

# 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: Vandrea & Kirk White, 4710 SW 34 Terrace, Case # 09-2029

**Summary Explanation & Background:**

This was originally cited on 10/26/09 for 8 violations. This went to the Special Magistrate on 2/4/10 for 5 violations. The Special Magistrate issued an order giving the respondent until 3/16/10 to comply the violations or a fine of \$200.00 per day would be levied. At the 9/2/10 hearing, the Special Magistrate confirmed the fine as a lien. The property was brought into compliance on 3/28/13. The fines ran from 3/16/10 through 3/28/13, 1,108 days @ \$200.00 per day = \$221,600.00 plus recording/admin fees of \$258.00 totaling \$221,858.00. At the 5/2/13 hearing, Special Magistrate Gordon Linn recommended an abatement of the fine to \$5,000.00 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 2/4/10, 9/2/10, 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 \$5,000.00 to the City Commission.

**Commission Action:**

Passed  Failed  Continued  Other

**Comment:**

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

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



# City of Dania Beach

FLORIDA

October 26, 2009

VANDREA & KIRK WHITE  
1515 SE 9 STREET  
FT LAUDERDALE, FL 333161411

Case Number: 09-00002029

Location: 4710 SW 34 TER  
Folio: 5042-30-04-0080-  
Legal Description:  
DAVIS ISLES 29-19 B LOT 8 BLK 1 DAVIS ISLES 29-19 B LOT 8 BLK 1

Dear VANDREA & KIRK WHITE:

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 November 25, 2009. 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.3648.

Sincerely,

GARY PHANEUF  
CODE INSPECTOR

I certify that an original hereof was furnished to the above named addressee by:

Certified Mail # 7009 1680 0000 9715 1699 by SM

Also sent regular mail

"Broward's First City"

CASE NUMBER 09-00002029  
 PROPERTY ADDRESS 4710 SW 34 TER

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 VIOLATION: CE008021141001 QUANTITY: 1  
 DESCRIPTION: DBCC 8-21(a)(4)(a) Bldg Cond DATE: 10/26/09  
 LOCATION:

ORDINANCE DESCRIPTION :

DBCC 8-21(a)(4)(a) requires foundations, floors, walls, ceilings, roofs, roof surfaces, windows, doors, and all other building parts to be structurally sound, weather proof, water tight, rodent proof, and kept in a state of good repair.

CORRECTIVE ACTION REQUIRED :

Obtain any and all permits and approvals required to repair any foundations, floors, walls, ceilings, roofs, roof surfaces, windows, doors, and/or other building parts to insure they are structurally sound, weather proof, water tight, rodent proof, and in a state of good repair.

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 VIOLATION: CE008021151101 QUANTITY: 1  
 DESCRIPTION: DBCC 8-21(a)(5)(a)(1) Bldg Mnt DATE: 10/26/09  
 LOCATION:

ORDINANCE DESCRIPTION :

DBCC 8-21(a)(5)(a)(1) states the exterior of all premises and every structure thereon, including all parts of the structure and appurtenance where exposed to public view, shall be maintained in good condition and shall not show evidence of deterioration, weathering, discoloration, ripping, tearing, or other holes or breaks.

CORRECTIVE ACTION REQUIRED :

Insure the exterior of all premises and every structure thereon, including all parts of the structure and appurtenance where exposed to public view, is in good condition and does not show evidence of deterioration, weathering, discoloration, ripping, tearing, or other holes or breaks. Obtain any and all permits and approvals as necessary or required.

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 VIOLATION: CE013034002001 QUANTITY: 1  
 DESCRIPTION: DBCC 13-34(b) Prop & RW Maint DATE: 10/26/09  
 LOCATION:

ORDINANCE DESCRIPTION :

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.

CORRECTIVE ACTION REQUIRED :

CASE NUMBER 09-00002029  
 PROPERTY ADDRESS 4710 SW 34 TER

CORRECTIVE ACTION REQUIRED :

Remove any garbage, trash, and litter from the property and the adjoining unpaved portions of the public rights of way, swales, and/or canal banks.

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 VIOLATION: CE013034003001 QUANTITY: 1  
 DESCRIPTION: DBCC 13-34(c) Untended Veg DATE: 10/26/09  
 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.

