

WEDNESDAY
MARCH 6, 2019
9:00 A.M.



COOPER CITY HALL
9090 SOUTHWEST 50 PLACE
COOPER CITY, FLORIDA

Post Hearing Minutes

CODE ENFORCEMENT SPECIAL MAGISTRATE HEARING

1. **EXPLANATION OF PROCEDURES BY SPECIAL MAGISTRATE**

2. **SWEARING IN**

3. **NOTICE OF VIOLATION HEARINGS**

CASE #

06781 **PAFL Corp Inc., 5500 S. Flamingo Road., Cooper City, FL 33330**

FOV- **Mailing Address: 7430 NE 4 Court., #B, Miami, FL 33138**

AF- **Notice of Violation: 1/17/2019 By: Code Officer Mark Reale**

Fine- **Violation: Sec 6-40(b) Maintenance Standards-Exterior Premises Condition-Failed to maintain enclosure floor litter and debris creating a nuisance.**

Disposition: March 6, 2019 Hearing: Respondent was not present. Code Officer Reale was present. FOV-Violation complied on 02/20/2019. Must pay \$80 administrative fee on or before 04/05/2019.

EEN18-0211 **PAFL Corp Inc., 5500 S. Flamingo Road, Cooper City, FL 33330**

FOV- **Mailing Address: 7430 NW 4 Court #B., Miami, FL 33138-5006**

AF- **Notice of Violation: 11/21/2018 By: Building Official Ted Fowler**

Fine- **Violation: FBC 105 Sec 6-7 Adoption of Florida Building Code which provides that a permit is required to install windows and doors.**

No Action

1/3/2019 **Disposition: January 9, 2019 Hearing: Natalie Gurgin was present and admitted the violation. Building Official Fowler was present. FOV- Must pay \$80 administrative fee on or before 02/08/2019. Fine have been withheld. Administrative fee has been paid on 01/09/2019. Continue to 02/06/2019.**

Disposition: February 6, 2019 Hearing: Permit applied on 01/07/2019. Continue to 03/06/2019.

Disposition: March 6, 2019 Hearing: 02/26/2019 permit applied for 01/04/2019. Picked up for corrections 01/17/2019.
Respondent was not present. Building Official Fowler was present. FOV- Must comply with the violation 10 days from the receipt of this order. If not complied then must pay \$50/day fine from the date of receipt of the order until compliance.

06811 **B & S Sofia Ventures., 3621 Washington Lane, Cooper City, FL 33026**

FOV- **Mailing Address: 1002 E Newport Center Drive., #200, Deefield Beach, FL 33442**

AF- **Notice of Violation: 1/11/2019 By: Code Officer Belinda Graham**

Fine- **Violation: Sec 6-40(b) Maintenance Standards-Exterior Premises Condition-Failed to maintain premises free of nuisances. (dead tree branches, overgrowth and accumulation, dead horticulture)**

Disposition: March 6, 2019 Hearing: Ashley Reese was present and admitted the violation. Continue to 04/03/2019.

EEN18-0158 **Soraya Nosrati & Edmundo Martinez., 5000 SW 91 Avenue., Cooper City, FL 33328**

FOV- **Notice of Violation: 10/1/2018 By: Building Inspector Gerry Lomastro**

AF- **Violation: FBC 105 Sec 6-7 Adoption of Florida Building Code which provides that a permit is to install new windows and doors.**

Fine

No Action

10/29/2018 Disposition: November 7, 2018 Hearing: Respondent was not present. Building Official Fowler was present. FOV- Must pay \$80.00 administrative fee on or before 12/07/2018. Must pay \$100/day fine from 11/01/2018 until compliance.

1/3/2019

1/28/2019

Disposition: January 9, 2019 Hearing: **Continue to 02/06/2019.**

Disposition: **February 6, 2019 Hearing:** Certification of Fine

Disposition: March 6, 2019 Hearing: **Case continued to April 3, 2019. Notices sent incorrectly to previous owners.**
Recind all previous orders. Code must open a new case for the new owners.

