

**Special Magistrate WaterWorks 2011 Hearing
City Commission Meeting Room
Judge Floyd Hull, Presiding
February 23, 2009
10:00 A.M. – 10:54 A.M.**

Staff Present:

Erin Peck, Secretary, WaterWorks 2011 Special Magistrate
Brian McKelligett, Clerk of Special Magistrate Supervisor
Sue Holmes, Secretary, WaterWorks Special Magistrate
Heather Steyn, WaterWorks 2011 Public Involvement Coordinator
Lissette Tarsia, WaterWorks 2011 Project Coordinator

Respondents and Witnesses:

CE08041121: Charles Schneider, owner
CE08040957: Evangelos Anthony, owner
CE08071529: Abraham Rodriguez, owner's son
CE08100948: Guy Abbotoni, realtor
CE08071516: Jagga Madadi, owner
CE08101045: James Herron, owner
CE08101798: Sheryl Ellison, owner
CE08101799: Medicoeur Meles, owner
CE08101802: Manenda Hearn, owner's daughter
CE08101832: Mary Smith Edwards, previous owner; Leroy Davis
CE08101871: Terrell Williams, 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 10:00 A.M.

Case: CE08071529

Ruth E Rodriguez, 1/2 Interest
Alejandro Rodriguez
1270 Southwest 28 Avenue

This case was first heard on 9/22/08 to comply by 12/21/08. Violations were as noted in the agenda. The property was not complied fines had accrued to \$6,300

Mr. Abraham Rodriguez, the owner's son, requested a 90-day extension on behalf of his parents. He explained that his mother had been out of work for months due to hip operations, and the family was facing foreclosure on their home.

Inspector Tarsia recommended a 90-day extension.

Judge Hull to granted a 90-day extension, which time no fines would accrue.

Case: CE08071516

Jagga R Madadi & Veena K Poladi
1335 Southwest 26 Avenue

Mr. McKelligett requested vacation of the order dated 1/26/09 in order to re-hear the case. Judge Hull vacated the order dated 1/26/09.

This case was first heard on 9/22/08 to comply by 11/21/08. Violations were as noted in the agenda. The property was complied and the City was requesting imposition of a \$260 fine [reduced from \$2,700].

Mr. Jagga Madadi, owner, said he had struggled to comply.

Judge Hull imposed a \$260 fine.

Case: CE08101799

Medicoeur Melus
1632 Northwest 15 Terrace

Service was via posting on the property on 2/9/09 and at City Hall on 2/11/09.

Violation: 28-33(a)
NOT CONNECTED TO CITY'S SANITARY SEWER SYSTEM.

Inspector Tarsia 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: CE08041121

Charles J Schneider
723 Southwest 4 Street

This case was first heard on 7/26/08 to comply by 9/14/08. Violations and extensions were as noted in the agenda. The property was complied the City was requesting imposition of a \$260 fine [reduced from \$4,200].

Mr. Charles Schneider, owner, stated he appreciated the fine reduction.

Judge Hull imposed a \$260 fine.

Case: CE08101045

James C Herron
1401 Southwest 24 Court

This case was first heard on 11/24/08 to comply by 12/24/08. Violations were as noted in the agenda. The property was not complied the City was requesting imposition of a \$6,000 fine, which would continue to accrue until the property complied.

Mr. James Herron, owner, explained that he had not complied because the fees to connect his two adjacent properties totaled almost \$10,000 and he had been unable to afford it. He had given a deposit to a plumber to do the work, but could not begin the work until the impact fee was paid. He requested a 60-day extension.

Judge Hull granted a 60-day extension, during which time no fines would accrue.

Case: CE08100948

Deutsche Bank National Trustee
1315 Southwest 22 Terrace
C/O Countrywide Home Loans

This case was first heard on 11/24/08 to comply by 12/24/08. Violations were as noted in the agenda. The property was not complied fines had accrued to \$6,000.

Mr. Guy Abbotoni, realtor, stated a contractor had been retained to do the work and he was awaiting a check from the bank. He requested a 60-day extension.

Judge Hull denied the request for an extension.

Case: CE08101802

Jeffrey A Harris 1/2 Interest
Kay A Harris
1641 Northwest 18 Avenue

Service was via posting on the property on 2/9/09 and at City Hall on 2/11/09.

