

**SPECIAL MAGISTRATE HEARING
CITY COMMISSION MEETING ROOM
ROSE-ANN FLYNN PRESIDING
SEPTEMBER 15, 2011
9:00 A.M. –10:38 A.M.**

Staff Present:

Sue Manning, Secretary, Special Magistrate
Brian McKelligett, Clerk of Special Magistrate – Supervisor
Cheryl Pingitore, Code Enforcement Supervisor
Erin Peck, Clerk III
Lori Grossfeld, Clerk III
Ginger Wald, Assistant City Attorney
Frank Arrigoni, Building Inspector
Stephanie Bass, Code Enforcement Officer
Andre Cross, Code Enforcement Officer
Dick Eaton, Senior Code Enforcement Officer
Adam Feldman, Senior Code Enforcement Officer
Ingrid Gottlieb, Senior Code Enforcement Officer
Jorge Maura, Detective
Mary Rich, Code Enforcement Officer
Wanda Sappington, Code Enforcement Officer
Mario Sotolongo, Code Enforcement Officer
Craig Stevens, Chief Electrical Inspector
Ron Tetreault, Fire Inspections Officer
Ursula Thime, Senior Code Enforcement Officer
Richard Thompson, Building Inspector
Salvatore Viscusi, Code Enforcement Officer
Aretha Wimberly, Code Enforcement Officer

Respondents and Witnesses

CE11062003: Adaish Jangbahadoor, new owner
CE11081122: Robert Wojcik, CRA representative; Carolyn Rice, owner; Lucienne Eugene, tenant; Mattieu Medelius, tenant
CE11010013: Sharon Bryant, property manager
CE11081121: Orlando Sharpe, partner
CE11082080: Virgil Lee Bolden, owner
CE10121482; CE10121483; CE10121486; CE10121487; CE10121488; CE10121489;
CE10121490; CE10121491; CE10121492; CE10121493; CE10121495; CE10121496;
CE10121499; CE10121503: Elliott Mosias, property manager; Dennis Creed Jr.,
contractor
CE11081124: Vinconte Louis, owner's husband
CE11080160: Ingeborg Leatherbury, owner
CE11031082: James Howrey, realtor
CE11060653: David Crosby, owner; Geoffrey Slater, owner

CE11070740: Krzystof Tylinski, owner
CE11040720: Gregory McIntosh, owner; Mariela Bloom, Bank representative
CE11050160: Daniel Morrison, commodore
CE11042021: Arlester Shorter II, owner
CE10081308: Anne Ginsburg, owner
CE11070100; CE11070453: Albert Mattis, owner's son
CE11060630: Ernest Rathgeb, property manager
CE08101486: Zachary Finn, 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: CE11010013

819 Northwest 3 Street
NEW MOUNT OLIVE MISSIONARY BAPTIST

Certified mail sent to the registered agent was accepted on 8/31/11.

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 REPAIRS OR MODIFICATIONS AS INDICATED
IN THE BUILDING SAFETY INSPECTION REPORT(S) WHICH
WERE SUBMITTED TO THE CITY HAVE NOT BEEN COMPLETED,
AND/OR NEW BUILDING SAFETY INSPECTION REPORT(S) INDICATING
THAT NO REPAIRS ARE REQUIRED HAVE NOT BEEN SUBMITTED WITHIN
180 DAYS FROM THE DATE OF THE INITIAL REPORT.

Ms. Sharon Bryant, property manager, said they had needed to perform expensive upgrades to the property recently, and requested 6 months.

Mr. McKelligett recommended ordering compliance within 91 days or a fine of \$250 per day.

Ms. Flynn found in favor of the City and ordered compliance within 91 days or a fine of \$250 per day would begin to accrue.

The following 14 cases at the same address were heard together:

Case: CE10121482

1510 Southeast 15 Street # 101
ENNIS, FRANK L JR

This case was first heard on 2/3/11 to comply by 8/4/11. 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.

Mr. Elliott Mosias, property manager, said they were awaiting approval from the Health Department and requested a 154-day extension.

Ron Tetreault, Fire Inspector, did not object to the request.

Ms. Flynn granted a 154-day extension for all cases, during which time no fines would accrue.

Case: CE10121483

1510 Southeast 15 Street # 105
MCGEE, PATRICK

This case was first heard on 2/3/11 to comply by 8/4/11. 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.

Case: CE10121486

1510 Southeast 15 Street # 106
ZUBAL, MICHAEL & ZUBAL, NORMA JEAN

This case was first heard on 2/3/11 to comply by 8/4/11. 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.

Case: CE10121487

1510 Southeast 15 Street # 107
CARROLL, NORMA L

This case was first heard on 2/3/11 to comply by 8/4/11. 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.

Case: CE10121488

1510 Southeast 15 Street # 108
JACOBY, JACK MORRIS & LINDA CAROL

This case was first heard on 2/3/11 to comply by 8/4/11. 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.

Case: CE10121489

1510 Southeast 15 Street # 109
SCHILTZ, ARLETTE & SCHILTZ, LUCIEN

This case was first heard on 2/3/11 to comply by 8/4/11. 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.

Case: CE10121490

1510 Southeast 15 Street # 110
COHEN, SANFORD COHEN, ROSEMARY

This case was first heard on 2/3/11 to comply by 8/4/11. 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.

Case: CE10121491

1510 Southeast 15 Street # 201
TAMMA, CARLA

This case was first heard on 2/3/11 to comply by 8/4/11. 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.

