

**Special Magistrate WaterWorks 2011 Hearing
City Commission Meeting Room
Judge Floyd Hull, Presiding
January 22, 2007
10:30 A.M. – 11:40 A.M.**

Staff Present:

Eve Bazer, Administrative Assistant II
Diana Cahill, Secretary, WaterWorks 2011 Special Magistrate
Deb Maxey, Clerk III
Diana Horodecki, WaterWorks 2011 Connection Coordinator
Laila Haddad, WaterWorks 2011 Administrative Manager

Also Present:

CE06120270: Howard Sussman, owner
CE06070651: Arthur Sprague, owner
CE06121112: Avrahpa Alfassa, owner
CE06070846; 06070897: Erin West, owner
CE06070896; CE06070703: Nikita Buchanan, the owner's brother-in-law
CE06070884: Joline Blanc, owner
CE06120508: Sallistine Beckham, owner
CE06120862: Jean DeSir, owner
CE06100909: Mary O'Brien, owner
CE06100801: Norine Windzak, owner
CE06100947: Rubenia Santiago, owner
CE06100936: Hilda Rivera, owner; Santos Alvarez, the owner's brother
CE06120863: Rajkamar Rampoosingh, owner
CE06100894: Lynnann Fagan, owner; Gregory Miller, owner
CE06121110: Roosevelt James, owner

NOTE: All individuals who presented information to the Special Magistrate during these proceedings affirmed they would speak only the truth.

The meeting was called to order at 10:30 A.M. Judge Hull introduced himself and explained his role in ensuring adherence with the City's codes.

Case: CE06070703

Hearing to Impose Fine

Antoinette Walker
929 Northwest 8th Avenue

Ms. Bazer stated that the City was recommending a 30-day extension

Judge Hull granted a 30-day extension.

Case: CE06070896

Hearing to Impose Fine

Antoinette Walker & Howard Eubanks
819 Northwest 1st Avenue

Ms. Bazer stated that the City was recommending a 30-day extension

Judge Hull granted a 30-day extension.

Case: CE06070651

Request for Extension

Hatrik Investments Inc.
728 Northwest 9th Avenue

Ms. Bazer stated the City was recommending a 90-day extension.

Judge Hull granted a 90-day extension.

Mr. Skip Sprague, owner, said they were prepared to complete the job but were waiting for the City to determine where the hookup would be. Since it was out of his control, Mr. Sprague requested abatement of the existing fine. Ms. Bazer informed Mr. Sprague that fines could not be addressed until the property was complied.

Ms. Horodecki informed Judge Hull that the City must relocate the lateral for this property. Since the property was on Powerline Road, they must first obtain a County permit, which would take some time. She confirmed that fines had accumulated and recommended Judge Hull not impose them. Judge Hull agreed not to impose the existing fine.

Reference CE06070846

Request for Extension

Erin West-Hillier
812 Northwest 4th Avenue

Ms. Bazer stated the City was recommending a 90-day extension.

Judge Hull granted a 90-day extension.

Case: CE06070897

Request for Extension

West Bursa LLC
820 Northwest 4th Avenue

Ms. Bazer stated the City was recommending a 90-day extension.

Judge Hull granted a 90-day extension.

Case: CE06100801

Hearing to Impose Fine

Norine Windzak & Daley Yard
1242 Northwest 15th Terrace

Ms. Bazer stated that this case was first heard on 11/27/06 with compliance ordered by 12/27/06: 1 section at \$100 per day. The property was complied on 1/2/07 and the City was recommending that no fine be imposed.

Judge Hull imposed no fine.

Case: CE06100936

Hearing to Impose Fine

Hilda Rivera
1606 Northwest 13th Court

Ms. Bazer stated that this case was first heard on 11/27/06 with compliance ordered by 12/27/06: 1 section at \$100 per day. The property was not complied and the City was requesting imposition of a \$2,500 fine and its continued accrual until the property was complied.

Mr. Santos Alvarez, brother of the owner, said they had complied and just needed final inspection. Mr. Alvarez discussed the situation with Ms. Horodecki, and she informed Judge Hull that Ms. Rivera was on a fixed income and did not have the money to complete the project now. Mr. Alvarez hoped to finish within 45 days. Ms. Horodecki recommended a 45-day extension.

Judge Hull granted a 45-day extension.

