

AGENDA REQUEST FORM CITY OF DANIA BEACH

Date: November 15, 2012

Agenda Item #:

Title: Request for Abatement

Requested Action:

Approval of the Settlement Received for: Ana M. Marin, 217 SW 3 TER,
Case # 10-0816

Summary Explanation & Background:

This was originally cited on 6/17/10 for 7 violations, and was given 30 days to comply. This went to the Special Magistrate on 9/2/10 for 5 violations. The Special Magistrate issued an order giving the respondent until 12/11/10. At the 6/2/11 hearing, the Special Magistrate confirmed the fine as a lien. The case complied on 6/12/12. The fines ran from 12/11/10 through 6/12/12, 549 days @ \$100.00 per day = \$54,900.00 plus admin fees of \$262.50, for a total of \$55,162.50. This is a motion to accept the settlement offer received by the City due to foreclosure. The City received \$5,500.00 as settlement for the fines plus \$167.50 in administrative fees, for a total settlement received of \$5,667.50.

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 \$5,500.00 as settlement for the fines plus \$167.50 in administrative fees, for a total settlement received of \$5,667.50.

Commission Action:

Passed Failed Continued Other

Comment:

City Manager

City Clerk

 DATE ESTBL STATUS
 INSPECTOR TENANT NAME
 6/04/10 ACTIVE
 ERIC WALTON
 TENANT NBR
 6/17/10
 STATUS DATE

 CASE TYPE
 Folio Number
 ADDRESS
 MINIMUM STANDARDS
 5142-03-26-0480-
 217 SW 3 TER

7. CASE 10-00000816

CASE DATA: CERTIFIED MAIL NUMBER 7010 0290 0003 6192 0440
 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. - 8-21a4f; 13-34a; 13-34b; 13-34c; 14-2a; 15-1;
 25-125a
 Received \$100.00 admin fee.
 December 2, 2010 2:48:41 PM DANITXT.
 6/17/10
 6/17/10
 12/02/10
 12/02/10

NOTICE NAMES: ANA M MARIN OWNER
 4431 NW 33RD STREET
 RSLT TEXT: Property failed reinspection on 8.13.10 per Inspector Eric Walton.
 August 17, 2010 3:22:42 PM DANITXT.
 8/17/10
 8/17/10
 8/17/10

NARRATIVE: Compliance by December 11, 2010 or \$100.00 per day fine per Special Magistrate Mitch Kraft at the September 2, 2010 Special Magistrate hearing. \$100.00 administrative fee is assessed.
 September 7, 2010 12:48:40 PM DANITXT.
 9/07/10
 9/07/10
 9/07/10
 9/07/10

RSLT TEXT: Property failed reinspection on 1.4.11 per Inspector Eric Walton.
 January 6, 2011 1:38:32 PM DANITXT.
 1/06/11

NARRATIVE:
 STATUS
 ACTIVE

VIOLATIONS: DATE DESCRIPTION QTY CODE STATUS DATE RESOLVED
 6/17/10 DBCC 8-21(a)(4)(f) Fences/Wall 1 CE008021146002 ACTIVE
 DBCC 8-21(a)(4)(f) states all fences, walls, and similar

PREPARED 6/02/11, 11:40:49
 PROGRAM CE200L
 CITY OF DANIA BEACH

CASE HISTORY REPORT
 CASE NUMBER 10-00000816

DATE ESTBL 6/04/10
 INSPECTOR ERIC WALTON
 TENANT NAME ACTIVE
 STATUS TENANT NBR 6/17/10

MINIMUM STANDARDS
 5142-03-26-0480 -
 217 SW 3 TER

7. CASE 10-00000816

| VIOLATIONS | DATE | DESCRIPTION | QTY | CODE | STATUS | DATE RESOLVED |
|------------|---------|---|-----|----------------|--------|---------------|
| (1) | 6/17/10 | DBCC 8-21(a)(4)(f) Fences/Wall enclosures shall be maintained in a state of good repair. | 1 | CE008021146002 | ACTIVE | |
| (2) | 6/17/10 | DBCC 13-34(a) Nus Accumulation 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 | CE013034001001 | ACTIVE | |
| (3) | 6/17/10 | DBCC 13-34(b) Prop & RW Maint within the city shall keep such property and the adjoining un paved 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 | |
| (4) | 6/17/10 | DBCC 13-34(c) Untended Veg similar other vegetation. | 1 | CE013034003001 | ACTIVE | |
| (5) | 6/17/10 | DBCC 14-2(a) Junk/Abd Vehicles permit parking or storage of any junked and abandoned vehicle of any kind or parts thereof upon any private building or is in connection with an approved business and licensed as such. | 1 | CE014002001001 | ACTIVE | |
| (6) | 6/17/10 | DBCC 15-1 BR/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 | |
| (7) | 6/17/10 | DBCC 25-125(a) Side/Rear Pkg utility trailers shall be parked or stored in the side or rear yard where accessible by alley, public or private road, or other legally permissible means. | 1 | CE025125001001 | ACTIVE | |

City of Dania Beach

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

OWNER: MARIN, ANA M.
 FOLIO: 1203-26-0480
 LEGAL: MODELO PARK 14-10 B LOT 33 LESS W 8, 34 BLK 3
 ADDRESS: 217 SW 3 TERRACE

| CODE ENFORCEMENT ORDER LIEN | | | | CEB 10-0816 | | | RECORDED | | | RELEASED | | |
|-----------------------------|--------------|-------------|-----------|-------------|------------|-------------|----------|---------|-----------|----------|------|------|
| Start Date | Through Date | Lien Amount | # of Days | TOTAL FINE | Record Fee | Total | BOOK | PAGE | DATE | BOOK | PAGE | DATE |
| 12/11/2010 | 6/12/2012 | \$100.00 | 549 | \$54,900.00 | \$262.50 | \$55,162.50 | 48131 | 548-554 | 8/23/2011 | | | |

Complied 6/12/12

REVISED 11/7/2012

| ESTIMATED COST OF RECORDING FEES | | |
|----------------------------------|------------------------------------|---------------|
| 1 | PAGES CERTIFIED COPY COVER | 10.00 |
| 4 | PAGES FINAL ORDER | 40.50 |
| 2 | PAGES SUPPLEMENTAL ORDER | 17.00 |
| 2 | PAGES RELEASE OF LIEN | 25.00 |
| | ADM. FEE RECORDING LIEN | 40.00 |
| | ADM. FEE RECORDING RELEASE | 30.00 |
| | ADM. FEE - SPECIAL MAGISTRATE FINE | 100.00 |
| | | <u>262.50</u> |