Case: CE10121492

1510 Southeast 15 Street # 202
CARTER, DAVID J

This case was first heard on 2/3/11 to comply by 8/4/11. 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.

Case: CE10121493

1510 Southeast 15 Street # 203
CROUCH, ANDREA E

This case was first heard on 2/3/11 to comply by 8/4/11. 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.

Case: CE10121495

1510 Southeast 15 Street # 204
115 D LLC

This case was first heard on 2/3/11 to comply by 8/4/11. 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.

Case: CE10121496

1510 Southeast 15 Street # 205
DENIS HATHERLEY REV TR HATHERLEY, DENIS TRS

This case was first heard on 2/3/11 to comply by 8/4/11. 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.

Case: CE10121499

1510 Southeast 15 Street # 206
MUELLER, JASON A

This case was first heard on 2/3/11 to comply by 8/4/11. 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.

Case: CE10121503

1510 Southeast 15 Street # 208
DESALVO, CATHY

This case was first heard on 2/3/11 to comply by 8/4/11. 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.

Case: CE11060630

4040 Galt Ocean Drive # 1018
VECCHIO, JAMES A

Certified mail sent to the owner was accepted on 9/1/11.

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

WINDOW REPLACEMENT PERMIT 00030287 HAS EXPIRED

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

Mr. Ernest Rathgeb, property manager, said the company that installed the windows had been unable to produce the permit and requested 42 days. Inspector Arrigoni clarified that this unit had not been listed on the permit application, so the owner needed to get another permit or revise the original.

Ms. Flynn found in favor of the City and ordered compliance within 42 days or a fine of \$25 per day would begin to accrue.

Case: CE11081122

746 Northwest 7 Avenue
RICE, ROBERT J & CAROLYN L

Certified mail sent to the owner was accepted on 9/1/11.

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

NFPA 96 10.1.1

FIRE SUPPRESSION SYSTEM IN THE HOOD IS NOT PROVIDED.

NFPA 1:11.1.2

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

Inspector Tetreault recommended ordering compliance within 182 days or a fine of \$250 per day for NFPA 96 10.1.1 and within 182 days or a fine of \$150 per day for NFPA 1:11.1.2.

Ms. Carolyn Rice, owner, stated she and her husband were trying to comply but the electrician had done something incorrectly.

Mr. Robert Wojcik, CRA representative, said they were creating a program to help this and other restaurants in the area to make these types of improvements.

Ms. Flynn found in favor of the City and ordered compliance within 182 days or a fine of \$250 per day for NFPA 96 10.1.1 and within 182 days or a fine of \$150 per day for NFPA 1:11.1.2 would begin to accrue.

Case: CE11081121

1110 Northeast 8 Avenue
S&S DOWNTOWN LLC

Certified mail sent to the owner was accepted on 9/1/11 and certified mail sent to the registered agent was accepted on 9/1/11.

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

NFPA 1:13.3.1.1

THE FIRE SPRINKLER SYSTEMS ARE IN NEED OF SERVICE.

NFPA 1:13.2.3.1

THE STANDPIPE IS NOT BEING MAINTAINED IN AT LEAST THE SAME LEVEL OF PERFORMANCE AND PROTECTION AS DESIGNED.

FSS 633.082

THE FIRE CONTROL SYSTEMS, FIRE HYDRANTS, YARD HYDRANTS, AND FIRE PROTECTION SYSTEMS HAVE/HAS NOT BEEN INSPECTED IN ACCORDANCE WITH THE CODE.

Mr. Orlando Sharpe, owner, said their sprinkler contractor had discovered there was no water service to the building. They had been working with Public Works to prove there had been water service to the building in the past. Mr. Sharpe suspected that a recent water line addition had resulted in their line not being reconnected properly. Public Works wanted a new water main to be installed, but Mr. Sharpe disagreed with this because it would entail a new design and installation for the sprinkler system.

Inspector Tetreault recommended ordering compliance within 182 days or a fine of \$100 per day, per violation.

Ms. Flynn found in favor of the City and ordered compliance within 182 days or a fine of \$100 per day, per violation would begin to accrue.

Case: CE11080160

1800 Southeast 1 Avenue
GOOD SERVICE REALTY INC
C/O INGEBORG LEATHERBURY

Personal service was made to the owner on 8/31/11.

Aretha Wimberly, Code Enforcement Officer, testified to the following violation:

18-12(a)

NUISANCE - THIS IS A RECURRING VIOLATION OF OVERGROWTH, RUBBISH, TRASH, AND DEBRIS ON THIS VACANT LOT. THE PROPERTY WAS PREVIOUSLY CITED AND THE PROPERTY OWNER NOTIFIED VIA WRITTEN NOTICES AND PHONE CALLS. THE CASE NUMBERS OF PRIOR CASES

IN 2010 AND 2011 ARE AS FOLLOWS: CE11033235, CE10101748, CE10071703, AND CE10051786. THIS CASE WILL BE PRESENTED TO A SPECIAL MAGISTRATE AS A RECURRING VIOLATION WHETHER THE VIOLATION IS COMPLIED PRIOR TO THE HEARING OR NOT.

Officer Wimberly stated there had been complaints from the neighborhood. She presented photos of the property and the case file into evidence, testified that the latest violation had been on 8/2/11 and requested a finding of fact that the violation had existed as cited.

Ms. Ingeborg Leatherbury, owner, apologized for not caring for the property and said it would not happen again.

Ms. Flynn found that the violation had existed as cited.