EEN18-0209 **Jose R. Ortiz & Brenda Revolorio., 5612 SW 97 Terrace, Cooper City, FL 33328**

FOV- **Mailing Address: 13 Arbor Cove Drive., Phenix City, AL 36870-4727**

AF- **Notice of Violation: 11/21/2018 By: Building Official Ted Fowler**

Fine- **Violation: FBC 105.3.2 Sec 6-7 Adoption of Florida Building Code which provides that a permit for reroof has expired and needs to be renewed.**

No Action

1/3/2019

1/28/2019 Disposition: January 9, 2019 Hearing: Jose Ortiz was present and denied the violation. Building Official Fowler was present. FOV- Fine and administrative fees are withheld. **Continue to 02/06/2019 for status review.**

2/25/2019

Disposition: **February 6, 2019 Hearing: Continue to 03/06/2019 for status review. Post Property.**

Disposition: March 6, 2019 Hearing: Respondent was not present. Building Official Fowler was present. **Permit has been renewed on 03/15/2019. Case Closed**

EEN18-0221 **Allyson Kayton., 11117 Des Moines Court, Cooper City, FL 33026**

FOV- **Mailing Address: 1903 Windsor Ridge Drive., Westborough, MA 01581-2340**

AF- **Notice of Violation: 12/17/2018 By: Building Official Ted Fowler**

Fine- **Violation: FBC 105 Sec 6-7 Adoption of Florida Building Code which provides that a permit is required to remodel the kitchen & bathrooms, build a room in the garage and replace the front door.**

Disposition: **February 6, 2019 Hearing: Permit applied on 01/03/2019. Continue to 03/06/2019 for status.**

Disposition: **March 6, 2019 Hearing: Exterior door permit issued on 02/01/2019, Interior remodel issued on 02/14/2019. Demo permit has been applied on 01/03/2019 but still needs to be issued. Respondent requested continuance has been granted to April 3, 2019.**

EEN19-0007 **Richard & Brittany Angulo., 9989 SW 59 Court., Cooper City, FL 33328**

FOV- **Notice of Violation: 1/4/2019 By: Building Official Ted Fowler**

AF- **Violation: FBC 105.3.2 Sec 6-7 Adoption of Florida Building Code which provides that a pool permit and pool plumbing permit have expired and both need to be renewed.**

Fine

No Action

2/25/2019 Disposition: March 6, 2019 Hearing: Respondent was present. Building Official Fowler was present. **Permit renewed on 03/06/2019. Case Closed.**

EEN19-0009 **Richard & Brittany Angulo., 9989 SW 59 Court., Cooper City, FL 33328**

FOV- **Notice of Violation: 1/4/2019 By: Building Official Ted Fowler**

AF- **Violation: FBC 105.3.2 Sec 6-7 Adoption of Florida Building Code which provides that a demolition permit has expired and needs to be renewed.**

Fine

No Action

2/25/2019 Disposition: March 6, 2019 Hearing: Respondent was present. Building Official Fowler was present. Permit renewed on 03/06/2019.

Case Closed.

EEN19-0008 **Amy Malzo & Joseph Malzo., 10306 Grove Street., Cooper City, FL 33328**
FOV- **Notice of Violation:** 1/7/2019 By: Building Official Ted Fowler
AF- **Violation:** FBC 105.3.2 Sec 6-7 Adoption of Florida Building Code which provides that a permit is required to remove cabinets, electrical GFCI switches and drywall to gain access in order to repair plumbing pipes.
Fine
No Action
2/25/2019 **Disposition:** March 6, 2019 Hearing: Respondent was present. Building Official Fowler was present. Permit applied for on 03/06/2019. Continue to 05/01/2019.

EEN19-0010 **Daniel F. & Aimee Old., 10465 Grove Lane., Cooper City, FL 33026**
FOV- **Notice of Violation:** 1/10/2019 By: Building Official Ted Fowler
AF- **Violation:** FBC 105.3.2 Sec 6-7 Adoption of Florida Building Code which provides that a paver driveway permit has expired and needs to be renewed.
Fine
No Action
2/25/2019 **Disposition:** March 6, 2019 Hearing: Respondent was not present. Building Official Fowler was present. FOV-Must pay \$80 administrative fee on or before 04/05/2019. Must pay \$50/day fine from 01/10/2019 until compliance.

