

**SPECIAL MAGISTRATE HEARING
CITY COMMISSION MEETING ROOM
JUDGE FLOYD V. HULL PRESIDING
JUNE 2, 2011
9:00 A.M. –10:58 A.M.**

Staff Present:

Mary Allman, Secretary, Special Magistrate
Brian McKelligett, Clerk of Special Magistrate Supervisor
Gail Jagessar, Administrative Aide
Lori Grossfeld, Clerk III
Erin Peck, Clerk III
Niel Larson, Building Service Clerk
Cheryl Pingitore, Code Enforcement Supervisor
John Heller, Chief Building Inspector
Ginger Wald, Assistant City Attorney
Frank Arrigoni, Building Inspector
Stephanie Bass, Code Enforcement Officer
Mark Campbell, Code Enforcement Officer
Andre Cross, Code Enforcement Officer
Alejandro DelRio, Code Enforcement Officer
Adam Feldman, Senior Code Enforcement Officer
Burt Ford, Building Inspector
Ingrid Gottlieb, Senior Code Enforcement Officer
Jorg Hruschka, Building Inspector
Mary Rich, Code Enforcement Officer
Wanda Sappington, Code Enforcement Officer
Bill Snow, Code Enforcement Officer
Mario Sotolongo, Code Enforcement Officer
Craig Stevens, Chief Electrical Inspector
Ron Tetreault, Fire Inspector
Ursula Thime, Senior Code Enforcement Officer
Richard Thompson, Building Inspector
Barbara Urow, Code Enforcement Officer
Salvatore Viscusi, Code Enforcement Officer
Aretha Wimberly, Code Enforcement Officer

Respondents and Witnesses

CE11021198: Todd Simonson, realtor
CE09071672: Erma Ferguson, owner
CE10060952: Nishi Mallick, owner
CE11050657: Paula Marsenison, owner's mother
CE10090438: Timothy Stark, owner; Wayne Sallam, contractor
CE11050654: Raymond LaJoie, owner

CE11030796: Andrew Knapp, property manager
CE10091946: Ronald Liu, owner
CE11042021: Arlester Shorter II, owner
CE11050555: John Seliwoniuk, owner
CE11010149: Nancy Greene, owner
CE10051325: Howard Sloman Jr., owner
CE09111379; CE07120555: Barbara Cohen, owner
CE10050023: Mehrzao Amini, owner
CE08110825: William Conway Jr., owner

NOTE: All individuals who presented information to the Special Magistrate during these proceedings were sworn in.

The meeting was called to order at 9:00 A.M.

Case: CE11030796

2301 Northwest 19 Street
SUNTRUST BANK

Certified mail sent to the owner was accepted on 5/11/11. Service was also via posting at City Hall on 5/19/11.

Sal Viscusi, Code Enforcement Officer, testified to the following violation:
18-7(a)

THERE ARE BUILDINGS/STRUCTURES ON THIS
VACANT/UNOCCUPIED PROPERTY THAT ARE OPEN AND
ABANDONED. THERE ARE DOORS, WINDOWS OR OTHER
OPENINGS THAT ARE OPEN, BROKEN OR MISSING THAT ARE
ALLOWING UNAUTHORIZED ACCESS TO THE INTERIORS.

Officer Viscusi said the previous owner had boarded the property without a permit and the property had recently been foreclosed upon by SunTrust Bank so this case had been opened.

Mr. Andrew Knapp, property manager, said they were working with a contractor but there had been delays. He stated he was trying to get the paperwork closed out.

Officer Viscusi He presented photos of the property and the case file into evidence, and recommended ordering compliance within 91 days or a fine of \$25 per day.

Judge Hull found in favor of the City and ordered compliance within 91 days or a fine of \$100 per day would begin to accrue.

The following two cases for the same owner were heard together:

Case:CE09111379

3316 Northeast 38 Street
COHEN, LAWRENCE E & BARBARA F

Certified mail sent to the owner was accepted on 5/14/11. Service was also via posting at City Hall on 5/19/11.

Burt Ford, Building Inspector, testified to the following violations:

9-280(g)

SOME OF THE EXTERIOR LIGHT FIXTURES ARE IN DISREPAIR, HANGING LOOSE.

9-306

THE FOLLOWING ITEMS ARE IN DISREPAIR:

1. THE WOOD DOCK.
2. THE CHAIN LINK FENCE.
3. THE RETAINING WALL BETWEEN THE POOL AND THE CANAL; THE RETAINING WALL NEEDS STUCCO REPAIR.

THE FOLLOWING ITEMS NEED TO BE PAINTED:

1. THE HOUSE EXTERIOR.
2. THE DOOR ON THE SECOND FLOOR ABOVE THE POOL PATIO.
3. THE SECOND FLOOR WOOD RAILING ABOVE THE POOL PATIO.
4. THE ROOF FACIA.
5. THE STUCCO ON THE RETAINING WALL, AS STATED ABOVE.

FBC(2007) 105.10.3.1

ROOFING PERMIT 06081142 HAS EXPIRED. A TINTAB INSPECTION WAS PASSED BACK ON AUGUST 17, 2006. NO FURTHER INSPECTIONS HAVE BEEN SCHEDULED.

Inspector Ford presented photos of the property and the case file into evidence, and recommended ordering compliance within 49 days or a fine of \$10 per day, per violation.

Ms. Barbara Cohen, owner, said they had owned the house since 1995. After the 2005 hurricane, they had been unable to settle with the insurance company. She said a new adjuster was supposed to visit the house on June 23 for an appraisal. Ms. Cohen said they did not have the money to fix the house; they were waiting for the insurance.

Judge Hull found in favor of the City and ordered compliance within 49 days or a fine of \$25 per day, per violation would begin to accrue.

Case: CE07120555

Ordered to reappear

3316 Northeast 38 Street
COHEN, LAWRENCE E & BARBARA F

This case was first heard on 4/3/08 to comply by 8/28/08. Violations and extensions were as noted in the agenda. The property was not complied and the City was requesting imposition of a \$1,875 fine, which would continue to accrue until the property complied.

Judge Hull said it appeared the owners had been given plenty of time but they had ignored it.

Ms. Barbara Cohen, owner, said Citizens Insurance had ignored them. She acknowledged that people were upset that the house was unattractive, but said they were living with unclean air and worried whenever there was a storm.

Mario Sotolongo, Code Enforcement Officer, said there had been 14 extensions granted and a cost to the City of \$3,200 for inspections and hearings. He requested the fines be imposed.

Judge Hull imposed the \$1,875 fine, which would continue to accrue until the property complied.

Case: CE10050023

2960 North Federal Highway
KIA INVESTMENTS INC

This case was first heard on 6/3/10 to comply by 7/15/10. Violations and extensions were as noted in the agenda. The property was not complied and the City was requesting imposition of a \$90,800 fine, which would continue to accrue until the property complied.

Ms. Mehrzao Amini, owner, said the property was closed and vacant. She said most of the work had been done and Inspector Tetreault was scheduled to inspect the following week. Ms. Amini informed Judge Hull that they had owned the property since 2006.

Ron Tetreault, Fire Inspector, said if the building was closed and unoccupied, the owners needed only to service and maintain the sprinkler system. He recommended a 77-day extension.

Judge Hull granted a 77-day extension during which time no fines would accrue.

Case: CE11050555

2901 Vistamar Street
AVISTA MAR LLC

Certified mail sent to the registered agent was accepted on 5/7/11.

Craig Stevens, Chief Electrical Inspector, testified to the following violation:
FBC 109.16

PURSUANT TO FLORIDA BUILDING CODE AND THE POLICY ESTABLISHED BY THE BROWARD BOARD OF RULES AND APPEALS FOR THE BUILDING SAFETY INSPECTION PROGRAM, THE FOLLOWING HAS NOT BEEN FULLY COMPLIED WITH:
THE REQUIRED 40 YEAR BUILDING SAFETY INSPECTION CERTIFICATION PREPARED BY A PROFESSIONAL ENGINEER OR ARCHITECT REGISTERED IN THE STATE OF FLORIDA HAS NOT BEEN FURNISHED TO THE BUILDING OFFICIAL WITHIN 90 DAYS OF THE INITIAL NOTICE, OR THE REPORT INDICATED REQUIRED MODIFICATIONS OR REPAIRS.