Case: CE11082080

1227 Northwest 6 Street
BOLDEN, VIRGIL & ROSA

Certified mail sent to the owner was accepted on 9/2/11.

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 REPORTS 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 SENT TO YOU.

Inspector Thompson recommended ordering compliance within 35 days or a fine of \$250 per day.

Mr. Virgil Bolden, owner, stated his architect would complete the report within 35 days.

Ms. Flynn found in favor of the City and ordered compliance within 35 days or a fine of \$250 per day would begin to accrue.

Case: CE11040720

2319 Sea Island Drive
DEUTSCHE BANK NATL TR TRSTEE

This case was first heard on 6/2/11 to comply by 6/12/11. Violations and extensions were as noted in the agenda. The property was complied and the City was requesting the \$3,800 fine be imposed.

Mr. Gregory McIntosh, new owner, said he had acquired the property on 8/12/11 and he thought the property was in compliance. He requested fines be reduced to administrative costs.

Dick Eaton, Senior Code Enforcement Officer, said once Mr. McIntosh took control of the property, the work had been done. He recommended reducing the fine to \$801 for administrative costs.

Ms. Flynn imposed an \$801 fine.

Case: CE10081308

3051 Northeast 32 Avenue
ANNIEOPA LLC

Certified mail sent to the owner was accepted on 9/2/11 and certified mail sent to the registered agent was accepted on 9/1/11.

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

THE FOLLOWING PERMITS ARE EXPIRED
09090814 BUILDING (DEMO)
03040200 BUILDING (ADDITION)
02031688 BUILDING (ALTERATION)
02030681 BUILDING (SIGN)
00041687 BUILDING (ALTERATION)
00041356 MECHANICAL (A/C REPLACEMENT)

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

Ms. Anne Ginsburg, owner, said she purchased the restaurant in 2005 and the permits dated to 2000. There had been five restaurants here since she bought the property. Ms. Ginsburg said she was working with her contractor and Inspector Arrigoni.

Ms. Wald suggested allowing 91 days to comply.

Ms. Flynn found in favor of the City and ordered compliance within 91 days or a fine of \$25 per day would begin to accrue.

Case: CE11050160

2637 Whale Harbor Ln
LAUDERDALE ISLES YACHT & TENNIS
LAUDERDALE ISLES YACHT CLUB

This case was first heard on 6/16/11 to comply by 7/21/11. Violations were as noted in the agenda. The property was complied, fines had accrued to \$5,700 and the City was recommending no fine be imposed.

Mr. Daniel Morrison, commodore, agreed.

Ms. Flynn imposed no fine.

Case: CE11081124

1524 Southwest 5 Place
FORTULUS, MADELEINE

Certified mail sent to the owner was accepted on 9/1/11.

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 1:14.4.1

THE PATH OF EGRESS IS OBSTRUCTED / BLOCKED.

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 35 days or a fine of \$150 per day, per violation.

Mr. Vinconte Louis, the owner's husband, said he was working to comply. Inspector Tetreault explained to Mr. Louis what must be done to comply.

Ms. Flynn found in favor of the City and ordered compliance within 35 days or a fine of \$150 per day, per violation would begin to accrue.

Case: CE11060653

1918 South Andrews Avenue
CROSBY, DAVID A & SLATER, GEOFFREY J

This case was first heard on 7/21/11 to comply by 8/18/11. Violations were as noted in the agenda. The property was complied, fines had accrued to \$6,500 and the City was requesting imposition of a \$520 fine.

Richard Thompson, Building Inspector, confirmed the property was complied.

Mr. David Crosby, owner, agreed to the \$520 fine.

Ms. Flynn imposed a \$520 fine.

Case: CE11031082

1812 Northeast 11 Avenue
BANKUNITED

This case was first heard on 6/16/11 to comply by 8/18/11. Violations were as noted in the agenda. The property was not complied and the City was requesting imposition of a \$10,800 fine, which would continue to accrue until the property complied.

Mr. James Howrey, realtor, said they were trying to get the work done. He stated they had evicted the tenants and accepted bids for the work. He requested additional time.

Ron Tetreault, Fire Inspector, recommended a 35-day extension, and backdating the extension to 8/18/11 to eradicate the fines.

Ms. Flynn granted a 35-day extension to 10/20/11, during which time no fines would accrue, and made the extension retroactive to 8/18/11.

Case: CE11062003

Rescheduled from 8/18/11

203 Northwest 11 Avenue
US BANK NA TRSTEE

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.

Mr. Adaish Jangbahadoor, new owner, said he had purchased the property 10 days ago and requested 60 to 90 days.

The City withdrew the case because the property had been sold.

Case: CE11042021

2770 Southwest 2 Street
SHORTER, ARLESTER JAMES II

This case was first heard on 6/2/11 to comply by 8/18/11. Violations were as noted in the agenda. The property was complied and the City was requesting the \$2,000 fine be imposed.

Mr. Arlester Shorter, owner, said the detectors had been installed and apologized for the delay.

Ron Tetreault, Fire Inspector, recommended no fine be imposed.

Ms. Flynn imposed no fine.

Case: CE11070453

3788 Southwest 16 Street
PARNELL, DAISY

Certified mail sent to the owner was accepted on 9/1/11.

Dick Eaton, Senior Code Enforcement Officer, testified to the following violation:
9-280(h)(1)

CHAIN LINK FENCE IN DISREPAIR.

Complied:

47-21.8.

Officer Eaton 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.

Mr. Albert Mattis, the owner's son, agreed to comply within 14 days.

