

SPECIAL MAGISTRATE HEARING MARINE INDUSTRIES 2ND FLOOR MEETING ROOM 221 SW 3 AVENUE, FORT LAUDERDALE, 33312 JUNE 11, 2024 ROSE ANN FLYNN PRESIDING 9:00 A.M.

Staff Present:

Loen Garrick, Administrative Assistant Crystal Green-Griffith, Administrative Assistant Nadine Blue, Administrative Assistant Tamara Lakes, Administrative Assistant Rhonda Hasan, Senior Assistant City Attorney Marco Aquilera, Code Compliance Officer Stephanie Bass, Code Compliance Supervisor Amy Brown, Code Compliance Supervisor Patt Gavin, Code Compliance Officer Shayqwan Kendrick, Code Compliance Officer Dorian Koloian, Code Compliance Supervisor Robert Krock, Code Compliance Officer Karen Proto, Code Compliance Officer Diego Santos, Code Compliance Officer Paul Smart, Code Compliance Officer Gail Williams, Senior Code Compliance Officer

Respondents and witnesses

CE24030455:	Jason Ross; William Scott	CE23040096:	Lisette Perazzeli
CE23030922;	CE24040555: Robert Hely Esq.	CE24050127:	Renata Tapia
CE24010539:	Pedro Moros	CE23060942:	Oscar Morales
CE23020911:	Paola Merlo	CE23090263:	Vodregue Mergilles
CE23080157:	Dustin Mercurio; Tilla Gantt	CE24030866:	David Crosby
CE23081018:	John Watson	CE23100109:	Melody Rowlette
CE23120151:	Mary Atterbery	CE24040710:	Joshua Zeigelbaum
CE23080717:	Morunnisa Malik	CE24040408:	Michelle Malouf
CE24030655:	Oscar Del Castillo; Maria Del	CE24030710:	Henry Coleman
Castillo		CE23110332:	Tammi Celantano; Robert Rucci
CE24020707:	James Muhammad; Jonathan Cure	CE23120163:	Goran Dragoslavic
CE23010329:	Sandra Polsolli	CE23100858:	Marsha Ellison; Bertha Smith
CE24030690:	Carmen D'Ambrosio	CE22100544:	John Scalia
CE24010383:	Beverly Chambers; Sefton Chambers	CE23100071:	Erica Barker; Dalton Burke

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

The meeting was called to order at 9:07 A.M.

Case: CE23060942

Address: 1725 SE 13 ST Owner: JMF 1725 LH LLC

This case was first heard on 9/12/23 to comply by 12/12/23 and 5/17/24. Violations and extensions were as noted in the agenda. The property was not in compliance, fines had accrued to \$20,700 and the City was requesting imposition of the fines, which would continue to accrue until the property was in compliance.

Diego Santos, Code Compliance Officer, stated one of the two violations was now complied and recommended imposition of the fine.

Oscar Morales said they had repaired the fence but did not want to replace it because they would build a new one when they built a house on the lot. Officer Santos said a portion of the fence was still leaning and must be repaired to comply.

Ms. Flynn granted a 10-day extension, during which time no fines would accrue.

Case: CE23100109

REQUEST FOR EXTENSION

Address: 2101 SW 18 AVE Owner: ROWLETTE, MELODY

This case was first heard on 3/12/24 to comply by 3/22/24 and 6/11/24. Violations and extensions were as noted in the agenda. The property was not in compliance.

Diego Santos, Code Compliance Officer, said five violations were in compliance and three violations remained.

Melody Rowlette requested 60 days.

Ms. Flynn granted a 63-day extension, during which time no fines would accrue.

Case: CE24010383

Address: 1617 NW 5 ST Owner: CHAMBERS, BEVERLY; CHAMBERS, SEFTON

Service was via posting at the property on 5/13/24 and at 1 East Broward Blvd. on 5/29/24.

- Wanda Acquavella, Code Compliance Officer, testified to the following violation(s): VIOLATIONS: 18-12.(a) <u>COMPLIED</u> THERE IS OVERGROWTH, TRASH, RUBBISH AND DEBRIS ON THIS PROPERTY AND/OR ITS SWALE.
- VIOLATIONS: 9-306 THE EXTERIOR BUILDING WALLS HAVE NOT BEEN MAINTAINED. STRUCTURAL PARTS INCLUDING FASCIA AND SOFFITS ARE IN DISREPAIR. THERE ARE AREAS OF THE EXTERIOR THAT HAVE STAINS AND MISSING, PEELING PAINT.
- VIOLATIONS: 9-280(h)(1) <u>COMPLIED</u> THE FENCE AT THIS PROPERTY IS IN DISREPAIR AND IS NOT BEING MAINTAINED AS REQUIRED.
- VIOLATIONS: 9-305(b) THE LANDSCAPE AT THIS PROPERTY IS NOT BEING MAINTAINED IN A NEAT AND WELL-KEPT APPEARANCE. THERE ARE AREAS OF DEAD AND MISSING GROUND COVER.

Officer Acquavella presented the case file into evidence and recommended ordering compliance within 63 days or a fine of \$100 per day, per violation.

Sefton Chambers agreed to comply.

Ms. Flynn found in favor of the City and ordered compliance within 63 days or a fine of \$100 per day, per violation.

Address: 511 NW 17 AVE Owner: GANTT, TILLA LEE; HI-LAND PROPERTIES LLC

Service was via posting at the property on 5/13/24 and at 1 East Broward Blvd. on 5/29/24.

- Wanda Acquavella, Code Compliance Officer, testified to the following violation(s): VIOLATIONS: 9-363 FAILURE TO REGISTER THE RESIDENTIAL RENTAL DWELLING(S) WITHIN THE CITY. THE FREE APPLICATION HAS NOT BEEN SUBMITTED OR IS INCOMPLETE.
- VIOLATIONS: 9-278(e) THERE ARE HURRICANE SHUTTERS COVERING THE WINDOWS OF THIS OCCUPIED RESIDENTIAL PROPERTY.
- VIOLATIONS: 9-306 THE EXTERIOR BUILDING WALLS HAVE NOT BEEN MAINTAINED. STRUCTURAL PARTS INCLUDING FASCIA AND SOFFITS ARE IN DISREPAIR. THERE ARE AREAS OF THE EXTERIOR THAT HAVE STAINS AND MISSING, PEELING PAINT.
- VIOLATIONS: Sec. 25-56(C) <u>COMPLIED</u> THE SIDEWALK AT THE SUBJECT PROPERTY IS IN DISREPAIR. THERE ARE UNEVEN AREAS OF THE SIDEWALK THAT HAVE CRACKS AND CAN POSE AS A SAFETY HAZARD.
- VIOLATIONS: 9-280(h)(1) THE FENCE AT THIS PROPERTY IS IN DISREPAIR AND IS NOT BEING MAINTAINED AS REQUIRED. IT IS BENT AND BROKEN IN PLACES AND RUSTED.
- VIOLATIONS: 18-12.(a) THERE IS OVERGROWTH, TRASH, RUBBISH AND DEBRIS ON THIS PROPERTY AND/OR ITS SWALE.
- VIOLATIONS: 9-305(b) THE LANDSCAPE AT THIS PROPERTY IS NOT BEING MAINTAINED IN A NEAT AND WELL-KEPT APPEARANCE. THERE ARE AREAS OF DEAD AND MISSING GROUND COVER ON THE SWALE DUE TO PARKING ON IT.

Officer Acquavella presented the case file into evidence and recommended ordering compliance with 9-363 within 10 days or a fine of \$250 per day, with 9-278(e) and 18-12.(a) within 10 days or a fine of \$100 per day, per violation and with the remaining violations within 28 days or a fine of \$100 per day, per violation.

Dustin Mercurio stated he was a property owner.

Tilla Gantt stated Mr. Mercurio's company had purchased the property two years ago and she was unaware of it. Mr. Mercurio said the property's ownership had been in litigation for over a year. They wanted to sell the property and he stated a judge had just given him permission. He agreed to comply the violations. He stated people he did not know were occupying the property and may need to be evicted. Ms. Gantt said someone was at the property taking care of it.

Ms. Flynn found in favor of the City and ordered compliance with 9-363 within 10 days or a fine of \$250 per day, with 9-278(e) and 18-12.(a) within 10 days or a fine of \$100 per day, per violation and with the remaining violations within 63 days or a fine of \$100 per day, per violation.

Case: CE23030922

Address: 1415 E LAS OLAS BLVD Owner: LUCKY 14 LLC

Service was via posting at the property on 5/13/24 and at 1 East Broward Blvd. on 5/29/24.

Diego Santos, Code Compliance Officer, testified to the following violation(s): VIOLATIONS: 47-19.9.A.5.a. THERE ARE ITEMS PLACED ON THE PROPERTY, OUTSIDE OF THE BUILDING/RESTAURANT INCLUDING BUT NOT LIMITED TO CHAIRS, TABLES, PLANTERS AND UMBRELLAS USED AS OUTDOOR DINING. THIS BUSINESS HAS BEEN HAS NOT OBTAINED THE NECESSARY PERMITS/APPROVAL FROM CITY.

Officer Santos presented the case file into evidence and recommended ordering compliance within 63 days or a fine of \$100 per day.

Robert Hely Esq. said his client would comply and requested an order to attend the 8/13/24 hearing.

Ms. Flynn found in favor of the City and ordered compliance within 63 days or a fine of 100 per day and ordered the respondent to attend the 8/13/24 hearing.

