

# AGENDA REQUEST FORM CITY OF DANIA

**Date:** October 20, 2011

**Agenda Item #:**

**Title:** Request for Abatement

**Requested Action:**

Approval of the Settlement Received for Jean Claude-Michel, 716 SW 8 Street, CASE # 08-0380

**Summary Explanation & Background:**

This was originally cited on March 12, 2008 for 6 violations, and was given 30 days to comply. This went to the Special Magistrate on June 5, 2008 for 6 violations. The Special Magistrate issued an order giving the respondent until 7/15/08 to comply or a fine of \$200.00 per day would be levied. At the 11/6/08 hearing, the fine was confirmed. The fines ran from 7/15/08 through 8/111, 1,112 days @ \$200.00 per day = \$222,541.00 including costs. This is a motion to accept the settlement offer received by the City. The City received \$3,500.00 for the code case, and \$141.00 recording fees, totaling \$3,641.00 as settlement due to foreclosure.

**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 \$3,500.00 for the code case, and \$141.00 recording fees, totaling \$3,641.00 as settlement due to foreclosure.

**Commission Action:**

Passed  Failed  Continued  Other

**Comment:**

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City Manager

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City Clerk

PREPARED 10/20/11, 11:17:12  
PROGRAM CE200L  
CITY OF DANIA BEACH

CASE HISTORY REPORT  
CASE NUMBER 08-00000380

CASE TYPE ----- DATE ESTBL ----- STATUS -----  
Folio Number ----- INSPECTOR ----- TENANT NAME ----- TENANT NBR -----  
ADDRESS ----- 3/11/08 ----- ACTIVE ----- 3/12/08 -----  
MINIMUM STANDARDS -----  
5142-03-34-0530 -----  
716 SW 8 ST -----

1. CASE 08-00000380

CASE DATA: CERTIFIED MAIL NUMBER 7007 2680 0000 4900 9749  
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. - 8-21a4f; 8-21a5a3; 8-21a5d; 13-34c; 15-1; 22-5i5 3/12/08

NOTICE NAMES: JEAN CLAUDE-MICHEL OWNER  
716 SW 8TH ST

RSLT TEXT:	Property failed reinspection per inspector Eric Walton. April 14, 2008 4:07:30 PM danilxg	4/14/08 4/14/08
NARRATIVE:	Compliance by July 15, 2008 or \$200.00 per day fine per Special Magistrate Mark Berman at the June 5, 2008 code hearing. June 16, 2008 3:18:37 PM daniszp	8/05/09 8/05/09 8/05/09 8/05/09
RSLT TEXT:	Property failed reinspection per inspector Eric Walton. July 15, 2008 3:50:03 PM danilxg	7/15/08 7/15/08
NARRATIVE:	Fine confirmed at the Special Magistrate Hearing on November 6, 2008 per Special Magistrate Mitch Kraft. November 24, 2008 10:53:44 AM daniszp	2/10/09 2/10/09 2/10/09
RSLT TEXT:	Property failed reinspection per inspector Eric Walton. February 10, 2009 1:44:48 PM danilxg	2/10/09 2/10/09
NARRATIVE:	Continuance granted to the August 6, 2009 hearing.	8/05/09
NARRATIVE:	Authorization to foreclose granted per Special Magistrate Gordon Linn. August 26, 2009 2:30:12 PM danilxg	8/18/11 8/18/11 8/18/11

PREPARED 10/20/11, 11:17:12  
 PROGRAM CE200L  
 CITY OF DANIA BEACH

CASE HISTORY REPORT  
 CASE NUMBER 08-00000380

CASE TYPE  
 Folio Number  
 ADDRESS  
 MINIMUM STANDARDS  
 5142-03-34-0530-  
 716 SW 8 ST

DATE ESTBL  
 INSPECTOR  
 3/11/08  
 ERIC WALTON

STATUS  
 TENANT NAME  
 ACTIVE

STATUS DATE  
 TENANT NBR  
 3/12/08

1. CASE 08-00000380

RELT TEXT: Property passed reinspection on 8.1.11 per Inspector Eric Walton. Fines still owed. Case is in postboard. August 1, 2011 3:13:05 PM danitxt.  
 Received \$3,500.00 for code case. Case will go to November City Commission meeting. September 13, 2011 1:36:15 PM danitxt.  
 Received \$141.00 for recording costs from bank. October 19, 2011 4:32:45 PM danitxt.

