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OFFICE OF THE CITY MANAGER

NO. LTC # **253-2020**

LETTER TO COMMISSION

TO: Mayor Dan Gelber and Members of the City Commission

FROM: Jimmy L. Morales, City Manager

DATE: July 15, 2020

SUBJECT: Combined Quarterly Noise Report Q3-2019 (July – September 2019) and Q4-2019 (October - December 2019)

This Letter to the Mayor and City Commission (LTC) provides noise data and analysis on the Code Compliance Department's (Code) enforcement efforts regarding the City's noise ordinance. The analysis includes the quarterly report Q3-2019 (July 1, 2019 – September 30, 2019) and Q4-2019 (October 1, 2019 – December 31, 2019). The data presented in this LTC is submitted in accordance to the requirements established in the 2008 Noise Administrative Guidelines, which were adopted via resolution and approved on October 7, 2008.

The information provided in this report is based on the data obtained from Energov, the database utilized by Code to track all cases, including noise complaints. The report includes the following documentation:

- Attachment A: Detailed data table for all noise cases for Q3-2019.
- Attachment B: Disposition of noise cases presented to, filed for appeal, or scheduled to be heard at Special Master Hearings for Q3-2019.
- Attachment C: Detailed data table for all noise cases for Q4-2019.
- Attachment D: Disposition of noise cases presented to, filed for appeal, or scheduled to be heard at Special Master Hearings for Q4-2019.

## I. Summary (Q3-2019)

During Q3-2019, there were a total of 725 noise cases opened and/or investigated by either Code or Police. Of these, 102 cases were routed to or addressed by Police during periods that Code does not operate, five cases were entered in error, three cases were deemed not applicable to Code and two cases were duplicate entries.

When the above referenced 112 cases are subtracted from the total number of noise investigations, the result is 613 cases with a disposition. The disposition reflects several possible outcomes including whether the noise complaint met or failed to meet the violation threshold.

Achieving compliance is a principal goal for Code as it relates to the city's noise ordinance. Compliance is determined after assessment of the complaint by the Code Compliance Officer (CCO) and it is established that the reported noise level is not excessive, unusual and/or unnecessary.

This determination may be realized because the noise was lowered prior to the CCO's arrival, an exemption was granted, the noise level was not loud or excessive, the noise was not audible at 100 feet after 11PM or the noise was lowered as a direct result of a violation or warning being issued.

During the Q3-2019 rating period, compliance was achieved in 597 of the 613 cases handled by Code resulting in a **compliance rate of 97.4%** including the 33 cases achieving compliance by the issuance of a notice of violation or warning.

METHOD OF COMPLIANCE (Q3-2019) (July - September 2019)					
No Noise Upon Arrival	Music/Noise Not Loud nor Excessive	After 11PM - Not audible at 100ft.	Warning / Violation Issued	Exemption Granted	Music / Noise lowered prior to Code's arrival (per complainant)
261	130	118	33	30	25

This quarter continues the trend with loud music as the most common type of noise complaint (473 cases, 77.1%) followed by construction noise (109 cases, 17.8%). As it relates to the day of the week, Saturday continues to be the day with the highest incidents of noise complaints (152 cases, 24.8%).

The analysis for Q3-2019 indicates that of the total 613 cases addressed by Code, 333 (54.3%) were identified to have taken place in residential areas, 188 (30.7%) were identified to have taken place in commercially zoned properties, and 92 (15%) took place within the public right-of-way or on public property. The chart below reflects this information.

BREAKDOWN OF TOTAL CASES BY LOCATION TYPE (July - September 2019)		
	Number of Cases	Percentage of Cases Handled by Code
RESIDENTIAL	333	54.3%
COMMERCIAL	188	30.7%
OTHER	92	15.0%
<b>TOTAL</b>	<b>613</b>	<b>100%</b>

Attachment A provides details regarding the location of the noise complaint or proactive assessment, (e.g. apartment, bar, club, condominium, etc.), as well as noise type (e.g. loud music, construction, noise, barking dog). The attachment also reflects noise cases by time of day and day of week.

Response time can be a crucial element in responding to noise complaints. The table below provides the response time by establishment type for Q3-2019. Response time is described as the period between the time the complaint is received by the Parking Department's Dispatcher and "arrival time" to the location by a CCO.

AVERAGE TIME FOR CODE OFFICER TO ARRIVE (Q3-2019) (July - September 2019)			
Number of Cases*	Establishment Type	Number of Cases*	Average Time for Code Officer to Arrive (h:mm:ss)
577	Residential	317	0:19:41
	Commercial	175	0:24:14
	Other	85	0:17:23
	<b>All Cases</b>	<b>577</b>	<b>0:20:43</b>

\*Average Time Calculated using only those cases with valid time data for both "Time Call Received by Dispatch" and "Time of Arrival by Code Officer"

## II. Special Master Appeal Hearings (Q3-2019)

As required by Chapter 162 of the Florida Statutes, and part of due-process, noise violations are appealable before a special master. Attachment C reflects the resolution and/or status of noise-related cases appealed as of this reporting period.