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

Case: CE08101486

Vacate order of 3/19/09

4321 Northeast 21 Avenue
FINN VILLAS CONDO ASSOC INC

This was a request to vacate the Final Order dated 3/19/09.

Mr. Zachary Finn, owner, said he was not contesting the vacation.

Ms. Flynn vacated the Final Order dated 3/19/09.

Case: CE11010635

1105 Northwest 6 Avenue
ARCHDIOCESE OF MIAMI DIVINE MERCY H

Certified mail sent to the president was accepted on 8/31/11.

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 REPAIRS OR MODIFICATIONS AS INDICATED
IN THE BUILDING SAFETY INSPECTION REPORT(S) WHICH
WERE SUBMITTED TO THE CITY HAVE NOT BEEN
COMPLETED, AND/OR NEW BUILDING SAFETY INSPECTION
REPORT(S) INDICATING THAT NO REPAIRS ARE REQUIRED
HAVE NOT BEEN SUBMITTED WITHIN 180 DAYS FROM THE
DATE OF THE INITIAL REPORT.

Inspector Stevens recommended ordering compliance within 35 days or a fine of \$250 per day.

Ms. Flynn found in favor of the City and ordered compliance within 35 days or a fine of \$250 per day would begin to accrue.

Case: CE11080302

1030 Southwest 31 Avenue
ENGLAND, LISTON

Certified mail sent to the owner was accepted on 9/1/11. Service was also via posting at City Hall on 9/1/11.

Stephanie Bass, Code Enforcement Officer, testified to the following violation:

18-12(a)

THE LAWN AT THIS VACANT PROPERTY (INCLUDING THE SWALE) HAS BECOME OVERGROWN AND IS NOT BEING MAINTAINED.

Officer Bass 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.

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

Case: CE11070740

2319 Northeast 35 Drive
TYLINSKI, ALBA G

Certified mail sent to the owner was accepted on 9/2/11. Service was also via posting at City Hall on 9/1/11.

Ursula Thime, Senior Code Enforcement Officer, testified to the following violation:

18-11(b)

THE POOL LOCATED AT THE BACK OF THIS CONSTRUCTION SITE HAS STAGNANT WATER, TRASH AND DEBRIS. THE BUILDING DOES NOT HAVE THE REQUIRED UTILITY SERVICES AND SAFEGUARDS HAVE NOT BEEN TAKEN TO PREVENT HUMAN BEINGS OR ANIMALS FROM FALLING INTO OR HAVING ACCESS TO THE POOL PER CODE ORDINANCE. THE PROPERTY IN THIS CONDITION IS A PUBLIC NUISANCE.

Officer Thime 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.

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

Mr. Krzystof Tylinski, owner, arrived later in the meeting, and explained he was pulling the permits and requested 14 days. Ms. Flynn advised Mr. Tylinski to contact the inspector if he could not comply within 10 days.

Case: CE11080178

1636 Northeast 17 Wy
LIBERTY DOLL LLC

Certified mail sent to the owner was accepted on 9/1/11. Service was also via posting at City Hall on 9/1/11.

Violation:
18-11(b)

THE SWIMMING POOL LOCATED AT THE BACK OF THIS UNOCCUPIED PROPERTY HAS STAGNANT WATER, WHICH IS BREEDING MOSQUITOES. THE PROPERTY IN THIS CONDITION IS A PUBLIC NUISANCE.

The City had a stipulated agreement with the owner to comply within 15 days or a fine of \$100 per day. The City was requesting a finding of fact and approval of the stipulated agreement.

Ms. Flynn found in favor of the City, approved the stipulated agreement and ordered compliance within 15 days or a fine of \$100 per day would begin to accrue.

Case: CE11080308

524 Bayshore Drive
DOKIMOS, JOHN & MIDDLE RIVER OASIS LLC

Certified mail sent to the owner was accepted on 9/1/11. Service was also via posting at City Hall on 9/1/11.

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

18-12(a)

THERE IS ACCUMULATION OF YARD DEBRIS AND OVERGROWTH OF GRASS, WEEDS AND PLANT LIFE ON THE PROPERTY.

Officer Sotolongo said the owner had recently declared bankruptcy. He presented photos of the property and the case file into evidence, and recommended ordering compliance within 14 days or a fine of \$50 per day.

Ms. Flynn found in favor of the City and ordered compliance within 14 days or a fine of \$50 per day would begin to accrue.

Case: CE11080312

519 Antioch Avenue
DOKIMOS, JOHN & MIDDLE RIVER OASIS LLC

Certified mail sent to the owner was accepted on 9/1/11. Service was also via posting at City Hall on 9/1/11.

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

18-12(a)

THERE IS OVERGROWTH OF GRASS, WEEDS AND PLANT LIFE ON THE PROPERTY.

Officer Sotolongo said the owner had recently declared bankruptcy. He presented photos of the property and the case file into evidence, and recommended ordering compliance within 14 days or a fine of \$50 per day.

Ms. Flynn found in favor of the City and ordered compliance within 14 days or a fine of \$50 per day would begin to accrue.

Case: CE11080383

714 Northwest 11 Street
DAVID, STEVEN J

Certified mail sent to the owner was accepted on 9/1/11.

Ingrid Gottlieb, Senior Code Enforcement Officer, testified to the following violation:
18-4(c)

THERE IS AN UNLICENSED MERCURY GRAND MARQUIS, AND
A PONTIAC GRAND PRIX WITH AN EXPIRED TAG, PARKED
ON THIS PROPERTY.

