

**SPECIAL MAGISTRATE HEARING
CITY COMMISSION MEETING ROOM
FORT LAUDERDALE CITY HALL
ROSE-ANN FLYNN PRESIDING
OCTOBER 18, 2012
9:00 A.M. – 10:04 A.M.**

Staff Present:

Jeri Pryor, Clerk of Special Magistrate Supervisor
Dee Paris, Administrative Aide
Mary Allman, Secretary, Special Magistrate
Lori Grossfeld, Clerk III
Erin Saey, Clerk III
John Gossman, Code Enforcement Supervisor
Ginger Wald, Assistant City Attorney
Stephanie Bass, Code Enforcement Officer
Mark Campbell, Code Enforcement Officer
Tom Clements, Fire Lieutenant
Andre Cross, Code Enforcement Officer
Dick Eaton, Senior Code Enforcement Officer
Adam Feldman, Senior Code Enforcement Officer
Ingrid Gottlieb, Senior Code Enforcement Officer
Todd Hull, Code Enforcement Officer
Maria Roque, Business Tax Inspector
Gerry Smilen, Building Inspector
Richard Thompson, Building Inspector
Salvatore Viscusi, Code Enforcement Officer

Respondents and Witnesses

CE12080155: Robert Bulfin, owner's agent
CE11071950: Kenneth Bailey, owner; Amir Sattar, tenant
CE12090496: Stephan Liebe, tenant
CE11100672: Claire Clark, owner's representative; Goran Dragoslavic, owner
CE12050515: Steven Stoll, attorney
CE12081908: Gina Rodeberg, executor of estate
CE11040358: Patrick Ruff, owner
CE12052348: Jose Perez, owner's agent; Courtney Crush, owner's attorney
CE12080938: Magdaleno Renteria Martinez, owner
CE12090399: Steven McAleer, listing agent

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: CE12080155

201 Southwest 2 Street
RIVERWALK CENTRE LTD

Service was via posting on the property on 10/2/12 and at City Hall on 10/4/12.

Dick Eaton, Senior Code Enforcement Officer, testified to the following violation:
47-16.6 A.1.

ALTERATIONS TO THE EXTERIOR OF THIS PROPERTY IN
THIS H-1 HISTORIC ZONING DISTRICT HAVE BEEN MADE
WITHOUT FIRST OBTAINING A CERTIFICATE OF
APPROPRIATENESS PER SECTION 47-16.6. VARIOUS
LIGHTS HAVE BEEN INSTALLED TO THE EXTERIOR.

Complied:
47-22.3.J.

Officer Eaton informed Ms. Flynn that the case had been presented to Judge Purdy at the September 6 hearing and he had continued it to this hearing. Officer Eaton had been working with the business owner's attorney, Robert Bulfin, and the property was on the Historic Preservation Board's agenda. 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.

Robert Bulfin agreed to the stipulation.

Ms. Flynn 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: CE11100672

905 Northwest 12 Avenue
EAGLE LAND PROPERTIES LLC

This case was first heard on 2/2/12 to comply by 2/16/12. Violations were as noted in the agenda. The property was complied, fines had accrued to \$7,750 and the City was requesting a \$260 fine be imposed.

Richard Thompson, Building Inspector, confirmed the violation was complied and recommended imposing a \$260 fine.

Goran Dragoslavic, owner, said he had hired an engineer six to eight months ago. He requested the fines be waived.

Ms. Flynn imposed a \$260 fine.

Case: CE12052348

Request for extension

1919 Northwest 19 Street # 102
SPG PARKWAY LLC
% ONE TOWER BRIDGE

This case was first heard on 7/19/12 to comply by 10/18/12. Violations were as noted in the agenda. The property was not complied and fines would begin to accrue on 10/19/12.

Jose Perez, owner's agent, requested a 90-day extension.

Ms. Flynn granted a 91-day extension during which time no fines would accrue.

Case: CE12050515

1428 Northeast 4 Avenue
LENDING HOUSE

Service was via posting on the property on 9/27/12 and at City Hall on 10/4/12.

Andre Cross, Code Enforcement Officer, testified to the following violation:
47-20.20.H.