Case: CE06120270

700T Seacloud LLC
700 Northwest 7th Terrace

Ms. Bazer announced that certified mail sent to the owner and registered agent were accepted on 12/21/06.

Violation:

- 28-33(a): Not connected to City's sanitary sewer system.

Ms. Horodecki informed Judge Hull that the connection deadline was 10/29/06. She explained that the City had thought the lateral on this property needed to be relocated but it had not. Ms. Horodecki recommended ordering compliance within 30 days or a fine of \$100 per day.

Mr. Howard Sussman, owner, agreed to comply in 30 days.

Judge Hull found in favor of the City and ordered compliance within 30 days or a fine of \$100 per day.

Case: CE06120508

Sallistine Beckham
909 Northwest 4th Avenue

Ms. Bazer announced that certified mail sent to the owner was accepted [no date].

Violation:

- 28-33(a): Not connected to City's sanitary sewer system.

Ms. Horodecki informed Judge Hull that the connection deadline was 6/29/06. She had spoken with a friend of the family who informed her that the property had just come out of probate. She recommended ordering compliance within 60 days or a fine of \$100 per day.

Ms. Sallistine Beckham, owner, agreed to comply in 60 days.

Judge Hull found in favor of the City and ordered compliance within 60 days or a fine of \$100 per day.

Case: CE06121110

Roosevelt James
1777 Lauderdale Manors Drive

Ms. Bazer announced that certified mail sent to the owner was accepted on 1/12/07.

Violation:

- 28-33(a): Not connected to City's sanitary sewer system.

Ms. Horodecki informed Judge Hull that the connection deadline was 12/19/06. She explained there was an administrative issue with Broward County, but a City engineer had sent a letter on January 16 which should allow the owner to obtain the County permit. Ms. Horodecki recommended ordering compliance within 60 days or a fine of \$100 per day.

Mr. Roosevelt James, owner, agreed to comply in 60 days.

Judge Hull found in favor of the City and ordered compliance within 60 days or a fine of \$100 per day.

Case: CE06100894

Lynnann Fagan
1712 Northwest 14th Street

Ms. Bazer announced that service was via posting on the property on 1/2/07 and at City Hall on 1/8/07.

Violation:

- 28-33(a): Not connected to City's sanitary sewer system.

Ms. Horodecki informed Judge Hull that the connection deadline was 9/28/06. The connection fee had not been paid and no permit had been issued. She recommended ordering compliance within 30 days or a fine of \$100 per day.

Ms. Lynnann Fagan, owner, agreed to comply within 30 days.

Judge Hull found in favor of the City and ordered compliance within 30 days or a fine of \$100 per day.

Case: CE06120862

Meme Aris
918 Northwest 13th Street

Ms. Bazer announced that service was via the appearance of the owner at this hearing.

Violation:

- 28-33(a): Not connected to City's sanitary sewer system.

Ms. Horodecki informed Judge Hull that the connection deadline was 12/1/04. She explained that the water account had been inactive, and during that time, the property was therefore not required to connect. The water account was now active, and there was a previous open permit. The property only needed to pass final inspection. Ms. Horodecki recommended ordering compliance within 30 days or a fine of \$100 per day.

Mr. Jean DeSir, owner, said the previous owner had done the work. Ms. Horodecki explained to him that he only needed a final inspection.

Judge Hull found in favor of the City and ordered compliance within 30 days or a fine of \$100 per day.

Case: CE06121112

A&A Holdings LLC
729 Northwest 7th Terrace

Ms. Bazer announced that certified mail sent to the owner and registered agent were accepted on 1/11/07.

Violation:

- 28-33(a): Not connected to City's sanitary sewer system.

Ms. Horodecki informed Judge Hull that the connection deadline was 12/19/06. The connection fee had been paid and the property had passed rough inspection. She recommended ordering compliance within 30 days or a fine of \$100 per day

Mr. Avrahpa Alfassa, owner, agreed to comply in 30 days.

Judge Hull found in favor of the City and ordered compliance within 30 days or a fine of \$100 per day.

Case: CE06120863

Trinspeed Inc.
1643 Northwest 11th Place

Ms. Bazer announced that service was via the appearance of the owner at this hearing.

Violation:

- 28-33(a): Not connected to City's sanitary sewer system.