VIOLATIONS:	DATE	DESCRIPTION	QTY	CODE	STATUS	DATE RESOLVED
( 1 )	3/12/08	DBCC 8-21(a)(4)(f) Fences/Wall	1	CE008021146002	ACTIVE	10/20/11
( 2 )	3/12/08	DBCC 8-21(a)(4)(f) states all fences, walls, and similar enclosures shall be maintained in a state of good repair.	1	CE008021151301	ACTIVE	10/20/11
( 3 )	3/12/08	DBCC 8-21(a)(5)(a)(3) Parking	1	CE008021151301	ACTIVE	10/20/11
( 4 )	3/12/08	DBCC 8-21(a)(5)(a)(3) states all off street parking spaces shall be paved with asphalt or constructed of concrete or block, and shall be of smooth surface and in good repair.	1	CE008021154001	ACTIVE	10/20/11
( 5 )	3/12/08	DBCC 8-21(a)(5)(d) VG Material	1	CE008021154001	ACTIVE	10/20/11
( 6 )	3/12/08	DBCC 8-21(a)(5)(d) states live vegetative material shall provide complete coverage of the entire yard area exposed to public view, and its height shall conform with all applicable city ordinances.	1	CE013034003001	ACTIVE	10/20/11
( 7 )	3/12/08	DBCC 13-34(c) Untended Veg	1	CE013034003001	ACTIVE	10/20/11
( 8 )	3/12/08	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	10/20/11
( 9 )	3/12/08	DBCC 15-1 BTR/License Required	1	CE015001000001	ACTIVE	10/20/11
( 10 )	3/12/08	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	CE022005009501	ACTIVE	10/20/11
( 11 )	3/12/08	DBCC 22-5(i)(5) Req Swale Sod	1	CE022005009501	ACTIVE	10/20/11
( 12 )	3/12/08	DBCC 22-5(i)(5) requires grass sodding, grass seeding, or vegetative ground cover to be planted in any unpaved swale areas, and both new and existing planted areas shall be	1	CE022005009501	ACTIVE	10/20/11



# City of Dania Beach

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

**OWNER:** CLAUDE-MICHEL,JEAN  
**FOLIO:** 1203-34-0530  
**LEGAL:** COLLEGE TRACT 19-9 B LOT 15 BLK 4  
**ADDRESS:** 716 SW 8 STREET

## CODE ENFORCEMENT ORDER LIEN CEB 08-0380

Start Date	Through Date	Lien Amount	# of Days	TOTAL FINE	Record Fee	RECORDED		RELEASED	
						BOOK	PAGE	BOOK	PAGE
7/15/2008	8/1/2011	\$200.00	1,112	\$222,400.00	\$141.00	46115	303-308	48222	439-440
Total					\$222,541.00	46115	303-308	48222	439-440
									10/5/2011

**REVISED** 10/20/2011  
 Cherrie-Ann Browne  
 Accts. Receivable & Liens

ESTIMATED COST OF RECORDING FEES		
1	PAGES CERTIFIED COPY COVER	10.00
2	PAGES FINAL ORDER	17.00
3	PAGES SUPPLEMENTAL ORDER	25.50
2	PAGES RELEASE OF LIEN	18.50
	ADM. FEE RECORDING LIEN	40.00
	ADM. FEE RECORDING RELEASE	30.00
		<b>141.00</b>