Inspector Stevens recommended ordering compliance within 49 days or a fine of \$250 per day.

Mr. John Seliwoniuk, owner, said the permit had been issued and work was 75% complete.

Judge Hull found in favor of the City and ordered compliance within 49 days or a fine of \$150 per day would begin to accrue.

Case: CE10060952

625 N Ft Lauderdale Beach Blvd
MALLICK, NISHI

This case was first heard on 1/20/11 to comply by 4/21/11. Violations were as noted in the agenda. The property was not complied and the City was requesting imposition of a \$2,050 fine, which would continue to accrue until the property complied.

Mario Sotolongo, Code Enforcement Officer, said the insurance company had settled and the owners were ready to begin work.

Ms. Nishi Mallick, owner, said they had a contractor and were awaiting the permit. She requested 60 to 70 days. Officer Sotolongo recommended a 63-day extension.

Judge Hull granted a 63-day extension during which time no fines would accrue.

Case: CE11050654

819 Northwest 7 Terrace
LAJOIE INVESTMENT CORP

Certified mail sent to the registered agent was accepted on 5/13/11.

Richard Thompson, Building Inspector, testified to the following violation:
FBC 109.16

PURSUANT TO FLORIDA BUILDING CODE AND THE POLICY
ESTABLISHED
BY THE BROWARD BOARD OF RULES AND APPEALS FOR THE
BUILDING SAFETY INSPECTION PROGRAM, THE FOLLOWING HAS NOT
BEEN FULLY COMPLIED WITH:
THE REQUIRED 40 YEAR BUILDING SAFETY INSPECTION
CERTIFICATION PREPARED BY A PROFESSIONAL ENGINEER OR
ARCHITECT REGISTERED IN THE STATE OF FLORIDA HAS NOT BEEN
FURNISHED TO THE BUILDING OFFICIAL WITHIN 90 DAYS OF THE
INITIAL NOTICE, OR THE REPORT INDICATED REQUIRED
MODIFICATIONS OR REPAIRS.

Inspector Thompson presented the Notice of Violation into evidence and said he had spoken with the owner and agreed to recommend ordering compliance within 49 days or a fine of \$250 per day.

Mr. Raymond LaJoie, owner, said the inspector was at the property now for inspections.

Judge Hull found in favor of the City and ordered compliance within 49 days or a fine of \$150 per day would begin to accrue.

Case: CE11042021

2770 Southwest 2 Street
SHORTER, ARLESTER JAMES II

Service was via posting on the property on 5/12/11 and at City Hall on 5/19/11.

Ron Tetreault, Fire Inspector, testified to the following violation:
NFPA 101:31.3.4.5.1

HARDWIRED SMOKE DETECTORS ARE NOT INSTALLED IN
ACCORDANCE WITH NFPA 31.3.4.5.1.

Complied:

NFPA 1:14.4.1
NFPA 1:10.11.7

Inspector Tetreault recommended ordering compliance within 77 days or a fine of \$250 per day.

Mr. Arlester Shorter II, owner, said he was unaware the property needed hard-wired smoke detectors. He said he would do his best to take care of it.

Judge Hull found in favor of the City and ordered compliance within 77 days or a fine of \$100 per day would begin to accrue.

Case: CE11021198

405 Northeast 8 Avenue
SUNTRUST MTGE INC

Certified mail sent to the owner was accepted on 5/12/11. Service was also via posting at City Hall on 5/19/11.

Frank Arrigoni, Building Inspector, testified to the following violation:
FBC(2007) 105.10.3.1

THE FOLLOWING PERMITS WERE ISSUED AND HAVE EXPIRED
W/O PASSING ALL REQUIRED INSPECTIONS.
05063069 BUILDING FOR ADDITION
07121033 MECHANICAL A/C FOR ADDITION
07061932 PLUMBING FOR ADDITION
08030565 BUILDING FOR POOL
08030806 PLUMBING FOR POOL
08030809 ELECTRICAL FOR POOL

Inspector Arrigoni recommended ordering compliance within 28 days or a fine of \$25 per day.

Mr. Todd Simonson, realtor, said they should be able to comply in 28 days.

Judge Hull found in favor of the City and ordered compliance within 28 days or a fine of \$25 per day would begin to accrue.

Case: CE08110825

5900 Northwest 9 Avenue
CONWAY, W C & ELEANOR A

This case was first heard on 4/2/09 to comply by 10/1/09. Violations and extensions were as noted in the agenda. The property was not complied and the City was requesting imposition of a \$6,600 fine, which would continue to accrue until the property complied.

Mr. William Conway Jr., owner, said they had been waiting two years for an FPL easement to be able to put up the wall.

Mary Rich, Code Enforcement Officer, said Mr. Conway was requesting 196 days.

Judge Hull granted a 196-day extension during which time no fines would accrue.

Case: CE09071672

624 Northwest 4 Avenue
FERGUSON, ERMA

This case was first heard on 10/7/10 to comply by 11/25/10. Violations were as noted in the agenda. The property was complied, fines had accrued to \$3,675 and the City was requesting no fine be imposed.

Jorg Hruschka, Building Inspector, said the owner had been unaware the fines were accruing.

Ms. Erma Ferguson, owner, thanked the City.

Judge Hull imposed no fine.

Case: CE10051325

3115 Southwest 2 Avenue
SLOMAN, HOWARD S JR

This case was first heard on 12/16/10 to comply by 4/14/11. Violations were as noted in the agenda. The property was not complied and the City was requesting imposition of a \$2,400 fine, which would continue to accrue until the property complied.

Mark Campbell, Code Enforcement Officer, said the property was not complied, but the owner had requested an extension.

Howard Sloman Jr., owner, said his business had been decimated and he was living on Social Security alone. He stated the banks would not give him a loan even though the house was paid for, but he had secured a private loan. Mr. Sloman requested 120 days and Officer Campbell agreed to this request.

Judge Hull granted a 126-day extension during which time no fines would accrue.

Case: CE10091946

2550 Northwest 19 Street
LIU, RONALD & LIU, ANN

This case was first heard on 4/7/11 to comply by 5/5/11. Violations were as noted in the agenda. The property was not complied and the City was requesting imposition of a \$1,350 fine, which would continue to accrue until the property complied.

Barbara Urow, Code Enforcement Officer, said the owner would request an extension. She stated he had a financial hardship and recommended 196 days.

Mr. Ronald Liu, owner, said he must pay the property taxes and could not afford to have the work done.

Judge Hull granted a 196-day extension during which time no fines would accrue.

Case: CE11032644

625 Southwest 14 Avenue
ASHTON HOLDINGS & DEV LLC

Personal service was made to the owner on 5/5/11.

Ingrid Gottlieb, Senior Code Enforcement Officer, testified to the following violation:
18-12(a)

THERE IS OVERGROWTH, TRASH AND DEBRIS ON THE
PROPERTY AND SWALE OF THIS RENTAL HOUSE.

Officer Gottlieb presented photos of the property and the case file into evidence, and recommended ordering compliance within 10 days or a fine of \$50 per day.

Judge Hull found in favor of the City and ordered compliance within 10 days or a fine of \$50 per day would begin to accrue.

Case: CE11010149

3101 Northeast 47 Street
GREENE, GERALD E & GREENE, NANCY C

Certified mail sent to the owner was accepted on 5/12/11 and certified mail sent to the registered agent was accepted on 5/19/11.

Violation:

8-91.(c)

THE CONCRETE SEAWALL AT THIS VACANT LOT HAS
DETERIORATED. THE REBAR CAN BE SEEN ON ONE PILING
AND THE TIDAL AND FLOOD EROSION HAS CAUSED THE
CONCRETE TO BE MISSING NEXT TO ONE COLUMN AND HAS
CREATED AN AREA OF MISSING SOIL BEHIND THE
CONCRETE SEAWALL.