THE PARKING AREA IS NOT KEPT IN A GOOD OPERATING
CONDITION. THE PARKING AREA HAS POT HOLES AND IS
IN NEED OF RESURFACING AND RESTRIPING.

Officer Cross presented photos of the property and the case file into evidence.

Steven Stoll, attorney, said the City had informed him that a permit was not needed to restripe in exactly the same places. He had hired someone to repair the potholes.

Officer Cross stated Mr. Stoll's contractor had informed him that resurfacing was not needed, but the code required resurfacing as well as restriping. He recommended ordering compliance within 35 days or a fine of \$50 per day. Mr. Stoll requested 60 days.

Ms. Wald advised Mr. Stoll to have Officer Cross reinspect and he could request a return hearing to ask for additional time.

Ms. Flynn found in favor of the City and ordered compliance within 35 days or a fine of \$50 per day would begin to accrue.

Case: CE11040358

Request for extension

1915 Southwest 21 Avenue
FORT LAUDERDALE BOATCLUB LTD

This case was first heard on 6/16/11 to comply by 8/18/11. Violations and extensions were as noted in the agenda. The property was not complied and fines had accrued to \$25,750.

Gerry Smilen, Building Inspector, reported that another inspector was working with the owner and his architect and recommended a 28-day extension.

Patrick Ruff, owner, agreed to the extension.

Ms. Flynn granted a 28-day extension during which time no fines would accrue.

Case: CE12081908

1811 Northwest 26 Terrace
HERBERT MYERS REV TR
% GINA RODEBERG

Service was via posting on the property on 9/26/12 and at City Hall on 10/4/12.

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

THERE IS OVERGROWTH, TRASH, LITTER AND DEBRIS ON THE PROPERTY AND SWALE OF THIS RENTAL HOUSE. DUE TO THE RECURRING NATURE OF THIS VIOLATION, THIS CASE WILL BE PRESENTED TO THE SPECIAL MAGISTRATE, EVEN IF THE VIOLATION HAS BEEN CORRECTED PRIOR TO THE HEARING.

47-21.8.A.

THE LANDSCAPING IS NOT BEING MAINTAINED, AND THERE ARE DEAD PLANTS AND GRASS. THE PROPERTY IS COVERED WITH WEEDS.

9-280(b)

THERE IS A BROKEN WINDOW ON THE FRONT OF THE HOUSE.

Officer Gottlieb presented photos of the property and the case file into evidence.

Gina Rodeberg, executor of estate, explained that her nephew occupied the property and she had been unable to contact him regarding maintenance of the property. She believed there might be someone else living at the property and said she would ask the Police to escort her there.

Officer Gottlieb recommended ordering compliance with 18-12(a) within 28 days or a fine of \$25 per day and with the remaining violations within 63 days or a fine of \$25 per day, per violation.

Ms. Flynn found in favor of the City and ordered compliance with 18-12(a) within 28 days or a fine of \$25 per day and with the remaining violations within 63 days or a fine of \$25 per day, per violation would begin to accrue.

Case: CE11071950

Request for extension

745 Northwest 7 Avenue
LAUDERDALE LAND HOLDINGS LLC

This case was first heard on 12/15/11 to comply by 4/5/12. Violations and extensions were as noted in the agenda. The property was not complied and the City was requesting imposition of an \$8,200 fine, which would continue to accrue until the property complied.

Amir Sattar, tenant, said they were awaiting approval of the permit from Broward County.

Andre Cross, Code Enforcement Officer, agreed that the approval from the County was delaying the case. He recommended a 189-day extension.

Ms. Flynn granted a 189-day extension during which time no fines would accrue.

Case: CE12080938

2331 Northwest 23 LN
MARTINEZ, MAGDALENO RENTERIA

Service was via posting on the property on 9/20/12 and at City Hall on 10/4/12.

