

Special Magistrate WaterWorks 2011 Hearing
City Commission Meeting Room
Judge Floyd Hull, Presiding
June 15, 2009
10:00 A.M. – 10:43 A.M.

Staff Present:

Erin Peck, Secretary, WaterWorks 2011 Special Magistrate
Dee Paris, Administrative Aide
Heather Steyn, WaterWorks 2011 Public Involvement Coordinator
Lisette Tarsia, WaterWorks 2011 Project Coordinator

Respondents and Witnesses:

CE08100949: Paulo Bezerra, owner
CE08101045; CE08101046: James Herron, owner
CE08101050: Iris Seymour, owner
CE08101728: Lacy Crew, owner
CE08101806: Curtis Thomas, owner
CE08100971: Scott Bryan, owner
CE08101884: Demika Levy, owner
CE09040580: Noemi Rodriguez, owner
CE09040587: Valecia Cespedes, owner
CE09040586: Rothenel Belizaire, owner
CE09040600: Karl Charles, owner
CE09040677: Charlie Padilla, owner
CE09040690: Rudolph Wright, owner; Adrienne Dickenson, 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: CE08100949

Paulo R Bezerra 1/2 interest
Maritza Bezerra
1327 Southwest 22 Avenue

This case was first heard on 1/26/09 to comply by 4/27/09. Violations and extensions were as noted in the agenda. The property was not complied and the City was requesting imposition of a \$4,900 fine, which would continue to accrue until the property complied.

Mr. Paulo Bezerra, owner, said he was seeking loan modification to save his home from foreclosure. He was currently unemployed and could not afford the \$1,000 connection fee. He requested financing for the connection fee.

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

Case: CE08100971

Request for extension

Scott L Bryan
1660 Southwest 22 Avenue

This case was first heard on 11/24/08 to comply by 12/24/08. Violations and extensions were as noted in the agenda. The property was not complied fines had accrued to \$8,100.

Mr. Scott Bryan, owner, said he was living on workman's compensation insurance after being injured last year. He had paid the connection fee and pulled the permit but could not afford to have the work done. Mr. Bryan requested another 90 days.

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

Case: CE08101884

Demika Levy
1834 Lauderdale Manors Drive

This case was first heard on 1/26/09 to comply by 4/26/09. Violations were as noted in the agenda. The property was not complied and the City was requesting imposition of a \$4,900 fine, which would continue to accrue until the property complied.

Ms. Demika Levy, owner, said she had paid the connection fee, but had not yet pulled the permit. She stated she could not afford to hire a plumber right now and requested 90 days.

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

Case: CE09040600

Karl H Charles
2800 Southwest 7 Street

Service was via posting on the property on 5/27/09 and at City Hall on 5/29/09.

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 inspections had been scheduled.

Mr. Karl Charles, owner, said he needed 90 days because he was currently unemployed.

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

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 and extensions were as noted in the agenda. The property was not complied and the City was requesting imposition of an \$11,100 fine, which would continue to accrue until the property complied.

Mr. James Herron, owner, said he could not afford the \$5,000 connection fee for both properties. He requested 30 days to sell his car to raise the money.

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

Case: CE08101046

James C Herron
1407 Southwest 24 Court

This case was first heard on 1/26/09 to comply by 4/26/09. Violations were as noted in the agenda. The property was not complied and the City was requesting imposition of a \$4,900 fine, which would continue to accrue until the property complied.

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

Case: CE08101728

Lacy A Crew
1530 Northwest 18 Court

This case was first heard on 1/26/09 to comply by 4/26/09. Violations were as noted in the agenda. The property was complied and the City was requesting imposition of a \$960 fine [reduced from \$2,300].

Mr. Lacy Crew, owner, said he had pulled the permit and hired the plumber, but the City had made changes that the plumber must take into account and this had caused delays. He asked that the fines be waived.

Judge Hull imposed a \$500 fine.

Case: CE09040580

Noemi Rodriguez
2720 Southwest 6 Court

Service was via posting on the property on 5/27/09 and at City Hall on 5/29/09.

28-33(a)

NOT CONNECTED TO CITY'S SANITARY SEWER SYSTEM.