Ms. Horodecki informed Judge Hull that the connection deadline was 9/28/06. The property had changed owners in September. Ms. Horodecki explained that the connection fee was paid and the property passed rough inspection, but the property had not passed final inspection. She recommended ordering compliance within 30 days or a fine of \$100 per day.

Mr. Rajkamar Rampoosingh, owner, agreed to comply in 30 days.

Judge Hull found in favor of the City and ordered compliance within 30 days or a fine of \$100 per day.

Case: CE06070884

Joline Blanc
831 Northwest 4th Avenue

Hearing to Impose Fine

Ms. Bazer stated that this case was first heard on 9/25/06 with compliance ordered by 11/24/06: 1 section at \$100 per day. The property was complied on 12/19/06 and the City was recommending imposition of a \$250 fine.

Ms. Joline Blanc, owner, agreed to pay the fine.

Judge Hull imposed a \$250 fine.

Case: CE06100909

Hearing to Impose Fine

Mary O'Brien

1131 Northwest 18th Avenue

Ms. Bazer stated that this case was first heard on 11/27/06 with compliance ordered by 12/27/06: 1 section at \$100 per day. The property was not complied and the City was requesting imposition of a \$2,500 fine and its continued accrual until the property was complied.

Ms. Mary O'Brien, owner, said she had paid the plumber and assumed the work had been done, but the City had informed her that the property still required a final inspection. Ms. O'Brien explained that the plumber would meet the inspector at the property the following day. Ms. Horodecki stated that the rough inspection failed on December 20 because there was no test, on December 21 because the work was not complete, and on December 22 because it was not ready. Mr. Horodecki recommended a 30-day extension. Ms. O'Brien was concerned about the fine that had already accrued.

Judge Hull granted a 30-day continuance to the 2/26/07 hearing.

Case: CE06100947

Hearing to Impose Fine

Rubenia Santiago

1523 Northwest 10th Place

Ms. Bazer stated that this case was first heard on 11/27/06 with compliance ordered by 12/27/06: 1 section at \$100 per day. The property was not complied and the City was requesting imposition of a \$2,500 fine and its continued accrual until the property was complied.

Ms. Rubenia Santiago, owner, explained through an interpreter that she would have the work done in two weeks. Ms. Horodecki recommended a 30-day extension.

Judge Hull granted a 30-day extension.

Case: CE06100760

Dan Davies Trustee, McGill Land Trust

1647 Northwest 11th Place

Ms. Bazer announced that service was via posting on the property on 1/2/07 and at City Hall on 1/8/07.

Violation:

- 28-33(a): Not connected to City's sanitary sewer system.

Ms. Horodecki recommended ordering compliance within 30 days or a fine of \$100 per day.

Judge Hull found in favor of the City and ordered compliance within 30 days or a fine of \$100 per day.

Case: CE06100798

Olive Gordon & Eleanor Williams
1708 Lauderdale Manors Drive

Ms. Bazer announced that service was via posting on the property on 1/2/07 and at City Hall on 1/8/07.

Violation:

- 28-33(a): Not connected to City's sanitary sewer system.

Ms. Horodecki recommended ordering compliance within 30 days or a fine of \$100 per day.

Judge Hull found in favor of the City and ordered compliance within 30 days or a fine of \$100 per day.

Case: CE06100840

Bobby Johnson
1801 Northwest 15th Street

Ms. Bazer announced that service was via posting on the property on 1/4/07 and at City Hall on 1/8/07.

Violation:

- 28-33(a): Not connected to City's sanitary sewer system.

Ms. Horodecki recommended ordering compliance within 30 days or a fine of \$100 per day.

Judge Hull found in favor of the City and ordered compliance within 30 days or a fine of \$100 per day.

Case: CE06100923

Mickey Pupien
1557 Northwest 15th Avenue

Continued from 12/18/06 Hearing

Ms. Bazer announced that this case was continued from the 12/18/06 hearing.

Ms. Horodecki recommended ordering compliance within 30 days or a fine of \$100 per day.

Judge Hull found in favor of the City and ordered compliance within 30 days or a fine of \$100 per day.

Case: CE06100999

Chrispin Thomas
1800 Northwest 15th Place

Ms. Bazer announced that service was via posting on the property on 1/4/07 and at City Hall on 1/8/07.