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 VIOLATION: CE013074003002 QUANTITY: 1  
 DESCRIPTION: DBCC 13-74(c) Removal of Items DATE: 10/26/09  
 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 later than dusk of the day of collection.

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 VIOLATION: CE014002001001 QUANTITY: 1  
 DESCRIPTION: DBCC 14-2(a) Junk/Abd Vehicles DATE: 10/26/09  
 LOCATION:

ORDINANCE DESCRIPTION :

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.

CORRECTIVE ACTION REQUIRED :

CONTINUED

BASE NUMBER 09-00002029  
 PROPERTY ADDRESS 4710 SW 34 TER

CORRECTIVE ACTION REQUIRED :

Remove any junked and abandoned vehicle(s) or parts thereof, completely enclose the vehicle(s) within a building, or obtain all permits, licenses, and approvals to maintain the vehicle(s) on the subject property.

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 VIOLATION: CE015001000001 QUANTITY: 1  
 DESCRIPTION: DBCC 15-1 BTR/License Required DATE: 10/26/09  
 LOCATION:

ORDINANCE DESCRIPTION :

DBCC 15-1 states it is unlawful for any person 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.

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 VIOLATION: CE022001000001 QUANTITY: 1  
 DESCRIPTION: DBCC 22-1 Bldg Numbers (Front) DATE: 10/26/09  
 LOCATION:

ORDINANCE DESCRIPTION :

DBCC 22-1 states any building in the city must display the correct street number upon such building.

CORRECTIVE ACTION REQUIRED :

Insure the building has and displays the correct street number upon the building and that it is visible from the right of way.

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 # 09-2029

Plaintiff

NOTICE OF FORMAL HEARING

vs.

VANDREA & KIRK WHITE  
Respondent(s)

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TO: VANDREA & KIRK WHITE  
1515 SE 9 ST  
FORT LAUDERDALE, FL 33316-1411

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 8-21A4A  
DBCC 8-21A5A1  
DBCC 13-34B  
DBCC 13-34C  
DBCC 13-74C  
DBCC 14-2A  
DBCC 15-1  
DBCC 22-1

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

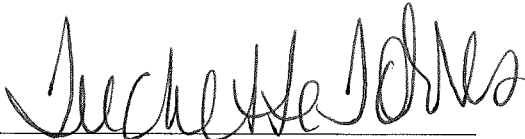
You are further notified that the SPECIAL MAGISTRATE FOR MUNICIPAL CODE COMPLIANCE will hear and try the alleged violation at 3:00 PM, on February 4, 2010, at the City of Dania Beach, 100 West Dania Beach Blvd., Dania Beach, Florida.

## **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 8<sup>TH</sup> day of January 2010.

Dania Beach Code Compliance Clerk

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

Certified Mail # 7009 1680 0000 9715 5598

Also sent regular mail

/tt



**CODE COMPLIANCE SPECIAL MAGISTRATE**  
**CITY OF DANIA BEACH, FLORIDA**

CITY OF DANIA BEACH, a Florida Municipal Corporation,  
PETITIONER,  
vs.  
VANDREA & KIRK WHITE  
RESPONDENT(S).

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:  
:  
:  
:

CASE # 09-2029

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

This proceeding came on for Formal Hearing on February 4, 2010, 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(s) and the subject matter of this action.
- b. The Respondent(s) or a representative for the Respondent(s) was not present at the hearing.
- c. Respondent(s), Vandrea & Kirk White, did allow the following code violations to exist at property Respondent(s) owns/own, located at 4710 SW 34 Terrace, Dania Beach, Florida, which property is legally described as: DAVIS ISLES 29-19 B LOT 8 BLK 1 (# 0230 04 0080 ):
  1. DBCC 8-21 (a) (5) (a) (1) Building Maintenance. The exterior of all premises and any structure thereon, including all parts of the structure and appurtenance where

exposed to public view, shall be maintained in good condition and shall not show evidence of deterioration, weathering, discoloration, ripping, tearing, or other holes or breaks. The aluminum frames are missing canopy covers.

2. DBCC 13-34 (b) Property and Right of Way Maintenance. 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 canal banks, clean and free from any accumulation of garbage, trash, and litter. There are a stack of brick pavers, tiles, and a pile of leaves in the front yard of property.