Case: CE24040555

Address: 301 SW 1 AVE Owner: PMG-GREYBROOK RIVERFRONT II LLC

Personal service was accepted on 5/13/24. Service was also via posting at 1 East Broward Blvd. on 5/29/24.

Marco Aguilera, Code Compliance Officer, testified to the following violation(s): VIOLATIONS: 47-22.9.

MURAL/BANNER SIGN(S) HAS/HAVE BEEN ERECTED OR INSTALLED WITHOUT THE REQUIRED PERMITS FROM THE CITY OF FORT LAUDERDALE.

Officer Aguilera presented the case file into evidence and recommended ordering compliance within 63 days or a fine of \$100 per day.

Robert Hely Esq. said his client would comply and requested an order to attend the 8/13/24 hearing.

Ms. Flynn found in favor of the City and ordered compliance within 63 days or a fine of \$100 per day and ordered the respondent to attend the 8/13/24 hearing.

Case: CE23110332

ORDERED TO REAPPEAR

Address: 2612 SW 14 AVE Owner: CELENTANO, TAMMI

This case was first heard on 3/12/24 to comply by 6/11/24. Violations and extensions were as noted in the agenda. The property was not in compliance.

Diego Santos, Code Compliance Officer, said all three violations remained.

Robert Rucci said the property was flood damaged and the estimate for repairs was \$75,000. They could not afford this and had decided to sell the property. He requested a 90-day extension to list the property.

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

REQUEST FOR EXTENSION

Address: 3281 NW 64 ST Owner: BARKER, ERICA A

This case was first heard on 3/12/24 to comply by 6/11/24. Violations and extensions were as noted in the agenda. The property was not in compliance.

Gail Williams, Senior Code Compliance Officer, said this was a request for extension.

Dalton Burke said they were pulling a permit for the new fence. He requested 60 days and Officer Williams did not object.

Ms. Flynn granted a 63-day extension, during which time no fines would accrue.

Case: CE23120163

Address: 2750 SW 2 ST Owner: COMMUNITY 8 PROPERTIES LLC

Service was via posting at the property on 5/31/24 and at 1 East Broward Blvd. on 5/29/24.

Dorian Koloian, Code Compliance Supervisor, testified to the following violation(s): VIOLATIONS: 9-276(B)(3) <u>COMPLIED</u> THERE IS A NEED FOR THE EXTERMINATION OF RODENTS, VERMIN AND/OR OTHER PESTS PRESENT.

- VIOLATIONS: 9-305(b) THE LANDSCAPE AT THIS PROPERTY IS NOT BEING MAINTAINED IN A NEAT AND WELL-KEPT APPEARANCE. THERE ARE AREAS OF DEAD AND MISSING GROUND COVER. THIS IS A RECURRING VIOLATION PER CASE NUMBER CE23070548 FOR THIS PROPERTY OWNER AND WILL BE SCHEDULED FOR SPECIAL MAGISTRATE WHETHER OR NOT COMPLIANCE IS MET.
- VIOLATIONS: 9-306 COMPLIED PARTS OF THE EXTERIOR WALLS THAT HAS CHIPPED EXPOSING THE METAL REBAR IN THE CONCRETE. THIS IS A RECURRING VIOLATION PER CASE NUMBER CE23070548, FOR THIS PROPERTY OWNER AND WILL BE SCHEDULED FOR SPECIAL MAGISTRATE WHETHER OR NOT COMPLIANCE IS MET.

Supervisor Koloian presented the case file into evidence and recommended ordering compliance within 28 days or a fine of \$100 per day and a finding that 9-306 had existed as cited.

Goran Dragoslavic agreed to finish the landscaping within 28 days.

Ms. Flynn found in favor of the City and ordered compliance within 28 days or a fine of \$100 per day and found for the City that violation 9-306 had existed as cited.

Case: CE23090263

Address: 1840 SW 37 WAY Owner: MERGILLES, VODREGUE &; MERGILLES, AGATHE

This case was first heard on 2/13/24 to comply by 3/12/24 and 4/9/24. Violations and extensions were as noted in the agenda. The property was not in compliance, fines had accrued to \$1,400 and the City was requesting imposition of the fines, which would continue to accrue until the property was in compliance.

Marco Aquilera, Code Compliance Officer, recommended imposition of the fine.

Vodregue Mergilles requested 30 days additional time to repair the driveway.

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

Case: CE23040096

Address: 1620 NE 62 ST 1 Owner: PERAZZELLI, ELOINA N EST

This case was first heard on 11/14/23 to comply by 11/24/23 and 1/9/24. Violations and extensions were as noted in the agenda. The property was in compliance, fines had accrued to \$5,700 and the City was requesting the full fine be imposed.

Gail Williams, Senior Code Compliance Officer, confirmed the property was in compliance.

Lisette Perazzeli requested a fine reduction and noted the meeting she was scheduled to request an extension had been cancelled. She said she had gone through three contractors and lost thousands to a contractor who had taken her money and not done the work. Ms. Perazzeli stated her father had left her several properties when he died but admitted he had been a "slum lord" and she had been working over the past three years to address deficiencies at the properties. Ms. Hasan stated people did not want to live in a vermin-infested, unmaintained property. She said administrative costs totaled \$1,344. Stephanie Bass, Code Compliance Supervisor, said the property was originally cited in April 2023.

Ms. Flynn imposed a fine of \$2,500 for the time the property was out of compliance.

Case: CE24030866

Address: 1853 SE 1 AVE 1-4 Owner: CROSBY, DAVID A & ANITA E

Service was via posting at the property on 5/13/24 and at 1 East Broward Blvd. on 5/29/24.

Marco Aguilera, Code Compliance Officer, testified to the following violation(s): VIOLATIONS: 9-280(h)(1) <u>COMPLIED</u> THE CHAIN LINK FENCE AT THIS PROPERTY IS IN DISREPAIR AND IS NOT BEING MAINTAINED AS REQUIRED.

- VIOLATIONS: 9-305(b) <u>COMPLIED</u> THE LANDSCAPE AT THIS PROPERTY IS NOT BEING MAINTAINED IN A NEAT AND WELL-KEPT APPEARANCE. THERE ARE AREAS OF DEAD AND MISSING GROUND COVER.
- VIOLATIONS: 9-304(b) <u>WITHDRAWN</u> THE GRAVEL SWALE AREA IS MISSING GRAVEL (DRIVEWAY APRON)
- VIOLATIONS: 47-20.20.(H) <u>COMPLIED</u> THERE ARE PARKING FACILITIES THAT ARE NOT MAINTAINED AT THIS PROPERTY.
- VIOLATIONS: 9-306 COMPLIED THERE ARE STAINS ON THE FASCIA THE EXTERIOR BUILDING WALLS HAVE NOT BEEN MAINTAINED. THERE ARE AREAS OF THE EXTERIOR THAT HAVE STAINS AND MISSING, PEELING PAINT.
- VIOLATIONS: 24-27.(b) <u>COMPLIED</u> THERE ARE WASTE CONTAINERS LEFT ROADSIDE OVERNIGHT AFTER COLLECTION DAY AND NOT PULLED BACK TO AN APPROVED LOCATION.

VIOLATIONS: 9-363 FAILURE TO REGISTER THE RESIDENTIAL RENTAL DWELLING(S) WITHIN THE CITY. THE FREE APPLICATION HAS NOT BEEN SUBMITTED OR IS INCOMPLETE.

Officer Aguilera presented the case file into evidence and recommended ordering compliance within 10 days or a fine of \$250 per day.

David Crosby said he had checked with the City and property was registered with his partner and himself. Officer Aguilera stated the proeprty was not registered and Mr. Crosby agreed to regiter it.

Ms. Flynn found in favor of the City and ordered compliance within 10 days or a fine of \$250 per day.

Case: CE23081018

REQUEST FOR EXTENSION

Address: 520 NW 22 AVE Owner: DAUGHTRY, WILLER EST

This case was first heard on 3/12/24 to comply by 3/22/24 and 5/14/24. Violations and extensions were as noted in the agenda. The property was not in compliance, and fines had accrued to \$1,325.

Wanda Acquavella, Code Compliance Officer, did not recommend an extension.

John Watson argued that the trash and rubbish had been removed. He said someone else had put trash on the property. Dorian Koloian, Code Compliance Supervisor, said some of the violations were recurring.

Ms. Flynn did not grant an extension, so fines would continue to accrue.

Case: CE24020707

Address: 1310 NW 5 ST Owner: CURE, JONATHAN MUHAMMAD, JAMES

Service was via posting at the property on 5/13/24 and at 1 East Broward Blvd. on 5/29/24.

Wanda Acquavella, Code Compliance Officer, testified to the following violation(s): VIOLATIONS: 18-4.(c) <u>COMPLIED</u> THERE ARE MULTIPLE DERELICT VEHICLES ON THE PROPERTY.

- VIOLATIONS: 9-305(b) THE LANDSCAPE AT THIS PROPERTY IS NOT BEING MAINTAINED IN A NEAT AND WELL-KEPT APPEARANCE. THERE ARE AREAS OF DEAD AND MISSING GROUND COVER.
- VIOLATIONS: 9-280(h)(1) THE FENCE AT THIS PROPERTY IS IN DISREPAIR AND IS NOT BEING MAINTAINED AS REQUIRED.