EEN19-0018 **Sun Dance Enterprises LLC., Griffin Road, Cooper City, FL 33328**
FOV- **Mailing Address:** 13859 SW 40 Street., Davie, FL 33330
AF- **Notice of Violation:** 1/29/2019 By: Building Official Ted Fowler
Fine- **Violation:** FBC 105.3.2 Sec 6-7 Adoption of Florida Building Code which provides that a sign entry wall permit has expired and needs to be renewed.
No Action
2/25/2019 **Disposition:** March 6, 2019 Hearing: Continue to April 3, 2019.

EEN19-0020 **Thanh Nguyen Dang., 3420 NW 89 Terrace, Cooper City, FL 33024**
FOV- **Notice of Violation:** 1/31/2019 By: Building Inspector Gerry Lomastro
AF- **Violation:** FBC 105 Sec 6-7 Adoption of Florida Building Code which provides that a permit is required to install a trellis.
Fine-
No Action
2/25/2019 **Disposition:** March 6, 2019 Hearing: Respondent was present. Building Official Fowler was present. Permit applied on 02/27/2019. Permit must be issued. Continue to 04/03/2019.

EEN19-0021 **Heather J. Forbing, 5049 SW 92 Terrace, Cooper City, FL 33328**
FOV- **Notice of Violation:** 1/31/2019 By: Building Inspector Gerry Lomastro
AF- **Violation:** FBC 105 Sec 6-7 Adoption of Florida Building Code which provides that a permit is required to construct a storage shed.
Fine-
No Action
2/25/2019 **Disposition:** March 6, 2019 Hearing: Respondent was not present. Building Official Fowler was present. FOV-Must pay \$80 administrative fee on or before 04/05/2019. Must pay \$50/day fine from 01/10/2019 until compliance.

4. IMPOSITION OF FINE HEARINGS

EEN18-0029 **Countryside West Homeowners Inc c/o VIP Management Corp, SW 56 Manor, Cooper City, FL 33328**
FOV- **Mailing Address:** PO Box 9454., Coral Springs, FL 33075-9454
AF- **Notice of Violation:** 2/20/2018 By: Building Official Gerry Lomastro
Fine- **Violation:** FBC 105 Sec 6-7 Adoption of Florida Building Code which provides that a permit is required to install a PVC fence.
No Action
5/21/2018
7/23/2018 **Disposition:** April 4, 2018 Hearing: Respondent was present. Building Official Fowler was present. FOV- Must pay \$80 admin fee on or before 05/15/2018. Fine has been withheld. If permit is issued on or before 05/15/2018 then case will

8/2/2018 be closed. If not complied then case will continue to 06/06/2018. **Admin fee paid on 05/15/2018.**

9/21/2018

10/29/2018 Disposition: **June 6, 2018 Hearing: Respondent requested continuance granted to 08/01/2018.**

11/29/2018

12/4/2018 Disposition: **August 1, 2018 Hearing: Continue to 09/05/2018.**

1/2/2019

Disposition: September 5, 2018 Hearing: Respondent was not present. Building Official Fowler was present. FOV- Must pay \$100/day fine from 05/15/2018 until compliance. **Continue to 10/03/2018.**

Disposition: October 3, 2018 Hearing: Respondent not present. Building Official Fowler was present. Must obtain permit on or before 11/02/2018. **Continue to 11/07/2018 for status review.** If violation complied then previous fines will be waived.

Disposition: November 7, 2018 Hearing: **Respondent requested continuance granted to 12/05/2018.**

Disposition: December 5, 2018 Hearing: **Continue to 01/09/2019.**

Disposition: January 9, 2019 Hearing: Respondent was not present. Building Official Lomastro was present. FOV- Must comply with the violation and pay \$200/day fine from 01/09/2019 until compliance.

