

AGENDA REQUEST FORM CITY OF DANIA BEACH

Date: May 16, 2013

Agenda Item #:

Title: Request for Abatement

Requested Action:

Consideration of the Abatement Request for: Robert Perlberg, 235 NE 2 Place, Case # 11-1201

Summary Explanation & Background:

This was originally cited on 8/1/11 for 7 violations. This went to the Special Magistrate on 12/8/11 for 4 violations. The Special Magistrate issued an order giving the respondent until 1/17/12 to comply the violations or a fine of \$150.00 per day would be levied. At the 7/12/12 hearing, the Special Magistrate confirmed the fine as a lien. The property was brought into compliance on 1/29/13. The fines ran from 1/17/12 through 1/29/13, 378 days @ \$150.00 per day = \$56,700.00 plus recording/admin fees of \$254.00 totaling \$56,954.00.00. At the 5/2/13 hearing, Special Magistrate Gordon Linn recommended an abatement of the fine to \$3,000.00 to the City Commission.

Exhibits (List):

- (1) Copy of the original violation letter issued.
- (2) Copy of all Final Orders and Supplemental Orders issued by the Special Magistrate.
- (3) Copy of the minutes from 12/28/11, 7/12/12, and 5/2/13.
- (4) Copy of the lien total sheet.

Purchasing Approval:

Source of Additional Information: (Name & Phone)

Recommended for Approval By:

At the 5/2/13 hearing, Special Magistrate Gordon Linn recommended an abatement of the fine to \$3,000.00 to the City Commission.

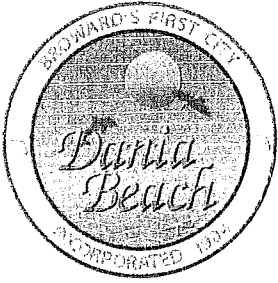
Commission Action:

Passed Failed Continued Other

Comment:

City Manager

City Clerk



City of Dania Beach
FLORIDA

August 1, 2011

ROBERT PERLBERG
235 NE 2 PL
DANIA BEACH, FL 33004

Case Number: 11-00001201

Location: 235 NE 2 PL
Folio: 5042-34-08-0090-
Legal Description:
POINCIANA PK AMEN PL BLKS 4,5 POR OF 6 31-47 B LOT 11 S 20,12 BLK
1

Dear ROBERT PERLBERG:

You are hereby notified that you are presently in violation of Dania Beach Code of Ordinances. We have attached the ordinance section(s) and corrective actions for your reference.

You are required to correct the violation(s) and call for a re-inspection by August 31, 2011. Failure to comply will result in proceedings against you by the Code Enforcement Special Magistrate, as provided by law. If the violation is corrected and then reoccurs or if the violation is not corrected by the time specified for correction by the Code Inspector, the case may be presented to the Code Enforcement Special Magistrate for imposition of a fine and lien against the property even if the violation has been corrected prior to the hearing.

If you require further information or have any questions about the attached violation(s), please do not hesitate to contact me at 954-924-6810 ext.3706.

Sincerely,

WARREN OSTROFSKY
CODE INSPECTOR

I certify that an original hereof was furnished to the above named addressee by:
Certified Mail # 7011 1150 0000 5497 7101 by SGA

Also sent regular mail

CASE NUMBER 11-00001201
 PROPERTY ADDRESS 235 NE 2 PL

 VIOLATION: CE013034001001 QUANTITY: 1
 DESCRIPTION: DBCC 13-34(a) Nus Accumulation DATE: 8/01/11
 LOCATION:

ORDINANCE DESCRIPTION :

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.

CORRECTIVE ACTION REQUIRED :

Remove any garbage, litter, trash, stagnant water, untended vegetation, or discoloration, or any nuisance as defined in section 13-21 from the premises and maintain the property in accordance with all applicable city ordinances.

 VIOLATION: CE013034003001 QUANTITY: 1
 DESCRIPTION: DBCC 13-34(c) Untended Veg DATE: 8/01/11
 LOCATION:

ORDINANCE DESCRIPTION :

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.

CORRECTIVE ACTION REQUIRED :

Cut all untended vegetation and maintain the property and the public rights of way, swales, and/or canal banks as required by code. Insure all grass, weeds, and underbrush are below eight (8) inches in height from the ground, and any overgrown vines and similar other vegetation are removed.

 VIOLATION: CE013074003002 QUANTITY: 1
 DESCRIPTION: DBCC 13-74(c) Removal of Items DATE: 8/01/11
 LOCATION:

ORDINANCE DESCRIPTION :

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.

CORRECTIVE ACTION REQUIRED :

Insure all garbage carts and all other receptacles are removed from the right of way and from the front yard no

CASE NUMBER 11-00001201
PROPERTY ADDRESS 235 NE 2 PL

CORRECTIVE ACTION REQUIRED :
later than dusk of the day of collection.

VIOLATION: CE015001000001 QUANTITY: 1
DESCRIPTION: DBCC 15-1 BTR/License Required DATE: 8/01/11
LOCATION:

ORDINANCE DESCRIPTION :
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.