The City had a stipulated agreement with the owner to comply within 91 days or a fine of \$25 per day. The City was requesting a finding of fact and approval of the stipulated agreement.

Judge Hull found in favor of the City, approved the stipulated agreement and ordered compliance within 91 days or a fine of \$25 per day would begin to accrue.

Case: CE11042049

2750 Southwest 2 Street
DIEUJUSTE, RENET

Certified mail sent to the owner was accepted on 5/10/11. Service was also via posting at City Hall on 5/19/11.

Stephanie Bass, Code Enforcement Officer, testified to the following violation:
18-12(a)

THE LAWN AT THE PROEPRTY HAS BECOME OVERGROWN AND
IS NOT BEING MAINTAINED. THERE IS TRASH AND DEBRIS
SCATTERED ABOUT THE PROPERTY.

Officer Bass presented photos of the property and the case file into evidence, and recommended ordering compliance within 10 days or a fine of \$25 per day.

Judge Hull found in favor of the City and ordered compliance within 10 days or a fine of \$25 per day would begin to accrue.

Case: CE11040720

2319 Sea Island Drive
DEUTSCHE BANK NATL TR TRSTEE

Certified mail sent to the owner was accepted on 5/5/11. Service was also via posting at City Hall on 5/19/11.

Ursula Thime, Senior Code Enforcement Officer, testified to the following violation:
18-11(b)

THE POOL AT THIS VACANT PROPERTY IS FULL OF GREEN
STAGNANT WATER, CREATING A POTENTIAL BREEDING
GROUND FOR MOSQUITOS. THIS VIOLATION PRESENTS A
PUBLIC HEALTH AND SAFETY ISSUE FOR THE
NEIGHBORHOOD.

Officer Thime presented the case file into evidence, and recommended ordering compliance within 10 days or a fine of \$100 per day.

Judge Hull found in favor of the City and ordered compliance within 10 days or a fine of \$100 per day would begin to accrue.

Case: CE11042912

731 Northwest 10 Terrace
GABLES MORTGAGE GROUP LLC

Certified mail sent to the owner was accepted on 5/12/11. Service was also via posting at City Hall on 5/19/11.

Wanda Sappington, Code Enforcement Officer, testified to the following violation:
18-12(a)

THE PROPERTY IS OVERGROWN WITH GRASS/WEEDS AND OTHER PLANT LIFE. THIS IS A RECURRING VIOLATION. PREVIOUS CASES INCLUDE THE FOLLOWING: CE10110565 ON 11/8/10, CE11052110 ON 5/26/10 AND CE09090300 ON 9/2/09. THIS CASE WILL BE PRESENTED TO THE SPECIAL MAGISTRATE FOR A FINDING OF FACT WHETHER THE VIOLATION COMPLIES PRIOR TO THE HEARING DATE OR NOT.

Officer Sappington presented photos of the property and the case file into evidence, and requested a finding of fact that the violation had existed.

Judge Hull found the violation had existed as cited.

Case: CE11030574

Stipulated agreement

1024 Northeast 3 Avenue
JUSTIN GREENBAUM INC

Violation:
18-7(b)

DOORS, WINDOWS, AND/OR OTHER OPENINGS HAVE BEEN BOARDED OR OTHERWISE SECURED IN A NON-CONVENTIONAL MANNER ON THIS VACANT PROPERTY. THIS VACANT/BOARDED DWELLINGS HAS BEEN BOARDED UP FOR MORE THAN SIX (6) MONTHS, AND DOES NOT HAVE A CURRENT AND VALID BOARD-UP CERTIFICATE ON RECORD.

The City had a stipulated agreement with the owner to comply within 63 days or a fine of \$100 per day. The City was requesting a finding of fact and approval of the stipulated agreement.

Judge Hull found in favor of the City, approved the stipulated agreement and ordered compliance within 63 days or a fine of \$100 per day would begin to accrue.

Case: CE11032382

1413 Northwest 8 Avenue
LEWIS, RICKY D

Service was via posting on the property on 5/13/11 and at City Hall on 5/19/11.

Barbara Urow, Code Enforcement Officer, testified to the following violation:
9-280(h)(1)

CHAIN LINK FENCE IN DISREPAIR INCLUDING BUT NOT
LIMITED TO FALLING OVER IN AREAS.

Officer Urow presented photos of the property and the case file into evidence, and recommended ordering compliance within 10 days or a fine of \$25 per day.

Judge Hull found in favor of the City and ordered compliance within 10 days or a fine of \$25 per day would begin to accrue.

Case: CE11032485

1115 Northwest 7 Avenue
HALSEY, BRYON J & THEEL, RICKEY SCOTT

Service was via posting on the property on 5/13/11 and at City Hall on 5/19/11.

Barbara Urow, Code Enforcement Officer, testified to the following violation:
9-280(h)(1)

CHAIN LINK AND WOOD FENCE IN DISREPAIR.

Officer Urow presented photos of the property and the case file into evidence, and recommended ordering compliance within 10 days or a fine of \$25 per day.

Judge Hull found in favor of the City and ordered compliance within 10 days or a fine of \$25 per day would begin to accrue.

Case: CE11050657

729 Northwest 1 Street
MAR HOLDING INC

Certified mail sent to the registered agent was accepted on 5/16/11.

Richard Thompson, Building Inspector, testified to the following violation:
FBC 109.16

PURSUANT TO FLORIDA BUILDING CODE AND THE POLICY
ESTABLISHED BY THE BROWARD BOARD OF RULES AND APPEALS
FOR THE BUILDING SAFETY INSPECTION PROGRAM, THE FOLLOWING
HAS NOT BEEN FULLY COMPLIED WITH:

THE REQUIRED 40-YEAR BUILDING SAFETY INSPECTION CERTIFICATION PREPARED BY A PROFESSIONAL ENGINEER OR ARCHITECT REGISTERED IN THE STATE OF FLORIDA HAS NOT BEEN FURNISHED TO THE BUILDING OFFICIAL WITHIN 90 DAYS OF THE INITIAL NOTICE, OR THE REPORT INDICATED REQUIRED MODIFICATIONS OR REPAIRS.

Inspector Thompson said the representative had appeared with half of the report. He recommended ordering compliance within 14 days or a fine of \$250 per day.

Ms. Paula Marsenison, the owner's mother, thanked Judge Hull.

Judge Hull found in favor of the City and ordered compliance within 14 days or a fine of \$150 per day would begin to accrue.

Case: CE11032905

1044 Northwest 7 Avenue
1044 NORTHWEST 7TH AVENUE LAND TR
HERTZ, BRADLEY TRSTEE

Service was via posting on the property on 5/12/11 and at City Hall on 5/19/11.

Barbara Urow, Code Enforcement Officer, testified to the following violation:
9-280(g)

ALL ELECTRICAL WIRING AND ACCESSORIES SHALL BE MAINTAINED IN GOOD, SAFE WORKING CONDITION INCLUDING BUT NOT LIMITED TO THE STOVE, THE AIR CONDITIONER AND LIGHT FIXTURES.

Officer Urow stated the air conditioner had been repaired, but not the light fixture or stove. She presented photos of the property and the case file into evidence, and recommended ordering compliance within 10 days or a fine of \$25 per day.

Judge Hull found in favor of the City and ordered compliance within 10 days or a fine of \$25 per day would begin to accrue.

Case: CE11031440

315 N Birch Rd
315 BIRCH LP

Service was via posting on the property on 5/11/11 and at City Hall on 5/19/11.

Mario Sotolongo, Code Enforcement Officer, testified to the following violation:
47-19.5.E.7.

THE CHAIN LINK FENCE LOCATED ON THE EAST SIDE OF

THIS VACANT LOT IS IN DISREPAIR. ONE OF THE SUPPORT POLES FOR THE MAIN GATE IS BENT OUT OF SHAPE AND THE GATE IS OBSTRUCTING THE SIDEWALK.

Officer Sotolongo presented photos of the property and the case file into evidence, and said he had spoken with the owner and agreed to recommend ordering compliance within 28 days or a fine of \$50 per day.