3. 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 any residential property no later than dusk of the day of collection. The garbage container is being stored in the front yard after the collection date.

4. DBCC 15-1 BTR/License Required. It is unlawful for any person to engage in or manage any business in the city without having a Business Tax Receipt from the city. The business of renting property requires a Business Tax Receipt. The property is being used for rental purposes without a Business Tax Receipt. A business tax receipt must be obtained.

5. DBCC 22-1 Building Numbers. Any building in the city must display the correct street number upon such building. The street number is not displayed on the front of the building.

Upon consideration by the Special Magistrate, it is ORDERED:

1. Respondent(s) has/have been found to be in violation of the above described code sections listed in paragraph(s) c.(1) through c.(5). A fine of \$200.00 per day will begin running on March 16, 2010.

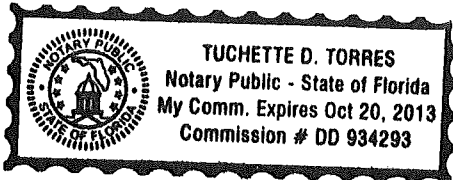
The City of Dania Beach shall have and recover from Respondent(s), for the foregoing violations listed above, a fine of \$200.00 per day beginning March 16, 2010.

**The fine shall continue until the violations come into compliance with the sections of the City Code upon requested inspection. Upon complying, the Respondent(s) MUST notify the City's Code Compliance Department and an**

officer will inspect the property and notify the Code Compliance Special Magistrate whether Respondent(s) has/have complied. If the Respondent(s) does/do 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. The fine shall constitute a lien upon the real property and personal property of the Respondent(s).

2. In addition, the Special Magistrate has also assessed an additional fine of \$100.00 to cover costs incurred by the City in the prosecution of this matter. Said amount is now due, and must be paid prior to the compliance date as ordered. If not paid, this fine may also constitute a lien against the above referenced property which may also be actionable by law.

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, on FEBRUARY 17, 2010.



CODE COMPLIANCE SPECIAL MAGISTRATE

By: \_\_\_\_\_

*[Handwritten Signature]*  
Mark E. Berman, Esq.

Notary Seal:

Sworn and subscribed before me on FEBRUARY 17 2010.

*[Handwritten Signature]*  
NOTARY PUBLIC STATE OF FLORIDA

Mark E. Berman is personally known to me.

**CERTIFICATE OF SERVICE**

I CERTIFY that a copy of the foregoing Final Order was mailed to the Respondent(s) on FEBRUARY 17, 2010.

CERTIFIED MAIL # 70091689 0001 3724 2530

Suchette Torres

CODE COMPLIANCE  
SPECIAL MAGISTRATE CLERK

CC: First Class Standard Mail

/sm

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 # 09-2029

Plaintiff

NOTICE OF FORMAL HEARING  
(Confirmation of fine)

vs.

VANDREA & KIRK WHITE  
Respondent(s)

---

TO: VANDREA & KIRK WHITE  
1515 SE 9 ST  
FORT LAUDERDALE, FL 33316-1411

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 8-21A4A  
DBCC 8-21A5A1  
DBCC 13-34B  
DBCC 13-34C  
DBCC 13-74C  
DBCC 14-2A  
DBCC 15-1  
DBCC 22-1

A copy of the Final order 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 September 2, 2010, 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 6<sup>TH</sup> day of August 2010.

Dania Beach Code Compliance Clerk

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

Certified Mail # 7010 1060 0000 1447 3802

Also sent regular mail

/tt

xc: Vandrea & Kirk White, PO Box 934064, Margate, FL  
33093-4064  
Certified Mail # 7010 1060 0000 1447 3819

**CODE COMPLIANCE SPECIAL MAGISTRATE**

**CITY OF DANIA BEACH, FLORIDA**

CITY OF DANIA BEACH, a Florida                   :                   CASE # 09-2029  
Municipal Corporation,  
  
      PETITIONER,                                   :                   FINAL ORDER  
  
          vs.   :  
  
VANDREA & KIRK WHITE  
  
      RESPONDENT(S).                            :

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**SUPPLEMENTAL ORDER /CLAIM OF LIEN**