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

Ms. Noemi Rodriguez, owner, explained this was a licensed group home and they had experienced significant State budget cuts. She believed they could comply within 60 days.

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

Case: CE08101806

Curtis & Gail Thomas
1659 Northwest 15 Terrace

This case was first heard on 1/26/09 to comply by 4/26/09. Violations were as noted in the agenda. The property was complied and the City was requesting imposition of a \$960 fine [reduced from \$1,700].

Mr. Curtis Thomas, owner, explained he was on a fixed income and he had suffered a heart attack while doing the work. He did not have the money to pay the fine.

Judge Hull imposed a \$500 fine.

Case: CE09040690

Rudolph Victor Wright
2972 Southwest 11 Court

Service was via posting on the property on 5/27/09 and at City Hall on 5/29/09.

28-33(a)

NOT CONNECTED TO CITY'S SANITARY SEWER SYSTEM.

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

Ms. Adrienne Dickenson Wright, owner, explained that they had been forced to evict the tenants and needed to pay the property taxes. She 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: CE08101050

Iris Seymour
1435 Southwest 24 Court

This case was first heard on 1/26/09 to comply by 4/26/09. Violations were as noted in the agenda. The property was complied and the City was requesting imposition of a \$1,010 fine [reduced from \$3,200].

Ms. Iris Seymour, owner, said she did not have the money to pay a fine; she still owed the plumber and had borrowed the money to pay the City.

Judge Hull imposed a \$500 fine, and informed Ms. Seymour she would have 90 days to pay it.

Case: CE09040587

Request for extension

Valecia A Williams Cespedes
2732 Southwest 7 Street

This case was first heard on 5/18/09 to comply by 6/17/09. Violations were as noted in the agenda. The property was not complied and fines would begin to accrue on 6/18/09.

Ms. Velecia Cespedes, owner, explained she had been laid off and her home had been recently burglarized. She requested additional time to comply.

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

Case: CE09040677

Request for extension

Charlie Padilla
2873 Southwest 10 Street

This case was first heard on 5/18/09 to comply by 6/17/09. Violations were as noted in the agenda. The property was not complied and fines would begin to accrue on 6/18/09.

Mr. Charlie Padilla, owner, said he had lost his business and requested 90 days. Mr. Padilla said he had received a letter stating he would not be fined, but when he phoned the City, they could find no record of this. Inspector Steyn explained Mr. Padilla had received a "delay letter" because he had applied for a grant, and advised a 90-day extension.

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

Case: CE09040603

Richard & Saraswati Devi Bachan
2817 Southwest 8 Street

Service was via posting on the property on 5/27/09 and at City Hall on 5/29/09.

28-33(a)

NOT CONNECTED TO CITY'S SANITARY SEWER SYSTEM.

Inspector Steyn recommended ordering compliance within 45 days or a fine of \$100 per day.

Judge Hull found in favor of the City and ordered compliance within 45 days or a fine of \$100 per day.

Case: CE09040664

Alba E & Guillermo E Vasquez
2830 Southwest 9 Street

Service was via posting on the property on 5/27/09 and at City Hall on 5/29/09.

28-33(a)

NOT CONNECTED TO CITY'S SANITARY SEWER SYSTEM.

Inspector Steyn recommended ordering compliance within 45 days or a fine of \$100 per day.

Judge Hull found in favor of the City and ordered compliance within 45 days or a fine of \$100 per day.

Case: CE09040665

Corbel Cooper
2849 Southwest 9 Street

Service was via posting on the property on 5/27/09 and at City Hall on 5/29/09.

28-33(a)

NOT CONNECTED TO CITY'S SANITARY SEWER SYSTEM.

Inspector Steyn recommended ordering compliance within 45 days or a fine of \$100 per day.

Judge Hull found in favor of the City and ordered compliance within 45 days or a fine of \$100 per day.

Case: CE09040682

Russell W Fraser
2920 Southwest 11 Street

Service was via posting on the property on 5/27/09 and at City Hall on 5/29/09.

28-33(a)

NOT CONNECTED TO CITY'S SANITARY SEWER SYSTEM.

Inspector Steyn recommended ordering compliance within 45 days or a fine of \$100 per day.