Violation: 28-33(a)

NOT CONNECTED TO CITY'S SANITARY SEWER SYSTEM.

Inspector Tarsia reported the connection fee had not been paid and the permit had not been issued. She recommended ordering compliance within 30 days or a fine of \$100 per day.

Ms. Manenda Hearn, the owner's daughter, said they were unable to pay the connection fee, and requested assistance.

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

Case: CE08040957

Evangelos Anthony
729 West Las Olas Boulevard

This case was first heard on 7/28/08 to comply by 8/27/08. Violations and extensions were as noted in the agenda. The property was not complied and fines had accrued to \$11,800.

Mr. Evangelos Anthony, owner, stated since he last appeared before Judge Hull he had paid the connection fee and cleared the land between the buildings. He must now remove the walkway between the buildings by hand to preserve the foundations of the historic buildings. Mr. Anthony requested a 60-day extension.

Judge Hull granted a 60-day extension, during which time no fines would accrue.

Case: CE08101871

Mary L Daniels 1/2 Interest
Ella M Young
1805 Northwest 16 Avenue

Service was via posting on the property on 2/9/09 and at City Hall on 2/11/09.

Violation: 28-33(a)
NOT CONNECTED TO CITY'S SANITARY SEWER SYSTEM.

Inspector Tarsia reported the connection fee had been paid.

Mr. Terrell Williams, the owner's grandson, reported they had paid the fee and begun the work, and requested 60 days.

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

Case: CE08101832

Joel K Holas
1748 Northwest 18 Street

Service was via posting on the property on 2/9/09 and at City Hall on 2/11/09.

Violation: 28-33(a)
NOT CONNECTED TO CITY'S SANITARY SEWER SYSTEM.

Inspector Tarsia reported the connection fee had not been paid and the permit had not been issued.

Ms. Mary Smith Edwards, the previous owner, said her house had been transferred to Mr. Holas via a reverse mortgage of which she was unaware and the property was now in foreclosure. She was trying to refinance and get the property back in her name so she could pull the permits. The sale was scheduled for May 19, and she intended to file fraud charges against Mr. Holas.

Mr. Leroy Davis, Ms. Edwards' fiancé, said Ms. Edwards had been promised a court-appointed attorney.

Inspector Steyn confirmed that Ms. Edwards was not the owner, so the connection was not her responsibility. Mr. McKelligett 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: CE08101798

Sherylyn Lynette Ellison
1631 Northwest 15 Terrace

Service was via posting on the property on 2/9/09 and at City Hall on 2/11/09.

Violation: 28-33(a)
NOT CONNECTED TO CITY'S SANITARY SEWER SYSTEM.

Inspector Steyn reported the connection fee had been paid and the permit had been issued but no inspection had been scheduled.

Ms. Sherylyn Ellison, owner, said she was awaiting the inspection and requested 30 days.

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

Case: CE08101715

Ziyad Awadallah
1510 Northwest 19 Street

Service was via posting on the property on 2/9/09 and at City Hall on 2/11/09.

Violation: 28-33(a)
NOT CONNECTED TO CITY'S SANITARY SEWER SYSTEM.

Inspector Steyn 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: CE08101717

Don Kight
1512 Northwest 18 Court

Service was via posting on the property on 2/9/09 and at City Hall on 2/11/09.

Violation: 28-33(a)
NOT CONNECTED TO CITY'S SANITARY SEWER SYSTEM.

Inspector Steyn 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: CE08101720

Betilda Campbell, 1/2 Interest
Lisa Campbell
1517 Northwest 17 Street

Service was via posting on the property on 2/9/09 and at City Hall on 2/11/09.

Violation: 28-33(a)
NOT CONNECTED TO CITY'S SANITARY SEWER SYSTEM.

Inspector Steyn 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: CE08101721

Jeff Hagel
1518 Northwest 17 Street

Service was via posting on the property on 2/9/09 and at City Hall on 2/11/09.

Violation: 28-33(a)
NOT CONNECTED TO CITY'S SANITARY SEWER SYSTEM.

Inspector Steyn 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: CE08101730

Shalonda Ayton
1539 Northwest 17 Street

Service was via posting on the property on 2/9/09 and at City Hall on 2/11/09.