Judge Hull found in favor of the City and ordered compliance within 28 days or a fine of \$50 per day would begin to accrue.

Case: CE11041549

3132 Northeast 9 Street
LALWANI, NARAIN S

Certified mail sent to the owner was accepted on 5/4/11. Service was also via personal service on 5/17/11.

Mario Sotolongo, Code Enforcement Officer, testified to the following violation:
47-19.9

THERE IS OUTDOOR DISPLAY OF GOODS AND MERCHANDISE ON THE PROPERTY. THIS PROPERTY IS ZONED SLA WHERE ALL SALE, DISPLAY, PREPARATION AND STORAGE SHALL BE CONDUCTED WITHIN A COMPLETELY ENCLOSED BUILDING. DUE TO THE RECURRING NATURE OF THE VIOLATION, THIS CASE WILL BE PRESENTED TO A SPECIAL MAGISTRATE WHETHER THE VIOLATION IS COMPLIED BEFORE THE HEARING OR NOT.

Officer Sotolongo said the property had been cited four times in then last three years. He stated the previous citation dates: Case CT11042267, 5/3/11; Case CT10041156, 4/23/10; Case CT09080053, 8/20/09 and Case CT09031914, 3/27/09. Officer Sotolongo stated he had witnessed the violation cited in this case on 4/19/11. He presented the case file into evidence and requested a finding of fact that violation had existed.

Judge Hull found the violation had existed as cited.

Case: CE11050647

500 Northeast 16 Street
EAGLE LAND PROPERTIES LLC

Certified mail sent to the owner was accepted on 5/13/11 and certified mail sent to the registered agent was accepted on 5/13/11.

Richard Thompson, Building Inspector, testified to the following violation:

FBC 109.16

PURSUANT TO FLORIDA BUILDING CODE AND THE POLICY ESTABLISHED BY THE BROWARD BOARD OF RULES AND APPEALS FOR THE BUILDING SAFETY INSPECTION PROGRAM, THE FOLLOWING HAS NOT BEEN FULLY COMPLIED WITH:
THE REQUIRED 40 YEAR BUILDING SAFETY INSPECTION CERTIFICATION PREPARED BY A PROFESSIONAL ENGINEER OR ARCHITECT REGISTERED IN THE STATE OF FLORIDA HAS NOT BEEN FURNISHED TO THE BUILDING OFFICIAL WITHIN 90 DAYS OF THE INITIAL NOTICE, OR THE REPORT INDICATED REQUIRED MODIFICATIONS OR REPAIRS.

Inspector Thompson recommended ordering compliance within 49 days or a fine of \$250 per day.

Judge Hull found in favor of the City and ordered compliance within 49 days or a fine of \$150 per day would begin to accrue.

Case: CE10062450

1009 Southwest 4 Street
SPERLING, BENJIE

Certified mail sent to the owner was accepted on 5/11/11. Service was also via posting at City Hall on 5/19/11.

Frank Arrigoni, Building Inspector, testified to the following violation:
FBC(2007) 105.10.3.1

PERMIT 96010787 WAS ISSUED FOR REPLACEMENT OF INSULATION & DRYWALL.
PERMIT 07090502 WAS ISSUED FOR HOUSE RELOCATION.
PERMIT 07090507 WAS ISSUED FOR A FOUNDATION.
PERMIT 08040239 WAS ISSUED FOR REPLACEMENT OF 22 WINDOWS & 1 DOOR.
THE PERMITS HAVE EXPIRED W/O PASSING ALL REQUIRED INSPECTIONS.

Inspector Arrigoni recommended ordering compliance within 28 days or a fine of \$25 per day.

Judge Hull found in favor of the City and ordered compliance within 28 days or a fine of \$25 per day would begin to accrue.

Case: CE10110829

3800 Galt Ocean Drive # PH1
BERGMAN, J D

Certified mail sent to the owner was accepted on 5/12/11. Service was also via posting at City Hall on 5/19/11.

Frank Arrigoni, Building Inspector, testified to the following violation:
FBC(2007) 105.10.3.1

BUILDING PERMIT 07020435 & ELECTRICAL PERMIT
07020437 WERE ISSUED FOR REPLACEMENT OF KITCHEN
CABINETS.
THE PERMITS HAVE EXPIRED W/O PASSING ALL REQUIRED
INSPECTIONS.

Inspector Arrigoni recommended ordering compliance within 28 days or a fine of \$25 per day.

Judge Hull found in favor of the City and ordered compliance within 28 days or a fine of \$25 per day would begin to accrue.

Case: CE11020500

1111 Southeast 3 Avenue
WILLIAMSON, GEORGE A EST

Service was via posting on the property on 5/11/11 and at City Hall on 5/19/11.

Frank Arrigoni, Building Inspector, testified to the following violation:
FBC(2007) 105.10.3.1

THE FOLLOWING REROOF PERMITS HAVE EXPIRED W/O
PASSING ALL REQUIRED INSPECTIONS.
05090402
09041105

Inspector Arrigoni recommended ordering compliance within 28 days or a fine of \$25 per day.

Judge Hull found in favor of the City and ordered compliance within 28 days or a fine of \$25 per day would begin to accrue.

Case: CE11011754

1615 Northwest 16 Street
DEUTSCHE BANK NATL TR CO TRSTEE

Certified mail sent to the owner was accepted on 5/6/11. Service was also via posting at City Hall on 5/19/11.

Sal Viscusi, Code Enforcement Officer, testified to the following violations:
9-280(b)

THERE ARE NUMEROUS BROKEN/MISSING WINDOWS ON THE VACANT/ UNOCCUPIED SINGLE FAMILY RESIDENCE ON THIS PROPERTY AND THERE ARE SEVERAL DOORS THAT HAVE BROKEN/ MISSING HARDWARE THAT DO NOT ALLOW THE DOORS TO BE CLOSED OR SECURED PROPERLY.

9-280(h)(1)

THE 4FT CHAIN LINK FENCE AND GATES THAT SURROUND THIS VACANT/UNOCCUPIED PROPERTY ARE DAMAGED AND IN DISREPAIR.

Officer Viscusi presented photos of the property and the case file into evidence, and recommended ordering compliance within 35 days or a fine of \$25 per day, per violation.

Judge Hull found in favor of the City and ordered compliance within 35 days or a fine of \$25 per day, per violation would begin to accrue.

Case: CE11021999

925 Northwest 14 Street
FINANCIAL FREEDOM SFC
C/O AMPHONE BOUAVONE

Certified mail sent to the owner was accepted on 5/4/11. Service was also via posting at City Hall on 5/19/11.

Sal Viscusi, Code Enforcement Officer, testified to the following violation:
9-280(h)(1)

THERE IS A 4FT CHAIN LINK FENCE THAT SURROUNDS THIS VACANT/ UNOCCUPIED PROPERTY THAT IS DAMAGED, IN DISREPAIR AND IN SOME AREAS IS DOWN.

Complied:
9-313(a)

Officer Viscusi presented photos of the property and the case file into evidence, and recommended ordering compliance within 35 days or a fine of \$25 per day.

Judge Hull found in favor of the City and ordered compliance within 35 days or a fine of \$25 per day would begin to accrue.

Case: CE11011791

1470 Northwest 20 Street
MIDFIRST BANK

Certified mail sent to the owner was accepted on 5/11/11. Service was also via posting at City Hall on 5/19/11.

Sal Viscusi, Code Enforcement Officer, testified to the following violations:

9-280(b)

THERE ARE SEVERAL BUILDING COMPONENTS ON THIS VACANT/ UNOCCUPIED MULTI-FAMILY DWELLING THAT ARE NOT BEING MAINTAINED OR ARE IN DISREPAIR, THOSE ITMES INCLUDE BUT ARE NOT LIMITED TO BROKEN WINDOWS AND THE SCREEN ENCLSOURE AROUND THE POOL IN THE REAR YARD IS IN DISREPAIR WITH MISSING/TORN SCREENS, MISSING DOORS AND PLASTIC ROOF COMPONENTS

9-280(f)

THE POOL PUMP AND ALL MECHANICAL COMPONENTS OF THE POOL PUMP FOR THE SWIMMING POOL IN THE REAR YARD ON THIS PROPERTY ARE IN DISREPAIR.