CORRECTIVE ACTION REQUIRED :
Cease all unlawful activities and obtain all required business tax receipts (previously referred to as licenses) and approvals before resuming business operations.

✓

VIOLATION: CE022005009541 QUANTITY: 1
DESCRIPTION: DBCC 22-5(i)(5)(d) Tree Maint DATE: 8/01/11
LOCATION:

ORDINANCE DESCRIPTION :
DBCC 22-5(i)(5)(d) states all trees shall be kept trimmed by the abutting property owner or tenant and shall have a clearance of at least eight (8) feet above the sidewalk and fourteen (14) feet above the street level so as to permit pedestrian and vehicular traffic beneath them without interference.

CORRECTIVE ACTION REQUIRED :
Insure all trees are trimmed and provide a clearance of at least eight (8) feet above the sidewalk and fourteen (14) feet above the street level.

✓

VIOLATION: CE022021000001 QUANTITY: 1
DESCRIPTION: DBCC 22-21 Sidewalk Maint DATE: 8/01/11
LOCATION:

ORDINANCE DESCRIPTION :
DBCC 22-21 states it is the duty of each owner of abutting property to construct or reconstruct, and to maintain and keep in uniform repair sidewalks in front of or abutting upon the property.

CORRECTIVE ACTION REQUIRED :
Insure all sidewalks are maintained and in uniform repair, and construct or reconstruct the sidewalks to meet code specifications. Obtain any and all permits and approvals as necessary or required.

CASE NUMBER 11-00001201
PROPERTY ADDRESS 235 NE 2 PL

VIOLATION: CE105001000001 QUANTITY: 1
DESCRIPTION: FBC 105.1 Permits Required DATE: 8/01/11
LOCATION:

ORDINANCE DESCRIPTION :

FBC 105.1 requires any owner or authorized agent who intends to construct, enlarge, alter, repair, move, demolish, or change the occupancy of a building or structure, or to erect, install, enlarge, alter, repair, remove, convert or replace any electrical, gas, mechanical or plumbing system, the installation of which is regulated by the Florida Building Code (2007 ed.), or to cause any such work to be done, must first make application to the building official (or building department) and obtain the required permit(s).

CORRECTIVE ACTION REQUIRED :

Obtain any and all permits and approvals required for any and all construction/building activities on the subject property. Contact the inspector listed for further explanations and/or instructions.

DETAILED INSPECTION REPORT

DATE: 7-27-11
CASE #:
FOLIO #: 5042-34-08-0090
ADDRESS: 235 NE 2 PL
OWNER: PERLBERG, ROBERT
THE SIDEWALK MUST BE REPAIRED
THE HEDGES ON NE 2 PL NEED TO BE CUT BACK
PERMIT 11-570 NEEDS TO BE COMPLETED, AND INSPECTED THEN FINALED.
A BUSINESS TAX LIC IS NEEDED FOR PERLBERG PROPERTIES THAT IS BEING RUN OUT OF YOUR HOUSE.

SPECIAL MAGISTRATE
DANIA BEACH CODE COMPLIANCE
100 WEST DANIA BEACH BLVD.
DANIA BEACH, FLORIDA
(954) 924-6810

CITY OF DANIA BEACH, a Florida
Municipal Corporation

Case # 11-1201

Plaintiff

NOTICE OF FORMAL HEARING

vs.

ROBERT PERLBERG

Respondent(s)

TO: ROBERT PERLBERG
235 NE 2 PL
DANIA BEACH, FL 33004-4821

You are hereby notified that the City of Dania Beach has alleged that you are in violation of the following Code Section, Code of Ordinances, City of Dania Beach, Florida.

DBCC 13-34A
DBCC 13-34C
DBCC 13-74C
DBCC 15-1
DBCC 22-21
FBC 105.1

A copy of the Notice of Violation of municipal ordinance, previously served upon you, is attached.


You are further notified that the SPECIAL MAGISTRATE FOR MUNICIPAL CODE COMPLIANCE will hear and try the alleged violation at 3:00 PM, on December 8, 2011, at the City of Dania Beach, 100 West Dania Beach Blvd., Dania Beach, Florida.