During the Q3-2019 evaluation period there were 31 noise-related cases pending appeal before the special master. Of these, 24 had yet to be heard and the dispositions of the remaining seven cases are as follows:

- Five cases were adjudicated guilty, and
- Two cases were dismissed by the special master

## III. Summary (Q4-2019)

During Q4-2019, there were a total of 1,040 noise cases opened and/or investigated by either Code or Police. Of these, 119 cases were routed to or addressed by Police during periods that Code does not operate, nine cases were entered in error and six cases were deemed not applicable to Code or were identified as originating outside of the City limits.

When the above referenced 134 cases are subtracted from the total number of noise investigations, the result is 906 cases with a disposition reflecting one of several possible outcomes including whether the noise complaint met or failed to meet the violation threshold.

During the Q4-2019 rating period, compliance was achieved in 887 of the 906 cases handled by Code resulting in a **compliance rate of 97.9%** including the 60 cases achieving compliance by the issuance of a notice of violation or warning.

METHOD OF COMPLIANCE (Q4-2019) (October - December 2019)					
No Noise Upon Arrival	Music/Noise Not Loud nor Excessive	After 11PM - Not audible at 100ft.	Warning / Violation Issued	Exemption Granted	Music/Noise lowered prior to Code's arrival (per complainant)
378	234	153	60	26	36

This quarter continues the trend with loud music as the most common type of noise complaint (685 cases, 75.6%) followed by construction noise (154 cases, 17%). As it relates to the day of the week, Saturday continues to be the day with the highest incidents of noise complaints (208 cases, 23%).

The analysis for Q4-2019 indicates that of the total 906 cases addressed by Code, 539 (59.5%) were identified to have taken place in residential areas, 257 (28.4%) were identified as have taken place in commercially zoned properties, and 110 (12.1%) took place within the public right-of-way or on public property. The chart below reflects this information.

BREAKDOWN OF TOTAL CASES BY LOCATION TYPE (October - December 2019)		
	Number of cases	Percentage of cases handled by Code
RESIDENTIAL	539	59.5%
COMMERCIAL	257	28.4%
OTHER	110	12.1%
TOTAL	906	100%



Attachment C provides details regarding the location of the noise complaint or proactive assessment, (e.g. apartment, bar, club, condominium, etc.), as well as noise type (e.g. loud music, construction, noise, barking dog). The attachment also reflects noise cases by time of day and day of week.

The table below provides the response time, by establishment type for Q4-2019. Response time is described as the period between the time the complaint is received by the Parking Department's Dispatcher and "arrival time" to the location by a CCO.

AVERAGE TIME FOR CODE OFFICER TO ARRIVE (Q4-2019)			
(October - December 2019)			
Number of Cases*	Establishment Type	Number of Cases*	Average Time for Code Officer to Arrive (h:mm:ss)
868	Residential	515	0:20:29
	Commercial	247	0:25:27
	Other	106	0:17:52
	All Cases	868	0:21:35

\*Average Time Calculated using only those cases with valid time data for both "Time Call Received by Dispatch" and "Time of Arrival by Code Officer"

#### **IV. Special Master Appeal Hearings (Q4-2019)**

Attachment D details the resolution and/or status of noise-related cases appealed as of the Q4-2019 reporting period. During the evaluation period there were 31 noise-related cases pending appeal before the special master. Of these, 23 had yet to be heard and the dispositions of the remaining eight cases are as follows:

- Four cases were adjudicated guilty,
- Three cases were settled with an agreed order, and
- One case was dismissed by the special master.

If you require further information, please contact Hernan D. Cardeno, Code Compliance Director at 305.673.7077.

JLM/EC/HDC/TC

#### **Attachments**

- Attachment A: Noise Case Data, Q3-2019
- Attachment B: Special Master Case Result Summary, Q3-2019
- Attachment C: Noise Case Data, Q4-2019
- Attachment D: Special Master Case Result Summary, Q4-2019

## Noise Data 07/01/2019 - 09/30/2019 (Q3-2019)

## Total Number of Noise Complaint Cases Opened/Calls

Total Cases Opened	Less Voided, Duplicate Complaints, Complaints not Applicable to or handled by Code Compliance	Total with Dispositions
725	112	613

## Breakdown of Notices / Warnings Issued

Verbal	3	9.1%
Written Warning	16	48.5%
Violation	14	42.4%
<b>Totals</b>	<b>33</b>	<b>100%</b>

## Noise Cases by Type of Establishment

Establishment Type	Totals	
	Number of Cases	Percentage of All Cases
Residential	333	54.3%
Commercial	188	30.7%
Other	92	15.0%
<b>Totals</b>	<b>613</b>	<b>100%</b>

Residential = Apt, Condo, Single Family

Commercial = Bar, Club, Hotel, Hotel-Condo, Restaurant, Retail, Construction

Other = Bandshell, Beach, Public Property, etc.