The CITY OF DANIA BEACH CODE COMPLIANCE SPECIAL MAGISTRATE, having received the notice and testimony of Code Officer Gary Phaneuf, on the City's Motion to Confirm Fine held on September 2, 2010, and based on the evidence, the Code Compliance Special Magistrate enters the following findings of fact and order:

1. The Respondent(s) or a representative for the Respondent(s) was not present at the hearing.
2. That the Code Compliance Special Magistrate did issue on February 4, 2010, a Final Order in the above-captioned case commanding the Respondent(s), Vandrea & Kirk White, to bring the violations specified in the Final Order into compliance on or before March 16, 2010, or pay a fine in the amount of \$200.00 per day for each day of non-compliance thereafter.
3. The violations found by the Code Compliance Special Magistrate and entered in the Final Order occurred on the following described real property located at 4710 SW 34 Terrace, Dania Beach, which property is legally described as: DAVIS ISLES 29-19 B LOT 8 BLK 1 (# 0230 04 0080).
4. Respondent(s) did not comply with the Final Order on or before March 16, 2010. There are violations stated in the Final Order which still exist on the Property.

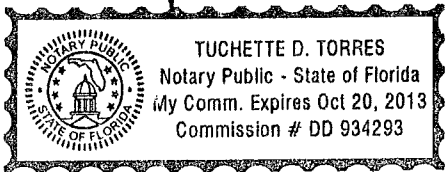


5. The fine stated in the Final Order is confirmed and ratified and shall accrue at the per diem rate specified until such time as the Respondent(s) has/have complied with the Final Order. Upon complying, **the Respondent(s) MUST notify** the City's Code Compliance Department and an officer will inspect the property and notify the Code Compliance Special Magistrate whether Respondent(s) has/have complied.

6. 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(s).

DONE and ORDERED at Dania Beach, Broward County, Florida, on

September 14, 2010.



CODE COMPLIANCE SPECIAL MAGISTRATE

By: \_\_\_\_\_

*[Handwritten Signature]*  
Mitch Kraft, Esq.

Notary Seal:

Sworn and subscribed before me on

September 14, 2010.

*[Handwritten Signature]*  
NOTARY PUBLIC STATE OF FLORIDA

Mitch Kraft 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(s) on September 14, 2010.

CERTIFIED MAIL # 7010 1060 0000 1447 4618

*[Handwritten Signature]*  
CODE COMPLIANCE  
SPECIAL MAGISTRATE CLERK

CC: First Class Standard Mail  
sm

Xc: Vandrea & Kirk White  
PO Box 934064  
Margate, FL 33093

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

Certified Mail # 7010 1060 0000 1447 4625

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 # 09-2029

Plaintiff

NOTICE OF FORMAL HEARING  
(Abatement Request)

vs.

VANDREA & KIRK WHITE  
Respondent(s)

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TO: VANDREA & KIRK WHITE  
PO BOX 934064  
MARGATE, FL 33093-4064

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 8-21(a)(4)(a)  
DBCC 8-21(a)(5)(a)(1)  
DBCC 13-34(b)  
DBCC 13-34(c)  
DBCC 13-74(c)  
DBCC 14-2(a)  
DBCC 15-1  
DBCC 22-1

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

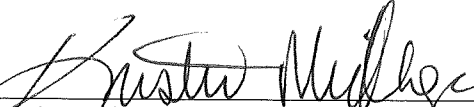
You are further notified that the SPECIAL MAGISTRATE FOR MUNICIPAL CODE COMPLIANCE will hear and try the alleged violation at 3:00 PM, on May 2, 2013, at the City of Dania Beach, 100 West Dania Beach Blvd., Dania Beach, Florida.