Sal Viscusi, Code Enforcement Officer, testified to the following violation:
BCZ 39-275(6)(b)

THERE ARE NUMEROUS ITEMS BEING STORED ON THE FRONT, REAR AND SIDE YARDS ON THIS PROPERTY. THE ITEMS INCLUDE BUT ARE NOT LIMITED TOO; ROOF TILES, ROOF SHINGLES, OTHER ROOFING MATERIALS, PLASTIC CONTAINERS, CAR SEATS, ETC....

Complied:
BCZ 39-275(7)(a)

Officer Viscusi had spoken with the owner, who indicated the tenant was addressing the violations. 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.

Magdaleno Renteria Martinez, owner, said his father lived at the property. He requested more than 14 days. Officer Viscusi did not object to 28 days.

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: CE12090399

2701 Middle River Drive # 18
FEDERAL NATIONAL MORTGAGE ASSN

Service was via posting on the property on 10/4/12 and at City Hall on 10/4/12.

Tom Clements, Fire Lieutenant, testified to the following violation:
NFPA 101:31.3.4.5.1

HARDWIRED SMOKE DETECTORS ARE NOT INSTALLED IN
ACCORDANCE WITH NFPA 101:31.3.4.5.1.

Lieutenant Clements recommended ordering compliance within 28 days or a fine of \$250 per day.

Steven McAleer, listing agent, agreed to comply within 28 days.

Ms. Flynn found in favor of the City and ordered compliance within 28 days or a fine of \$250 per day would begin to accrue.

Case: CE12090496

900 State Road 84
NEW ENGLAND OYSTER HOUSE OF
SOUTH FORT LAUDERDALE INC

Certified mail sent to the owner was accepted on 10/4/12.

Tom Clements, Fire Lieutenant,, testified to the following violation:
NFPA 1:50.4.4.3

THE FIRE-EXTINGUISHING SYSTEM PROTECTING THE AREA UNDER
THE HOOD IS NOT COMPLIANT WITH UL300.

Lieutenant Clements reported that 99% of the work had been done. He recommended ordering compliance within 28 days or a fine of \$150 per day.

Stephan Liebe, tenant, hoped work could be completed in 28 days.

Ms. Flynn found in favor of the City and ordered compliance within 28 days or a fine of \$150 per day would begin to accrue.

Case: CE12080210

1813 Southwest 10 Court
ERASMUS, CLINTON & ERASMUS, MICHAELE

Service was via posting on the property on 9/21/12 and at City Hall on 10/4/12.

Mark Campbell, Code Enforcement Officer, testified to the following violation:
47-21.13 A.

THERE IS A DEAD OR DYING TREE ON THIS VACANT
PROPERTY THAT PRESENTS A DANGER TO PUBLIC HEALTH,
SAFETY AND WELFARE.

Officer Campbell presented photos of the property and the case file into evidence, and recommended ordering compliance within 35 days or a fine of \$50 per day.

Ms. Flynn found in favor of the City and ordered compliance within 35 days or a fine of \$50 per day would begin to accrue.

Case: CE12060253

1441 Northwest 7 Avenue
RRR INVESTMENTS INC

Service was via posting on the property on 10/2/12 and at City Hall on 10/4/12.

Ingrid Gottlieb, Senior Code Enforcement Officer, testified to the following violations:
9-278(c)

THE REQUIRED ELECTRICAL OUTLET IN THE BATHROOM IS
MISSING.

9-278(g)

THERE ARE SCREENS THAT DO NOT FIT PROPERLY,
SCREENS IN DISREPAIR, AND SCREENS THAT HAVE BEEN
SCREWED TO THE WINDOW FRAME.

9-280(b)

THERE ARE BROKEN AND INOPERABLE WINDOWS ON THE
HOUSE. THERE ARE GAPS AROUND THE FRONT DOOR, AND
IT IS NOT WEATHERPROOF AND WATERTIGHT. THE WALL
AROUND AN A/C UNIT IS OPEN AND ALLOWING FOR
EXPOSURE TO THE ELEMENTS AND ENTRY OF PESTS. THERE
IS ROTTED AND TERMITE EATEN WOOD ON THE EXTERIOR.

9-308(a)

THE ROOF OF THE CARPORT HAS ROTTED WOOD AND
TERMITE EATEN WOOD, AND IS LEAKING.