9-280(g)

THE ELECTIRCAL COMPONENTS ON THE POOL PUMP FOR THE SWIMMING POOL IN THE REAR YARD ON THIS PROPERTY ARE MISISNG OR ARE IN DIREPAIR.

Officer Viscusi presented photos of the property and the case file into evidence, and recommended ordering compliance within 35 days or a fine of \$25 per day, per violation.

Judge Hull found in favor of the City and ordered compliance with 9-280(b) within 35 days or a fine of \$25 per day, and with 9-280(f) and 9-280(g) within 35 days or a fine of \$100 per day, per violation.

Case: CE11021883

1515 Northwest 11 Place
FRAZIER, CLYDE EST

Service was via posting on the property on 4/27/11 and at City Hall on 5/19/11.

Sal Viscusi, Code Enforcement Officer, testified to the following violation:

18-12(a)

THERE IS LAWN OVERGROWTH PRESENT ON THIS PROPERTY

AND THE PROPERTY IS LITTERED WITH TRASH/RUBBISH/DEBRIS.

Officer Viscusi presented photos of the property and the case file into evidence, and recommended ordering compliance within 14 days or a fine of \$25 per day.

Judge Hull found in favor of the City and ordered compliance within 14 days or a fine of \$25 per day would begin to accrue.

Case: CE11032410

1515 Northwest 11 Place
FRAZIER, CLYDE EST

Service was via posting on the property on 4/27/11 and at City Hall on 5/19/11.

Sal Viscusi, Code Enforcement Officer, testified to the following violation:
9-280(b)

THERE IS PORCH/ SCREEN ENCLOSURE IN THE REAR YARD THAT IS ATTACHED TO THE SINGLE FAMILY RESIDENCE ON THIS PROEPRTY THAT IS DAMAGED, IN DISREPAIR, IN SOME AREAS IS DOWN TO THE POINT TO WHERE ROOF IS TOUCHING THE GROUND. THERE IS ALSO METAL STRAPPING ALONG THE WEST SIDE WALL ON THIS RESIDENCE THAT IS FALLING OFF OF THE DWELLING. THIS STRUCTURE IN THIS CONDITION POSES A THREAT TO THE HEALTH, SAFETY AND WELFARE TO THE COMMUNITY.

Officer Viscusi presented photos of the property and the case file into evidence, and recommended ordering compliance within 35 days or a fine of \$100 per day.

Judge Hull found in favor of the City and ordered compliance within 35 days or a fine of \$100 per day would begin to accrue.

Case: CE11050541

1626 Northwest 15 Terrace
HAPPY HOME LENDING CORPORATION

Service was via posting on the property on 5/10/11 and at City Hall on 5/19/11.

Sal Viscusi, Code Enforcement Officer, testified to the following violation:
18-12(a)

THERE IS LAWN OVERGROWTH PRESENT ON THIS VACANT/UNOCCUPIED PROPERTY AND THE PROPERTY IS LITTERED WITH TRASH/RUBBISH/ DEBRIS. THIS IS A RECURRING VIOLATION ON THIS PROPERTY OF CODE CASES CE09120489 AND CE10091390. THIS VIOLATION WAS

AGAIN FOUND TO BE PRESENT ON THIS PROPERTY ON 5/5/11. AS A RESULT A NEW CASE CE11050533 WAS OPENED ON THIS PROPERTY TO ADDRESS THIS ISSUE THROUGH THE ABATEMENT PROCESS ONLY. THIS CASE WAS ALSO OPENED ON 5/5/11 AND WILL RUN IN CONJUNCTION WITH CASE CE11050533. THIS CASE WILL BE PRESENTED AT SPECIAL MAGISTRATE WHETHER THE VIOLATION IS BROUGHT INTO COMPLIANCE BY THE PROPERTY OWNER OR ABATED BY THE CITY OF FORT LAUDERDALE PUBLIC SERVICES DIVISION. THIS IS BEING DONE IN ORDER TO OBTAIN A FINDING OF FACT SHOWING THAT THIS VIOLATION WAS PRESENT AND IS OF A RECURRING NATURE ON THIS PROPERTY.

Officer Viscusi presented photos of the property and the case file into evidence, and requested a finding of fact that the violation had existed as cited.

Judge Hull found the violation had existed as cited.

Case: CE11032870

1430 S Ocean Drive
ALEXANDER L DOMB TR
DOMB, ALEXANDER L TRSTEE

Certified mail sent to the owner was accepted on 5/6/11. Service was also via posting at City Hall on 5/19/11.

Aretha Wimberly, Code Enforcement Officer, testified to the following violation:
18-11(b)

NUISANCE - THE POOL AND THE MAN-MADE POND AT THIS VACANT RESIDENTIAL PROPERTY CONTAINS GREEN STAGNANT WATER THAT IS BREEDING MOSQUITOES AND OTHER INSECTS AND PESTS. THE CITY OF FORT LAUDERDALE CONSIDERS THIS TO BE A THREAT TO THE HEALTH, SAFETY, AND WELFARE OF THE COMMUNITY.

Officer Wimberly presented photos of the property and the case file into evidence, and recommended ordering compliance within 10 days or a fine of \$100 per day.

Judge Hull found in favor of the City and ordered compliance within 10 days or a fine of \$100 per day would begin to accrue.

Case: CE11040167

1500 Northwest 6 Street
AL-MADI, ALI

Service was via posting on the property on 5/12/11 and at City Hall on 5/19/11.

Andre Cross, Code Enforcement Officer, testified to the following violation:
9-306

THERE IS CHIPPED, FADED AND MILDEW STAINED PAINT
ON THE BUILDING AND FASCIA BOARD.

Officer Cross presented photos of the property and the case file into evidence, and recommended ordering compliance within 35 days or a fine of \$100 per day.

Judge Hull found in favor of the City and ordered compliance within 35 days or a fine of \$100 per day would begin to accrue.

Case: CE11041538

1515 Northwest 4 Street
MORSE, PATRICK GORDY

Service was via posting on the property on 5/12/11 and at City Hall on 5/19/11.

Andre Cross, Code Enforcement Officer, testified to the following violation:
9-313(a)

THE HOUSE NUMBERS ARE NOT VISIBLE FROM THE STREET
OR ROAD FRONTING THE PROPERTY.

Officer Cross presented photos of the property and the case file into evidence, and recommended ordering compliance within 14 days or a fine of \$25 per day.

Judge Hull found in favor of the City and ordered compliance within 14 days or a fine of \$25 per day would begin to accrue.

Case: CE11042022

2760 Southwest 2 Street
KELLY, JAMES E & RINEHART,
STEPHEN T & ROULUND R

Service was via posting on the property on 5/12/11 and at City Hall on 5/19/11.

Ron Tetreault, Fire Inspector, testified to the following violation:
NFPA 101:31.3.4.5.1

HARDWIRED SMOKE DETECTORS ARE NOT INSTALLED IN
ACCORDANCE WITH NFPA 31.3.4.5.1.

COMPLIED:
NFPA 1:13.6.1.2
FL ADMIN CODE 69A-60.0081
NFPA 1:14.4.1

Inspector Tetreault recommended ordering compliance within 77 days or a fine of \$250 per day.

Judge Hull found in favor of the City and ordered compliance within 77 days or a fine of \$150 per day would begin to accrue.

Case: CE11042025
2750 Southwest 2 Street
DIEUJUSTE, RENET

Service was via posting on the property on 5/12/11 and at City Hall on 5/19/11.

Ron Tetreault, Fire Inspector, testified to the following violations:

NFPA 1:13.6.6.8.3.1

THE FIRE EXTINGUISHER(S) HAS/HAVE NOT BEEN SERVICED AND TAGGED BY A STATE LICENSED COMPANY WITHIN THE PAST 12 MONTHS.