Officer Gottlieb 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.

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

Case: CE11071948

1217 Northeast 5 Avenue
PINEYRO, ROBERTO & GREVE, LORRAINE

Certified mail sent to the owner was accepted on 9/1/11.

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

THE PROPERTY HAS BECOME OVERGROWN AND HAS NOT BEEN
MAINTAINED.

Officer Cross 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.

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

Case: CE11081254

802 Northwest 3 Street
RECONOR MIAMI LLC

Certified mail sent to the owner was accepted on 9/1/11.

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

THE VACANT/UNOCCUPIED PROPERTY HAS BECOME OVERGROWN (INCLUDING THE SWALE) AND HAS NOT BEEN MAINTAINED.THIS IS A RECURRING VIOLATION ON THIS PROPERTY OF CODE CASES CE11031742 AND CE10041694. THIS VIOLATION WAS AGAIN FOUND TO BE PRESENT ON THIS VACANT LOT ON 08-15-11. AS A RESULT A NEW CASE CE11081253 WAS OPENED ON THIS VACANT/UNOCCUPIED PROPERTY TO ADDRESS THIS ISSUE THROUGH THE ABATEMENT PROCESS ONLY. THIS CASE WAS ALSO OPENED ON 08-15-11 AND WILL RUN CONJUNCTION WITH CASE CE11081253. 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 Cross presented photos of the property and the case file into evidence, and requested a finding of fact that the violation had existed as cited.

Ms. Flynn found that the violation had existed as cited.

Case: CE11081357

409 Northwest 15 WY
SMITH, LORETTA L & WILLIAM L
C/O PRUDENTIAL CALIFORNIA REALTY

Service was via posting on the property on 8/30/11 and at City Hall on 9/1/11.

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

THE VACANT LOT HAS BECOME OVERGROWN (INCLUDING THE SWALE) AND HAS NOT BEEN MAINTAINED.THIS IS A RECURRING VIOLATION ON THIS PROPERTY OF CODE CASE CE09101548. THIS VIOLATION WAS AGAIN FOUND TO BE

PRESENT ON THIS VACANT LOT ON 08-16-11. AS A RESULT A NEW CASE CE1108249 WAS OPENED ON THIS VACANT LOT TO ADDRESS THIS ISSUE THROUGH THE ABATEMENT PROCESS ONLY. THIS CASE WAS ALSO OPENED ON 08-16-11 AND WILL RUN CONJUNCTION WITH CASE CE11081249. 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 Cross presented photos of the property and the case file into evidence, and requested a finding of fact that the violation had existed as cited.

Ms. Flynn found that the violation had existed as cited.

Case: CE11041722

1621 Northwest 26 Avenue
EDWARDS, CHRISTINE

Certified mail sent to the owner was accepted. Service was also via posting at City Hall on 9/1/11.

Dick Eaton, Senior Code Enforcement Officer, testified to the following violation:
9-306

THE PAINT ON THE EXTERIOR WALLS AND SHUTTERS OF THIS PROPERTY IS STAINED/MILDEWED AND PEELING; THE FASCIA BOARD AND SOFFIT ON THIS PROPERTY ARE IN DISREPAIR, IN THAT THERE ARE AREAS OF ROTTED WOOD AS WELL AS MISSING/PEELING PAINT.

Officer Eaton presented photos of the property and the case file into evidence, and recommended ordering compliance within 28 days or a fine of \$25 per day.

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

Case: CE11071230

1412 Northeast 57 Court
GOOD SAMARITAN HOSPITAL

Certified mail sent to the owner was accepted on 9/1/11.

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

THE POOL AT THIS LOCATION IS FILLED WITH GREEN,
STAGNANT WATER.

Officer Rich 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.

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

Case: CE11072216

2155 Northeast 54 Street
ELSTON, LINDSEY

Service was via posting on the property on 8/30/11 and at City Hall on 9/1/11.

Mary Rich, Code Enforcement Officer, testified to the following violation:
18-11(a)

THE POOL AT THIS LOCATION IS FILLED WITH GREEN,
STAGNANT WATER.

Officer Rich 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.

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

Case: CE11072293

1525 Northwest 15 Avenue
FREEMAN, KEVIN

Service was via posting on the property on 8/23/11 and at City Hall on 9/1/11.

Sal Viscusi, Code Enforcement Officer, testified to the following violation:
18-11(a)

THE SWIMMING POOL IN THE REAR YARD OF THIS VACANT/
UNOCCUPIED PROPERTY IS FILLED WITH GREEN/
STAGNANT WATER. IN THIS CONDITION THIS POOL IS
UNSANITARY, UNSIGHTLY, IS A POTENTIAL BREEDING
GROUND FOR MOSQUITOES AND POSES A THREAT TO THE
HEALTH, SAFETY AND WELFARE TO THE COMMUNITY.

Officer Viscusi reported the property was in pre-foreclosure. He 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.

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

Case: CE11080145

1206 Northwest 11 Place
PREVAIL PROPERTIES INC

Service was via posting on the property on 8/23/11 and at City Hall on 9/1/11.

Sal Viscusi, Code Enforcement Officer, testified to the following violations:
9-306

THERE ARE GRAFFITI STAINS PRESENT ON THE EAST
FACING WALL OF THE SINGLE FAMILY RESIDENCE ON THIS
PROPERTY.

9-313(a)

THERE ARE NO HOUSE NUMBERS PRESENT ON THIS
PROPERTY OR ON THE SINGLE FAMILY RESIDENCE ON THIS
PROPERTY THAT ARE VISIBLE FROM THE STREET.