Violation: 28-33(a)
NOT CONNECTED TO CITY'S SANITARY SEWER SYSTEM.

Inspector Steyn 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: CE08101732

Bethany Taylor
1541 Northwest 18 Court

Service was via posting on the property on 2/9/09 and at City Hall on 2/11/09.

Violation: 28-33(a)
NOT CONNECTED TO CITY'S SANITARY SEWER SYSTEM.

Inspector Steyn 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: CE08101733

Lisa G Smith & Deborah A Campion
1542 Northwest 17 Street

Service was via posting on the property on 2/9/09 and at City Hall on 2/11/09.

Violation: 28-33(a)
NOT CONNECTED TO CITY'S SANITARY SEWER SYSTEM.

Inspector Steyn 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: CE08101739

Vivian L Butts
1572 Northwest 15 Terrace

Service was via posting on the property on 2/9/09 and at City Hall on 2/11/09.

Violation: 28-33(a)
NOT CONNECTED TO CITY'S SANITARY SEWER SYSTEM.

Inspector Tarsia 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: CE08101748

Lisa G Smith & Deborah A Campion
1576 Northwest 15 Terrace

Service was via posting on the property on 2/9/09 and at City Hall on 2/11/09.

Violation: 28-33(a)
NOT CONNECTED TO CITY'S SANITARY SEWER SYSTEM.

Inspector Tarsia 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: CE08101751

Leona Jackson
1600 Northwest 16 Court

Service was via posting on the property on 2/9/09 and at City Hall on 2/11/09.

Violation: 28-33(a)
NOT CONNECTED TO CITY'S SANITARY SEWER SYSTEM.

Inspector Tarsia recommended ordering compliance within 60 days or a fine of \$100 per day.

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

Case: CE08101756

Ozlo Holdings LLC
1607 Northwest 15 Terrace

Service was via posting on the property on 2/9/09 and at City Hall on 2/11/09.

Violation: 28-33(a)
NOT CONNECTED TO CITY'S SANITARY SEWER SYSTEM.

Inspector Tarsia 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: CE08101760

Lori C Forbes
1612 Northwest 16 Street

Service was via posting on the property on 2/9/09 and at City Hall on 2/11/09.

Violation: 28-33(a)
NOT CONNECTED TO CITY'S SANITARY SEWER SYSTEM.

Inspector Tarsia 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: CE08101762

Henry G & Donna J Diehl
1614 Northwest 16 Court

Service was via posting on the property on 2/9/09 and at City Hall on 2/11/09.

Violation: 28-33(a)
NOT CONNECTED TO CITY'S SANITARY SEWER SYSTEM.

Inspector Tarsia 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: CE08101767

Charles & Maryai Lalta Estate
1617 Northwest 15 Lane

Service was via posting on the property on 2/9/09 and at City Hall on 2/11/09.

Violation: 28-33(a)
NOT CONNECTED TO CITY'S SANITARY SEWER SYSTEM.

Inspector Tarsia 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: CE08101815

Phyllis R Jackson
1708 Northwest 18 Street

Certified mail sent to the owner was accepted on 02/09/2009.

Violation: 28-33(a)
NOT CONNECTED TO CITY'S SANITARY SEWER SYSTEM.

Inspector Tarsia recommended ordering compliance within 120 days or a fine of \$100 per day.

Judge Hull found in favor of the City and ordered compliance within 120 days or a fine of \$100 per day.

Case: CE08101821

Peggy Bell
1728 Northwest 18 Street

Service was via posting on the property on 2/9/09 and at City Hall on 2/11/09.

Violation: 28-33(a)
NOT CONNECTED TO CITY'S SANITARY SEWER SYSTEM.

Inspector Tarsia 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: CE08101830

Juan Perez
1744 Northwest 18 Street

Service was via posting on the property on 2/9/09 and at City Hall on 2/11/09.

Violation: 28-33(a)
NOT CONNECTED TO CITY'S SANITARY SEWER SYSTEM.

Inspector Tarsia 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: CE08101831

Raymond J Dilulio
1745 Northwest 18 Street

Service was via posting on the property on 2/9/09 and at City Hall on 2/11/09.

