

# AGENDA REQUEST FORM CITY OF DANIA BEACH

**Date:** September 12, 2012

**Agenda Item #:**

**Title:** Request for Abatement

**Requested Action:**

Approval of the Settlement Received for: Federal Home Loan Mortgage Corp.,  
2401 SW 49 Court, Case # 11-1010

**Summary Explanation & Background:**

This was originally cited on 7/1/11 for 7 violations, and was given 21 days to comply. This went to the Special Magistrate on 10/6/11 for 5 violations. The Special Magistrate issued an order giving the respondent until 12/15/11 to comply or a fine of \$150.00 per day would be levied. The property was foreclosed prior to the fine being confirmed. The fines ran from 12/15/11 through 4/17/12, 124 days @ \$150.00 per day = \$18,600.00 plus admin fees of \$100.00, for a total of \$18,700.00. This is a motion to accept the settlement offer received by the City. The City received \$3,400.00 as settlement for the fines, plus \$100.00 in administrative fees, for a total settlement received of \$3,500.00.

**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 \$3,400.00 as settlement for the fines, plus \$100.00 in administrative fees, for a total settlement received of \$3,500.00.

**Commission Action:**

Passed  Failed  Continued  Other

**Comment:**

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

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

PREPARED 9/11/12, 22:16:40  
PROGRAM CE200L  
CITY OF DANIA BEACH

CASE HISTORY REPORT  
CASE NUMBER 11-00001010

CASE TYPE DATE ESTBL STATUS TENANT NBR STATUS DATE  
Folio Number INSPECTOR TENANT NAME  
ADDRESS 6/22/11 ACTIVE 7/01/11  
MINIMUM STANDARDS  
5042-32-04-0160-  
2401 SW 49 CT  
FT. LAUDERDALE FL 33312

72. CASE 11-00001010  
CERTIFIED MAIL NUMBER 7010 3090 0001 3261 9095  
CERT LINE SGA  
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.  
13-34(a),13-74(c),14-2(a),22-1,100-40(D),105-130(A) (3),  
105-130(e) 7/01/11  
7/01/11

NOTICE NAMES: FEDERAL HOME LOAN MORG COR OWNER  
7000 W PALMETTO PARK RD  
RSLT TEXT: Property failed reinspection on 7.27.11 per Inspector Gary  
Phaneuf. Case will be scheduled for 10.6.11 special  
magistrate hearing.  
July 28, 2011 2:43:21 PM danitxt. 7/28/11  
7/28/11  
7/28/11

NARRATIVE: Compliance by December 15, 2011 or \$150.00 per day fine per  
Special Magistrate Mark Berman at the October 6, 2011  
Special Magistrate. \$100.00 administrative fee is assessed.  
October 11, 2011 12:55:51 PM danitxt. 10/13/11  
10/13/11  
10/13/11

RSLT TEXT: Case failed reinspection on 12/22/11 per Insp Phaneuf, and  
will be sent to title search.  
January 9, 2012 6:37:15 PM daninxl. 1/09/12  
1/09/12  
1/09/12

VIOLATIONS: ( 1 ) DATE DESCRIPTION QTY CODE STATUS DATE RESOLVED  
7/01/11 DBCC 13-34(a) Nus Accumulation 1 CE013034001001 ACTIVE  
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

PREPARED 9/11/12, 22:16:40  
 PROGRAM CE200L  
 CITY OF DANIA BEACH

CASE HISTORY REPORT  
 CASE NUMBER 11-00001010

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 DATE ESTBL STATUS STATUS DATE

INSPECTOR TENANT NAME TENANT NBR  
 6/22/11 ACTIVE 7/01/11  
 GARY PHANEUF

CASE TYPE  
 Folio Number  
 ADDRESS  
 MINIMUM STANDARDS  
 5042-32-04-0160-  
 2401 SW 49 CT  
 FT. LAUDERDALE FL 33312

72. CASE 11-00001010

VIOLATIONS:	DATE	DESCRIPTION	QTY	CODE	STATUS	DATE RESOLVED
( 1 )	7/01/11	DBCC 13-34(a) Nus Accumulation 1 CE013034001001 discoloration, or any nuisance as defined in section 13-21 upon the premises.	1	CE013034001001	ACTIVE	
( 2 )	7/01/11	DBCC 13-74(c) Removal of Items 1 CE013074003002 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	
( 3 )	7/01/11	DBCC 14-2(a) Junk/Abd Vehicles 1 CE014002001001 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	
( 4 )	7/01/11	DBCC 22-1 Bldg Numbers (Alley) 1 CE022001000002 DBCC 22-1 states any building that abuts an alleyway in the city must display the correct street number of the building so that it is visible from the alleyway.	1	CE022001000002	ACTIVE	
( 5 )	7/01/11	DBLDC 100-40(D) Prohib Use 1 CE100040004001 DBLDC 100-40(D) states any use not specifically listed as a permitted use or a special exception use for the subject property's zoning district is prohibited.	1	CE100040004001	ACTIVE	
( 6 )	7/01/11	DBLDC 105-130(A)(3) R/W Parkg 1 CE105130001003 DBLDC 105-130(A)(3) states in no event shall any regulated vehicle be parked in the public road right of way.	1	CE105130001003	ACTIVE	
( 7 )	7/01/11	DBLDC 105-130(E) Max Perm Num 1 CE105130005001 DBLDC 105-130(E) states no more than one (1) utility trailer, one (1) recreational vehicle and one (1) boat shall be parked or stored on residentially zoned property, unless such others are within a completely enclosed permanent structure.	1	CE105130005001	ACTIVE	

# City of Dania Beach

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

OWNER: FEDERAL HOME LOAN MORTGAGE CORP  
 FOLIO: 0232-04-0160  
 LEGAL: SEABOARD HEIGHTS 14-14 B LOT 15 LESS N 30,16 LESS N 30 BLK 2  
 ADDRESS: 2401 SW 49 COURT

CODE ENFORCEMENT ORDER LIEN				CEB 11-1010		RECORDED		RELEASED		
Start Date	Through Date	Lien Amount	# of Days	TOTAL FINE	Record Fee	BOOK	PAGE	DATE	BOOK	DATE
12/15/2011	4/17/2012	\$150.00	124	\$18,600.00	\$100.00					
					Total					
						PENDING				

REVISED 9/11/2012

ESTIMATED COST OF RECORDING FEES	
0 PAGES	CERTIFIED COPY COVER 0.00
0 PAGES	FINAL ORDER 0.00
0 PAGES	SUPPLEMENTAL ORDER 0.00
0 PAGES	RELEASE OF LIEN 0.00
	ADM. FEE RECORDING LIEN 0.00
	ADM. FEE RECORDING RELEASE 0.00
	ADM. FEE - SPECIAL MAGISTRATE FINE 100.00
	<b>100.00</b>