IMPORTANT – READ CAREFULLY

1. You are required to be present at this hearing to avoid the issuance of an order by default against you, having the force of the law, commanding you to take whatever steps are necessary to bring the violation into compliance. Please bring this NOTICE OF FORMAL HEARING with you.
2. If you have witnesses, books, receipt or other writings bearing on this alleged violation, bring them with you to the hearing.
3. If you wish to subpoena witnesses, see the Dania Beach Code Compliance Clerk, City Hall, 100 West Dania Beach Blvd., Dania Beach Florida without delay for assistance.
4. You may come to this hearing with or without an attorney.
5. Any person who decides to appeal any decision made by the Special Magistrate for Code Compliance with respect to any matter considered at this meeting or hearing will need a record of the proceedings, and for such purpose may need to insure that verbatim record of the evidence upon which the appeal is to be based.
6. If you wish to schedule a reinspection by our department regarding the alleged violation, please call the Dania Beach Code Compliance Clerk, leave your name, phone number, and case number and an inspector will recheck the property for compliance.
7. In accordance with the Americans with Disabilities Act of 1990 (ADA), disabled persons who, because of their disabilities, need special accommodations to participate in this proceeding should contact Code Compliance, Special Magistrate Clerk at 100 West Dania Beach Boulevard, Dania Beach, Florida 33004, (954)924-6810 not later than two business days prior to such proceeding.
8. All violations must be corrected prior to 7:00 A.M. on the Monday immediately preceding the hearing date listed on this notice. You must confirm compliance with the inspector in writing and also consult as to your required attendance to this hearing.
9. In accordance with Florida State Statute 162.07(2), you may be assessed administrative costs (also referred to as court costs), should the City prevail in the prosecution of this case.

DATED at Dania Beach, Florida, this 4th day of November 2011.

Dania Beach Code Compliance Clerk

By: 
Tuchette Torres
(954)924-6810, ext 3790

Certified Mail # 7011 1570 0002 7563 1158

Also sent regular mail

/tt

CODE COMPLIANCE SPECIAL MAGISTRATE

CITY OF DANIA BEACH, FLORIDA

CITY OF DANIA BEACH, a Florida : CASE # 11-1201
Municipal Corporation,

PETITIONER, :

vs. :

ROBERT PERLBERG,

RESPONDENT. :

**FINAL ORDER OF THE DANIA BEACH CODE COMPLIANCE
SPECIAL MAGISTRATE**

This proceeding came on for Formal Hearing on December 8, 2011, after notice. Based upon the evidence presented, the Code Compliance Special Magistrate makes the following findings of fact and conclusions of law:

a. The Code Compliance Special Magistrate has jurisdiction of the Respondent and the subject matter of this action;

And

b. Respondent, Robert Perlberg, did allow the following code violations to exist at property Respondent owns, located at 235 Northeast 2 Place, Dania Beach, Florida, which property is legally described as: POINCIANA PK AMEN PL BLKS 4, 5 & POR OF 6 31-47 B LOT 11 S 20, 12 BLK 1: (0234 08 0090).

1. DBCC 13-74 (c) Removal of Items. No garbage, trash or recyclables to be collected by a private hauler, or the city's hauler, shall be placed on the right-of-way for a period longer than twenty-four (24) hours prior to collection. All garbage carts and all other receptacles shall be removed from the road right-of-way and from the front yard of

FINAL ORDER
11-1201
PAGE 2

any residential property no later than dusk of the day of collection. There is a garbage cart being placed in the front yard after the day of collection.

2. DBCC 15-1 BTR/License Required. 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 from the city. Respondent is engaging in a business at the property without a business tax receipt.

3. DBCC 22-5 (i) (5) (d) Tree Maintenance. All trees shall be kept trimmed by the abutting property owner or tenant and shall have a clearance of at least eight (8) feet above the sidewalk and fourteen (14) feet above the street level so as to permit pedestrian and vehicular traffic beneath them without interference. There are trees on the property with the foliage extending less than eight (8) feet above the sidewalk.

4. FBC 105.1 Permits Required. Requires any owner or authorized agent who intends to construct, enlarge, alter, repair, move, demolish, or change the occupancy of a building or structure, or to erect, install, enlarge, alter, repair, remove, convert or replace any electrical, gas, mechanical or plumbing system, the installation of which is regulated by the Florida Building Code, or to cause any such work to be done, must first make application to the building department and obtain the required permit(s). Respondent began construction work without a permit. The current permit is open and must be closed upon final approval.

Upon consideration thereof, it is thereupon ORDERED:

1. Respondent, Robert Perlberg:

(a) has been found to be in violation of the above described code sections listed in paragraphs b.(1) through b.(4) and a fine of \$150.00 per day will begin running on January 17, 2012 for the violations.

(b) In addition, there is also assessed \$100.00 to cover costs incurred by the City in the prosecution of this matter. Said amount is now due, and must be paid

Return to: Mark Bates, Finance Director
City of Dania Beach
100 W. Dania Beach Blvd.
Dania Beach, FL 33004

FINAL ORDER
11-1201
PAGE 3

prior to the compliance date as ordered. If not paid, this cost assessment may also constitute a lien against the above referenced property which may also be actionable by law.

The fine shall continue until said violations come into compliance with said sections of the City Code upon requested inspection. Upon complying, the Respondent MUST notify the City's Code Compliance Department and an officer will inspect the property and notify the Code Compliance Special Magistrate whether Respondent has complied. If the Respondent does not notify the City's Code Compliance Department, an officer will not inspect the property and the fine will continue to be imposed each day until a Code Officer is notified, inspects the property and determines the property to be in compliance with this order. Said fine shall constitute a lien upon the real property and personal property of the Respondent.