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

Jonathan Cure agreed to comply.

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

Address: 460 CAROLINA AVE Owner: O'NEILL, PAOLA

Service was via posting at the property on 6/1/24 and at 1 East Broward Blvd. on 5/29/24.

- Marco Aguilera, Code Compliance Officer, testified to the following violation(s): VIOLATIONS: 47-39.A.1.b.(7)(a)1. <u>COMPLIED</u> THERE IS A COMMERCIAL VEHICLE BEING PARKED ON THE NORTH SIDE OF THE PROPERTY, IN FULL VIEW. THIS IS A RECURRING VIOLATION PER CASE NUMBER CE22070261. THE CASE WILL BE PRESENTED TO THE SPECIAL MAGISTRATE SEEKING A FINDING OF FACT WHETHER OR NOT THE VIOLATION COMPLIES PRIOR TO THE HEARING DATE.
- VIOLATIONS: 9-280(h)(1) <u>COMPLIED</u> THE WOODEN FENCE AT THIS PROPERTY IS IN DISREPAIR AND IS NOT BEING MAINTAINED AS REQUIRED.
- VIOLATIONS: 9-280(h)(1) <u>COMPLIED</u> THE WOODEN FENCE AT THIS PROPERTY IS IN DISREPAIR AND IS NOT BEING MAINTAINED AS REQUIRED.
- VIOLATIONS: 47-39.A.1.b.(6)(b) <u>COMPLIED</u> THERE IS THE OPEN-AIR STORAGE AT THIS PROPERTY CONSISTING OF BUT NOT LIMITED TO WOODEN BOARDS ON THE FRONT LAWN, AND IN THE BACK YARD.
- VIOLATIONS: 9-304(b) <u>COMPLIED</u> THERE IS A COMMERCIAL VEHICLE/TRAILER AND A GREY TOYOTA SUV PARKED ON THE GRASS/LAWN AREA.
- VIOLATIONS: Sec. 24-27.(b) <u>COMPLIED</u> THERE IS (ARE) CONTAINERS LEFT ROADSIDE OVERNIGHT AFTER COLLECTION DAY AND NOT PULLED BACK TO AN APPROVED LOCATION.
- VIOLATIONS: 9-305(b) THE LANDSCAPE AT THIS PROPERTY IS NOT BEING MAINTAINED IN A NEAT AND WELL-KEPT APPEARANCE. THERE ARE AREAS OF DEAD AND MISSING GROUND COVER.
- VIOLATIONS: 9-313.(a) <u>COMPLIED</u> PROPERTY IS NOT IDENTIFIED BY APPROVED ADDRESS NUMBERS. THE NUMBER 3 HAS BEEN REMOVED FROM THE PROPERTY.
- VIOLATIONS: 9-306 COMPLIED THE EXTERIOR BUILDING WALLS HAVE NOT BEEN MAINTAINED. STRUCTURAL PARTS INCLUDING FASCIA, SOFFITS AND BALCONIES ARE IN DISREPAIR. THERE ARE AREAS OF THE EXTERIOR THAT HAVE STAINS AND MISSING, PEELING PAINT. THE PROPERTY WAS OBSERVED AS NOT BEING PAINTED.

Officer Aguilera presented the case file into evidence and recommended ordering compliance with 9-305(B) within 28 days or a fine of \$50 per day and requested a finding of fact that violation 47-39.A.1.b.(7)(a)1. had existed as cited.

Paola Merlo agreed to comply.

Ms. Flynn found in favor of the City and ordered compliance within 28 days or a fine of \$50 per day, and found that violation 47-39.A.1.b.(7)(a)1. had existed as cited.

Address: 660 SW 31 AVE Owner: DEL CASTILLO, OSCAR

Service was via posting at the property on 5/31/24 and at 1 East Broward Blvd. on 5/29/24.

- Dorian Koloian, Code Compliance Supervisor, testified to the following violation(s): VIOLATIONS: 9-304(b) <u>COMPLIED</u> THERE ARE VEHICLES/TRAILERS PARKED ON THE GRASS/LAWN AREA. A SILVER PICKUP TRUCK AND AN ORANGE TRAILER IS PARKED ON THE LAWN OF THIS PROPERTY.
- VIOLATIONS: 9-305(b) THE LANDSCAPE AT THIS PROPERTY IS NOT BEING MAINTAINED IN A NEAT AND WELL-KEPT APPEARANCE. THERE ARE AREAS OF DEAD AND MISSING GROUND COVER. THERE IS MISSING GROUND COVER ON THE SWALE AND THROUGHOUT THE LAWN.
- VIOLATIONS: 18-12.(a) <u>COMPLIED</u> THERE IS TRASH, RUBBISH AND DEBRIS ON THIS PROPERTY AND/OR ITS SWALE. PALM TREE LEAVES ARE SCATTERED ON THE GRASS.

Supervisor Koloian presented the case file into evidence and recommended ordering compliance within 63 days or a fine of \$50 per day.

Maria Del Castillo requested 60 days because they were extending the driveway.

Ms. Flynn found in favor of the City and ordered compliance within 63 days or a fine of \$50 per day.

Case: CE24030690

Address: 1515 SE 10 ST Owner: D'AMBROSIO, CARMEN; SECREST, DOUGLAS

Service was via posting at the property on 5/10/24 and at 1 East Broward Blvd. on 5/29/24.

Paul Smart, Code Compliance Officer, testified to the following violation(s): VIOLATIONS: 18-1.

THERE ARE BRIGHT LIGHTS AT THE FRONT OF THIS PROPERTY THAT IS CREATING A PUBLIC NUISANCE. THE LIGHTS ARE BRIGHT AND ARE EMITTING ONTO ADJACENT PROPERTIES CAUSING A NUISANCE.

Officer Smart presented the case file into evidence. Stephanie Bass, Code Compliance Supervisor, recommended ordering compliance within 10 days or a fine of \$100 per day.

Carmen D'Ambrosio said they had already addressed the issue.

Ms. Flynn found in favor of the City and ordered compliance within 10 days or a fine of 100 per day.

Case: CE22100544

Address: 3241 AUBURN BLVD Owner: TAH 2018-1 BOROWER LLC

This case was first heard on 4/9/24 to comply by 5/14/24. Violations and extensions were as noted in the agenda. The property was in compliance, fines had accrued to \$800 and the City was requesting the full fine be imposed.

Dorian Koloian, Code Compliance Supervisor, recommended imposition of the fine.

John Scalia agreed to the fine.

Ms. Flynn imposed the \$800 fine.

Case: CE24010539

Address: 428 NW 23 AVE Owner: MOROS, PEDRO FERNANDO; HARDEN-MOROS, CHRISTINA

This case was first heard on 4/9/24 to comply by 4/19/24 and 5/14/24. Violations and extensions were as noted in the agenda. The property was in compliance, fines had accrued to \$600 and the City was requesting the full fine be imposed.

Wanda Acquavella, Code Compliance Officer, recommended reducing fines to administrative costs of \$626.

Pedro Moros recalled that his first contractor had taken thousands of dollars and done no work. He had been out of the country for a time but contacted Officer Acquavella as soon as he returned.

Ms. Flynn imposed a fine of \$300 for the time the property was out of compliance.

Case: CE24030455

Address: 101 SE 26 ST Owner: 101 - 105 SE 26TH STREET LLC

Service was via posting at the property on 5/13/24 and at 1 East Broward Blvd. on 5/29/24.

Marco Aguilera, Code Compliance Officer, testified to the following violation(s): VIOLATIONS: 9-306 <u>COMPLIED</u> THE EXTERIOR BUILDING WALLS HAVE NOT BEEN MAINTAINED. THERE ARE AREAS OF THE EXTERIOR THAT HAVE STAINS AND MISSING, PEELING PAINT.

- VIOLATIONS: 9-363 FAILURE TO REGISTER THE RESIDENTIAL RENTAL DWELLING(S) WITHIN THE CITY. THE FREE APPLICATION HAS NOT BEEN SUBMITTED OR IS INCOMPLETE.
- VIOLATIONS: 47-19.4.D.8. <u>COMPLIED</u> THERE IS A DUMPSTER ENCLOSURE THAT IS NOT MAINTAINED AT THIS LOCATION. THE DUMPSTER LIDS AND GATE ARE OPEN. THE WOOD FENCE SLATS ARE BROKEN. THE DUMPSTER IS OVERFLOWING WITH TRASH, AND THERE IS TRASH SCATTERED AROUND AND INSIDE THE DUMPSTER ENCLOSURE.
- VIOLATIONS: 9-280(h)(1) <u>COMPLIED</u> THE FENCE AT THIS PROPERTY IS IN DISREPAIR AND IS NOT BEING MAINTAINED AS REQUIRED. THE ACCESSORY WOOD FENCE IS BROKEN.
- VIOLATIONS: 47-34.1.A.1. COMPLIED THERE IS ILLEGAL LAND USE OCCURRING AT THIS PROPERTY. THERE IS AN OUTDOOR GYM, HOSE, SHOVEL, SHOPPING CART, AND A TIRE ON THE SIDE OF THE PROPERTY FACING 26TH ST.
- VIOLATIONS: 18-4.(c) <u>COMPLIED</u> THERE IS A DERELICT MOTORCYCLE ON THE PROPERTY. THERE IS A MOTORCYCLE ON THE PROPERTY NEAR THE DUMPSTER AREA.
- VIOLATIONS: 18-12.(a) <u>COMPLIED</u> THERE IS OVERGROWTH, TRASH, RUBBISH AND DEBRIS ON THIS PROPERTY AND/OR ITS SWALE.

