

AGENDA REQUEST FORM CITY OF DANIA BEACH

Date: March 4, 2015

Agenda Item #:

Title: Request for Abatement

Requested Action:

Approval of the Settlement Received for: Roxanne Yount Arnold, 2681 SW 51 Street
Case #2012-1334

Summary Explanation & Background:

This was originally cited on 12/27/12 for 4 violations, and was given 14 days to comply. This went to the Special Magistrate on 3/7/13 for 4 violations. Special Gordon Linn issued an order giving the respondent until 4/16/13 to comply or a fine of \$100.00 per day would be levied. There would also be a one-time fine of \$250.00 for no BTR as of the same date, 4/16/13. At the 8/1//13 hearing, Special Magistrate Mark Berman confirmed the fine as a lien. The property came into compliance on 8/21/14. The fines ran from 4/16/13 through 8/21/13, 492 days @ \$100.00 per day = \$49,200.00 plus admin fees of \$262.50 and a one-time fine of \$250.00 for a total of \$49,712.50.

This is a motion to accept the settlement offer received by the City due to foreclosure. The City received \$2,862.50 as settlement for the code case which also includes an outstanding \$100.00 administrative fee on Case 09-1653.

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 due to foreclosure. The City received \$2,862.50 as settlement for the code case which also includes an outstanding \$100.00 administrative fee on Case 09-1653.

Commission Action:

Passed Failed Continued Other

Comment:

City Manager

City Clerk

Case Number: 2012-00001334

Case Type:
Notice of ViolationCase Description:
Initial CaseCase Start Date:
12-06-2012Status:
Active

Status Date:

Default Inspector:
Barbara UrowCited Address:
2681 SW 51 STFolio Number:
5042-32-02-0330Cited Party:
Roxanne Yount Arnold

Note Type

Case Notes

Date

Note Type	Case Notes	Date
CASE ACTIVITY NOTES	CASE ACTIVITY NOTES	12-27-2012
CASE INSPECTION NOTES	CASE INSPECTION NOTES	12-27-2012
CASE HEARING NOTES	CASE HEARING NOTES	12-27-2012
CASE ACTIVITY NOTES	NOV approved and mailed out on 12/28/12. KM 12/28/12	12-28-2012
CASE INSPECTION NOTES	Per Insp Urow: case failed reinspection on 1/7/13. Send to next available hearing. KM 1/8/13	01-08-2013
CASE HEARING NOTES	Per Special Magistrate Gordon Linn, at the 3/7/13 hearing, the following was ordered: Compliance by April 16, 2013 for items # 1, 2, & 4 or \$100.00 per day fine. Compliance by April 16, 2013 for item # 3 or \$250.00 one time assessment. \$100.00 administrative fee assessed. KM 3/12/13	03-12-2013
CASE INSPECTION NOTES	Per Insp Urow: case failed post hearing inspection on 4/19/13. Send to T/S for confirmation. KM 4/23/13	04-23-2013
CASE ACTIVITY NOTES	Per T/S results received on 6/4/13: send to next available hearing for confirmation. KM 6/5/13	06-05-2013
CASE HEARING NOTES	Per Special Magistrate Mark Berman, at the 8/1/13 hearing, the following was ordered: Fine confirmed. KM 8/7/13	08-07-2013
CASE INSPECTION NOTES	Per Insp. Urow: Case failed foreclosure inspection 1/22/14. Send to T/S for Authorization to Foreclose. LW 1/23/2014	01-23-2014
CASE INSPECTION NOTES	Per Insp. Urow: Reinspection requested by Equity Team Realty on behalf of Federal Home Loan Mortgage on 5/28/14. Case failed reinspection on 5/29/14. Realty company notified of non-compliance issues. File in T/S drawer LW 5/30/14	05-30-2014
CASE INSPECTION NOTES	Per Insp. Urow - case failed reinspection on 8/8/14. Minor compliance issue of trash bin to be placed behind property. LW 8/12/14	08-12-2014
CASE INSPECTION NOTES	Per Insp. Urow: Case complied 8/21/14. Case remains open due to the fines still owed. Case is in T/S drawer LW 8/19/14	08-19-2014

CASE ACTIVITY NOTES	Received settlement check and REL from Tim Ryan's office for \$2862.50 for this case and Case 09-1563. Send to next Commission Abatement Hearing of 3/4/15 LW 9/18/14	09-18-2014
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Case Activity Comments

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Case Violations

1	CE013034001001 - DBCC 13-34(a) Nuisance Accumulation	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.		12/06/2012
2	CE013074003002 - DBCC 13-74(c) Garbage/Trash receptacles in R/W	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.		12/06/2012
3	CE015001000001 - DBCC 15-1 BTR/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.		12/06/2012
4	CE825200001001 - DBLDC 825-200(A) Tree Removal/Abuse Violation	DBLDC 825-200(A) states it shall be unlawful for any owner or operator of any property within the city to allow or cause to be allowed any violation of the tree preservation and/or tree abuse regulations, including, but not limited to: trees removed and/or relocated without first obtaining a license or permit from the city to do so, hatracking a tree, and further as defined per the City Code.		12/06/2012

City of Dania Beach

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

OWNER: ROXANNE YOUNT ARNOLD
FOLIO: 0232-02-0330
LEGAL: REED LAND CO SUB 2-32 D 32-50-42 S 85 OF N 1208 OF W 70 OF THE E 555 OF LOTS 9 & 10 BLK 1 AKA LOTS 9 & 10 BLK 4 & STS SP
ADDRESS: 2681 Southwest 51 Street, Dania Beach, Florida

CODE ENFORCEMENT ORDER LIEN							CEB 2012-1334			RECORDED			RELEASED		
Start	Through	Lien	# of	TOTAL	Record		BOOK	PAGE	DATE	BOOK	PAGE	DATE			
Date	Date	Amount	Days	FINE	Fee	Total									
4/16/2013	8/21/2014	\$100.00	492	\$49,200.00	\$262.50	\$49,462.50	50215	1458-1464	10/1/2013	51119	1234	9/25/2014			
4/16/2013	8/21/2014			\$250.00		\$250.00	50215	1458-1464	10/1/2013	51119	1234	9/26/2014			

ESTIMATED COST OF RECORDING FEES

1	PAGES	CERTIFIED COPY COVER	10.00
3	PAGES	FINAL ORDER	32.00
3	PAGES	SUPPLEMENTAL ORDER	25.50
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
			262.50