NFPA 1:13.6.1.2

FIRE EXTINGUISHER(S) IS/ARE NOT PROVIDED IN ACCORDANCE WITH THE CODE.

NFPA 1:14.4.1

THE PATH OF EGRESS IS OBSTRUCTED / BLOCKED.

Inspector Tetreault recommended ordering compliance within 49 days or a fine of \$100 per day, per violation.

Judge Hull found in favor of the City and ordered compliance within 49 days or a fine of \$100 per day, per violation would begin to accrue.

Case: CE11042028
2740 Southwest 2 Street
O'CONNOR, SANDRA

Service was via posting on the property on 5/17/11 and at City Hall on 5/19/11.

Ron Tetreault, Fire Inspector, testified to the following violation:

NFPA 1:14.4.1

THE PATH OF EGRESS IS OBSTRUCTED / BLOCKED.

Inspector Tetreault recommended ordering compliance within 49 days or a fine of \$100 per day.

Judge Hull found in favor of the City and ordered compliance within 49 days or a fine of \$100 per day would begin to accrue.

Case: CE11042029

2771 Southwest 2 Street
CALIFLORIDA PROPERTIES LLC

Certified mail sent to the owner was accepted on 5/11/11. Service was also via posting at City Hall on 5/19/11.

Ron Tetreault, Fire Inspector, testified to the following violations:

NFPA 1:13.6.6.8.3.1

THE FIRE EXTINGUISHER(S) HAS/HAVE NOT BEEN SERVICED AND TAGGED BY A STATE LICENSED COMPANY WITHIN THE PAST 12 MONTHS.

FL ADMIN CODE 69A-60.0081

THIS STRUCTURE HAS BEEN CONSTRUCTED USING LIGHT-FRAME TRUSS-TYPE STRUCTURAL MEMBERS. THE REQUIRED IDENTIFYING SYMBOL IS NOT POSTED TO SUFFICIENTLY WARN PERSONS CONDUCTING FIRE CONTROL AND OTHER EMERGENCY OPERATIONS OF THE EXISTENCE OF LIGHT-FRAME TRUSS-TYPE CONSTRUCTION IN THE STRUCTURE.

NFPA 1:14.4.1

THE PATH OF EGRESS IS OBSTRUCTED / BLOCKED.

Inspector Tetreault recommended ordering compliance within 49 days or a fine of \$100 per day, per violation.

Judge Hull found in favor of the City and ordered compliance within 49 days or a fine of \$100 per day, per violation would begin to accrue.

Case: CE11042036

2870 Southwest 1 Street
DAVIS, SYLVIA & DAVIS, ANNETTE ETAL

Service was via posting on the property on 5/12/11 and at City Hall on 5/19/11.

Ron Tetreault, Fire Inspector, testified to the following violation:

NFPA 1:13.6.6.8.3.1

THE FIRE EXTINGUISHER(S) HAS/HAVE NOT BEEN SERVICED AND TAGGED BY A STATE LICENSED COMPANY WITHIN THE PAST 12

MONTHS.

Inspector Tetreault recommended ordering compliance within 49 days or a fine of \$100 per day.

Judge Hull found in favor of the City and ordered compliance within 49 days or a fine of \$100 per day would begin to accrue.

Case: CE11042040

917 Northwest 3 Avenue
TRUST #12 SCHIFF, BENJAMIN TRSTE

Certified mail sent to the owner was accepted on 5/11/11. Service was also via posting at City Hall on 5/19/11.

Ron Tetreault, Fire Inspector, testified to the following violation:
NFPA 101:31.3.4.5.1

HARDWIRED SMOKE DETECTORS ARE NOT INSTALLED IN
ACCORDANCE WITH NFPA 31.3.4.5.1.

Complied:
NFPA 1:13.6.6.8.3.1

Inspector Tetreault recommended ordering compliance within 49 days or a fine of \$150 per day.

Judge Hull found in favor of the City and ordered compliance within 49 days or a fine of \$150 per day would begin to accrue.

Case: CE11042041

819 Northwest 3 Avenue
PIERRE, JEAN B & ABULAIN N &
PIERRE, JACQUELIN & MARIE GRACE

Service was via posting on the property on 5/14/11 and at City Hall on 5/19/11.

Ron Tetreault, Fire Inspector, testified to the following violations:
NFPA 101:31.3.4.5.1

HARDWIRED SMOKE DETECTORS ARE NOT INSTALLED IN
ACCORDANCE WITH NFPA 31.3.4.5.1.

NFPA 1:13.6.6.8.3.1

THE FIRE EXTINGUISHER(S) HAS/HAVE NOT BEEN SERVICED AND
TAGGED BY A STATE LICENSED COMPANY WITHIN THE PAST 12
MONTHS.

FL ADMIN CODE 69A-60.0081

THIS STRUCTURE HAS BEEN CONSTRUCTED USING LIGHT-FRAME

TRUSS-TYPE STRUCTURAL MEMBERS. THE REQUIRED IDENTIFYING SYMBOL IS NOT POSTED TO SUFFICIENTLY WARN PERSONS CONDUCTING FIRE CONTROL AND OTHER EMERGENCY OPERATIONS OF THE EXISTENCE OF LIGHT-FRAME TRUSS-TYPE CONSTRUCTION IN THE STRUCTURE.

Inspector Tetreault recommended ordering compliance with NFPA 101:31.3.4.5.1 within 49 days or a fine of \$150 per day, and with NFPA 1:13.6.6.8.3.1 and FL ADMIN CODE 69A-60.0081 within 49 days or a fine of \$100 per day, per violation.

Judge Hull found in favor of the City and ordered compliance with NFPA 101:31.3.4.5.1 within 49 days or a fine of \$150 per day, and with NFPA 1:13.6.6.8.3.1 and FL ADMIN CODE 69A-60.0081 within 49 days or a fine of \$100 per day, per violation.

Case: CE11042164

350 Southwest 27 Terrace
JAMES, AVILL & SYLVIA

Certified mail sent to the owner was accepted on 5/11/11. Service was also via posting at City Hall on 5/19/11.

Ron Tetreault, Fire Inspector, testified to the following violations:

NFPA 101:31.3.4.5.1

HARDWIRED SMOKE DETECTORS ARE NOT INSTALLED IN ACCORDANCE WITH NFPA 31.3.4.5.1.

MO Sec. 9-313.

ADDRESS IS NOT POSTED ACCORDING TO THE CODE.

Complied:

FL ADMIN CODE 69A-60.0081

Inspector Tetreault recommended ordering compliance with NFPA 101:31.3.4.5.1 within 49 days or a fine of \$150 per day, and with MO Sec. 9-313. within 49 days or a fine of \$100 per day.

Judge Hull found in favor of the City and ordered compliance with NFPA 101:31.3.4.5.1 within 49 days or a fine of \$150 per day, and with MO Sec. 9-313. within 49 days or a fine of \$100 per day.

Case: CE11042165

360 Southwest 27 Terrace
JAMES, AVILL & SYLVIA

Certified mail sent to the owner was accepted on 5/11/11. Service was also via posting at City Hall on 5/19/11.

Ron Tetreault, Fire Inspector, testified to the following violations:
NFPA 101:31.3.4.5.1

HARDWIRED SMOKE DETECTORS ARE NOT INSTALLED IN
ACCORDANCE WITH NFPA 31.3.4.5.1.

MO Sec. 9-313.

ADDRESS IS NOT POSTED ACCORDING TO THE CODE.

Complied:

FL ADMIN CODE 69A-60.0081

Inspector Tetreault recommended ordering compliance with NFPA 101:31.3.4.5.1 within 49 days or a fine of \$150 per day, and with MO Sec. 9-313. within 49 days or a fine of \$100 per day.

Judge Hull found in favor of the City and ordered compliance with NFPA 101:31.3.4.5.1 within 49 days or a fine of \$150 per day, and with MO Sec. 9-313. within 49 days or a fine of \$100 per day.