THERE IS A GARBAGE CAN THAT IS OVERFLOWING AT THE ENTRANCE OF THE PROPERTY OFF OF 26TH ST.

VIOLATIONS: 47-20.20.(H) <u>COMPLIED</u> THERE ARE PARKING FACILITIES THAT ARE NOT MAINTAINED AT THIS PROPERTY. THE PARKING FACILITIES HAS MISSING WHEEL STOP AND THE STRIPING IS FADED.

Officer Aguilera presented the case file into evidence and recommended ordering compliance within 10 days or a fine of \$250 per day.

William Scott agreed to register the property.

Ms. Flynn found in favor of the City and ordered compliance within 10 days or a fine of \$250 per day.

Case: CE23080717

Address: 537 NW 16 AVE Owner: MAHAISA LLC

This case was first heard on 12/12/23 to comply by 2/13/24. Violations and extensions were as noted in the agenda. The property was in compliance, fines had accrued to \$16,900 and the City was requesting the full fine be imposed.

Wanda Acquavella, Code Compliance Officer, recommended imposition of the fine.

Morunnisa Malik recalled that she had been out of the country when the property was cited and stayed with her mother in India until she died. She said she had no more money and asked that no fine be imposed.

Ms. Flynn imposed no fine.

Case: CE23100858

Address: 2880 SW 2 ST Owner: CURTIS, MARY

Service was via posting at the property on 5/31/24 and at 1 East Broward Blvd. on 5/29/24.

Marco Aguilera, Code Compliance Officer, testified to the following violation(s): VIOLATIONS: 18-12.(a) COMPLIED

THERE IS OVERGROWTH, TRASH, RUBBISH AND DEBRIS ON THIS PROPERTY AND/OR ITS SWALE. THIS VACANT HOUSE HAS AN OVERGROWTH OF GRASS AND VEGETATION THROUGHOUT THE FRONT AND BACKYARD.

- VIOLATIONS: 9-306 THE EXTERIOR BUILDING WALLS HAVE NOT BEEN MAINTAINED. STRUCTURAL PARTS INCLUDING FASCIA AND SOFFITS ARE IN DISREPAIR. THERE ARE AREAS OF THE EXTERIOR THAT HAVE STAINS AND MISSING, PEELING PAINT.
- VIOLATIONS: 9-278(e) <u>COMPLIED</u> THERE ARE HURRICANE SHUTTERS COVERING SOME OF THE WINDOWS OF THIS OCCUPIED RESIDENTIAL PROPERTY. THIS IS A RECURRING VIOLATION PER CASE NUMBER CE22020617 AND WILL BE PRESENTED TO SPECIAL MAGISTRATE WHETHER OR NOT COMPLIANCE IS MET.
- VIOLATIONS: 9-308(b) <u>COMPLIED</u> THERE IS DEBRIS, TRASH, OR ANOTHER ELEMENT WHICH IS NOT PERMANENT ON THE ROOF.

Officer Aguilera presented the case file into evidence and recommended ordering compliance within

28 days or a fine of 50 per day and requested a finding of fact that violation 9-278(e) had existed as cited.

Marsha Ellison said the owner was in assisted living and in her absence, a family member had occupied the property. Ms. Ellison said they were working to comply. Bertha Smith requested 90 days.

Ms. Flynn found in favor of the City and ordered compliance within 91 days or a fine of \$50 per day, and found that violation 9-278(e) had existed as cited.

Case: CE24050127

CITATION APPEAL

- Address: 1633 NE 15 ST Owner: ZAMBRANO, NELSON
- VIOLATIONS: 15-275(5) <u>WITHDRAWN</u> RESPONSIBLE PARTY FAILED TO RESPOND TO THE PROPERTY IN PERSON WITHIN ONE (1) HOUR OF BEING NOTIFIED BY A VACATION RENTAL OCCUPANT, LAW ENFORCEMENT OFFICER, EMERGENCY PERSONNEL, OR THE CITY.
- VIOLATIONS: 17-7.1.a <u>WITHDRAWN</u> THERE IS AMPLIFIED SOUND COMING FROM THIS RESIDENTIAL PROPERTY.
- VIOLATIONS: 15-278.(1)(e) IMMEDIATE FINE OF \$250 THERE IS A CHAPTER 15, ARTICLE X VACATION RENTAL STANDARDS PARKING VIOLATION OCCURRING AT THIS PROPERTY.

The property was cited on 5/3/24 to be complied by 5/3/24. The property was in compliance, there was an immediate fine of \$250 and the City was requesting the full fine be imposed.

Robert Krock, Code Compliance Officer, said one car had been parked on the property in a nonapproved space and one car was parked in the street.

Renata Tapia described how they sought to ensure tenants did not park illegally. She requested no fine be imposed. She said Airbnb had a link for Police to contact the guest, since it did not share the owner's personal information with the guest. Amy Brown, Code Compliance Supervisor, requested a finding that the violation had existed as cited.

Ms. Flynn found that violation 15-278.(1)(e) had existed as cited but waived the fine.

Case: CE23010329

Address: 1331 S OCEAN DR Owner: ESLIB INC

This case was first heard on 6/13/23 to comply by 7/11/23. Violations and extensions were as noted in the agenda. The property was not in compliance, fines had accrued to \$14,525 and the City was requesting imposition of the fines, which would continue to accrue until the property was in compliance.

Marco Aguilera, Code Compliance Officer, recommended imposition of the fine.

Sandra Polsolli said she had been working hard to comply but needed help finishing up. Officer Aguilera said six extensions had already been provided and objected to granting another.

Ms. Flynn imposed the \$14,525 fine, which would continue to accrue until the property was in compliance.

CITATION APPEAL

Address: 2191 SW 27 LN Owner: MALOUF, MICHELLE

- VIOLATIONS: 15-275(5) IMMEDIATE FINE OF \$200 RESPONSIBLE PARTY FAILED TO RESPOND TO THE PROPERTY IN PERSON WITHIN ONE (1) HOUR OF BEING NOTIFIED BY A VACATION RENTAL OCCUPANT, LAW ENFORCEMENT OFFICER, EMERGENCY PERSONNEL, OR THE CITY.
- VIOLATIONS: 15-278.(5) (a) WITHDRAWN THERE IS NOISE EMANATING FROM THIS VACATION RENTAL PROPERTY WHICH IS OUTSIDE OF THE PERMISSIBLE LIMITS. THERE IS LOUD TALKING, SCREAMING AND SHOUTING THAT CAN BE HEARD MORE THAN 25 FEET AWAY AFTER 10 P.M.

The property was cited on 4/12/24 to be complied by 4/12/24. The property was in compliance, there was an immediate fine of \$200 and the City was requesting the full fine be imposed.

Michelle Malouf wondered why she would be fined if the noise citation was withdrawn. Amy Brown, Code Compliance Supervisor said there was still an issue contacting the responsible party. Ms. Malouf said she had a property manager to handle issues at the property. She noted that a neighbor was calling in many complaints each month. She explained that she now had a long-term renter in the property and the short-term rentals had been taken down. She requested no fine be imposed.

Paul Smart, Code Compliance Officer, said when he called Ms. Malouf, she had arrived within 10 minutes.

Ms. Flynn found that violation 15-275(5) had existed as cited but imposed no fine.

Case: CE24030710

Address: 2340 NW 11 ST Owner: COLEMAN, HENRY L

Service was via posting at the property on 5/8/24 and at 1 East Broward Blvd. on 5/29/24.

- Karen Proto, Code Compliance Officer, testified to the following violation(s): VIOLATIONS: 9-280(h) THERE IS AN ACCESSORY STRUCTURE VIOLATION AT THIS PROPERTY. THE CARPORT IS IN DISREPAIR, THE STRUCTURE IS MISSING PARTS AND THE ROOF IS SEVERELY DAMAGED.
- VIOLATIONS: 47-34.1.A.1. THERE IS ILLEGAL LAND USE OCCURRING AT THIS RS-8 ZONED PROPERTY. THERE ARE ITEMS BEING STORED OUTSIDE SUCH AS CHAIRS AND A LARGE TRUCK TOOLBOX.
- VIOLATIONS: 18-1. <u>COMPLIED</u> THERE IS A VIOLATION AT THIS PROPERTY THAT IS CREATING A PUBLIC NUISANCE. IT IS BEING MAINTAINED IN SUCH A MANNER THAT THE PROPERTY IS OR MAY REASONABLY BECOME INFESTED OR INHABITED BY RODENTS, VERMIN OR WILD ANIMALS, OR MAY FURNISH A BREEDING PLACE FOR MOSQUITOS, OR THREATENS OR ENDANGERS THE PUBLIC HEALTH, SAFETY OR WELFARE OR MAY ADVERSELY AFFECT AND IMPAIR THE ECONOMIC WELFARE OF ADJACENT PROPERTIES. THERE ARE ITEMS BEING STORED OUTSIDE THE PROPERTY INCLUDING BUT NOT LIMITED TO WOOD SLATS, DOLY, METAL SCREEN DOOR, AND OTHER MISCELLANEOUS ITEMS.
- VIOLATIONS: 9-308(b) THERE IS DEBRIS, TRASH, OR ANOTHER ELEMENT WHICH IS NOT PERMANENT ON THE ROOF. THERE IS DEBRIS ON THE ROOF SUCH AS OLD SHREDDED TARP.