Violation:

- 28-33(a): Not connected to City's sanitary sewer system.

Ms. Horodecki recommended ordering compliance within 30 days or a fine of \$100 per day.

Judge Hull found in favor of the City and ordered compliance within 30 days or a fine of \$100 per day.

Case: CE06070790

Hearing to Impose Fine

Randy Anglin
845 Northwest 4th Avenue

Ms. Bazer stated that this case was first heard on 11/27/06 with compliance ordered by 12/27/06: 1 section at \$100 per day. The property was not complied and the City was requesting imposition of a \$2,500 fine and its continued accrual until the property was complied.

Judge Hull imposed the \$2,500 fine.

Case: CE06070793

Hearing to Impose Fine

Randy Anglin
901 Northwest 4th Avenue

Ms. Bazer stated that this case was first heard on 11/27/06 with compliance ordered by 12/27/06: 1 section at \$100 per day. The property was not complied and the City was requesting imposition of a \$2,500 fine and its continued accrual until the property was complied.

Judge Hull imposed the \$2,500 fine.

Case: CE06100823

Hearing to Impose Fine

Bradley Hertz
1559 Northwest 10th Place

Ms. Bazer stated that this case was first heard on 11/27/06 with compliance ordered by 12/27/06: 1 section at \$100 per day. The property was not complied and the City was

requesting imposition of a \$2,500 fine and its continued accrual until the property was complied.

Judge Hull imposed the \$2,500 fine.

Case: CE06100830

Hearing to Impose Fine

Carrie & Nathaniel Houston
1613 Northwest 14th Street

Ms. Bazer stated that this case was first heard on 11/27/06 with compliance ordered by 12/27/06: 1 section at \$100 per day. The property was complied on 1/5/07 and the City was recommending no fine be imposed.

Judge Hull imposed no fine.

Case: CE06100881

Hearing to Impose Fine

Edward Mayo
1804 Northwest 15th Court

Ms. Bazer stated that this case was first heard on 11/27/06 with compliance ordered by 12/27/06: 1 section at \$100 per day. The property was complied on 12/29/06 and the City was recommending no fine be imposed.

Judge Hull imposed no fine.

Case: CE06100962

Hearing to Impose Fine

Terrence Smith & Carol Williams
1146 Northwest 17th Avenue

Ms. Bazer stated that this case was first heard on 11/27/06 with compliance ordered by 12/27/06: 1 section at \$100 per day. The property was not complied and the City was requesting imposition of a \$2,500 fine and its continued accrual until the property was complied.

Judge Hull imposed the \$2,500 fine.

Case: CE06101011

Hearing to Impose Fine

Norma Victores
1608 Northwest 15th Place

Ms. Bazer stated that this case was first heard on 11/27/06 with compliance ordered by 12/27/06: 1 section at \$100 per day. The property was not complied and the City was requesting imposition of a \$2,500 fine and its continued accrual until the property was complied.

Judge Hull imposed the \$2,500 fine.

Case: CE06101013

Hearing to Impose Fine

Norma Victores
1113 Northwest 19th Avenue

Ms. Bazer stated that this case was first heard on 11/27/06 with compliance ordered by 12/27/06: 1 section at \$100 per day. The property was not complied and the City was requesting imposition of a \$2,500 fine and its continued accrual until the property was complied.

Judge Hull imposed the \$2,500 fine.

Cases Complied

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

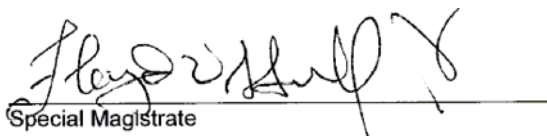
CE06100862 CE06100875 CE06100766

Cases Pending Service

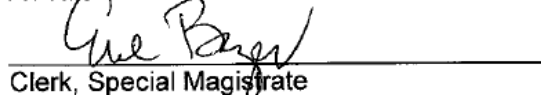
Ms. Bazer announced that the below listed cases had been withdrawn pending service to the respondents. Additional information regarding respondents, violations, etc. can be found in the agenda, which is incorporated into this record by reference:

CE06121108 CE06121109 CE06121111 CE06070826
CE06070906 CE06100686 CE06100898

There being no further business, the hearing was adjourned at 11:40 a.m.


Special Magistrate

ATTEST:


Clerk, Special Magistrate