

AGENDA REQUEST FORM CITY OF DANIA BEACH

Date: April 19, 2016

Agenda Item #:

Title: Request for Abatement

Requested Action:

Approval of the Settlement Received for: Jacqueline Wright, 249 SW 12 ST,
Case #13-1243

Summary Explanation & Background:

This was originally cited on 8/09/14 for 7 violations. This went to the Special Magistrate on 2/6/14 for 6 violations. The Special Magistrate issued an order giving the respondent until 3/18/14 to comply the violations or a fine of \$200.00 per day would be levied. In addition authorization to abate nuisance violation's by cleaning the trash, debris and cutting the overgrowth after 2/26/14. At the 7/10/14 hearing, the Special Magistrate confirmed the fines as liens. The fines ran from 3/18/14 through 3/2/16, 715 days @ \$200.00 per day = \$143,000.00 plus recording fees 362.50 totaling \$143,362.50. This is a motion to accept the settlement offer received by the City due to sale of property. The City received \$1,500.00 as settlement for the fines.

Exhibits (List):

- (1) Copy of the history report.
- (1) Copy of 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 property. The City received \$1,500.00 as settlement for the fines.

Commission Action:

Passed Failed Continued Other

Comment:

City Manager

City Clerk

Case Number: 2013-00001243

Case Type:
Notice of Violation

Case Description:
Initial case

Case Start Date:
08-09-2013

Status:
Active **Status Date:**

Default Inspector:
Barbara Urow

Cited Address:
249 SW 12 ST

Folio Number:
5142-03-10-2530

Cited Party:
Jacqueline Wright

Note Type	Case Notes	Date
CASE ACTIVITY NOTES	CASE ACTIVITY NOTES	08-14-2013
CASE INSPECTION NOTES	CASE INSPECTION NOTES	08-14-2013
CASE HEARING NOTES	CASE HEARING NOTES	08-14-2013
CASE ACTIVITY NOTES	NOV approved and mailed on 8/15/13. JC 8/15/13	08-15-2013
CASE INSPECTION NOTES	Per Insp Urow: Extension granted from 8/29/13 until 9/12/13. JC 8/29/13	08-29-2013
CASE INSPECTION NOTES	Per Insp Urow: Extension granted from 9/12/13 until 10/12/13. JC 10/7/13	10-07-2013
CASE INSPECTION NOTES	Per Insp Urow: Extension granted from 10/15/13 until 11/15/13. JC 10/16/13	10-16-2013
CASE INSPECTION NOTES	Per Insp. Urow: Case failed re-inspection 11/27/2013. Send to next available hearing LW 12/2/13	12-02-2013
CASE HEARING NOTES	Per Special Magistrate Gordon Linn, at the 2/6/14 hearing: Compliance by March 18, 2014 or \$200.00 per day fine. Authorization to abate the nuisances by cleaning the trash and debris and cutting the overgrowth after February 26, 2014 granted in the interest of public health and safety. \$100.00 administrative fee assessed. LW 2/7/14	02-07-2014
CASE INSPECTION NOTES	Per Insp. Urow: Case failed post-hearing inspection 3/21/14. Nuisance abatement WO submitted on 3/23/14 (#4347) for mowing, removing debris. Send to T/S for confirmation of fines. LW 3/24/14	03-24-2014
CASE INSPECTION NOTES	Per T/S results from Tim Ryan's office 5/14/14, send to next available hearing for confirmation of fine. LW 5/14/14	05-14-2014
CASE HEARING NOTES	Per Special Magistrate Gordon Linn at the 7/10/14 hearing, the following was ordered: Fine Confirmed. LW 7/11/14	07-11-2014
CASE INSPECTION NOTES	Per Insp. Urow: Case failed re-inspection on 9/8/2014. (Still in Vioalction - paint, fence, fascia, overgrowth). LW 9/8/14	09-08-2014

CASE INSPECTION NOTES	Per Insp. Urow: Case failed foreclosure inspection 10/27/14. Send to T/S for authorization to foreclose or money judgment. LW 11/3/14	11-03-2014
CASE ACTIVITY NOTES	Per T/S results received from Tim Ryan's office on 1/15/15 - do not set for foreclosure hearing LW 1/15/15	01-15-2015
CASE INSPECTION NOTES	Per Insp. Urow: case complied 3/2/16. AL 3/2/16	03-02-2016

Case Activity Comments

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Case Violations

1	8-21(a)(4)(a) Building Condition	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.		08/09/2013
2	8-21(a)(4)(f) Fence / Wall / in disrepair	DBCC 8-21(a)(4)(f) states all fences, walls, and similar enclosures shall be maintained in a state of good repair.		08/09/2013
3	8-21(a)(5)(a)(2) Paint Maintenance	DBCC 8-21(a)(5)(a)(2) states all surfaces requiring painting or which are otherwise protected from the elements shall be kept painted or protected, maintained free of graffiti, and be of uniform colors void of any evidence of deterioration.		08/09/2013
4	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.		08/09/2013
5	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.		08/09/2013
6	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.		08/09/2013
7	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.		08/09/2013

City of Dania Beach

100 W. Dania Beach B
 Dania Beach, FL 33
 954-924-6

OWNER: JACQUELINE WRIGHT
FOLIO: 1203 10 2530
LEGAL: NORTH HOLLYWOOD 4-1 B LOT 20 BLK 23
ADDRESS: 249 SW 12 STREET, DANIA BEACH, FLORIDA

CODE ENFORCEMENT ORDER LIEN					CEB 2013-1243		RECORDED		RELEASED		
Start	Through	Lien	# of	TOTAL	Record		BOOK	PAGE	DATE	BOOK/ INSTRUMENT	PAGE
Date	Date	Amount	Days	FINE	Fee	Total					
3/18/2014	3/2/2016	\$200.00	715	\$143,000.00	\$362.50	\$143,362.50	50963	34-40	7/25/2014	113686896	1 OF 1

REVISED 5/23/2016

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	200.00
			362.50