In the event this Final Order is recorded as a lien, a charge will be imposed to record the Final Order and any lien satisfaction.

ORDERED at Dania Beach, Broward County, Florida, this 21st day of December, 2011.

CODE COMPLIANCE SPECIAL MAGISTRATE



Notary Seal:

Sworn and subscribed before me this 21st day of December, 2011.

By:


Mark E. Berman, Esq.


NOTARY PUBLIC STATE OF FLORIDA

Mark E. Berman is personally known to me.

Return to: Mark Bates, Finance Director
City of Dania Beach
100 W. Dania Beach Blvd.
Dania Beach, FL 33004

FINAL ORDER
11-1201
PAGE 4

CERTIFICATE OF SERVICE

I CERTIFY that a copy of the foregoing Final Order was mailed to the Respondent, Robert Perlberg, this 21st day of December, 2011.

CERTIFIED MAIL # 7011 1570 0002 7563 3411


ACTING
CODE COMPLIANCE
SPECIAL MAGISTRATE CLERK

CC: First Class Standard Mail
am

Return to: Mark Bates, Finance Director
City of Dania Beach
100 W. Dania Beach Blvd.
Dania Beach, FL 33004

SPECIAL MAGISTRATE
DANIA BEACH CODE COMPLIANCE
100 WEST DANIA BEACH BLVD.
DANIA BEACH, FLORIDA
(954) 924-6810

CITY OF DANIA BEACH, a Florida
Municipal Corporation

Case # 11-1201

Plaintiff

NOTICE OF FORMAL HEARING
(Confirmation of Fine)

vs.

ROBERT PERLBERG
Respondent(s)

TO: ROBERT PERLBERG
235 NE 2 PL
DANIA BEACH, FL 33004-4821

You are hereby notified that the City of Dania Beach has alleged that you are in violation of the following Code Section, Code of Ordinances, City of Dania Beach, Florida.

DBCC 13-34A
DBCC 13-34C
DBCC 13-74C
DBCC 15-1
DBCC 22-21
FBC 105.1

A copy of the Final Order, previously served upon you, is attached.

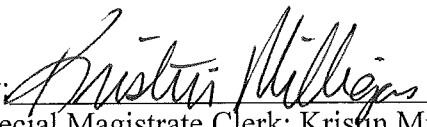
You are further notified that the SPECIAL MAGISTRATE FOR MUNICIPAL CODE COMPLIANCE will hear and try the alleged violation at 3:00 PM, on July 12, 2012, at the City of Dania Beach, 100 West Dania Beach Blvd., Dania Beach, Florida.

IMPORTANT – READ CAREFULLY

1. You are required to be present at this hearing to avoid the issuance of an order by default against you, having the force of the law, commanding you to take whatever steps are necessary to bring the violation into compliance. Please bring this NOTICE OF FORMAL HEARING with you.
2. If you have witnesses, books, receipt or other writings bearing on this alleged violation, bring them with you to the hearing.
3. If you wish to subpoena witnesses, see the Dania Beach Code Compliance Clerk, City Hall, 100 West Dania Beach Blvd., Dania Beach Florida without delay for assistance.
4. You may come to this hearing with or without an attorney.
5. Any person who decides to appeal any decision made by the Special Magistrate for Code Compliance with respect to any matter considered at this meeting or hearing will need a record of the proceedings, and for such purpose may need to insure that verbatim record of the evidence upon which the appeal is to be based.
6. If you wish to schedule a reinspection by our department regarding the alleged violation, please call the Dania Beach Code Compliance Clerk, leave your name, phone number, and case number and an inspector will recheck the property for compliance.
7. In accordance with the Americans with Disabilities Act of 1990 (ADA), disabled persons who, because of their disabilities, need special accommodations to participate in this proceeding should contact Code Compliance, Special Magistrate Clerk at 100 West Dania Beach Boulevard, Dania Beach, Florida 33004, (954)924-6810 not later than two business days prior to such proceeding.
8. All violations must be corrected prior to 7:00 A.M. on the Monday immediately preceding the hearing date listed on this notice. You must confirm compliance with the inspector in writing and also consult as to your required attendance to this hearing.
9. In accordance with Florida State Statute 162.07(2), you may be assessed administrative costs (also referred to as court costs), should the City prevail in the prosecution of this case.

DATED at Dania Beach, Florida, this 15th day of June 2012.