VIOLATIONS: 9-306 THE EXTERIOR BUILDING WALLS HAVE NOT BEEN MAINTAINED. STRUCTURAL PARTS INCLUDING FASCIA AND SOFFITS ARE IN DISREPAIR. THERE ARE AREAS OF THE EXTERIOR THAT HAVE STAINS AND MISSING, PEELING PAINT.

VIOLATIONS: 9-280(b) THERE ARE BUILDING PARTS WHICH ARE DETERIORATED AND NOT MAINTAINED. THE AWNINGS ON THE HOUSE ARE STAINED AND DIRTY.

Officer Proto presented the case file into evidence and recommended ordering compliance with 47-34.1.A.1. within 10 days and with the remaining violations within 28 days or a fine of \$50 per day, per violation.

Henry Coleman requested 90 days.

Ms. Flynn found in favor of the City and ordered compliance with 47-34.1.A.1. within 10 days and with the remaining violations within 91 days or a fine of \$50 per day, per violation.

Case: CE23120151

REQUEST FOR EXTENSION

Address: 532 NW 16 AVE Owner: ATTERBERY, MARY

This case was first heard on 4/9/24 to comply by 4/19/24 and 6/11/24. Violations and extensions were as noted in the agenda. The property was not in compliance.

Wanda Acquavella, Code Compliance Officer, confirmed the property was not in compliance.

Mary Atterbery requested 90 more days and Officer Acquavella did not object.

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

Ms. Flynn took a brief recess.

Case: CE24040629

Address: 845 N FORT LAUD BCH BLVD Owner: 845 NORTH ATLANTIC BLVD LLC

Service was via posting at the property on 5/12/24 and at 1 East Broward Blvd. on 5/29/24.

Robert Krock, Code Compliance Officer, testified to the following violation(s):

VIOLATIONS: 6-51.(3) <u>COMPLIED</u> THERE IS ARTIFICIAL LIGHT THAT IS ILLUMINATING THE INCORPORATED BEACHES OF FORT LAUDERDALE. 6-51(3) COMMERCIAL SIGNAGE IS ILLUMINATING THE BEACH AREA AND NEEDS TO BE CHANGED TO AMBER OR TURNED OFF FOR THE DURATION OF SEA TURTLE SEASON.

VIOLATIONS: 6-51.(1) <u>COMPLIED</u> THERE IS ARTIFICIAL LIGHT THAT IS ILLUMINATING THE INCORPORATED BEACHES OF FORT LAUDERDALE. 6-51(1) NEON SIGN AT THE BACK OF THE BUSINESS CAN BE SEEN FROM THE BEACH AREA. THE SIGN MUST BE TURNED OFF, REMOVED OR CHANGED TO AMBER IN COLOR.

Officer Krock presented the case file into evidence and said the property was in compliance as of 6/6/24. He requested a finding of fact that the violations had existed as cited.

Ms. Flynn found in favor of the City that the violations had existed as cited.

Address: 2016 NW 3 CT Owner: DOOLING, BRENDA B

Service was via posting at the property on 5/13/24 and at 1 East Broward Blvd. on 5/29/24.

- Wanda Acquavella, Code Compliance Officer, testified to the following violation(s): VIOLATIONS: 9-280(b) <u>WITHDRAWN</u> THERE ARE BUILDING PARTS WHICH ARE DETERIORATED AND NOT MAINTAINED. THE FRONT DOOR IS ROTTING AND FALLING APART. THE ROOF NEEDS SHINGLES INSTALLED.
- VIOLATIONS: 9-304(b) THE DRIVEWAY AT THIS LOCATION IS IN NEED OF REPAIR. THERE ARE POTHOLES, CRACKS AND WEEDS GROWING THROUGH THE ASPHALT.
- VIOLATIONS: 18-12.(a) THERE IS OVERGROWTH, TRASH, RUBBISH AND DEBRIS ON THIS PROPERTY AND/OR ITS SWALE.
- VIOLATIONS: 18-4.(c) <u>COMPLIED</u> THERE ARE DERELICT VEHICLES ON THE PROPERTY. A WHITE SPRINTER VAN EXPIRED FL TAG AP98FV 05-2023. A SILVER HONDA CRV EXPIRED FL TAG 697WRI 05-2019.
- VIOLATIONS: 9-306 THE EXTERIOR BUILDING WALLS HAVE NOT BEEN MAINTAINED. STRUCTURAL PARTS INCLUDING FASCIA AND SOFFITS ARE IN DISREPAIR. THERE ARE AREAS OF THE EXTERIOR THAT HAVE STAINS AND MISSING, PEELING PAINT.
- VIOLATIONS: 47-34.1.A.1. THERE IS ILLEGAL LAND USE OCCURRING AT THIS PROPERTY. THERE IS ILLEGAL STORAGE OF MULTIPLE ITEMS INCLUDING BUT NOT LIMITED TO TIRES, A 55 GALLON DRUM. TRAFFIC SIGN AND CONE, MULTIPLE ITEMS ON THE SIDE OF THE HOUSE.

Officer Acquavella presented the case file into evidence and recommended ordering compliance with 18-12.(a) and 47-34.1.A.1. within 10 days and with the remaining violations within 56 days or a fine of \$50 per day, per violation.

Ms. Flynn found in favor of the City and ordered compliance with 18-12.(a) and 47-34.1.A.1. within 10 days and with the remaining violations within 56 days or a fine of \$50 per day, per violation.

Case: CE24010689

Address: 921 NW 5 ST Owner: WILLIAM GREEN ENTERPRISES LLC

Service was via posting at the property on 5/13/24 and at 1 East Broward Blvd. on 5/29/24.

Wanda Acquavella, Code Compliance Officer, testified to the following violation(s): VIOLATIONS: 18-4.(c) <u>COMPLIED</u> THERE IS A DERELICT VEHICLE ON THE PROPERTY.

VIOLATIONS: 9-306 THE EXTERIOR BUILDING WALLS HAVE NOT BEEN MAINTAINED. STRUCTURAL PARTS INCLUDING FASCIA AND SOFFITS ARE IN DISREPAIR. THERE ARE AREAS OF THE EXTERIOR THAT HAVE STAINS AND MISSING, PEELING PAINT.

VIOLATIONS: 9-304(b) GRAVEL OR PAVED DRIVEWAY IS NOT WELL-GRADED AND/OR DUST FREE. VIOLATIONS: 9-305(b) THE LANDSCAPE AT THIS PROPERTY IS NOT BEING MAINTAINED IN A NEAT AND WELL-KEPT APPEARANCE. THERE ARE AREAS OF DEAD AND MISSING GROUND COVER.

Officer Acquavella presented the case file into evidence and recommended ordering compliance within 28 days or a fine of \$100 per day, per violation.

Ms. Flynn found in favor of the City and ordered compliance within 28 days or a fine of \$100 per day, per violation.

Case: CE24030359

Address: 244 W PARK DR Owner: TABASSO, ANTHONY E; TABASSO, ELISA M

Service was via posting at the property on 5/13/24 and at 1 East Broward Blvd. on 5/29/24.

Marco Aguilera, Code Compliance Officer, testified to the following violation(s):

VIOLATIONS: 9-305(b)

THE LANDSCAPE AT THIS PROPERTY IS NOT BEING MAINTAINED IN A NEAT AND WELL-KEPT APPEARANCE. THERE ARE AREAS OF DEAD AND MISSING GROUND COVER INCLUDING THE SWALE AREA. THIS IS A RECURRING VIOLATION FROM CASE CE23110699. CASE WILL BE PRESENTED TO THE SPECIAL MAGISTRATE SEEKING A FINDING OF FACT WHETHER OR NOT THE VIOLATION COMPLIES PRIOR TO THE HEARING DATE.

VIOLATIONS: 24-27.(b) <u>COMPLIED</u> THERE ARE WASTE CONTAINERS LEFT ROADSIDE OVERNIGHT AFTER COLLECTION DAY AND NOT PULLED BACK TO AN APPROVED LOCATION

Officer Aguilera presented the case file into evidence and recommended ordering compliance within 28 days or a fine of \$100 per day.

Ms. Flynn found in favor of the City and ordered compliance within 28 days or a fine of \$100 per day.

Case: CE24040301

Address: 1511 SW 4 AVE Owner: LPD PROPERTY LLC

Service was via posting at the property on 5/13/24 and at 1 East Broward Blvd. on 5/29/24.

Diego Santos, Code Compliance Officer, testified to the following violation(s): VIOLATIONS: 6-5. THERE ARE UNPERMITTED CHICKENS AND ROOSTERS BEING KEPT IN THIS RD-15 RESIDENTIAL SINGLE-FAMILY ZONE.

Officer Santos presented 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.

Case: CE24010949

Address: 5340 NW 10 TER Owner: A&H REAL ESTATE GROUP LLC

Service was via posting at the property on 5/22/24 and at 1 East Broward Blvd. on 5/29/24.