Complied:

18-1.

9-279(g)

9-308(b)

Officer Gottlieb presented photos of the property and the case file into evidence, and recommended ordering compliance within 28 days or a fine of \$50 per day, per violation.

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

Case: CE12050348

329 Southwest 18 Avenue
COUTEE, ARLENE

Service was via posting on the property on 9/27/12 and at City Hall on 10/4/12.

Gerry Smilen, Building Inspector, testified to the following violation:
FBC(2010) 105.11.2.1

DECK PERMIT 11031161 IS EXPIRED

Inspector Smilen 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: CE12081150

406 Southwest 22 Terrace
GUIDO, SALVADOR

Service was via posting on the property on 9/28/12 and at City Hall on 10/4/12.

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

THERE IS AN ACCUMULATION OF OVERGROWN GRASS AND WEEDS ON THE EXTERIOR OF THE PROPERTY. THERE IS RUBBISH AND DEBRIS SCATTERED ABOUT THE EXTERIOR OF THE PROPERTY INCLUDING BUT NOT LIMITED TO AUTO PARTS BEING STORED IN FRONT YARD OF 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 \$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: CE12090263

601 Southwest 22 Terrace
BERMUDEZ, JOHN & BERMUDEZ, ROSA

Service was via posting on the property on 9/28/12 and at City Hall on 10/4/12.

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

THERE IS AN ACCUMULATION OF OVERGROWN GRASS AND WEEDS IN THE REAR OF THIS VACANT 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 \$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: CE12081070

2115 North Ocean Boulevard
ARMN LLC

Certified mail sent to the owner was accepted on 10/4/12.

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

THIS VACANT PROPERTY HAS OVERGROWTH AND SOME DEBRIS AND IS NOT BEING MAINTAINED ON A REGULAR BASIS.

Officer Eaton presented photos of the property and the case file into evidence. He had spoken with the property attorney and agreed to recommend 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: CE12081069

2115 North Ocean Boulevard
ARMN LLC

Certified mail sent to the owner was accepted on 10/4/12.

Dick Eaton, Senior Code Enforcement Officer, testified to the following violation:
18-7(a)

THIS VACANT PROPERTY IS OPEN AND ABANDONED WITH BROKEN WINDOWS AND UNSECURE DOORS, ALLOWING UNAUTHORIZED ACCESS TO THE INTERIOR.

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: CE12081306

2841 Northwest 24 Street
NGAZI, ZAVIA

Service was via posting on the property on 9/20/12 and at City Hall on 10/4/12.

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

18-4(c)

THERE IS A DERELICT/INOPERABLE VEHICLE, A WHITE CHEVY 1500 PICK UP TRUCK WITH A VALID FL TAG P11-80C 4/13 ON IT WITH HEAVY FRONT END DAMAGE BEING PARKED/STORED ON THE DRIVEWAY OF THIS PROPERTY.

Officer Viscusi 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 with the right to tow the vehicle.

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 with the right to tow the vehicle

Case: CE12081823

3315 Southwest 15 Avenue
US CENTURY BANK

Certified mail sent to the owner was accepted on 10/4/12.

Tom Clements, Fire Lieutenant, testified to the following violations:

NFPA 1:13.6.9.3.1.1.1

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.

Complied:

NFPA 1:10.11.6

Lieutenant Clements recommended ordering compliance within 28 days or a fine of \$150 per day, per violation.

Ms. Flynn found in favor of the City and ordered compliance within 28 days or a fine of \$150 per day, per violation would begin to accrue.

Case: CE12081824

3321 Southwest 15 Avenue
US CENTURY BANK

Certified mail sent to the owner was accepted on 10/4/12.

Tom Clements, Fire Lieutenant, 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.

Lieutenant Clements recommended ordering compliance within 28 days or a fine of \$150 per day.

Ms. Flynn found in favor of the City and ordered compliance within 28 days or a fine of \$150 per day would begin to accrue.

Case: CE12090394

2550 Northwest 19 Street
BH NEHAMA CAPITAL LLC

Service was via posting on the property on 10/3/12 and at City Hall on 10/4/12.