Dania Beach Code Compliance Clerk

By: 
Special Magistrate Clerk: Kristin Milligan
(954)924-6810, ext 3790

Certified Mail # 7011 1570 0002 7563 5736

Also sent regular mail

/km

CODE COMPLIANCE SPECIAL MAGISTRATE

CITY OF DANIA BEACH, FLORIDA

CITY OF DANIA BEACH, a Florida : CASE # 11-1201
Municipal Corporation,

PETITIONER, :

vs. :

ROBERT PERLBERG,

RESPONDENT. :

SUPPLEMENTAL ORDER/CLAIM OF LIEN

The CITY OF DANIA BEACH CODE COMPLIANCE SPECIAL MAGISTRATE, having considered the City's Motion to Confirm Fine on July 12, 2012, and based on the evidence, the Code Compliance Special Magistrate enters the following findings of fact and order:

1. The Code Compliance Special Magistrate did render on December 21, 2011, a Final Order in the above-captioned case commanding the Respondent, Robert Perlberg, to bring the violations specified in said Final Order into compliance on or before January 17, 2012, or pay a fine in the amount of \$150.00 per day for each day of non-compliance thereafter.
2. The violations found by the Code Compliance Special Magistrate and stated in the Final Order occurred on the subject property located at 235 NE 2 Place, Dania Beach, Florida and legally described as: POINCIANA PK AMEN PL BLKS 4, 5 & POR OF 6 31-47 B LOT 11 S 20, 12 BLK 1: (0234 08 0090).
3. Respondent, Robert Perlberg, did not comply with the Final Order on or before January 17, 2012. There are violations stated in the Final Order which still exist on the property.
4. The fine imposed in the Final Order rendered December 21, 2011 is hereby confirmed and ratified and shall accrue at \$150.00 per day from January 17, 2012, until such time as the Respondent, Robert Perlberg, has complied with said Final Order. Upon complying, **the Respondent MUST notify** the City's Code Compliance

Supplemental Order/Claim of Lien
11-1201
Page 2

Department and an officer will inspect the property and notify the Code Compliance Special Magistrate whether Respondent has complied.

5. The fine shall constitute a lien against the above-described real property and it shall be a lien against any other real or personal property owned by Respondent.

DONE and ORDERED at Dania Beach, Broward County, Florida, this 20 day of August, 2012.



CODE COMPLIANCE SPECIAL MAGISTRATE

By: *Gordon B. Linn*
Gordon Linn, Esq.

Notary Seal:

Sworn and subscribed before me this
20 day of August, 2012.

Kristin Milligan
NOTARY PUBLIC STATE OF FLORIDA

Gordon Linn is personally known to me.

CERTIFICATE OF SERVICE

I CERTIFY that a copy of the foregoing Supplemental Order/Claim of Lien was mailed to the Respondent, Robert Perlberg, this 20 day of August, 2012.

CERTIFIED MAIL # 7011 1570 0002 7563 8171

Kristin Milligan
CODE COMPLIANCE
SPECIAL MAGISTRATE CLERK

CC: First Class Standard Mail
am

Return to: Mark Bates, Finance Director
City of Dania Beach
100 West Dania Beach Blvd.
Dania Beach, FL 33004

SPECIAL MAGISTRATE
DANIA BEACH CODE COMPLIANCE
100 WEST DANIA BEACH BLVD.
DANIA BEACH, FLORIDA
(954) 924-6810

CITY OF DANIA BEACH, a Florida
Municipal Corporation

Case # 11-1201

Plaintiff

NOTICE OF FORMAL HEARING
(Abatement Request)

vs.

ROBERT PERLBERG
Respondent(s)

TO: ROBERT PERLBERG
235 NE 2 PL
DANIA BEACH, FL 33004-4821

You are hereby notified that the City of Dania Beach has alleged that you are in violation of the following Code Section, Code of Ordinances, City of Dania Beach, Florida.

DBCC 13-34(a)
DBCC 13-34(c)
DBCC 13-74(c)
DBCC 15-1
DBCC 22-21
FBC 105.1

A copy of the Final Order and Supplemental Order/Claim of Lien, previously served upon you, is attached.

You are further notified that the SPECIAL MAGISTRATE FOR MUNICIPAL CODE COMPLIANCE will hear and try the alleged violation at 3:00 PM, on May 2, 2013, at the City of Dania Beach, 100 West Dania Beach Blvd., Dania Beach, Florida.

IMPORTANT – READ CAREFULLY

1. You are required to be present at this hearing to avoid the issuance of an order by default against you, having the force of the law, commanding you to take whatever steps are necessary to bring the violation into compliance. Please bring this NOTICE OF FORMAL HEARING with you.
2. If you have witnesses, books, receipt or other writings bearing on this alleged violation, bring them with you to the hearing.
3. If you wish to subpoena witnesses, see the Dania Beach Code Compliance Clerk, City Hall, 100 West Dania Beach Blvd., Dania Beach Florida without delay for assistance.
4. You may come to this hearing with or without an attorney.
5. Any person who decides to appeal any decision made by the Special Magistrate for Code Compliance with respect to any matter considered at this meeting or hearing will need a record of the proceedings, and for such purpose may need to insure that verbatim record of the evidence upon which the appeal is to be based.
6. If you wish to schedule a reinspection by our department regarding the alleged violation, please call the Dania Beach Code Compliance Clerk, leave your name, phone number, and case number and an inspector will recheck the property for compliance.
7. In accordance with the Americans with Disabilities Act of 1990 (ADA), disabled persons who, because of their disabilities, need special accommodations to participate in this proceeding should contact Code Compliance, Special Magistrate Clerk at 100 West Dania Beach Boulevard, Dania Beach, Florida 33004, (954)924-6810 not later than two business days prior to such proceeding.
8. All violations must be corrected prior to 7:00 A.M. on the Monday immediately preceding the hearing date listed on this notice. You must confirm compliance with the inspector in writing and also consult as to your required attendance to this hearing.
9. In accordance with Florida State Statute 162.07(2), you may be assessed administrative costs (also referred to as court costs), should the City prevail in the prosecution of this case.

