

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: Wells Fargo Bank, 4650 SW 43 Terrace,
Case # 11-1604

Summary Explanation & Background:

This was originally cited on 9/28/11 for 3 violations, and was given 30 days to comply. This went to the Special Magistrate on 12/8/11 for 3 violations. The Special Magistrate issued an order giving the respondent until 1/17/12 to comply or a fine of \$250.00 per day would be levied. The property was foreclosed prior to the fine being confirmed. The fines ran from 1/17/12 through 8/9/12, 205 days @ \$250.00 per day = \$51,250.00 plus admin fees of \$350.00, for a total of \$51,600.00. This is a motion to accept the settlement offer received by the City. The City received \$2,562.50 as settlement for the fines, plus \$350.00 in administrative fees, for a total settlement received of \$2,912.50.

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 \$2,562.50 as settlement for the fines, plus \$350.00 in administrative fees, for a total settlement received of \$2,912.50.

Commission Action:

Passed Failed Continued Other

Comment:

City Manager

City Clerk

PREPARED 9/11/12, 22:30:47
PROGRAM CE200L
CITY OF DANIA BEACH

CASE HISTORY REPORT
CASE NUMBER 11-00001604

CASE TYPE
Folio Number
ADDRESS
MINIMUM STANDARDS
5041-25-06-0170-
4650 SW 43 TER
DAVIE
FL 33314

DATE ESTBL
INSPECTOR
9/26/11
LORI MOBLEY
STATUS
TENANT NAME
ACTIVE
TENANT NBR
9/28/11
STATUS DATE

73. CASE 11-00001604

CASE DATA: CERTIFIED MAIL NUMBER 7011 1570 0002 7563 0717
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), 13-34(b), 13-34(c)
September 28, 2011 1:21:49 PM DANISGA.
Property posted for service on 11/22/11 for the 12/8/11 SM
hearing by Insp. Phaneuf.
November 22, 2011 7:11:36 PM daninx1.

NOTICE NAMES: WELLS FARGO BANK OWNER
3476 STATEVIEW BLVD

RSLT TEXT: Property failed reinspection on 10/27/11 per Inspector Gary
Phaneuf.
November 1, 2011 11:42:57 AM DANISGA.

NARRATIVE: At the December 8, 2011 hearing, Special Magistrate Mark
Berman ordered: Compliance by January 17, 2012 or \$250.00
per day fine. \$100.00 administrative fee is assessed.
December 14, 2011 1:25:42 PM danicjf.

VIOLATIONS: (1) DATE 9/28/11 DESCRIPTION DBCC 13-34(a) Nus Accumulation 1 CE013034001001
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.
(2) DATE 9/28/11 DESCRIPTION DBCC 13-34(b) Prop & RW Maint 1 CE013034002001
STATUS ACTIVE
DATE RESOLVED

PREPARED 9/11/12, 22:30:47
PROGRAM CE200L
CITY OF DANIA BEACH

CASE HISTORY REPORT
CASE NUMBER 11-00001604

CASE TYPE DATE ESTBL STATUS TENANT NAME TENANT NBR STATUS DATE
Police Number 9/26/11 ACTIVE LORI MOBLEY 9/28/11
ADDRESS
MINIMUM STANDARDS
5041-25-06-0170-
4650 SW 43 TER
DAVIE FL 33314

73. CASE 11-00001604

VIOLATIONS: (2) DATE 9/28/11 DESCRIPTION DBCC 13-34(b) Prop & RW Maint QTY CODE STATUS DATE RESOLVED
(2) 9/28/11 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
(3) 9/28/11 DBCC 13-34(c) Untended Veg 1 CE013034003001 ACTIVE
(3) 9/28/11 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.

City of Dania Beach

100 W. Dania Beach Blvd.
 Dania Beach, FL 33004
 954-924-6810

FOLIO: 0125-06-0170
 LEGAL: GOLD COAST TWIN VILLAS WEST 70-21 B LOT 9
 ADDRESS: 4650 SW 43 TER

CODE ENFORCEMENT ORDER										CEB 11-1604			RECORDED			RELEASED		
Start Date	Through Date	Fine Amount	# of Days	TOTAL FINE	Admin Fees	Total	BOOK	PAGE	DATE	BOOK	PAGE	DATE	BOOK	PAGE	DATE			
1/17/2012	8/9/2012	\$250.00	205	\$51,250.00	\$350.00	\$51,600.00				PENDING								

This property is in compliance. All fines must be paid before the case will be closed.

REVISED 8/28/2012