Officer Viscusi stated this property was in pre-foreclosure and he could not ascertain whether it was occupied. He 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, per violation.

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

Case: CE11081863

2900 Riomar Street
TIFFANY HOUSE LLC

Certified mail sent to the registered agent was accepted on 8/31/11.

Richard Thompson, Building Inspector,
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 REPORTS
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 SENT TO YOU.

Inspector Thompson recommended ordering compliance within 35 days or a fine of \$250 per day.

Ms. Flynn found in favor of the City and ordered compliance within 35 days or a fine of \$250 per day would begin to accrue.

Case: CE11082197

1230 Northeast 8 Avenue
MLH OF BROWARD INC

Certified mail sent to the owner was accepted on 8/31/11 and certified mail sent to the registered agent was accepted on 8/31/11.

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 REPORTS 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 SENT TO YOU.

Inspector Thompson recommended ordering compliance within 35 days or a fine of \$250 per day.

Ms. Flynn found in favor of the City and ordered compliance within 35 days or a fine of \$250 per day would begin to accrue.

Case: CE10070640

3521 Riverland Road
LAKHA, ZULFIQAR

Certified mail sent to the owner was accepted on 9/1/11

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

THERE IS AN EXPIRED PERMIT #09051746 TO REMOVED DOORS AND FRAMES UP OPENING - GAME ROOM

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

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

Case: CE10070839

511 E Dayton Cir
SEELAL, NICOLE C

Service was via posting on the property on 8/30/11 and at City Hall on 9/1/11.

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

THERE IS AN EXPIRED PERMIT #08010908 FOR ADDITION
TO A SINGLE FAMILY RESIDENCE - 1 BEDROOM/1
BATHROOM. NEVER OBTAIN A FINAL INSPECTION AND A
CERTIFICATE OF OCCUPANCY

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

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

Case: CE11060485

4410 North Federal Highway
NOB HILL ENTERPRISES INC

Certified mail sent to the owner was accepted 9/2/11.

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

THE FOLLOWING PERMITS HAVE EXPIRED AND MUST BE
RENEWED.
00050670 UNDERGROUND TANK REMOVAL.
01030544 ATF INTERIOR ALTERATION.

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

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

Case: CE11062389

5451 Northeast 22 Avenue
FILBEST LLC
C/O CAROLINA BARTOLOMEI

Service was via posting on the property on 8/30/11 and at City Hall on 9/1/11.

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

ALTERATION PERMIT 09010785 HAS EXPIRED

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

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

Case: CE11062523

2200 Northeast 33 Avenue # 9A
CARROLL, RYAN/CARROLL, SVETLANA

Service was via posting on the property on 8/30/11 and at City Hall on 9/1/11.

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

ALTERATION PERMIT 10040643 HAS EXPIRED

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

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

Case: CE11081091

2122 Northwest 7 Court
HOSBACH, GUS

Service was via posting on the property on 8/30/11 and at City Hall on 9/1/11.

Ron Tetreault, Fire Inspector, testified to the following violation:
NFPA 1:13.6.1.2

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

Inspector Tetreault recommended ordering compliance within 35 days or a fine of \$150 per day.

Ms. Flynn found in favor of the City and ordered compliance within 35 days or a fine of \$150 per day would begin to accrue.

Case: CE11081097

465 Southwest 20 Avenue
WILSON DESIGN & INVESTMENT INC

Service was via posting on the property on 8/30/11 and at City Hall on 9/1/11.

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

F-32 BROWARD CO AMENDMENT

APPROVED SIGNS ARE NOT PROVIDED AT EACH MANUAL FIRE ALARM
BOX STATING LOCAL ALARM ONLY - IN CASE OF FIRE CALL 911.

Complied:

NFPA 1:10.4.4

NFPA 1:13.7.3.2.6.1

NFPA 101:7.9.2.1

Inspector Tetreault recommended ordering compliance within 35 days or a fine of \$150 per day.

Ms. Flynn found in favor of the City and ordered compliance within 35 days or a fine of \$150 per day would begin to accrue.

Case: CE11081098

701 Southwest 14 Avenue
PARK-AM PROPERTIES INC

Certified mail sent to the owner was accepted on 9/2/11 and certified mail sent to the registered agent was accepted on 9/1/11.

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

NFPA 1:14.4.1

THE PATH OF EGRESS IS OBSTRUCTED / BLOCKED.

Complied:

NFPA 1:13.6.6.8.3.1

FL Admin Code 69A-60.0081

Inspector Tetreault recommended ordering compliance within 35 days or a fine of \$150 per day.

Ms. Flynn found in favor of the City and ordered compliance within 35 days or a fine of \$150 per day would begin to accrue.

Case: CE11081102

1951 Southwest Riverside Drive
JORGELINA RODRIGUEZ REV LIV
RODRIGUEZ, JORGELINA TRSTEE

Certified mail sent to the owner was accepted on 9/1/11.

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

ADDRESS IS NOT POSTED ACCORDING TO THE CODE.

Complied:

FL Admin Code 69A-60.0081

Inspector Tetreault recommended ordering compliance within 35 days or a fine of \$150 per day.

Ms. Flynn found in favor of the City and ordered compliance within 35 days or a fine of \$150 per day would begin to accrue.

Case: CE11081107

632 Southwest 16 Avenue
BIN632 LLC

Service was via posting on the property on 8/30/11 and at City Hall on 9/1/11.

