

Special Magistrate WaterWorks 2011 Hearing
City Commission Meeting Room
Judge Floyd Hull, Presiding
March 24, 2008
11:00 A.M. – 11:21 A.M.

Staff Present:

Diana Cahill, Secretary, WaterWorks 2011 Special Magistrate
Erin Peck, Secretary, WaterWorks 2011 Special Magistrate
Diana Horodecki, WaterWorks 2011 Project Coordinator
Heather Steyn, WaterWorks 2011 Project Coordinator
Brian McKelligett, Clerk of Special Magistrate Supervisor

Guests:

CE08010479 Mark Scarincio, owner; Luis French, contractor
CE07101201: Sandra Little, attorney
CE08020501: John Gallipoli, owner
CE08020475: Joseph Higley, owner's son
CE08020492: Paul Hugo, 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 11:00 A.M.

Case: CE08020501

Anne Marie and John Gallipoli
1650 Southwest 25 Avenue

Mr. McKelligett announced that certified mail sent to the owner was accepted on 2/28/08.

Violation:
28-33(a)

NOT CONNECTED TO THE CITY'S SANITARY SEWER SYSTEM.

Inspector Horodecki reported that the connection fee had been financed on January 18, 2008. No permit for the work had been issued. She recommended ordering compliance within 30 days or a fine of \$100 per day.

Mr. John Gallipoli, owner, reported he had experienced financial difficulties. He said he had financed the connection fee, and was negotiating with plumbers now to get a reasonable price to do the work, which he also hoped to be able to finance. He requested 90 days to resolve the issue.

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

Case: CE08010479 Request for extension
Sipan Investments
444 East Sunrise Boulevard

Mr. McKelligett announced that this was a request for an extension.

Mr. Mark Scarincio, owner, had brought his plumber to request additional time.

Mr. Luis French, contractor, explained he had other jobs to do which prevented him from getting to Mr. Scarincio's job.

Judge Hull granted a 45-day extension.

Case: CE08020492
Paul Hugo Irrevocable Trust
2120 Riverland Road

Mr. McKelligett announced that certified mail sent to the owner was accepted on 3/1/08.

Violation:
28-33(a)

NOT CONNECTED TO THE CITY'S SANITARY SEWER SYSTEM.

Inspector Horodecki reported that the connection fee had been paid on January 15, 2008. No permit for the work had been issued.

Mr. Paul Hugo, owner, explained that the house was not finished and had an active building permit. There was no water running in the house. He anticipated the house would be finished in 90 days.

Inspector Horodecki recommended ordering compliance within 90 days or a fine of \$100 per day.

Judge Hull found in favor of the City and ordered compliance within 90 days or a fine of \$100 per day.

Case: CE08020475
Stanley & Frances Calabrese
1838 Southwest 24 Avenue

Mr. McKelligett announced that service was via the appearance of the owner at this hearing.

Violation:
28-33(a)

NOT CONNECTED TO THE CITY'S SANITARY SEWER SYSTEM.

Inspector Horodecki reported that the connection fee had not been paid and no permit for the work had been issued. She explained that the owners were deceased, and their son had informed her that he could not transfer ownership until he received a settlement.

Mr. Joseph Higley, the owners' son, explained he had inherited the property from his parents. He was awaiting a settlement, and intended to take care of this when he received it. Mr. Higley said he could not afford to pay for the work now. Judge Hull advised Mr. Higley to consult a probate attorney.

Inspector Horodecki recommended allowing Mr. Higley 90 days.

Judge Hull found in favor of the City and ordered compliance within 90 days or a fine of \$100 per day.

Case: CE07101201

Wells Fargo Bank NA Trustee
808 Northwest 4 Avenue

Mr. McKelligett announced that this case was first heard on 11/26/07 to comply by 2/24/08. The property was not complied and the City was requesting imposition of a \$2,800 fine which would continue to accrue until the property complied.

Ms. Sandra Little, attorney, requested additional time to have the work done.

Judge Hull granted a 30-day extension.

Case: CE08020525

Joel Burns & Janine Cesare
1760 Riverland Road

Mr. McKelligett announced that certified mail sent to the owner was accepted on 2/29/08.

Violation:
28-33(a)

NOT CONNECTED TO THE CITY'S SANITARY SEWER SYSTEM.