- Gail Williams, Senior Code Compliance Officer, testified to the following violation(s): VIOLATIONS: 18-4.(c) <u>COMPLIED</u> THERE ARE DERELICT VEHICLES ON THE SWALE OF THIS PROPERTY CONSISTING OF A GRAY DODGE RAM TRUCK, BLACK FORD TRUCK, GREEN FORD TRUCK, GRAY TOYOTA, BLACK BMW, WHITE HONDA MINI VAN AND A BLACK MINI VAN. THE LISTED VEHICLES DO NOT HAVE LICENSE PLATES (TAG).
- VIOLATIONS: 9-280(h)(1) COMPLIED THE FENCE AT THIS PROPERTY IS IN DISREPAIR AND IS NOT BEING MAINTAINED AS REQUIRED IN A WELL-KEPT APPEARANCE. THE FENCE IS STAINED AND DISCOLORED.
- VIOLATIONS: 9-305(b) THE LANDSCAPE AT THIS PROPERTY IS NOT BEING MAINTAINED IN A NEAT AND WELL-KEPT APPEARANCE. THERE ARE AREAS OF DEAD AND MISSING GROUND COVER ON THE SWALE.
- VIOLATIONS: 18-12.(a) <u>COMPLIED</u> THERE IS OVERGROWTH, TRASH, RUBBISH AND DEBRIS ON THIS PROPERTY AND/OR ITS SWALE.

Officer Williams presented the case file into evidence and recommended ordering compliance within 28 days or a fine of \$100 per day.

Ms. Flynn found in favor of the City and ordered compliance within 28 days or a fine of \$100 per day.

Case: CE24030715

Address: 3700 N FEDERAL HWY Owner: JAKE MAN LLC; %JONATHAN STIRBERG

Service was via posting at the property on 5/29/24 and at 1 East Broward Blvd. on 5/29/24.

- Gail Williams, Senior Code Compliance Officer, testified to the following violation(s): VIOLATIONS: 47-34.1.A.1. <u>COMPLIED</u> THERE IS ILLEGAL LAND USE OCCURRING AT THIS PROPERTY. THERE IS A LADDER, A HAND TRUCK DOLLY, PLASTIC COVERING AND BRICKS BEING STORED AT THE REAR PROPERTY OF FOLIO:494224072800
- VIOLATIONS: 18-12(a) <u>COMPLIED</u> THERE IS OVERGROWTH AND/OR TRASH AND DEBRIS ON THIS OCCUPIED PROPERTY. THERE IS TRASH ON THE SOUTHEAST CORNER OF THE PARKING LOT NEXT TO THE WALL.
- VIOLATIONS: 47-21.16(A) THERE ARE DEAD TREE STUMPS THAT HAVE PLANTS GROWING THROUGH THEM ON THIS VACANT PROPERTY (FOLIO 494224072800).

Officer Williams presented the case file into evidence and recommended ordering compliance within 28 days or a fine of \$100 per day.

Ms. Flynn found in favor of the City and ordered compliance within 28 days or a fine of \$100 per day.

Case: CE24040958

Address: 721 NE 15 AVE Owner: KOTEGOV, MIKHAIL

Service was via posting at the property on 5/13/24 and at 1 East Broward Blvd. on 5/29/24.

Marco Aguilera, Code Compliance Officer, testified to the following violation(s):

VIOLATIONS: 47-21.15.A

IT SHALL BE UNLAWFUL TO REMOVE A TREE WITHOUT FIRST OBTAINING A TREE REMOVAL PERMIT. ONE TREE (1 ROYAL POINCIANA) WAS REMOVED WITHOUT FIRST OBTAINING A PERMIT. THIS CASE WILL BE BROUGHT UP TO THE SPECIAL MAGISTRATE TO REQUEST THE IMPOSITION OF FINES FOR AN IRREPARABLE AND IRREVERSIBLE VIOLATION.

Officer Aguilera presented the case file into evidence and recommended imposing a \$150 civil penalty for the illegal tree removal.

Ms. Flynn found in favor of the City and imposed a civil penalty of \$150 for the illegal tree removal.

Case: CE23100125

Address: 2901 NW 21 ST Owner: BAHAMA BEND INVESTMENTS LLC; %JANE THEBERGE

Service was via posting at the property on 5/8/24 and at 1 East Broward Blvd. on 5/29/24.

Karen Proto, Code Compliance Officer, testified to the following violation(s): VIOLATIONS: 18-1. COMPLIED

THERE ARE ITEMS BEING STORED IN THE CARPORT SUCH AS BUT NOT LIMITED TO GAS CANS, LAWN MOWER, TIRES, SHOVELS AND OTHER MISCELLANEOUS ITEMS. THIS IS CREATING A PUBLIC NUISANCE. IT IS BEING MAINTAINED IN SUCH A MANNER THAT THE PROPERTY IS OR MAY REASONABLY BECOME INFESTED OR INHABITED BY RODENTS, VERMIN OR WILD ANIMALS, OR MAY FURNISH A BREEDING PLACE FOR MOSQUITOS, OR THREATENS OR ENDANGERS THE PUBLIC HEALTH, SAFETY OR WELFARE OR MAY ADVERSELY AFFECT AND IMPAIR THE ECONOMIC WELFARE OF ADJACENT PROPERTIES. THIS IS A RECURRING VIOLATION REFER TO CASE NUMBER CE22100209 AND WILL BE PRESENTED TO THE MAGISTRATE WHETHER IT COMES INTO COMPLIANCE OR NOT.

VIOLATIONS: BCZ-39-275(6)(B) <u>COMPLIED</u> THERE ARE ITEMS BEING STORED OUTSIDE SUCH AS BUT NOT LIMITED TO APPLIANCES, BUCKETS, FURNITURE AND OTHER MISCELLANEOUS ITEMS. THIS IS A RECURRING. VIOLATION REFER TO CASE NUMBER CE23051003 AND WILL BE PRESENTED TO THE MAGISTRATE WHETHER IT COMES INTO COMPLIANCE OR NOT. THIS IS NON-PERMITTED LAND USE IN RS 5 COUNTY ZONING DISTRICT.

Officer Proto presented the case file into evidence and said the violations were now in compliance. She requested a finding of fact that the violations had existed as cited.

Ms. Flynn found in favor of the City that the violations had existed as cited.

Case: CE24030629

Address: 2321 NW 27 AVE Owner: WILSON, WILLIE MAE EST

Service was via posting at the property on 5/8/24 and at 1 East Broward Blvd. on 5/29/24.

Karen Proto, Code Compliance Officer, testified to the following violation(s):

VIOLATIONS: 18-4.(c) COMPLIED

THERE IS A DERELICT VEHICLE ON THE SWALE AND ON THE PROPERTY. A BLACK HONDA WITH EXPIRED TAG 5/17 PLATE NUMBER BEWV5 ON THE SWALE WHITE FORD WITH EXPIRED TAG 6/20 TAG NUMBER 848YZZ. THIS IS A RECURRING VIOLATION FROM CASE CE22050168. THIS CASE WILL BE PRESENTED BEFORE THE SPECIAL MAGISTRATE, WHETHER OR NOT IT COMES INTO COMPLIANCE PRIOR TO THE SCHEDULED HEARING DATE.

VIOLATIONS: BCZ39-275(7)(a) <u>COMPLIED</u> THERE IS A COMMERCIAL VEHICLE PARKED/STORED AT THIS LOCATION IN VIOLATION OF THE BROWARD COUNTY ZONING ORDINANCE.

Officer Proto presented the case file into evidence and said the violations were now in compliance. She requested a finding of fact that violation 18-4.(c) had existed as cited.

Ms. Flynn found in favor of the City that violation 18-4.(c) had existed as cited.

Case: CE24030085

Address: 2811 NW 22 ST Owner: 2811 NW 22 ST LLC

Service was via posting at the property on 5/8/24 and at 1 East Broward Blvd. on 5/29/24.

Karen Proto, Code Compliance Officer, testified to the following violation(s): VIOLATIONS: 24-27.(b) <u>COMPLIED</u> THERE ARE WASTE CONTAINERS LEFT IN FULL VIEW ON THE PROPERTY AFTER COLLECTION DAY AND NOT PULLED BACK TO AN APPROVED LOCATION.

- VIOLATIONS: 18-4.(c) <u>COMPLIED</u> THERE IS A DERELICT VEHICLE ON THE PROPERTY. WHITE CRYSLER WITH NO TAG.
- VIOLATIONS: BCZ-39-275(6)(B) NON-PERMITTED LAND USE IN THIS RS-5 ZONING DISTRICT. THERE ARE ITEMS BEING STORED OUTSIDE THE PROPERTY SUCH AS BUT NOT LIMITED TO FURNITURE, CANOPY, CHAIRS, EXTENSION CORDS AND OTHER MISCELLANEOUS ITEMS.
- VIOLATIONS: 9-304(b) THERE IS A VEHICLE PARKED ON THE GRASS/LAWN AREA. THE DRIVEWAY IS IN DISREPAIR IT HAS STAINS AND CRACKS AND NEED TO BE REPAIRED AND OR RESURFACED.
- VIOLATIONS: 9-280(h)(1) <u>COMPLIED</u> THE FENCE AT THIS PROPERTY IS IN DISREPAIR AND IS NOT BEING MAINTAINED AS REQUIRED. THE CHAIN-LINK FENCE IS BROKEN AND DISCONNECT FROM SUPPORT POLE.
- VIOLATIONS: 9-305(b) THE LANDSCAPE AT THIS PROPERTY IS NOT BEING MAINTAINED IN A NEAT AND WELL-KEPT APPEARANCE. THERE ARE AREAS OF DEAD AND MISSING GROUND COVER INCLUDING THE SWALE AREA.