Tom Clements, Fire Lieutenant, testified to the following violations:
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 101:7.9.2.1

THE EMERGENCY LIGHT DOES NOT ILLUMINATE AS DESIGNED.

NFPA 101:7.10.5.2.1

THE EXIT SIGN DOES NOT ILLUMINATE AS DESIGNED.

NFPA 1:50.5.2.1

THE HOOD FIRE SUPPRESSION SYSTEM HAS NOT BEEN INSPECTED AND TAGGED BY A STATE LICENSED COMPANY WITHIN THE PAST 6 MONTHS.

NFPA 1:50.5.6.1

UPON INSPECTION, THE EXHAUST SYSTEM HAS BEEN FOUND TO BE CONTAMINATED WITH DEPOSITS FROM GREASE-LADEN VAPORS.

NFPA 1:13.6.9.3.1.1.1

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

NFPA 1:13.6.8.6.1

A K CLASS FIRE EXTINGUISHER IS NOT PROVIDED.

NFPA 1:13.6.8.1.3.8.1

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

NFPA 1:11.1.7.6

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

Lieutenant Clements recommended ordering compliance within 28 days or a fine of \$150 per day, per violation.

Ms. Flynn found in favor of the City and ordered compliance within 28 days or a fine of \$150 per day, per violation would begin to accrue.

Case: CE12090395

2400 Northwest 62 Street
K.S.R. LLC
% DR. DEVINENI RATNAM

Service was via posting on the property on 10/5/12 and at City Hall on 10/4/12.

Tom Clements, Fire Lieutenant, testified to the following violations:

NFPA 1:14.4.1

THE PATH OF EGRESS IS OBSTRUCTED/BLOCKED.

NFPA 101:7.2.1.5.2

LOCKS PROVIDED IN THE MEANS OF EGRESS REQUIRE A KEY, TOOL OR SPECIAL KNOWLEDGE OR EFFORT FOR OPERATION FROM THE EGRESS SIDE.

NFPA 101:39.2.5.2

DEAD-END CORRIDORS EXCEED 50 FT (15 M).

NFPA 101:7.2.1.4.2

THE EXIT DOORS DO NOT SWING IN THE DIRECTION OF EGRESS.

NFPA 1:1.12.1

WORK REQUIRES A PERMIT.

NFPA 101:7.2.1.8.1

SELF-CLOSING OR AUTOMATIC-CLOSING DOOR(S) DON'T SELF CLOSE AND LATCH.

NFPA 1:1.7.6.2 FA TROUBLE

TROUBLE ALARM IS SHOWING ON THE FIRE ALARM PANEL.

NFPA 1:18.2.2.1

ACCESS TO OR WITHIN THE STRUCTURE OR AREA IS DIFFICULT BECAUSE OF SECURITY.

NFPA 13:24.5.1

THE HYDRAULIC DESIGN INFORMATION SIGN IS MISSING OR ILLEGIBLE.

Lieutenant Clements explained that the new tenant required several approvals and recommended ordering compliance within 91 days or a fine of \$150 per day, per violation.

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

Case: CE12090402

2701 Middle River Drive # 21
US BANK NATIONAL ASSN TRUSTEE

Service was via posting on the property on 10/4/12 and at City Hall on 10/4/12.

Tom Clements, Fire Lieutenant, testified to the following violation:

NFPA 101:31.3.4.5.1

HARDWIRED SMOKE DETECTORS ARE NOT INSTALLED IN ACCORDANCE WITH NFPA 101:31.3.4.5.1.

Lieutenant Clements recommended ordering compliance within 28 days or a fine of \$250 per day.

Ms. Flynn found in favor of the City and ordered compliance within 28 days or a fine of \$250 per day would begin to accrue.

Case: CE12090487

1 N Ft Lauderdale Beach Blvd
CASTILLO GRAND LLC

Certified mail sent to the owner was accepted on 10/5/12 and certified mail sent to the registered agent was accepted on 10/5/12.