Violation: 28-33(a)
NOT CONNECTED TO CITY'S SANITARY SEWER SYSTEM.

Inspector Tarsia 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: CE08101833

Prangahthita P Chuaindhara
1752 Northwest 18 Street

Service was via posting on the property on 2/9/09 and at City Hall on 2/11/09.

Violation: 28-33(a)
NOT CONNECTED TO CITY'S SANITARY SEWER SYSTEM.

Inspector Tarsia 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: CE08101872

Yvette Brown
1808 Northwest 16 Court

Service was via posting on the property on 2/9/09 and at City Hall on 2/11/09.

Violation: 28-33(a)
NOT CONNECTED TO CITY'S SANITARY SEWER SYSTEM.

Inspector Tarsia 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: CE08101874

Jeffrey S & Marilyn Finley
1809 Northwest 16 Street

Service was via posting on the property on 2/9/09 and at City Hall on 2/11/09.

Violation: 28-33(a)
NOT CONNECTED TO CITY'S SANITARY SEWER SYSTEM.

Inspector Tarsia 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: CE08101875

1812 Northwest 16th Court LLC
1812 Northwest 16 Court

Service was via posting on the property on 2/9/09 and at City Hall on 2/11/09.

Violation: 28-33(a)
NOT CONNECTED TO CITY'S SANITARY SEWER SYSTEM.

Inspector Tarsia 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: CE08101880

Capital Homes & Investments Inc
1823 Northwest 16 Avenue

Service was via posting on the property on 2/9/09 and at City Hall on 2/11/09.

Violation: 28-33(a)
NOT CONNECTED TO CITY'S SANITARY SEWER SYSTEM.

Inspector Tarsia 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: CE08101881

Lloyd W & Mercella E West
1824 Lauderdale Manors Drive

Service was via posting on the property on 2/9/09 and at City Hall on 2/11/09.

Violation: 28-33(a)
NOT CONNECTED TO CITY'S SANITARY SEWER SYSTEM.

Inspector Tarsia 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: CE08101894

Gregory Reile & Adjair Franca
1859 Lauderdale Manors Drive

Service was via posting on the property on 2/9/09 and at City Hall on 2/11/09.

Violation: 28-33(a)
NOT CONNECTED TO CITY'S SANITARY SEWER SYSTEM.

Inspector Tarsia 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: CE08041008

Maria Ferreira
716 West Las Olas Boulevard

This case was first heard on 7/28/08 to comply by 8/27/08. Violations and extensions were as noted in the agenda. The property was not complied and the City was requesting imposition of a \$9,100 fine, which would continue to accrue until the property complied.

Judge Hull imposed the \$9,100 fine, which would continue to accrue until the property complied.

Case: CE08071401

William C Curtis
2510 Davie Boulevard

This case was first heard on 9/22/08 to comply by 10/22/08. Violations and extensions were as noted in the agenda. The property was complied and the City was requesting imposition of a \$110 fine [reduced from \$400].

Judge Hull imposed the \$110 fine.

Case: CE08071442

Wellington Anthony Batts Jr
1224 Southwest 24 Avenue

This case was first heard on 9/22/08 to comply by 12/21/08. Violations and extensions were as noted in the agenda. The property was complied and the City was requesting imposition of a \$260 fine [reduced from \$6,300].

Judge Hull imposed the \$260 fine.

Case: CE08081469

John & Victoria Brown Revocable Living Trust
508 Northwest 8 Avenue

This case was first heard on 10/27/08 to comply by 11/26/08. Violations were as noted in the agenda. Mr. McKelligett read a letter from the property owner that described the reason she had difficulty affording the work, and requesting an abatement of the fines. The

property was complied and the City was recommending no fine be imposed [reduced from \$1,200].

Judge Hull imposed no fine.

Case: CE08081470

Michael Albert Eiland
545 Northwest 8 Avenue

This case was first heard on 11/24/08 to comply by 12/24/08. Violations were as noted in the agenda. The property was not complied and the City was recommending no fine be imposed [reduced from \$100].

Judge Hull imposed no fine.

Case: CE08100961

Washington Mutual Bank
1450 Southwest 21 Terrace

This case was first heard on 11/24/08 to comply by 12/24/08. Violations were as noted in the agenda. The property not was complied and the City was requesting imposition of a \$6,000 fine, which would continue to accrue until the property complied.