DATED at Dania Beach, Florida, this 20th day of March 2013.

Dania Beach Code Compliance Clerk

By: _____
Special Magistrate Clerk: Kristin Milligan
(954)924-6810, ext 3790

Certified Mail # 7012 1640 0000 3428 9900

Also sent regular mail

/km

Case Order	Case #	Name	Address	Results	P
1	11-0819	Judith K Dorian	50 SE 10 Ter	Fine Confirmed	P
2	10-1142	800 Marine Technical Center Inc F & F Real Estate LLC (fka Florian & Marie Bazin)	800 Old Griffin Rd	Continuance granted to the February 2012 hearing.	P
3	09-0514	F & F Real Estate LLC (fka Florian & Marie Bazin)	117 SW 5 Ct	Fine confirmed. Reduced to \$6,500.00 if paid by January 17, 2012.	P
4	10-0924	F & F Real Estate LLC	101 SW 5 Ct	Fine reduced to \$2,500.00 if paid by January 17, 2012.	P
5	10-0925	F & F Real Estate LLC F & F Real Estate LLC (fka Florian & Marie Bazin)	105 SW 5 Ct	Fine reduced to \$2,000.00 if paid by January 17, 2012.	P
6	10-0930	F & F Real Estate LLC (fka Florian & Marie Bazin)	117 SW 5 Ct	Fine reduced to \$2,500.00 if paid by January 17, 2012.	P
7	11-1556	S O S Land Corp # 3	345 N Federal Hwy	Compliance by February 16, 2012 or \$100.00 per day fine. \$100.00 administrative fee is assessed.	P
8	11-1561	Jeanette Salas Carlos Escobar	4911 SW 29 Way	Compliance by January 17, 2012 or \$75.00 per day fine. \$100.00 administrative fee is assessed.	P
9	11-1201	Robert Periberg	235 NE 2 PI	Compliance by January 17, 2012 or \$150.00 per day fine. \$100.00 administrative fee is assessed.	P
10	11-0637	David Duckworth Brenda Duckworth	4157 SW 49 Ct	Compliance by March 17, 2012 or \$150.00 per day fine. \$100.00 administrative fee is assessed.	P
11	11-1520	Jeff & Laura Clymer Karen Derris	40 SE 7 St	Compliance by January 17, 2012 or \$100.00 per day fine. \$100.00 administrative fee is assessed.	P
12	05-0213	Roberta H Hansell	23 SW 3 St	Motion for money judgment denied. Motion to re-abate approved at same amount previously issued, and recommended to City Commission.	P
13	11-0598	Ester & Ray Rex	4940 SW 45 Ave	Extension granted to March 17, 2012.	P
14	11-0847	Mary L Scott	140 NW 14 Ave	Compliance by March 17, 2012 or \$75.00 per day fine. \$50.00 administrative fee is assessed.	P
15	11-1698	Richard Edward Sparkman	45 SE 6 St	Repeat violation presented. No violations found, case dismissed.	P
16	11-1516	Siranush Khachatryan & Larisa Klockhkov	Vacant lot S of 4480 SW 26 Ave	Compliance by February 16, 2012 or \$100.00 per day fine. \$100.00 administrative fee is assessed.	P
17	11-0301	Denanauth Singh	4919 SW 28 Ave	Extension granted to December 8, 2011. Case is compiled.	P
18	11-1499	Marcia Ward	314 Phippen Rd	Compliance by February 16, 2012 or \$150.00 per day. \$100.00 administrative fee is assessed. Record final order.	P
19	09-2113	Catherine Egholm & Thomas L Ford III	325 SE 4 Ave	Authorization to foreclose granted. Abatement of \$7,000.00 recommended to City Commission.	NP
20	11-1056	Nasrin Nichilan Jayfarmadar	201 NE 2 Ct	Compliance by January 17, 2012 or \$250.00 one time assessment. \$100.00 administrative fee is assessed.	NP
21	11-1426	M-Six Creditvest II Business T c/o Motel 6 Tax Dept # 376	825 E Dania Beach Blvd	Compliance by January 17, 2012 or \$150.00 per day fine. \$100.00 administrative fee is assessed.	NP
22	11-1471	Eugenia Morales Randolph Garay	414 SE 5 St	Stipulated agreement. Compliance by February 16, 2012 or \$100.00 per day fine. \$50.00 administrative fee is assessed.	NP
23	11-1518	555 Dania Beach LLC	555 E Dania Beach Blvd	Compliance by January 17, 2012 or \$150.00 per day fine. \$100.00 administrative fee is assessed.	NP
24	11-1606	Cookies & Crackers Corp Tigertail Lake Warehouse LTD c/o J Perry & Associates	730 SW 7 St	Compliance by December 28, 2011 in regards to charges # 7, # 8, and # 9, or \$250.00 per day fine. Authorization to abate nuisances by cleaning the trash and debris, cutting the overgrowth, and boarding up/securing the abandoned structure after December 28, 2011 in regards to charges # 7, # 8, and # 9 granted in the interest of public health and safety.	NP
25	11-0907		2040 Tigertail Blvd F	Compliance by January 17, 2012 or \$250.00 per day fine in regards to charges # 1, # 2, #3, # 4, # 5, and # 6. \$250.00 administrative fee is assessed.	NP