Tom Clements, Fire Lieutenant, testified to the following violation:

F-111.1.3

THE SMOKE CONTROL SYSTEM HAS NOT BEEN CERTIFIED ANNUALLY
BY A BROWARD COUNTY LICENSED TEST AND BALANCE COMPANY.

Lieutenant Clements recommended ordering compliance within 63 days or a fine of \$150 per day.

Ms. Flynn found in favor of the City and ordered compliance within 63 days or a fine of \$150 per day would begin to accrue.

Case: CE12090490

1450 Southeast 17 Street
BRE/ESA P PORTFOLIO LLC
% EXTENDED STAY-PROPERTY TAX

Service was via posting on the property on 10/2/12 and at City Hall on 10/4/12.

Tom Clements, Fire Lieutenant, testified to the following violation:

NFPA 1:10.4.4

THE FIRE ALARM SYSTEM HAS NOT BEEN TESTED, INSPECTED
AND/OR TAGGED IN ACCORDANCE WITH THE CODE.

Lieutenant Clements said the owner was replacing the system and recommended ordering compliance within 28 days or a fine of \$150 per day.

Ms. Flynn found in favor of the City and ordered compliance within 28 days or a fine of \$150 per day would begin to accrue.

Case: CE12090495

5310 Northwest 33 Avenue # 103
CABOT TRAFALGAR/AVION 1- 35 LLC

Service was via posting on the property on 10/3/12 and at City Hall on 10/4/12.

Tom Clements, Fire Lieutenant, testified to the following violations:

F-111.1.3

THE SMOKE CONTROL SYSTEM HAS NOT BEEN CERTIFIED ANNUALLY
BY A BROWARD COUNTY LICENSED TEST AND BALANCE COMPANY.

NFPA 101:7.9.2.1

THE EMERGENCY LIGHT DOES NOT ILLUMINATE AS DESIGNED.

Lieutenant Clements recommended ordering compliance within 28 days or a fine of \$150 per day, per violation.

Ms. Flynn found in favor of the City and ordered compliance within 28 days or a fine of \$150 per day, per violation would begin to accrue.

Case: CE12090977

1321 Northwest 6 Street
NEW HOPE BAPTIST CHURCH
OF FORT LAUDERDALE INC.

Certified mail sent to the owner was accepted on 10/4/12.

Tom Clements, Fire Lieutenant, testified to the following violation:
NFPA 1:4.4.5

THERE IS AN UNPROTECTED VERTICAL OPENING.

Complied:

NFPA 1:10.4.4

NFPA 101:7.2.1.8.1

Lieutenant Clements recommended ordering compliance within 63 days or a fine of \$150 per day.

Ms. Flynn found in favor of the City and ordered compliance within 63 days or a fine of \$150 per day would begin to accrue.

Case: CE12021355

1504 Northwest 5 Avenue
HERTZ, BRAD

This was a request to vacate the Orders dated 4/19/12 and 7/19/12.

Ms. Flynn vacated the Orders dated 4/19/12 and 7/19/12.

Case: CE12061252

Ordered to reappear

18 Southeast 11 Street
WEAVER, VICTOR L EST

This case was first heard on 8/16/12 to comply by 8/26/12. Violations and extensions were as noted in the agenda. The property was complied, fines had accrued to \$3,700 and the City was recommending no fine be imposed.

Ms. Flynn imposed no fine.

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:

CE12071482	CE12081490	CE12080001	CE12060941
CE12070670	CE12080358	CE12071705	CE12052331
CE12071636	CE12081786	CE12031978	CE12030353
CE12081066	CE12081006	CE12081939	CE12081276
CE12081277	CE12081942	CE12081820	CE12081822
CE12090396	CE12090397	CE12090404	CE12090407
CE12090410	CE12090411	CE12090491	CE12090492
CE12090493	CE12090963	CE12090968	CE12090969
CE12090971	CE12090974	CE12090973	CE12090975
CE12090965			

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:


CE12080630	CE12080667	CE12090413	CE12090494
CE12090972	CE12052178		

There being no further business, the hearing was adjourned at **10:04 AM**.



Special Magistrate

ATTEST:



Clerk, Special Magistrate

Minutes prepared by: J. Opperlee, Prototype Services