

**CITY OF FORT LAUDERDALE
 NUISANCE ABATEMENT BOARD MINUTES
 CITY HALL, CITY COMMISSION CHAMBERS, 1ST FLOOR
 100 NORTH ANDREWS AVENUE
 THURSDAY, JANUARY 13, 2011, 7:00 P.M.**

<u>Members</u>	<u>Attendance</u>	Cumulative Attendance 3/2010 through 2/2011	
		<u>Present</u>	<u>Absent</u>
D. Ryan Saunders, Chair	P	8	1
Sal Gatanio, Vice Chair	P	8	1
Louise Dowdy	P	9	0
Matthew Scott	P	7	2
Tom Wolf	P	6	3

Staff Present

Joyce Hair, Board Clerk
 Bruce Jolly, Board Attorney
 Det. Paul Maniates
 Scott Walker, Assistant Attorney
 B. Chiappetta, Recording Clerk, Prototype Inc.

Communication to the City Commission

None

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	<u>Case Number</u>	<u>Respondent</u>	<u>Page</u>
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7.	10-03-02	2217 South Federal Highway – Advanced Massage	<u>3</u>
8.	10-06-04	500 Northeast 13 Street, Business Plaza	<u>3</u>
9.	10-09-05	217 South West 19 Avenue - Residence	<u>4</u>
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Purpose: Promote, protect, and improve the health, safety, and welfare of the citizens by imposing administrative fines and other non-criminal penalties in order to provide an equitable, expeditious, effective, and inexpensive method of enforcing ordinances under circumstances when a pending or repeated violation continues to exist.

1. Call meeting to order; Pledge of Allegiance

The meeting was called to order at 7:01 p.m. and the Pledge of Allegiance was recited.

2. Roll call; witnesses sign log; swearing in

Ms. Chiappetta called roll and determined a quorum was present.

Witnesses were sworn in.

3. Election of Chair and vice Chair

Mr. Gatano nominated Mr. Saunders for Chair, seconded by Ms. Dowdy. Board approved unanimously.

Mr. Gatano nominated Ms. Dowdy for Vice Chair but she declined the nomination.

Mr. Wolf nominated Mr. Gatano for Vice Chair, seconded by Mr. Scott. Board approved unanimously.

4. Approval of minutes for December 2010

Motion made by Ms. Dowdy, seconded by Mr. Gatano, to approve the minutes of the Board's December 2010 meeting. In a voice vote, the motion passed unanimously.

Cases:

5. Case Number 10-05-03

1220 NW 3rd Street

Residence

Owner: Jason Brown

- **Notice of Status Hearing**

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Det. Maniates announced that the owner had received notice of this meeting on December 21, 2010 and was present.

Det. Maniates stated in the past 30 days, there had been 1 call for service to the property, which was not nuisance related. The property was in compliance and Det. Maniates recommended a status hearing for March 2011.

6. **Case Number 10-01-01** [Index](#)
844 Northwest 10 Terrace
One Stop Shop
• **Notice of Status Hearing**

Det. Maniates stated the business owner was in attendance.

Det. Maniates announced that in the past 30 days there had been 15 calls for service to the property with two being nuisance related. The two arrests were for possession of one marijuana cigarette and a Notice to Appear had been issued to both defendants.

Det. Maniates explained that three of the 15 calls for service had originated from the store. The arrests were the result of an officer pulling into the parking lot and catching the defendants smoking. Det. Maniates remarked that the calls for service rate was “a fantastic job for that area.”

The property was in compliance and Det. Maniates recommended a status hearing for February 2011.

7. **Case Number 10-03-02** [Index](#)
2217 South Federal Highway
Advanced Massage Therapy
Owner: Sultan Family Ltd. Partners
• **Notice of Status Hearing**

Det. Maniates stated the property owner had received notice of the hearing on December 20, 2010.

Det. Maniates announced that in the past 30 days there had been zero calls for service to the property. The property was in compliance and Det. Maniates recommended a status hearing for February 2011.

Det. Maniates stated jurisdiction on the property would end on April 14, 2011.

8. **Case Number 10-06-04** [Index](#)
500 Northeast 13 Street
Business Plaza
Owners: Villamere Julme and Examene Saint-Louis
• **Notice of Status Hearing**

Det. Maniates stated the property owner had received notice of the hearing on December 20, 2010.

Det. Maniates announced that in the past 30 days there had been one call for service to the property, which was not nuisance related. There had been a traffic stop at the property. Det. Maniates reported the property was in compliance and recommended a status hearing for February 2011.

Mr. Gatano said the owner had done a fantastic job.

- 8. Case Number 10-09-05**
217 South West 19th Avenue
Residence
Owner: Luby and Bruce Hargrett
• **Notice of Evidentiary Hearing**

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Det. Maniates stated the Postal Service had left the notice to the owner on December 17, 2010. Det. Maniates had no other information on the owners. The attorney who had represented the Hargretts at the December meeting had informed Det. Maniates that the owner had not retained him and he could not contact them. Det. Maniates had left a voice mail message for Mrs. Hargrett and called three more times but was unable to leave a second message because her voicemail was full. He had visited the property three times to serve the owners the Finding of Fact and to provide the Nuisance Abatement sign and invoice but had been unsuccessful.

Mr. Jolly said the owners would be sent a notice to appeal the following month for an evidentiary meeting. He recommended the notice be sent by both regular and certified mail and that it be posted on the property and at City Hall.

Mr. Walker stated the property had not complied with the order issued in December.

Motion made by Mr. Gatano, seconded by Mr. Wolf, to schedule the case for a Massey evidentiary hearing at the Board's February 2011 meeting to determine compliance and imposition of a fine, if any. In a voice vote, Board unanimously approved.

Board Discussion

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Mr. Saunders stated the Board had no alternates and asked Board members to be on time for meetings.

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Thereupon, with no additional business to come before the Board, the meeting adjourned at 7:23 PM.

The Board's next meeting was scheduled for February 10, 2011.

[Minutes prepared by J. Opperlee, Prototype, Inc.]