Case Order	Case #	Name	Address	Results	
1	11-1607	PPTS V Corp	710 SW 3 Pl	Fine confirmed. Hold until September 10, 2012 on recording the lien if the nuisance abatement liens are paid within 5 days with the administrative fee.	P
2	11-1662	Holy Tabernacle United Church of God	79 NW 13 Ave	Continued to September 6, 2012 Special Magistrate hearing.	P
3	11-1606	Cookies & Crackers Corp	730 SW 7 St	Fine confirmed. Hold until September 10, 2012 on recording the lien if the nuisance abatement liens are paid within 5 days with the administrative fee.	P
4	11-1427	DDRM Sheridan Square LLC	401 E Sheridan St	Fine confirmed. Hold until August 11, 2012 on recording the lien if the administrative fee is paid within 5 days.	P
5	12-0307	Dania-Auger Inc	645 S Federal Hwy	Compliance by September 20, 2012 or \$150.00 per day fine. \$125.00 administrative fee assessed.	P
6	11-0820	Gentlemen Crepe Makers Inc FKA Never on Sunday Inc	129 N Federal Hwy	Compliance by October 20, 2012 or \$200.00 per day fine. \$125.00 administrative fee assessed.	P
7	11-1856	Maria C Greenidge	48 SW 12 St	Compliance by September 20, 2012 or \$100.00 per day fine. \$100.00 administrative fee assessed.	P
8	12-0179	Daniel S Mann	409 SE 5 St	Compliance by August 21, 2012 or \$100.00 per day fine. \$100.00 administrative fee assessed.	P
9	11-1201	Robert Periberg	235 NE 2 Pl	Fine confirmed. Hold until August 11, 2012 on recording the lien.	P
10	11-0124	Edward F Gonzalez	219 SW 11 St	Authorization to foreclose granted.	NP
11	11-0170	Betty Cherry	728 SW 7 St	Authorization to foreclose granted.	NP
12	11-0355	Dawn Lipka	719 SW 7 St	Fine confirmed.	NP
13	11-1520	Jeff & Laura Clymer	40 SE 7 St	Fine confirmed.	NP
14	12-0306	Dania Chateau De Ville Condo Assoc Inc	421 SE 10 St Bldg A	Case completed.	NP
15	12-0308	Bank of America NA Lasalle Bank	203 SE 2 St	Compliance by August 21, 2012 for item # 4 or \$250.00 one time assessment. Finding of fact issued for items # 1, 2, & 3 as recurring violations. \$125.00 administrative fee assessed.	NP
16	10-1740	Chase Home Finance LLC	2320 SW 44 St	Authorization to foreclose granted.	NP
17	11-1215	% Michael Gelety	4896 SW 28 Ter	Fine confirmed.	NP
18	11-1386	Teonatra Patrice Manley	4501 SW 25 Ter	Fine confirmed.	NP
19	11-1468	CLMIA LLC	4470 Ravenswood Rd Mma	Fine confirmed.	NP
20	11-1469	CLMIA LLC	4470 Ravenswood Rd	Extension granted to October 20, 2012.	NP
21	11-0827	WHB Holdings LLC	3015 Ravenswood Rd 101	Extension granted to October 20, 2012.	NP
22	11-0828	WHB Holdings LLC	3015 Ravenswood Rd 102	Fine confirmed. Administrative fee and assessment has been paid.	NP
23	11-1390	Alon Elbaz	2456 SW 58 Mhr	Fine confirmed.	NP
24	11-1739	Frederick A Fulchino	2320 SW 51 Pl	Extension granted to September 20, 2012.	NP
25	11-0597	Amaury Dominguez	4932 SW 45 Ave	Fine confirmed.	NP
26	10-1769	William Diaz	911 NW 7 St	Authorization to sue for money judgment granted.	NP
27	10-1772	Charles Akiba & Ann Francine	24 W Dania Beach Blvd	Fine confirmed.	NP
28	11-0161	Timothy Ivey	126 NW 5 Ave	Extension granted to October 20, 2012.	NP
29	11-0543	34 SW 7 LLC	34 SW 7 Ave	Fine confirmed.	NP
30	11-1104	William Diaz	911 NW 7 St	Fine confirmed.	NP
31	11-1804	Lawrence Marfechuk Est	1057 SE 6 Ave	Fine confirmed.	NP
32	12-0098	Frances H Rolph & Rodney Rolph	214 NW 8 Ave	Compliance by August 21, 2012 or \$250.00 per day fine. \$100.00 administrative fee assessed.	NP