Case: CE11042169

370 Southwest 27 Terrace
JAMES, AVILL & SYLVIA

Certified mail sent to the owner was accepted on 5/11/11. Service was also via posting at City Hall on 5/19/11.

Ron Tetreault, Fire Inspector, testified to the following violations:
NFPA 101:31.3.4.5.1

HARDWIRED SMOKE DETECTORS ARE NOT INSTALLED IN
ACCORDANCE WITH NFPA 31.3.4.5.1.

MO Sec. 9-313.

ADDRESS IS NOT POSTED ACCORDING TO THE CODE.

Complied:

FL ADMIN CODE 69A-60.0081

Inspector Tetreault recommended ordering compliance with NFPA 101:31.3.4.5.1 within 49 days or a fine of \$150 per day, and with MO Sec. 9-313. within 49 days or a fine of \$100 per day.

Judge Hull found in favor of the City and ordered compliance with NFPA 101:31.3.4.5.1 within 49 days or a fine of \$150 per day, and with MO Sec. 9-313. within 49 days or a fine of \$100 per day.

Case: CE11042187

500 Southwest 27 Terrace
MACK SERVICES & ENTERPRISES INC

Certified mail sent to the owner was accepted on 5/6/11. Service was also via posting at City Hall on 5/19/11.

Ron Tetreault, Fire Inspector, testified to the following violation:
MO Sec. 9-313.

ADDRESS IS NOT POSTED ACCORDING TO THE CODE.

FL ADMIN CODE 69A-60.0081

THIS STRUCTURE HAS BEEN CONSTRUCTED USING LIGHT-FRAME TRUSS-TYPE STRUCTURAL MEMBERS. THE REQUIRED IDENTIFYING SYMBOL IS NOT POSTED TO SUFFICIENTLY WARN PERSONS CONDUCTING FIRE CONTROL AND OTHER EMERGENCY OPERATIONS OF THE EXISTENCE OF LIGHT-FRAME TRUSS-TYPE CONSTRUCTION IN THE STRUCTURE.

Inspector Tetreault recommended ordering compliance within 49 days or a fine of \$100 per day, per violation.

Judge Hull found in favor of the City and ordered compliance within 49 days or a fine of \$100 per day, per violation would begin to accrue.

Case: CE11042194

490 Southwest 27 Terrace
MACK SERVICES & ENTERPRISES INC

Certified mail sent to the owner was accepted on 5/6/11. Service was also via posting at City Hall on 5/19/11.

Ron Tetreault, Fire Inspector, testified to the following violations:
MO Sec. 9-313.

ADDRESS IS NOT POSTED ACCORDING TO THE CODE.

FL ADMIN CODE 69A-60.0081

THIS STRUCTURE HAS BEEN CONSTRUCTED USING LIGHT-FRAME TRUSS-TYPE STRUCTURAL MEMBERS. THE REQUIRED IDENTIFYING SYMBOL IS NOT POSTED TO SUFFICIENTLY WARN PERSONS CONDUCTING FIRE CONTROL AND OTHER EMERGENCY OPERATIONS OF THE EXISTENCE OF LIGHT-FRAME TRUSS-TYPE CONSTRUCTION IN THE STRUCTURE.

Inspector Tetreault recommended ordering compliance within 49 days or a fine of \$100 per day, per violation.

Judge Hull found in favor of the City and ordered compliance within 49 days or a fine of \$100 per day, per violation would begin to accrue.

Case: CE11042195

520 Southwest 27 Terrace
MACK SERVICES & ENTERPRISES INC

Certified mail sent to the owner was accepted on 5/6/11. Service was also via posting at City Hall on 5/19/11.

Ron Tetreault, Fire Inspector, testified to the following violations:
MO Sec. 9-313.

ADDRESS IS NOT POSTED ACCORDING TO THE CODE.

FL ADMIN CODE 69A-60.0081

THIS STRUCTURE HAS BEEN CONSTRUCTED USING LIGHT-FRAME TRUSS-TYPE STRUCTURAL MEMBERS. THE REQUIRED IDENTIFYING SYMBOL IS NOT POSTED TO SUFFICIENTLY WARN PERSONS CONDUCTING FIRE CONTROL AND OTHER EMERGENCY OPERATIONS OF THE EXISTENCE OF LIGHT-FRAME TRUSS-TYPE CONSTRUCTION IN THE STRUCTURE.

Inspector Tetreault recommended ordering compliance within 49 days or a fine of \$100 per day, per violation.

Judge Hull found in favor of the City and ordered compliance within 49 days or a fine of \$100 per day, per violation would begin to accrue.

Case: CE11042197

313 Hendricks Isle
A & C FUNDING CORP

Certified mail sent to the owner was accepted on 5/6/11. Service was also via posting at City Hall on 5/19/11.

Ron Tetreault, Fire Inspector, testified to the following violations:
NFPA 1:11.1.2

BLANKS ARE MISSING IN THE ELECTRICAL PANEL CAUSING ELECTRICAL CIRCUITS TO BE EXPOSED.

NFPA 25:6.2.1

THE HOSE STATION(S) HAS/HAVE NOT BEEN INSPECTED WITHIN THE PAST 12 MONTHS.

NFPA 211:10.7.3.3

CLOTHES DRYER(S) IS/ARE NOT EXHAUSTED TO THE OUTSIDE AIR.

NFPA 1:19.1.2

COMBUSTIBLE WASTE MATERIAL HAS ACCUMULATED IN A MANNER

THAT CREATES A FIRE HAZARD TO LIFE OR PROPERTY.

Complied:

NFPA 1:10.11.7

Inspector Tetreault recommended ordering compliance within 49 days or a fine of \$100 per day, per violation.

Judge Hull found in favor of the City and ordered compliance within 49 days or a fine of \$100 per day, per violation would begin to accrue.

Case: CE11042200

390 Southwest 27 Terrace
BAPTISTE, OSMOND EST

Certified mail sent to the owner was accepted on 5/12/11. Service was also via posting at City Hall on 5/19/11.

Ron Tetreault, Fire Inspector, testified to the following violations:

NFPA 101:31.3.4.5.1

HARDWIRED SMOKE DETECTORS ARE NOT INSTALLED IN
ACCORDANCE WITH NFPA 31.3.4.5.1.

NFPA 1:13.6.6.8.3.1

THE FIRE EXTINGUISHER(S) HAS/HAVE NOT BEEN SERVICED AND
TAGGED BY A STATE LICENSED COMPANY WITHIN THE PAST 12
MONTHS.

Complied:

FL ADMIN CODE 69A-60.0081

Inspector Tetreault recommended ordering compliance with NFPA 101:31.3.4.5.1 within 49 days or a fine of \$150 per day and with NFPA 1:13.6.6.8.3.1 within 49 days or a fine of \$100 per day.

Judge Hull found in favor of the City and ordered compliance with NFPA 101:31.3.4.5.1 within 49 days or a fine of \$150 per day and with NFPA 1:13.6.6.8.3.1 within 49 days or a fine of \$100 per day.

Case: CE11042199

450 Southwest 27 Terrace
MACK SERVICES & ENTERPRISES INC

Certified mail sent to the owner was accepted on 5/6/11. Service was also via posting at City Hall on 5/19/11.

Ron Tetreault, Fire Inspector, testified to the following violations:

MO Sec. 9-313.

ADDRESS IS NOT POSTED ACCORDING TO THE CODE.
FL ADMIN CODE 69A-60.0081

THIS STRUCTURE HAS BEEN CONSTRUCTED USING LIGHT-FRAME TRUSS-TYPE STRUCTURAL MEMBERS. THE REQUIRED IDENTIFYING SYMBOL IS NOT POSTED TO SUFFICIENTLY WARN PERSON CONDUCTING FIRE CONTROL AND OTHER EMERGENCY OPERATIONS OF THE EXISTENCE OF LIGHT-FRAME TRUSS-TYPE CONSTRUCTION IN THE STRUCTURE.

Inspector Tetreault recommended ordering compliance within 49 days or a fine of \$100 per day, per violation.

Judge Hull found in favor of the City and ordered compliance within 49 days or a fine of \$100 per day, per violation would begin to accrue.

