42 TERRACE

CODE ENFORCEMENT ORDER LIEN

Start Date	Through Date	Lien Amount	# of Days	TOTAL FINE	Record Fee	CEB 09-1564		RECORDED		RELEASED	
						Book	Page	Book	Page	Book	Page
12/15/2009	3/25/2011	\$150.00	465	\$69,750.00	\$249.50	47126	54-59	47126	54-59	6/7/2010	6/7/2010
					Total						
					\$69,999.50						

REVISED 7/12/2011

Accts. Receivable & Liens

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