## **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 2<sup>nd</sup> day of April 2013.

Dania Beach Code Compliance Clerk

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

Certified Mail # 7012 1010 0002 5510 0300

Also sent regular mail

/km

Case Order	Case #	Name	Address	Results	
* 26	09-2029	Vandrea & Kirk White	4710 SW 34 Ter	Compliance by March 16, 2010 or \$200.00 per day fine. \$100.00 administrative fee is assessed.	NP
27	09-2059	David Brian Earl	2460 SW 50 St	Continuance granted to March 4, 2010 hearing.	NP
28	09-2116	Wilson Hollywood Showroom LLC% TTA/ Eproperty Tax Dept 207	5555 Anglers Ave 16-B	Compliance by March 16, 2010 or \$150.00 per day fine. \$100.00 administrative fee is assessed.	NP
29	09-2125	Lutchmie Chand	2521 SW 58 Manor	Stipulated agreement. Compliance by April 15, 2010 or \$150.00 per day fine. \$100.00 administrative fee is assessed.	NP
30	09-2177	Ibrahim Guven	5015 SW 24 Ave	Stipulated agreement. Compliance by April 15, 2010 or \$150.00 per day fine. \$100.00 administrative fee is assessed.	NP
31	07-1054	Dotan Vaknin	2733 SW 47 St	Authorization to foreclose granted.	NP
32	09-2137	Kenny Gonzalez Miguel Angel Gonzalez	4533 SW 51 St	Compliance by March 16, 2010 or \$250.00 per day fine. \$100.00 administrative fee is assessed.	NP
33	09-2170	Angel L Rivera	4911 SW 44 Ter	Continuance granted to March 4, 2010 hearing.	NP
34	09-2290	Dennis Le Marrone Louis Marrone & Mary Marrone	305 Lewis Ln	Stipulated agreement. Compliance by March 16, 2010 or \$150.00 per day fine. \$100.00 administrative fee is assessed.	NP
35	09-0877	Indira Maharaj	2227 Clipper PI 5107	Continuance granted to March 4, 2010 hearing.	NP
36	09-1209	County Homes Development, Inc	Vac Lot South of 4640 SW 33 Ave	Fine confirmed. \$100.00 administrative fee is assessed.	NP
37	07-2878	Tropical Paradise Resorts	2420 W State Rd 84	Extension granted until May 15, 2010.	NP
38	08-0769	Samuel Weiss	130 SW 3 Ave	Extension granted until May 15, 2010.	NP
39	09-0508	Florian & Marie Bazin	101 SW 5 Ct	Extension granted until March 16, 2010.	NP
40	09-0510	Florian & Marie Bazin	105 SW 5 Ct	Extension granted until March 16, 2010.	NP
41	09-0514	Florian & Marie Bazin	117 SW 5 Ct	Extension granted until March 16, 2010.	NP
42	09-0516	Florian & Marie Bazin	145 SW 5 Ct	Extension granted until March 16, 2010.	NP
43	09-0574	Five Star Capital Corp	1101 Old Griffin Rd	Extension granted until March 16, 2010.	NP
44	09-1069	Cheryl Clarke	501 W Dania Beach Blvd	Extension granted until April 15, 2010.	NP
45	09-1502	Danians Corp	601 E Dania Beach Blvd	Compliance by May 15, 2010 or \$200.00 per day fine. \$100.00 administrative fee is assessed.	NP
46	09-2111	James L Smith	401 SE 2 Ave	Compliance by March 16, 2010 or \$200.00 per day fine. \$100.00 administrative fee is assessed.	NP
47	09-2175	Cinnamon Kaye Venezia	188 NE 6 Ct	Stipulated agreement. Compliance by March 16, 2010 or \$200.00 per day fine. \$100.00 administrative fee is assessed.	NP