Judge Hull found in favor of the City and ordered compliance within 45 days or a fine of \$100 per day.

Case: CE09040681

Julianna Louise Acker
3036 Southwest 10 Street

Service was via posting on the property on 5/27/09 and at City Hall on 5/29/09.

28-33(a)

NOT CONNECTED TO CITY'S SANITARY SEWER SYSTEM.

Inspector Steyn recommended ordering compliance within 45 days or a fine of \$100 per day.

Judge Hull found in favor of the City and ordered compliance within 45 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 the City was requesting imposition of a \$16,900 fine, which would continue to accrue until the property complied.

Judge Hull imposed the \$16,900 fine, which would continue to accrue until the property complied.

Case: CE08071443

Claudio Berki
1299 Southwest 28 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 not complied and the City was requesting imposition of an \$8,400 fine, which would continue to accrue until the property complied.

Judge Hull imposed the \$8,400 fine, which would continue to accrue until the property complied.

Case: CE08101751

Leona Jackson
1600 Northwest 16 Court

This case was first heard on 2/23/09 to comply by 4/24/09. Violations were as noted in the agenda. The property was complied and the City was requesting imposition of a \$1,010 fine [reduced from \$3,800].

Judge Hull imposed the \$1,010 fine.

Case: CE08101804

Oscar A Castillo, Trustee
Goodman Family Trust
1647 Northwest 15 Terrace

This case was first heard on 3/23/09 to comply by 4/22/09. Violations were as noted in the agenda. The property was not complied and the City was requesting imposition of a \$5,300 fine, which would continue to accrue until the property complied.

Judge Hull imposed the \$5,300 fine, which would continue to accrue until the property complied.

Case: CE08101827

Rosny Auguste
1740 Northwest 18 Street

This case was first heard on 1/26/09 to comply by 4/26/09. Violations were as noted in the agenda. The property was not complied and the City was requesting imposition of a \$4,900 fine, which would continue to accrue until the property complied.

Judge Hull imposed the \$4,900 fine, which would continue to accrue until the property complied.

Case: CE08101876

Maureen J Heard
1815 Northwest 16 Avenue

This case was first heard on 1/26/09 to comply by 4/26/09. Violations were as noted in the agenda. The property was not complied and the City was requesting imposition of a \$4,900 fine, which would continue to accrue until the property complied.

Judge Hull imposed the \$4,900 fine, which would continue to accrue until the property complied.

Case: CE08101899

Emmanuel Joseph
1905 Northwest 16 Court

This case was first heard on 1/26/09 to comply by 4/26/09. Violations were as noted in the agenda. The property was not complied and the City was requesting imposition of a \$4,900 fine, which would continue to accrue until the property complied.

Judge Hull imposed the \$4,900 fine, which would continue to accrue until the property complied.

Case: CE08101875

1812 Northwest 16TH Court LLC
1812 Northwest 16 Court

Vacate final order of 2/23/2009 - grant recipient

This was a request to vacate the final order dated 2/23/09 because the owner was a grant recipient.

Judge Hull vacated the final order dated 2/23/09.

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:

CE09040586 CE09040689

Cases Without Service

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

Cases Withdrawn

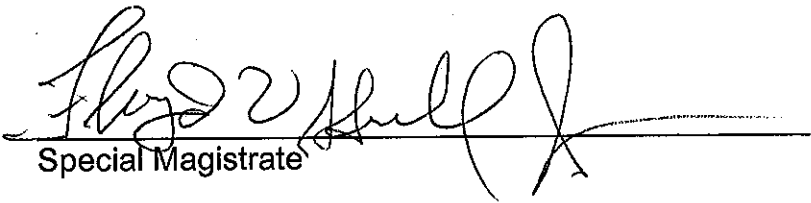
Mr. McKelligett announced that the below listed cases had been withdrawn. Additional information regarding respondents, violations, etc. can be found in the agenda, which is incorporated into this record by reference:

CE08081443 CE08101825 CE09021006 CE09040679


Cases Closed

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

There being no further business, the hearing was adjourned at **10:43 a.m.**


Special Magistrate

ATTEST:


Clerk, Special Magistrate

Minutes prepared by J. Opperlee, Prototype Services