Officer Proto presented the case file into evidence and recommended ordering compliance with BCZ-39-275(6)(B) within 10 days and with the remaining violations within 28 days or a fine of \$50 per day, per violation.

Ms. Flynn found in favor of the City and ordered compliance with BCZ-39-275(6)(B) within 10 days and with the remaining violations within 28 days or a fine of \$50 per day, per violation.

Case: CE23080751

Address: 2850 SW 8 ST Owner: CHLOE'S HOUSE LLC; MANGABY TICO LLC

Service was via posting at the property on 5/31/24 and at 1 East Broward Blvd. on 5/29/24.

Marco Aguilera, Code Compliance Officer, testified to the following violation(s): VIOLATIONS: Sec. 25-4 <u>COMPLIED</u> THERE IS AN OBSTRUCTION OBSTRUCTING THE SIDEWALK AT THIS LOCATION. THERE IS A DERELICT TRUCK PARKED ACROSS THE SIDEWALK. THIS IS A RECURRING VIOLATION PER CASE NUMBER CE22060104, AND WILL BE SCHEDULED FOR A SPECIAL MAGISTRATE HEARING WHETHER OR NOT THE PROPERTY COMES INTO COMPLIANCE.

- VIOLATIONS: 9-363 FAILURE TO REGISTER THE RESIDENTIAL RENTAL DWELLING(S) WITHIN THE CITY. THE FREE APPLICATION HAS NOT BEEN SUBMITTED OR IS INCOMPLETE.
- VIOLATIONS: 47-34.1.A.1. THERE IS ILLEGAL LAND USE OCCURRING AT THIS PROPERTY. THERE ARE ITEMS BEING STORED ON THE DRIVEWAY CONSISTING OF CAR PARTS, A MACHINERY LIFT FOR ENGINES AND MISCELLANEOUS ITEMS. THIS IS A RECURRING VIOLATION PER CASE NUMBER CE22060104 AND WILL BE SCHEDULED FOR A SPECIAL MAGISTRATE HEARING, WHETHER OR NOT THE PROPERTY COMES INTO COMPLIANCE.
- VIOLATIONS: 9-304(b) THERE ARE VEHICLES/TRAILERS PARKED ON THE GRASS/LAWN AREA. THIS IS A RECURRING VIOLATION PER CASE NUMBER CE22060104, AND WILL BE SCHEDULED FOR A SPECIAL MAGISTRATE HEARING WHETHER OR NOT THE PROPERTY COMES INTO COMPLIANCE. ALSO THE DRIVEWAY AT THIS PROPERTY IS IN DISREPAIR AND REQUIRES MAINTENANCE.
- VIOLATIONS: 18-4.(c) THERE ARE DERELICT VEHICLES AND TRAILER ON THE SWALE (OR) ON THE PROPERTY. A BLACK SEDAN AND A RED F-150 TRUCK, AND A TRAILER DOES NOT HAVE REGISTERED LICENSE PLATES.
- VIOLATIONS: 18-12.(a) <u>COMPLIED</u> THERE IS OVERGROWTH, TRASH, RUBBISH AND DEBRIS ON THIS PROPERTY AND/OR ITS SWALE. THIS IS A RECURRING VIOLATION PER CASE NUMBER CE22060104 AND WILL BE SCHEDULED FOR A SPECIAL MAGISTRATE HEARING, WHETHER OR NOT THE PROPERTY COMES INTO COMPLIANCE.
- VIOLATIONS: 9-305(b) THE LANDSCAPE AT THIS PROPERTY IS NOT BEING MAINTAINED IN A NEAT AND WELL-KEPT APPEARANCE. THERE ARE AREAS OF DEAD AND MISSING GROUND COVER. THERE IS MISSING GROUNDCOVER UNDER THE VEHICLES/TRAILERS PARKED ON THE GRASS AND SWALE AREA. THERE IS OVERGROWTH, TRASH, RUBBISH AND DEBRIS ON THIS PROPERTY AND/OR ITS SWALE. THIS IS A RECURRING VIOLATION PER CASE NUMBER CE22060104 AND WILL BE SCHEDULED FOR A SPECIAL MAGISTRATE HEARING, WHETHER OR NOT THE PROPERTY COMES INTO COMPLIANCE.

Officer Aguilera presented the case file into evidence and recommended ordering compliance with 9-363 within 10 days or a fine of \$250 per day, with 9-305(b) within 28 days and with the remaining violations within 10 days or a fine of \$50 per day, per violation. He also requested a finding of fact that violations 25-4 and 18-12.(a) had existed as cited.

Ms. Flynn found in favor of the City and ordered compliance with 9-363 within 10 days or a fine of \$250 per day, with 9-305(b) within 28 days and with the remaining violations within 10 days or a fine of \$50 per day, per violation. She also found that violations 25-4 and 18-12.(a) had existed as cited.

Case: CE24040906

Address: 712 W DAYTON CIR Owner: SWAY 2014-1 BORROWER LLC

Service was via posting at the property on 6/1/24 and at 1 East Broward Blvd. on 5/29/24.

Marco Aguilera, Code Compliance Officer, testified to the following violation(s):

- VIOLATIONS: 47-39.A.1.b.(6)(b)~ <u>COMPLIED</u> THERE IS OPEN-AIR STORAGE OF CAR JACKS, CAR LIFT AND MISCELLANEOUS CAR REPAIR TOOLS OUTSIDE THIS RS-6.7 ZONED PROPERTY.
- VIOLATIONS: 47-39.A.1.b.10 <u>WITHDRAWN</u> THERE ARE VEHICLES ON THIS RS-6.7 ZONED PROPERTY THAT IS POSSIBLY REPAIRING CARS BASED ON THE TOOLS SURROUNDING ONE OF THE VEHICLES PARKED IN THE DRIVEWAY.
- VIOLATIONS: 9-306 <u>COMPLIED</u> THE EXTERIOR BUILDING WALLS HAVE NOT BEEN MAINTAINED. STRUCTURAL PARTS INCLUDING FASCIA, SOFFITS ARE IN DISREPAIR. THERE ARE AREAS OF THE EXTERIOR THAT HAVE STAINS AND MISSING, PEELING PAINT.
- VIOLATIONS: 18-4.(c) THERE ARE THREE DERELICT VEHICLES, WITH FLAT TIRES, ONE IS COVERED WITH A MISSING FRONT END, AND ON JACKS ON THE SWALE (OR) ON THE PROPERTY. THIS IS A RECURRING VIOLATION PER CASE NUMBER CE22050052 AND WILL BE SCHEDULED FOR SPECIAL MAGISTRATE WHETHER OR NOT COMPLIANCE IS MET.

Officer Aguilera presented 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.

Case: CE24040258

Address: 2771 SW 3 ST Owner: KJETIL LLC

Service was via posting at the property on 5/31/24 and at 1 East Broward Blvd. on 5/29/24.

Dorian Koloian, Code Compliance Supervisor, testified to the following violation(s): VIOLATIONS: 24-27(b) <u>COMPLIED</u>

THERE ARE THREE EMPTY CONTAINERS LEFT ROADSIDE OVERNIGHT AFTER COLLECTION DAY, 4/5/24, AND NOT PULLED BACK TO AN APPROVED LOCATION. THIS IS A RECURRING VIOLATION PER CASE NUMBER CE23080936, AND WILL BE PRESENTED TO THE SPECIAL MAGISTRATE WHETHER OR NOT COMPLIANCE IS MET.

Supervisor Koloian presented the case file into evidence and said the violation was now in compliance. She requested a finding of fact that the violation had existed as cited.

Ms. Flynn found in favor of the City that the violation had existed as cited.

Case: CE24040757

Address: 3114 E SUNRISE BLVD Owner: 3114-20 E SUNRISE BLVD LLC

Service was via posting at the property on 5/13/24 and at 1 East Broward Blvd. on 5/29/24.

Patt Gavin, Code Compliance Officer, testified to the following violation(s):

VIOLATIONS: 15-281.(a) <u>COMPLIED</u> THIS VACATION RENTAL PROPERTY IS OPERATING WITH AN EXPIRED CERTIFICATE. THIS IS A RECURRING VIOLATION, SEE CASE CE24020488. THE CASE WILL BE PRESENTED TO THE SPECIAL MAGISTRATE SEEKING A FINDING OF FACT WHETHER OR NOT THE VIOLATION COMPLIES PRIOR TO THE HEARING DATE.

Officer Gavin presented the case file into evidence and said the violation was now in compliance.

He requested a finding of fact that the violation had existed as cited and a repeat violation would incur a \$500 per day fine.

Ms. Flynn found in favor of the City that the violation had existed as cited and a repeat violation would incur a \$500 per day fine.

Case: CE24040782

Address: 1400 NE 4 CT Owner: 1400 PALM PARADISE LLC

Service was via posting at the property on 5/13/24 and at 1 East Broward Blvd. on 5/29/24.

Patt Gavin, Code Compliance Officer, testified to the following violation(s): VIOLATIONS: 15-281.(a) THERE IS OPERATION OF A VACATION RENTAL WITH AN EXPIRED CERTIFICATE OF COMPLIANCE AT THIS LOCATION.

Officer Gavin presented the case file into evidence and recommended ordering compliance within 15 days or a fine of \$500 per day.

Ms. Flynn found in favor of the City and ordered compliance within 15 days or a fine of \$500 per day.