Case Order	Case #	Name	Address	Results	
* 21	09-2029	Vandrea & Kirk White	4710 SW 34 Ter	Fine confirmed.	NP
22	09-2059	David Brian Earl	2460 SW 50 St	Fine confirmed.	NP
23	10-0434	Kwok Keung Lai	2320 SW 44 St	Fine confirmed. Authorization to abate nuisances by cutting and cleaning the overgrowth and debris, in regards to charges # 2, 3, and 4, after September 22, 2010 granted in the interest of public health and safety.	NP
24	10-1011	Ileana Flynn	4661 SW 25 Ave	Compliance by September 22, 2010 or \$250.00 per day fine. Authorization to abate nuisances by cutting and cleaning the overgrowth and debris, in regards to charges # 1, 2, and 3, after September 22, 2010 granted in the interest of public health and safety. \$200.00 administrative fee is assessed.	NP
25	10-1019	Federal National Mortgage Assn % Flagstar Bank FSB	2630 SW 49 CT	Compliance by September 22, 2010 or \$250.00 per day fine. Authorization to abate nuisances by cutting and cleaning the overgrowth and debris after September 22, 2010 granted in the interest of public health and safety. \$200.00 administrative fee is assessed.	NP
26	09-1960	Marlon Services Inc	2365 SW 34 St 3	Fine confirmed.	NP
27	09-1964	Marlon Services Inc	2365 SW 34 St 7	Fine confirmed.	NP
28	09-2280	Jeanne Towne	4598 SW 35 Ave	Extension granted to December 11, 2010.	NP
29	09-2301	Jorge J Sanchez	4701 SW 34 Ave	Stipulated agreement. Compliance by December 11, 2010 or \$150.00 per day fine.	NP
30	09-2007	Theodore J Mozino	2781 SW 36 St	Extension granted to December 11, 2010.	NP
31	09-2176	Davie Property Group LLC	4485 Stirling Rd	Fine confirmed.	NP
32	09-1179	A-1 Investments	125 NW 10 Ct	Fine confirmed.	NP
33	09-1253	Robert Slattery	615 NW 8 St	Motion to foreclose rescinded. Authorization to abate nuisances by cutting and cleaning overgrowth, trash and debris in regards to charges # 2 and 3 after September 22, 2010 granted in the interest of public health and safety.	NP
34	09-2008	Stirling Industrial Park % Alan Levy	1340 Stirling Rd Rear	Extension granted to September 2, 2010. Property is in compliance. Case will be compiled pending the immediate payment of the \$100.00 administrative fee.	NP
35	09-2111	James L Smith	401 SE 2 Ave	Fine confirmed. Authorization to abate nuisances by cutting and cleaning the overgrowth and debris on the property, right-of-way and alleyway in regards to charges # 3, 4, and 5 after September 22, 2010 granted in the interest of public health and safety.	NP
36	09-2121	Lillian M Young Est Mark & Sharon Niles	55 SW 7 Ave	Fine confirmed.	NP
37	10-0575	James Duffy & Christine Niles	700 NW 14 Ave	Continuance granted to October 7, 2010 hearing.	NP
38	10-0643	Money-Line Mortgage LLC	215 NW 4 Ave	Compliance by October 12, 2010 or \$200.00 per day fine. \$100.00 administrative fee is assessed.	NP
39	10-0796	Michelle B & Darryl Wilcox	141 NW 4 Ave	Compliance by October 12, 2010 or \$200.00 per day fine. \$100.00 administrative fee is 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 Daiagi	2800 S Federal HWY 4710 SW 34 TER	Fine confirmed. Fine reduced to \$1,000.00 if paid by June 1, 2013. Abatement recommended to the City Commission for \$5,000.00.
6	09-2029	Vandrea & Kirk White	48 SW 12 ST	Fine confirmed. Fine reduced to \$500.00 if paid by June 1, 2013.
7	11-1856	Maria C Greenidge	223 SW 8 ST	Extension request denied.
8	2012-1075	Cookies & Crackers Corp		Compliance by June 11, 2013 or \$250.00 one time assessment. \$50.00 administrative fee assessed.
9	2013-0048	Scott B Stuart Est	4131 SW 54 CT	
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 complied.
13	2012-1154	Alphawave Holdings LLC	485 S Federal HWY	Extension granted until 5/2/13. Case is complied.
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: VANDREA & KIRK WHITE  
 FOLIO: 0230-04-0080  
 LEGAL: DAVIS ISLES 29-19 B LOT 8 BLK 1  
 ADDRESS: 4710 SW 34 TERRACE

## CODE ENFORCEMENT ORDER LIEN

Start Date	Through Date	Lien Amount	# of Days	TOTAL FINE	Record Fee		RECORDED		RELEASED	
					CEB 09-2029.	Record Fee	BOOK	PAGE	BOOK	PAGE
3/16/2010	3/28/2013	\$200.00	1,108	\$221,600.00	\$258.00		47713	1960-1966		
Total					\$221,858.00					

CASE COMPLETED 3/28/13

## ESTIMATED COST OF RECORDING FEES

1	PAGES	CERTIFIED COPY COVER	10.00
4	PAGES	FINAL ORDER	34.00
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
		ADM. FEE - SPECIAL MAGISTRATE FINE	100.00
			<b>258.00</b>