Judge Hull imposed the \$6,000 fine, which would continue to accrue until the property complied.

Case: CE08100963

Ryan Knight
1470 Southwest 21 Terrace

This case was first heard on 11/24/08 to comply by 12/24/08. Violations were as noted in the agenda. The property was complied and the City was recommending imposition of a \$260 fine [reduced from \$3,900].

Judge Hull imposed the \$260 fine.

Case: CE08100967

Bret & Melissa Robbins
1541 Southwest 22 Avenue

This case was first heard on 11/24/08 to comply by 12/24/08. Violations were as noted in the agenda. The property not was complied and the City was requesting imposition of a \$6,000 fine, which would continue to accrue until the property complied.

Judge Hull imposed the \$6,000 fine, which would continue to accrue until the property complied.

Case: CE08100980

Romona Andujar
1901 Southwest 22 Avenue

This case was first heard on 11/24/08 to comply by 12/24/08. Violations were as noted in the agenda. The property was complied and the City was recommending imposition of a \$260 fine [reduced from \$3,900].

Judge Hull imposed the \$260 fine.

Case: CE08100987

Wells Fargo Bank NA Trustee
2204 Southwest 14 Street

This case was first heard on 11/24/08 to comply by 12/24/08. Violations were as noted in the agenda. The property not was complied and the City was requesting imposition of a \$6,000 fine, which would continue to accrue until the property complied.

Judge Hull imposed the \$6,000 fine, which would continue to accrue until the property complied. .

Case: CE08100989

Eve A Anderson
2208 Southwest 14 Street

This case was first heard on 11/24/08 to comply by 12/24/08. Violations were as noted in the agenda. The property not was complied and the City was requesting imposition of a \$6,000 fine, which would continue to accrue until the property complied.

Judge Hull imposed the \$6,000 fine, which would continue to accrue until the property complied.

Case: CE08100994

Belen Hernandez Alonso
2236 Southwest 13 Street

This case was first heard on 11/24/08 to comply by 12/24/08. Violations were as noted in the agenda. The property not was complied and the City was requesting imposition of a \$6,000 fine, which would continue to accrue until the property complied.

Judge Hull imposed the \$6,000 fine, which would continue to accrue until the property complied.

Case: CE08100996

U S Bank National Association Trustee
C/O Specialized Loan Servicing
2249 Southwest 14 Court

This case was first heard on 11/24/08 to comply by 12/24/08. Violations were as noted in the agenda. The property not was complied and the City was requesting imposition of a \$6,000 fine, which would continue to accrue until the property complied.

Judge Hull imposed the \$6,000 fine, which would continue to accrue until the property complied.

Case: CE08101051

Jean C & Magdala G Duperoux
1450 Southwest 24 Court

This case was first heard on 11/24/08 to comply by 12/24/08. Violations were as noted in the agenda. The property not was complied and the City was requesting imposition of a \$6,000 fine, which would continue to accrue until the property complied.

Judge Hull imposed the \$6,000 fine, which would continue to accrue until the property complied.

Case: CE08101055

Gary Roca Family Trust
1500 Southwest 20 Street

This case was first heard on 11/24/08 to comply by 12/24/08. Violations were as noted in the agenda. The property not was complied and the City was requesting imposition of a \$6,000 fine, which would continue to accrue until the property complied.

Judge Hull imposed the \$6,000 fine, which would continue to accrue until the property complied.

Cases Complied

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

CE08101752 CE08101771 CE08101803

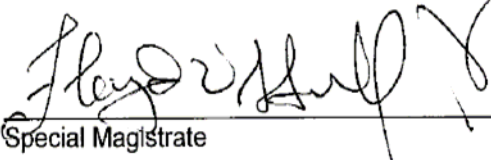
Cases Withdrawn

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

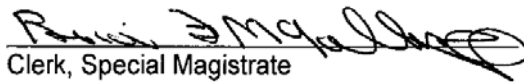
CE08101047

CE08101061

There being no further business, the hearing was adjourned at **10:54** a.m.


Special Magistrate

ATTEST:


Clerk, Special Magistrate

Minutes prepared by J. Opperlee, Prototype Services