Case: CE24040809

Address: 2705 NE 32 AVE Owner: KORF, MARJORIE

Service was via posting at the property on 5/13/24 and at 1 East Broward Blvd. on 5/29/24.

Patt Gavin, Code Compliance Officer, testified to the following violation(s): VIOLATIONS: 15-281.(a)

THERE IS OPERATION OF A VACATION RENTAL WITH AN EXPIRED CERTIFICATE OF COMPLIANCE AT THIS LOCATION. THIS CASE WILL BE PRESENTED TO THE SPECIAL MAGISTRATE SEEKING A FINDING OF FACT WHETHER OR NOT THE VIOLATION COMPLIES PRIOR TO THE HEARING DATE, UNLESS A VACATION RENTAL CERTIFICATE IS OBTAINED FOR THE PROPERTY.

Officer Gavin presented the case file into evidence and said the violation was now in compliance. He requested a finding of fact that the violation had existed as cited and a repeat violation would incur a \$1,000 per day fine.

Ms. Flynn found in favor of the City that the violation had existed as cited and a repeat violation would incur a \$1,000 per day fine.

Case: CE24040913

Address: 1501 NE 12 ST Owner: J&D HOLDINGS 1605 LLC

Service was via posting at the property on 5/13/24 and at 1 East Broward Blvd. on 5/29/24.

Patt Gavin, Code Compliance Officer, testified to the following violation(s): VIOLATIONS: 15-281.(a) THIS VACATION RENTAL PROPERTY IS OPERATING WITH AN EXPIRED CERTIFICATE. THIS IS A RECURRING VIOLATION, SEE CASE CE24010381. THE CASE WILL BE PRESENTED TO THE SPECIAL MAGISTRATE SEEKING A FINDING OF FACT WHETHER OR NOT THE VIOLATION COMPLIES PRIOR TO THE HEARING DATE.

Officer Gavin presented the case file into evidence and said the violation was now in compliance.

He requested a finding of fact that the violation had existed as cited and a repeat violation would incur a \$500 per day fine.

Ms. Flynn found in favor of the City that the violation had existed as cited and a repeat violation would incur a \$500 per day fine.

Case: CE23110120

Address: 534 HENDRICKS ISLE Owner: VIEWPOINTE STATES LLC

This case was first heard on 3/12/24 to comply by 3/22/24. Violations and extensions were as noted in the agenda. The property was in compliance, fines had accrued to \$1,000 and the City was requesting the full fine be imposed. This was a request to vacate the Order Imposing the Fine and reimpose the \$1,000 fine.

Ms. Flynn vacated the Order Imposing the Fine and reimposed the \$1,000 fine.

Case: CE24040218

CITATION

Address: 712 NW 2 ST Owner: SATOR INVESTMENTS LLC

This case was cited on 4/5/24 to comply by 4/5/24. Violations and extensions were as noted in the agenda. The property was in compliance, there was an immediate fine of \$250 and the City was requesting the full fine be imposed. No appeal had been received.

Ms. Flynn imposed the \$250 fine.

Case: CE24010998

Address: 2130 NE 56 ST Owner: PROGRESSIVE REALTY GROUP LLC

This case was first heard on 4/9/24 to comply by 4/24/24. Violations and extensions were as noted in the agenda. The property was not in compliance, fines had accrued to \$3,500 and the City was requesting imposition of the fines, which would continue to accrue until the property was in compliance.

Patt Gavin Code Compliance Officer, recommended imposition of the fine, which would continue to accrue.

Ms. Flynn imposed a fine of \$3,500 for the seven days the property was out of compliance.

Case: CE23030236

Address: 1221 NE 1 AVE Owner: PAWLIK, WALTRAUD

This case was first heard on 11/14/23 to comply by 11/24/23 and 12/12/23. Violations and extensions were as noted in the agenda. The property was not in compliance, fines had accrued to \$59,300 and the City was requesting imposition of the fines, which would continue to accrue until the property was in compliance.

Ms. Flynn imposed the \$59,300 fine, which would continue to accrue until the property was in compliance.

Address: 2572 NE 26 ST Owner: JPV HOME SOLUTIONS LLC

This case was first heard on 4/9/24 to comply by 4/19/24 and 5/14/24. Violations and extensions were as noted in the agenda. The property was not in compliance, fines had accrued to \$19,000 and the City was requesting imposition of the fines, which would continue to accrue until the property was in compliance.

Ms. Flynn imposed the \$19,000 fine, which would continue to accrue until the property was in compliance.

Case: CE23110093

REQUEST FOR EXTENSION

Address: 646 FLAMINGO DR Owner: 646 FLAMINGO LLC

This case was first heard on 2/29/24 to comply by 3/28/24. Violations and extensions were as noted in the agenda. The property was not in compliance, fines had accrued to \$15,000.

Dorian Koloian, Senior Code Compliance Officer, requested vacating the Order for 47-19.3.(f)(4) and granting an extension to 11/6/24. Fines for 8-91.(c) would continue to accrue.

Ms. Flynn vacated the Order for 47-19.3.(f)(4) and granted an extension to 11/6/24, during which time no fines would accrue. Fines for 8-91.(c) would continue to accrue.

Case: CE23050084

ORDERED TO REAPPEAR

Address: 2017 NW 21 AVE Owner: GILES, LAURA E EST

This case was first heard on 9/12/23 to comply by 11/24/23. Violations and extensions were as noted in the agenda. The property was not in compliance, fines had accrued to \$4,100 and the City was requesting imposition of the fines, which would continue to accrue until the property was in compliance.

Ms. Flynn imposed the \$4,100 fine, which would continue to accrue until the property was in compliance.

Case: CE23100935

Address: 2910 NW 26 ST Owner: DIXON, ETHEL M

This case was first heard on 3/12/24 to comply by 4/9/24. Violations and extensions were as noted in the agenda. The property was not in compliance, fines had accrued to \$9,450 and this was a request to vacate the Order Imposing the Fine dated 5/14/24 and reimpose the fine.

Ms. Flynn vacated the Order Imposing the Fine dated 5/14/24 and reimposed the \$9,540 fine which would continue to accrue until the property was in compliance.

Case: CE23110644

Address: 2301 NW 13 CT Owner: SAPP, LISA M

This case was first heard on 4/9/24 to comply by 5/14/24. Violations and extensions were as noted in the agenda. The property was not in compliance, fines had accrued to \$4,200 and the City was requesting imposition of the fines, which would continue to accrue until the property was in compliance.

Ms. Flynn imposed the \$4,200 fine, which would continue to accrue until the property was in compliance.

Case: CE23120364

Address: 528 NW 16 AVE Owner: SOUTHERN FLORIDA INVESTMENTS LLC

This case was first heard on 4/9/24 to comply by 5/14/24. Violations and extensions were as noted in the agenda. The property was in compliance, fines had accrued to \$1,900 and the City was requesting the full fine be imposed.

Ms. Flynn imposed the \$1,900 fine.

Case: CE24020355

Address: 1306 S STATE ROAD 7 Owner: UNIQUE MOTORSPORTS HOLDING LLC & JAMES R FITZGERALD

This case was first heard on 4/9/24 to comply by 4/19/24 and 5/14/24. Violations and extensions were as noted in the agenda. The property was not in compliance, fines had accrued to \$16,500 and the City was requesting imposition of the fines, which would continue to accrue until the property was in compliance.

Ms. Flynn imposed the \$16,500 fine, which would continue to accrue until the property was in compliance.

Case: CE24040445

CITATION

Address: 1424 NE 53 CT Owner: STEFFANINA, MATTHEW JEFFREY

This case was cited on 4/13/24 to comply by 4/13/24. Violations and extensions were as noted in the agenda. The property was in compliance, there were immediate fines of \$750 and the City was requesting the full fine be imposed.

Ms. Flynn imposed the \$750 fine.

Case: CE23070407

REQUEST FOR EXTENSION

Address: 5331 NE 16 TER Owner: WOOD, RUSSELL W

This case was first heard on 3/12/24 to comply by 6/11/24. Violations and extensions were as noted in the agenda. The property was not in compliance.

Ms. Flynn did not grant an extension and fines would begin on 6/12/24.

Staff entered the complied, closed, withdrawn and rescheduled cases listed on pages 47 and 48 into the record as an exhibit.

Cases Complied

The below listed cases were complied since the agenda was published. Additional information regarding respondents, violations, etc. can be found in the agenda, which is incorporated into this record by reference: CE24030199

Cases Rescheduled

The below listed cases were rescheduled since the agenda was published. Additional information regarding respondents, violations, etc. can be found in the agenda, which is incorporated into this record by reference: CE24040102 CE24040710

Cases Closed

The below listed cases were closed since the agenda was published. Additional information regarding respondents, violations, etc. can be found in the agenda, which is incorporated into this record by reference: None

Cases Withdrawn

The below listed cases were withdrawn since the agenda was published. Additional information regarding respondents, violations, etc. can be found in the agenda, which is incorporated into this record by reference: None

Cases with No Service

The below listed cases had no service. Additional information regarding respondents, violations, etc. can be found in the agenda, which is incorporated into this record by reference: None

Respondent Non-Appearance

Respondents for the below-listed cases did not appear. Additional information regarding respondents, violations, etc. can be found in the agenda, which is incorporated into this record by reference: None

There being no further business, the hearing was adjourned at 11:30 A.M.

Special Magistrate

GISTRATE