Inspector Horodecki reported that the connection fee had not been paid and no permit for the work had been issued. She 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: CE08020485

Betty Cordle
1818 Southwest 24 Avenue

Mr. McKelligett announced that certified mail sent to the owner was accepted on 2/29/08.

Violation:
28-33(a)

NOT CONNECTED TO THE CITY'S SANITARY SEWER SYSTEM.

Inspector Horodecki reported that the connection fee had been paid on November 27, 2007. The permit for the work had been issued, but the property had no inspections. She 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: CE08020477

Stephen Smalec & Jane Sadd
2050 Riverland Road

Mr. McKelligett announced that certified mail sent to the owner was accepted on 2/28/08.

Violation:
28-33(a)

NOT CONNECTED TO THE CITY'S SANITARY SEWER SYSTEM.

Inspector Horodecki reported that the connection fee had been paid January 18, 2008. The permit for the work had been issued, but the property had no inspections. She 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: CE08020491

Bradley Hertz
2065 Riverland Road

Mr. McKelligett announced that certified mail sent to the owner was accepted on 3/15/08.

Violation:
28-33(a)

NOT CONNECTED TO THE CITY'S SANITARY SEWER SYSTEM.

Inspector Horodecki reported that the connection fee had been financed on December 18, 2007. The permit for the work had been issued and had failed rough inspection. She 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: CE08020483

Elvera Davies Trust Estate
2096 Southwest 27 Terrace

Mr. McKelligett announced that certified mail sent to the owner was accepted on 3/1/08.

Violation:
28-33(a)

NOT CONNECTED TO THE CITY'S SANITARY SEWER SYSTEM.

Inspector Horodecki reported that the connection fee had not been paid and no permit for the work had been issued. She 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: CE08020496

Kathy & Charles Leikauf
2110 Riverland Road

Mr. McKelligett announced that certified mail sent to the owner was accepted on 2/29/08.

Violation:
28-33(a)

NOT CONNECTED TO THE CITY'S SANITARY SEWER SYSTEM.

Inspector Horodecki reported that the connection fee had not been paid and no permit for the work had been issued. She 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: CE08020503

Ignacio Figueroa
2701 Southwest 20 Street

Mr. McKelligett announced that certified mail sent to the owner was accepted on 3/1/08.

Violation:
28-33(a)

NOT CONNECTED TO THE CITY'S SANITARY SEWER SYSTEM.

Inspector Horodecki reported that the connection fee had been financed on January 18, 2008. No permit for the work had been issued. She 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: CE08020512

David & Valerie Swanson
2721 Southwest 20 Street

Mr. McKelligett announced that certified mail sent to the owner was accepted on 3/17/08.

Violation:
28-33(a)

NOT CONNECTED TO THE CITY'S SANITARY SEWER SYSTEM.

Inspector Horodecki reported that the connection fee had been paid on February 4, 2008. No permit for the work had been issued. She 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: CE07100472

Deutsch Bank National Trust Company
917 Northwest 3 Avenue

Hearing to impose fine

Mr. McKelligett announced that this case was first heard on 11/26/07 to comply by 2/24/08. The property was not complied and the City was requesting imposition of a \$2,800 fine which would continue to accrue until the property complied.

Judge Hull imposed the \$2,800 fine and would continue to accrue.

Cases Complied

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

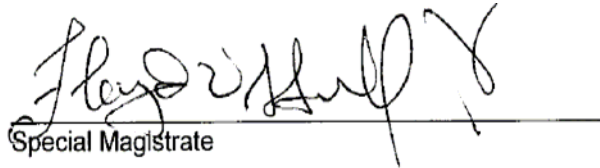
CE08020467

Cases Without Service

Mr. McKelligett announced that the below listed cases were withdrawn due to lack of service. Additional information regarding respondents, violations, etc. can be found in the agenda, which is incorporated into this record by reference:

CE08020508	CE08020469	CE08020495	CE08020481
CE08020490	CE08020500	CE08020499	CE08020480
CE08020494			

There being no further business, the hearing was adjourned at 11:21 a.m.


Special Magistrate

ATTEST:


Clerk, Special Magistrate

Minutes prepared by J. Opperlee, Prototype Services