

AGENDA REQUEST FORM CITY OF DANIA BEACH

Date: September 2, 2015

Agenda Item #:

Title: Request for Abatement

Requested Action:

Approval of the Settlement Received for: Valeriy Minyazov, 5447 SW 24 Avenue, Case #07-1691 due to sale of property.

Summary Explanation & Background:

Case #07-1691

This was originally cited on 6/28/2007 for 3 violations, and was given 7 days to comply. This went to the Special Magistrate on 9/10/2007 for 3 violations. Special Magistrate Mitchell Kraft issued an order giving the respondent until 10/10/2007 to comply or a fine of \$250.00 per day would be levied. At the 5/1/2008 hearing, Special Magistrate Mitchell Kraft confirmed the fine as a lien. At the 2/5/2009 hearing, Special Magistrate Gordon Linn confirmed the fine as a lien. The fines ran from 10/10/2007 through 4/15/2015, 2,744 days @ \$250.00 per day = \$686,000.00 plus admin fees of 141.00. for a total of \$686,141.00.

This is a motion to accept the settlement offer received by the City due to sale of the property. The City received \$1,000.00 as settlement for the code case.

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 sale of the property. The City received \$1,000.00 as settlement for the code case.

Commission Action:

Passed Failed Continued Other

Comment:

City Manager

City Clerk

Case Number: 07-1691

Case Type:
Notice of Violation

Case Description:
MINIMUM STANDARDS

Case Start Date:
06-28-2007

Status:
Active

Status Date:

Default Inspector:
Gary Phaneuf

Cited Address:
5447 SW 24 AVE

Folio Number:

Cited Party:
VALERIY MINYAZOV

Note Type

Case Notes

Date

Case Narrative	Vio letter-13-34(b); 13-34(c); 14-2(a)	06-28-2007
INSPECTOR NAME	GARY PHANEUF	06-28-2007
INSPECTOR NAME	TUCHETTE TORRES	06-28-2007
Case Inspections Text	Property failed reinspection per inspector Gary Phaneuf. July 17, 2007 10:35:05 AM danilxg	07-17-2007
Case Inspections Text	Property failed reinspection per inspector Gary Phaneuf. December 11, 2007 11:30:09 AM danilxg	12-11-2007
Case Board Meetings	Fine confirmed as ordered by Special Magistrate Mitch Kraft at the May 1, 2008 hearing. May 14, 2008 11:11:08 AM daniszp	05-14-2008
Case Inspections Text	Property failed reinspection per inspector Gary Phaneuf. August 5, 2008 3:03:12 PM danilxg	11-26-2008
Case Board Meetings	Compliance by October 10, 2007 or \$250.00 per day fine.	02-03-2009
Case Board Meetings	Authorization to sue for money judgement granted per Special Magistrate Gordon Linn at the February 5, 2009 hearing. February 23, 2009 3:01:38 PM daniszp	02-23-2009
Case Inspections Text	Per Tim Ryan's office, the City obtained final judgement agaisnt this property owner in the amount of \$189,695.00. March 29, 2010 2:49:27 PM DANITXT	05-31-2011
Case Inspections Text	Per Insp. Ostrofsky: this Case complied 4/15/15. This case remains open due to fines owed LW 4/30/15	04-30-2015
Case Inspections Text	Property was foreclosed on by Chase Bank and sold to Fannie Mae 1/22/15 - recorded 2/5/15 LW 4/30/15	04-30-2015
Case Inspections Text	Per Tim Ryan's office - City accepted settlement of \$1,000.00 to release lien on property. Send to 9/2/15 Commission Abatement Hearing LW 7/17/15	07-17-2015

Case Activity Comments

INITIAL - INITIAL INSPECTION	06-20-2007
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HISTORICAL - DMS Violation Letter	06-28-2007
REINSPECTION - REINSPECTION	07-08-2007
HISTORICAL - DMS Affidavit of Service	08-29-2007
POST HEARING - POST BOARD	12-10-2007
HISTORICAL - DMS Affidavit of Service	04-17-2008
FORECLOSURE - FORECLOSURE REINSPECTION	07-30-2008
HISTORICAL - DMS Affidavit of Service	01-23-2009
F-PAYMENT VERIFY - PAYMENT RCVD/VERIFICATION	03-29-2010

Case Violations

1	CE013034002001 - DBCC 13-34(b) Property & R/W Maintenance	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.	ACTIVE	06/28/2007
2	CE013034003001 - DBCC 13-34(c) Untended Vegetation	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.	ACTIVE	06/28/2007
3	CE014002001001 - DBCC 14-2(a) Junk/Abandoned Vehicles	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.	ACTIVE	06/28/2007

City of Dania Beach

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

OWNER: MINYAZOV, VALERIY
FOLIO: 0232-23-0130
LEGAL: LA BEAU ACRES 2 UNIT AMD 86-30 B LOT 27A
ADDRESS: 5447 SW 24 AVENUE

CODE ENFORCEMENT ORDER LIEN							CEB 07-1691			RECORDED			RELEASED		
Start	Through	Lien	# of	TOTAL	Record		BOOK	PAGE	DATE	BOOK/INSTRUMENT	PAGE	DATE			
Date	Date	Amount	Days	FINE	Fee	Total									
10/10/2007	4/15/2015	\$250.00	2,744	\$686,000.00	\$141.00	\$686,141.00	45680	237-242	9/15/2008	113123951	Page 1 of 1	7/21/2015			

This fine is still active and accruing at daily rate.

To calculate additional daily amount (x) **\$250.00** by the # of days after **4/15/2015**

This property must be brought into compliance & paid before the lien will be released.

REVISED 7/24/2015
Cherrie-Ann Browne
Accts. Receivable & Liens

ESTIMATED COST OF RECORDING FEES

1	PAGES	CERTIFIED COPY COVER	10.00
3	PAGES	FINAL ORDER	25.50
2	PAGES	SUPPLEMENTAL ORDER	17.00
2	PAGES	RELEASE OF LIEN	18.50
		ADM. FEE RECORDING LIEN	40.00
		ADM. FEE RECORDING RELEASE	30.00
			141.00