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 101:7.10.5.2.1

THE EXIT SIGN DOES NOT ILLUMINATE AS DESIGNED.

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 35 days or a fine of \$250 per day and with NFPA 101:7.10.5.2.1 and FL Admin Code 69A-60.0081 within 35 days or a fine of \$150 per day, per violation.

Ms. Flynn found in favor of the City and ordered compliance with NFPA 101:31.3.4.5.1 within 35 days or a fine of \$250 per day and with NFPA 101:7.10.5.2.1 and FL Admin Code 69A-60.0081 within 35 days or a fine of \$150 per day, per violation would begin to accrue.

Case: CE11081111

3000 State Road 84
VY MARINA MILE LLC
C/O RUDEN, MCCLOSKEY, SMITH, SCHUSTER

Certified mail sent to the owner was accepted on 9/1/11.

Ron Tetreault, Fire Inspector, testified to the following violation:
NFPA 303:6.4.1

CLASS I STANDPIPE SYSTEM IS NOT PROVIDED FOR THE PIER, DOCK,
BULKHEAD AND/OR BUILDING THAT IS GREATER THAN 150 FT (45 M)
FROM THE CLOSEST PLACE WHERE THE FIRE APPARATUS CAN GAIN
ACCESS TO.

Complied:
MO Sec. 9-313.

Inspector Tetreault recommended ordering compliance within 182 days or a fine of \$250 per day.

Ms. Flynn found in favor of the City and ordered compliance within 182 days or a fine of \$250 per day would begin to accrue.

Case: CE11081123

1500 Northwest 19 Street
AWADALLAH, MAZEN

Certified mail sent to the owner was accepted on 9/1/11.

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 1:13.6.3.10

THE FIRE EXTINGUISHER(S) IS/ARE NOT MOUNTED ACCORDING TO
THE CODE.

Inspector Tetreault recommended ordering compliance within 35 days or a fine of \$150 per day, per violation.

Ms. Flynn found in favor of the City and ordered compliance within 35 days or a fine of \$150 per day, per violation would begin to accrue.

Case: CE11081496

1921 Southwest 4 Street
BROWARD COUNTY COMMUNITY
DEVELOPMENT CORPORATION INC

Service was via posting on the property on 8/30/11 and at City Hall on 9/1/11.

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:

FL Admin Code 69A-60.0081

Inspector Tetreault recommended ordering compliance within 35 days or a fine of \$250 per day.

Ms. Flynn found in favor of the City and ordered compliance within 35 days or a fine of \$250 per day would begin to accrue.

Case: CE11081502

1401 Northeast 53 Street
HARBOR COVE CONDO ASSN INC

Service was via posting on the property on 8/30/11 and at City Hall on 9/1/11.

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

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 35 days or a fine of \$150 per day.

Ms. Flynn found in favor of the City and ordered compliance within 35 days or a fine of \$150 per day would begin to accrue.

Case: CE11081500

921 Northwest 9 Avenue
HARRISON, VINCENT & GRACE & HARRISON, ANTHONY

Service was via posting on the property on 8/30/11 and at City Hall on 9/1/11.

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

NFPA 1:11.1.5

EXTENSION CORDS ARE BEING USED AS A SUBSTITUTE FOR
PERMANENT WIRING.

NFPA 1:11.1.2

THERE IS A COVER MISSING ON AN ELECTRICAL BOX CAUSING
ELECTRICAL WIRING TO BE EXPOSED.

COMPLIED:

NFPA 101:7.9.2.1

Inspector Tetreault recommended ordering compliance within 35 days or a fine of \$150 per day, per violation.

Ms. Flynn found in favor of the City and ordered compliance within 35 days or a fine of \$150 per day, per violation would begin to accrue.

Case: CE11081503

1445 W Broward Blvd
SALVATION ARMY INC
C/O BUSINESS ADMINISTRATOR

Service was via posting on the property on 8/30/11 and at City Hall on 9/1/11.

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

NFPA 1:13.3.1.1

THE FIRE SPRINKLER SYSTEMS IS IN NEED OF SERVICE.

Complied:

FSS 633.082

NFPA 1:10.4.4

Inspector Tetreault recommended ordering compliance within 91 days or a fine of \$150 per day.

Ms. Flynn found in favor of the City and ordered compliance within 91 days or a fine of \$150 per day would begin to accrue.

Case: CE11081505

5201 Northeast 24 Terrace # A212
LOONEY, HAROLD E III

Service was via posting on the property on 8/30/11 and at City Hall on 9/1/11.

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.

Inspector Tetreault recommended ordering compliance within 35 days or a fine of \$250 per day.

Ms. Flynn found in favor of the City and ordered compliance within 35 days or a fine of \$250 per day would begin to accrue.

Case: CE11081506

709 Southwest 13 Avenue
CITIMORTGAGE INC
C/O DAVID J STERN P.A.

Service was via posting on the property on 8/30/11 and at City Hall on 9/1/11.

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

NFPA 1:13.6.1.2

FIRE EXTINGUISHER(S) IS/ARE NOT PROVIDED IN ACCORDANCE WITH
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 35 days or a fine of \$150 per day, per violation.

Ms. Flynn found in favor of the City and ordered compliance within 35 days or a fine of \$150 per day, per violation would begin to accrue.

Case: CE11081765

636 Southwest 14 Terrace
ASHTON HOLDINGS & DEV LLC

Service was via posting on the property on 8/30/11 and at City Hall on 9/1/11.