Disposition: March 6, 2019 Hearing: **Case complied, permit applied 10/30/2018, Issued 11/06/2018.**
Nicole Leon-Property Manager was present. Permit issued on 11/06/2018. **Fine has been waived. Case Closed**

EEN18-0121 **Stirling Retail 26 LLC., 8637 Stirling Road., Cooper City, FL 33328**

FOV- **Mailing Address: 122 Golden Beach Drive, Golden Beach, FL 33160**

AF- **Notice of Violation: 9/12/2018 By: Building Official Ted Fowler**

Fine **Violation: FBC 105 Sec 6-7 Adoption of Florida Building Code which provides that a permit is required to convert the occupancy from business to storage occupancy including the installation of walk in cooler-freezer.**

No Action

10/26/2018

11/29/2018 Disposition: November 7, 2018 Hearing: Doreen Yaloz (owner) was present. Building Official Fowler was present. FOV- Must comply with the violation (issue permit) on or before 11/30/2018. Must pay \$80 administrative fee on or before 11/30/2018. If not complied then case will be continued to 12/05/2018. **Paid admin fee on 11/07/2018.**

Disposition: December 5, 2018 Hearing: Respondent was present. Bldg Inspector Lomastro was present. Permit applied on 12/05/2018. **Continue to 01/09/2019.**

Disposition: January 9, 2019 Hearing: Gil Rivak was present. Building Official Fowler was present. Must have permit issued on or before 01/31/2019. If not complied must pay \$250/day from 01/31/2019 until compliance.

Disposition: March 6, 2019 Hearing: **Permits have been applied but not issued as of 02/25/2019.**
Respondent was not present. Building Official Fowler was present. Permit issued on 03/04/2019. Certification of Fine.

EEN18-0195 **April M. Wells., 11907 SW 55 Street., Cooper City, FL 33330-3310**

FOV- **Notice of Violation: 10/24/2018 By: Building Official Ted Fowler**

AF- **Violation: FBC 105.3.2 Sec 6-7 Adoption of Florida Building Code which provides that a window & door replacement permit has expired.**

Fine

No Action

11/29/2018 Disposition: December 5, 2018 Hearing: Respondent was not present. Building Official Fowler was present. FOV- Must pay \$80 administrative fee on or before 01/04/2019. **Continue to 01/09/2019.** If complied then case will be closed.

1/3/2019

02/25/2019 Disposition: January 9, 2019 Hearing: Respondent was not present. Building Official Fowler was present. FOV- Must pay \$50/day fine from 01/09/2019 until compliance. Must pay \$80 administrative fee on or before 02/08/2019.

Disposition: March 6, 2019 Hearing: Respondent requested a continuance the day before the hearing. May request a hearing for reduction once the violation is complied. Certification of Fine.

EEN18-0219 **Potential Church Inc c/o Finance Department., 12401 Stirling Road, Cooper City, FL 33330-3211**
FOV- **Notice of Violation:** 12/6/2018 By: Building Official Ted Fowler
AF- **Violation:** FBC 105.3.2 Sec 6-7 Adoption of Florida Building Code which provides that a dumpster enclosure permit has expired and needs to be renewed.
Fine-
No Action
1/3/2019 Disposition: January 9, 2019 Hearing: Respondent was not present. Building Official Fowler was present. FOV- Must pay \$80 administrative fee on or before 02/08/2019. Must pay \$50/day fine from 01/09/2019 until compliance.
Disposition: **March 6, 2019 Hearing:** Pastor Danny Fernandez was present. Building Official Fowler was present. Permit closed 02/08/2019. Must pay \$80 administrative fee on or before 04/05/2019. **Fines have been waived. Admin fee paid on 03/06/2019.**

5. REDUCTION OF FINE HEARINGS

Evidence

In general, evidence which is relevant will be admitted if, in the opinion of the Special Magistrate, it is the type of evidence upon which reasonable and Respondents shall be strictly limited to presenting evidence and testimony to those matters specifically set forth within their written statement, as Any person requiring auxiliary aids and services to participate in this proceeding should contact the Office of the Clerk to the Special Magistrate at (954) If you obtain an attorney, you or your attorney should notify the Special Magistrate Clerk in writing of the representation at least five (5) working days One or more members of the City Commission and/or advisory boards of the City may be in attendance at the Special Magistrate proceedings.