Case Order	Case #	Name	Address	Results
1	09-0912	Associates Financial Services of America Inc	728 SW 7 ST	Case dismissed per court agreement.
2	11-0980	Elizabeth Gonzalez	3730 SW 47 CT	Extension granted until July 11, 2013.
3	11-1201	Robert Perlberg	235 NE 2 PL	Abatement recommended to the City Commission for \$3,000.00. Compliance by July 11, 2013 or \$100.00 per day fine. \$100.00 administrative fee assessed.
4	2013-0141	Nicholas Herff	4990 SW 28 TER	
5	12-0070	DS Realty Inc % Scott Dalagi	2800 S Federal HWY	Fine confirmed. Fine reduced to \$1,000.00 if paid by June 1, 2013.
6	09-2029	Vandrea & Kirk White	4710 SW 34 TER	Abatement recommended to the City Commission for \$5,000.00.
7	11-1856	Maria C Greenidge	48 SW 12 ST	Fine confirmed. Fine reduced to \$500.00 if paid by June 1, 2013.
8	2012-1075	Cookies & Crackers Corp	223 SW 8 ST	Extension request denied.
9	2013-0048	Scott B Stuart Est.	4131 SW 54 CT	Compliance by June 11, 2013 or \$250.00 one time assessment. \$50.00 administrative fee assessed.
10	2012-1097	Lottie Austin Est	1106 NW 2 ST	Fine confirmed.
11	2012-1101	Kristen Burke	43 SW 13 ST	Fine confirmed.
12	2012-1153	Alphawave Holdings LLC	481 S Federal HWY	Extension granted until 5/2/13. Case is compiled.
13	2012-1154	Alphawave Holdings LLC	485 S Federal HWY	Extension granted until 5/2/13. Case is compiled.
14	11-1008	Hector & Tina Rodriguez	2741 Griffin RD	Abatement request denied without prejudice.
15	10-1871	Lan Acre Investment Inc	46 SW 7 AVE	Authorization to foreclose granted.
16	11-0484	Stanely D Grundy	237 NW 5 AVE	Authorization to abate the nuisance by securing the property granted in the interest of public health and safety.
17	11-1805	Palm Beach Polo Holdings Inc	750 NE 7 AVE	Continued to June 6, 2013 Special Magistrate Hearing.
18	12-0242	Pavel & Julia J Sanchez & Bertha Isabel Sanchez	4270 SW 49 CT	Extension request denied.
19	12-0289	Karen Wright	4700 SW 24 TER	Fine confirmed.
20	2012-0773	Richard Borghi H/E Leanne Borghi	3291.5 SW 44 ST	Fine confirmed.
21	2012-1043	The Palms at Dania Beach Condominium Association Inc	3265 Griffin RD Common Area	Compliance by July 11, 2013 or \$200.00 per day fine. \$125.00 administrative fee assessed.
22	2012-1054	Mary Johnson	733 Phippen RD	Fine confirmed.
23	2012-1060	Dafna Israel	5620 Park RD	Compliance by July 11, 2013 or \$200.00 per day fine. \$125.00 administrative fee assessed.
24	2013-0063	N & D Holding Inc	2822 Griffin RD	Compliance by July 11, 2013 or \$150.00 per day fine. \$125.00 administrative fee assessed.
25	2013-0259	Scott B Stuart Est	5431 SW 44 AVE	Compliance by May 22, 2013 for items #1, 3, & 4 or \$200.00 per day fine. Compliance by July 11, 2013 for items # 2 & 5 or \$150.00 per day fine. Authorization to abate the nuisances by securing the pool/spa, removing any stagnant water, and cleaning the trash & debris after May 22, 2013 granted in the interest of public health and safety. \$200.00 administrative fee assessed.

City of Dania Beach

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

OWNER: ROBERT PERLBERG

FOLIO: 0234-08-0090

LEGAL: POINCIANA PK AMEN PL BLKS 4,5 & POR OF 6 31-47 B LOT 11 S 20, 12 BLK 1

ADDRESS: 235 NE 2 PLACE

CODE ENFORCEMENT ORDER LIEN				CEB 11-1201		RECORDED		RELEASED	
Start Date	Through Date	Lien Amount	# of Days	TOTAL FINE	Record Fee	BOOK	PAGE	BOOK	DATE
1/17/2012	1/29/2013	\$150.00	378	\$56,700.00	\$254.00	49021	1336-1342		8/23/2012
					Total				
					\$56,954.00				

CASE COMPLIED 1/29/13

ESTIMATED COST OF RECORDING FEES

1	PAGES	CERTIFIED COPY COVER	10.00
3	PAGES	FINAL ORDER	32.00
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
			254.00