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

FL Admin Code 69A-60.0081

Inspector Tetreault recommended ordering compliance within 63 days or a fine of \$250 per day.

Ms. Flynn found in favor of the City and ordered compliance within 63 days or a fine of \$250 per day would begin to accrue.

Case: CE11081769

200 Northwest 20 Avenue
200 REALTY CORP

Service was via posting on the property on 8/30/11 and at City Hall on 9/1/11.

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

69A-46.041

THE FIRE PROTECTION SYSTEM IS NOT TAGGED IN ACCORDANCE
WITH THE CODE.

NFPA 1:13.3.1.7.1

SPRINKLER CONTROL VALVES ARE NOT PROPERLY SUPERVISED.

COMPLIED:

FSS 633.082

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

Ms. Flynn 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: CE11081775

801 Southwest 14 Terrace
ACOSTA, RONALD U & LAO, JULIO E

Service was via posting on the property on 8/30/11 and at City Hall on 9/1/11.

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

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 35 days or a fine of \$150 per day.

Ms. Flynn found in favor of the City and ordered compliance within 35 days or a fine of \$150 per day would begin to accrue.

Case: CE09081914

1470 N Dixie Hwy # 12
CROSS, A J

This case was first heard on 10/21/10 to comply by 1/20/11. Violations were as noted in the agenda. The property was not complied and the City was requesting imposition of a \$5,925 fine, which would continue to accrue until the property complied.

Ms. Flynn imposed the \$5,925 fine, which would continue to accrue until the property complied.

Case: CE09111835

1529 Northwest 10 Avenue
GRASSO, LAURA A LIBONATI, VIRGINIA

This case was first heard on 7/21/11 to comply by 8/18/11. Violations were as noted in the agenda. The property was not complied and the City was requesting imposition of a \$675 fine, which would continue to accrue until the property complied.

Ms. Flynn imposed the \$675 fine, which would continue to accrue until the property complied.

Case: CE11011697

1955 South Andrews Avenue
ARDOX CORP

This case was first heard on 2/17/11 to comply by 3/24/11. Violations were as noted in the agenda. The property was complied, fines had accrued to \$1,375 and the City was requesting a \$520 fine be imposed.

Ms. Flynn imposed a \$520 fine.

Case: CE11020096

3299 Southwest 9 Avenue
ARI LIMITED PRTNR

This case was first heard on 7/21/11 to comply by 8/18/11. Violations were as noted in the agenda. The property was complied and the City was requesting the \$350 fine be imposed.

Ms. Flynn imposed the \$350 fine.

Case: CE11031635

601 Poinciana Drive
HOYT, ERIC G & HOYT, LILLIAN M

This case was first heard on 7/21/11 to comply by 8/18/11. Violations were as noted in the agenda. The property was not complied and the City was requesting imposition of a \$675 fine, which would continue to accrue until the property complied.

Ms. Flynn imposed the \$675 fine, which would continue to accrue until the property complied.

Case: CE11032529

1518 Northwest 15 Street
BROWN, MECHELE PRYOR

This case was first heard on 6/16/11 to comply by 8/4/11. Violations were as noted in the agenda. The property was complied and the City was requesting a \$2,800 fine be imposed.

Ms. Flynn imposed the \$2,800 fine.

Case: CE11051660

1407 Northwest 15 Street
WHITE, LEON & PHILLIPS, PAULINE MAXINE

This case was first heard on 7/21/11 to comply by 8/4/11. 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.

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

Case: CE11042129

1920 Northwest 9 Street
ALEXANDER, JOHNNY L

This case was first heard on 5/19/11 to comply by 8/18/11. Violations were as noted in the agenda. The property was not complied and the City was requesting imposition of a \$6,750 fine, which would continue to accrue until the property complied.

Ms. Flynn imposed the \$6,750 fine, which would continue to accrue until the property complied.

Case: CE11050962

1464 Holly Heights Drive
FERNANDEZ, JOSE A & SANDRINI, GEORGE

This case was first heard on 7/21/11 to comply by 8/4/11. 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.

Ms. Flynn imposed the \$2,050 fine, which would continue to accrue until the property complied.

Case: CE11051978

743 Northeast 17 Way
CLERSAINT, HENRY

This case was first heard on 7/21/11 to comply by 8/4/11. 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.

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

Case: CE11060651

3000 South Andrews Avenue
BURNS, PAULINE P
C/O BETTY S BURNS

This case was first heard on 7/21/11 to comply by 8/18/11. Violations were as noted in the agenda. The property was not complied and the City was requesting imposition of a \$6,750 fine, which would continue to accrue until the property complied.

Ms. Flynn imposed the \$6,750 fine, which would continue to accrue until the property complied.

Cases Complied

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:

CE11040243	CE11071276	CE11071076	CE11070748
CE11072449	CE11072493	CE11070446	CE11070100
CE11070276	CE11070656	CE11080366	CE11071975
CE11071848	CE11071989	CE11072157	CE11081926
CE11082082	CE11082198	CE10071043	CE11081094
CE11081105	CE11081103	CE11081104	CE11081108
CE11081116	CE11081118	CE11081488	CE11081490
CE11081499	CE11081760	CE11081819	CE11081820

Cases Withdrawn

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:

CE11081822 CE11060550 CE11050163

Cases Rescheduled

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

CE11042397

Cases Closed

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

CE11081782

There being no further business, the hearing was adjourned at **10:38 AM.**


Special Magistrate

ATTEST:


Clerk, Special Magistrate

Minutes prepared by: J. Opperlee, Prototype Services