Case: CE11042288

1919 Northwest 19 Street # 203
SPG PARKWAY LLC
C/O ONE TOWER BRIDGE

Certified mail sent to the owner was accepted on 5/9/11. Service was also via posting at City Hall on 5/19/11.

Ron Tetreault, Fire Inspector, testified to the following violations:

NFPA 1:13.6.6.8.3.1

THE FIRE EXTINGUISHER(S) HAS/HAVE NOT BEEN SERVICED AND TAGGED BY A STATE LICENSED COMPANY WITHIN THE PAST 12 MONTHS.

NFPA 1:1.12.1

WORK REQUIRES A PERMIT.

NFPA 1:13.3.2.1

SPRINKLER PROTECTION IS REQUIRED.

Inspector Tetreault recommended ordering compliance within 91 days or a fine of \$100 per day, per violation.

Judge Hull found in favor of the City and ordered compliance within 91 days or a fine of \$100 per day, per violation would begin to accrue.

Case: CE11040712

Rescheduled from 5/19/11

1120 Northwest 6 Street
YOUNG, BOBBY

Ron Tetreault, Fire Inspector, testified to the following violation:

NFPA 101:7.9.2.1

THE EMERGENCY LIGHT DOES NOT ILLUMINATE AS DESIGNED.

Inspector Tetreault recommended ordering compliance within 49 days or a fine of \$100 per day.

Judge Hull found in favor of the City and ordered compliance within 49 days or a fine of \$100 per day would begin to accrue.

Case: CE10050259

900 Northeast 26 Avenue
SUNRISE INTRACOASTAL DENTAL CTR

This case was first heard on 6/17/10 to comply by 8/19/10. Violations and extensions were as noted in the agenda. The property was not complied and the City was requesting imposition of a \$135,450 fine, which would continue to accrue until the property complied.

Ron Tetreault, Fire Inspector, recommended a 105-day extension. He stated permits had been pulled.

Judge Hull granted a 105-day extension during which time no fines would accrue.

Case: CE10090438

Request for extension

812 Southwest 8 Ave
FEDERAL HOME LOAN MORTGAGE CORP

This case was first heard on 3/3/11 to comply by 4/7/11. Violations and extensions were as noted in the agenda. The property was not complied and fines would begin to accrue on 6/3/11.

Bill Snow, Code Enforcement Officer, said the house had been sold and the new owners were requesting an extension.

Mr. Timothy Stark, owner, said they knew what needed to be done to comply. He requested 90 days. Officer Snow said the case involved just the tarp on the roof. He did not object to the request for a 91-day extension.

Judge Hull granted a 91-day extension during which time no fines would accrue.

Case: CE04031042

1537 Northwest 7 Terrace
KITTY, NOAH

This was a request to vacate the Orders dated 9/9/04 and 12/7/04.

Judge Hull vacated the Orders dated 9/9/04 and 12/7/04.

Case: CE11030451

2220 Southwest 33 Terrace
CLUNE, LORI ANNE & BLACKBURN, JOHN

This case was first heard on 1/20/11 to comply by 5/1/11. Violations were as noted in the agenda. The property was not complied and the City was requesting imposition of a \$3,100 fine, which would continue to accrue until the property complied.

Judge Hull imposed the \$3,100 fine, which would continue to accrue until the property complied.

Case: CE11020573

521 Northwest 13 Avenue
BARNES, ANTHONY E

This case was first heard on 4/7/11 to comply by 4/17/11. Violations were as noted in the agenda. The property was not complied and the City was requesting imposition of a \$1,125 fine, which would continue to accrue until the property complied.

Judge Hull imposed the \$1,125 fine, which would continue to accrue until the property complied.

Case: CE11031070

1130 Northwest 5 Avenue
IDAN, AMIR

This case was first heard on 4/21/11 to comply by 5/5/11. Violations were as noted in the agenda. The property was complied, fines had accrued to \$600 and the City was requesting the full fine be imposed.

Judge Hull imposed the \$600 fine

Case: CE09081611

432 Northwest 21 Terrace
KEATON, MICHELE

This case was first heard on 10/7/10 to comply by 11/25/10. Violations were as noted in the agenda. The property was complied, fines had accrued to \$3,350 and the City was requesting no fine be imposed.

Judge Hull imposed no fine.

Case: CE11011748

1410 Southwest 4 Avenue
VEN2005 LLC

This case was first heard on 4/7/11 to comply by 4/21/11. Violations were as noted in the agenda. The property was complied, fines had accrued to \$2,800 and the City was requesting the full fine be imposed.

Judge Hull imposed the \$2,800 fine.

Case: CE10081777

121 Hendricks Isle
MUNOZ, PABLO G

This case was first heard on 11/4/10 to comply by 4/21/11. Violations were as noted in the agenda. The property was not complied and the City was requesting imposition of a \$10,250 fine, which would continue to accrue until the property complied.

Judge Hull imposed the \$10,250 fine, which would continue to accrue until the property complied.

Case: CE11010735

1150 Northwest 9 Terrace
WOLVERTON, JOHN D EST

This case was first heard on 3/17/11 to comply by 4/21/11. Violations were as noted in the agenda. The property was not complied and the City was requesting imposition of a \$8,200 fine, which would continue to accrue until the property complied.

Judge Hull imposed the \$8,200 fine, which would continue to accrue until the property complied.

Case: CE11011777

1470 Northwest 20 Street
MIDFIRST BANK

This case was first heard on 3/17/11 to comply by 4/21/11. Violations were as noted in the agenda. The property was not complied and the City was requesting imposition of a \$1,025 fine, which would continue to accrue until the property complied.

Judge Hull imposed the \$1,025 fine, which would continue to accrue until the property complied.

Case: CE11021529

1736 Northwest 18 Street
ROBERTSON, AVON

This case was first heard on 4/7/11 to comply by 4/17/11. Violations were as noted in the agenda. The property was not complied and the City was requesting imposition of a \$4,500 fine, which would continue to accrue until the property complied.

Judge Hull imposed the \$4,500 fine, which would continue to accrue until the property complied.

Cases Complied

Mr. McKelligett announced that the below listed cases were in compliance. Additional information regarding respondents, violations, etc. can be found in the agenda, which is incorporated into this record by reference:

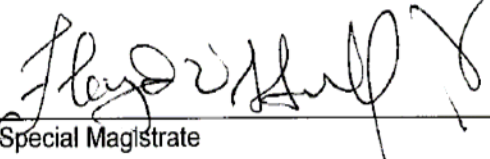
CE11040052	CE11040998	CE11041240	CE11041241
CE11050551	CE11050558	CE11050560	CE11050621
CE11050652	CE11042857	CE09081519	CE10091219
CE10110637	CE11020362	CE11020674	CE11021680
CE11022019	CE11030794	CE11030813	CE11021771
CE11032842	CE11040651	CE11040687	CE11040940
CE11041061	CE11041455	CE11041905	CE11042177
CE11042033	CE11042039	CE11042151	CE11042156
CE11042157	CE11042159	CE11042160	CE11042190
CE11042171	CE11042184	CE11042290	CE11042293
CE11042678	CE11042679	CE11042681	CE11042682
CE11042683	CE11042684	CE11042685	CE11042687
CE11042689	CE11042691	CE11042693	CE11042695

Cases Withdrawn

Mr. McKelligett announced that the below listed cases had been withdrawn. Additional information regarding respondents, violations, etc. can be found in the agenda, which is incorporated into this record by reference:

CE09020458	CE11030575	CE11032130	CE11050304
CE11050526	CE11030576	CE11050656	CE11042713
CE11042818	CE11050497	CE11050498	CE11040094
CE11040464	CE11041892	CE11050588	CE11042251
CE11042731	CE11042734	CE11042736	CE11050130
CE11050134	CE11042465	CE11042551	CE11042292
CE11021202			

There being no further business, the hearing was adjourned at **10:58 AM**.


Special Magistrate

ATTEST:


Clerk, Special Magistrate

Minutes prepared by: J. Opperlee, Prototype Services