Establishment Type	Totals	
	Number of Cases	Percent of All Cases
APT	152	24.8%
BAR	14	2.3%
CLUBS	25	4.1%
CONDO	128	20.9%
CONDO-HOTEL	25	4.1%
HOME	53	8.6%
OTHER	92	15.0%
RESTAURANT	66	10.8%
RETAIL	1	0.2%
HOTEL	57	9.3%
UNKNOWN	0	0.0%
<b>Totals</b>	<b>613</b>	<b>100%</b>

## Noise Cases by Noise Type

Noise Type	Totals	
	Number of Cases	Percentage of All Cases
LOUD MUSIC	473	77.1%
LIVE ENTERTAINMENT	1	0.2%
BARKING DOG / ANIMALS	29	4.7%
CROWD NOISE	1	0.2%
CONSTRUCTION	109	17.8%
OTHER	0	0.0%
HONKING CARS/ALARMS	0	0.0%
<b>Totals</b>	<b>613</b>	<b>100%</b>

### Call Time of Day / Day of Week

Day of Week	Total		7a - 11p		11p - 7a (of the following morning)	
Monday	68	11.1%	36	5.9%	32	5.2%
Tuesday	46	7.5%	34	5.5%	12	2.0%
Wednesday	63	10.3%	42	6.9%	21	3.4%
Thursday	87	14.2%	53	8.6%	34	5.5%
Friday	117	19.1%	39	6.4%	78	12.7%
Saturday	152	24.8%	69	11.3%	83	13.5%
Sunday	80	13.1%	60	9.8%	20	3.3%
<b>Totals</b>	<b>613</b>	<b>100%</b>	<b>333</b>	<b>54.3%</b>	<b>280</b>	<b>45.7%</b>

### Call Time of Day - Establishment Type

Establishment Type	Total		7a - 11p		11p - 7a (of the following morning)	
RESIDENTIAL	333	54.3%	191	31.2%	142	23.2%
COMMERCIAL	188	30.7%	73	11.9%	115	18.8%
OTHER	92	15.0%	69	11.3%	23	3.8%
UNKNOWN	0	0.0%	0	0.0%	0	0.0%
<b>Totals</b>	<b>613</b>	<b>100%</b>	<b>333</b>	<b>54.3%</b>	<b>280</b>	<b>45.7%</b>

### Breakdown of Calls with Identified Complainants and with Anonymous Complainants

Complainant Type	Total Cases		Notice / Warning Issued		No Notice or Warning Issued	
Anonymous Complainant	359	58.6%	10	1.6%	349	56.9%
Anonymous / Contact made	20	3.3%	3	0.5%	17	2.8%
Contact Information Provided	233	38.0%	20	3.3%	213	34.7%
Proactive	1	0.2%	0	0.0%	1	0.2%
Unknown	0	0.0%	0	0.0%	0	0.0%
<b>Totals</b>	<b>613</b>	<b>100%</b>	<b>33</b>	<b>5.4%</b>	<b>580</b>	<b>94.6%</b>

**ATTACHMENT B**

Information on Disposition of Cases by Special Master and by Judicial (Q3-2019)						
Date of Violation	Request Filed	Special Master Case Number	Code Case Number	Address	Name	Status
11/03/2017	11/14/2017	SMN2017-00031	NC2017-04895	1330 OCEAN DR	TWIN 918, LLC	SM 11/14/2019 (Indefinitely continued pending litigation)
11/04/2017	11/14/2017	SMN2017-00030	NC2017-04988	1330 OCEAN DR	TWIN 918, LLC	SM 11/14/2019 (Indefinitely continued pending litigation)
05/19/2018	05/25/2018	SMN2018-00048	NC2018-07459	1330 OCEAN DR C-17	TWIN 918, LLC	SM 11/14/2019 (Indefinitely continued pending litigation)
05/20/2018	05/25/2018	SMN2018-00049	NC2018-07467	1330 OCEAN DR C-17	TWIN 918, LLC	SM 11/14/2019 (Indefinitely continued pending litigation)
08/10/2018	08/20/2018	SMN2018-00056	NC2018-08203	1330 OCEAN DR C-51	TWIN 918, LLC	SM 11/14/2019 (Indefinitely continued pending litigation)
08/12/2018	08/20/2018	SMN2018-00057	NC2018-08219	1330 OCEAN DR C-51	TWIN 918, LLC	SM 11/14/2019 (Indefinitely continued pending litigation)
10/29/2018	11/30/2018	SMN2018-00061	NC2018-08882	720 OCEAN DR	720 OCEAN DRIVE LLC d/b/a THE PLACE	SM 8/22/2019 Appeal granted. Case Dismissed
11/29/2018	11/30/2018	SMN2018-00064	NC2018-09208	551 LINCOLN RD	OUNZE CORPORATE LLC	SM 10/10/2019
12/07/2018	12/12/2018	SMN2018-00065	NC2018-09330	336 21 ST	PLYMOUTH HOTEL	SM 10/24/2019
01/13/2019	01/16/2019	SMN2019-00066	NC2019-09857	1131 COLLINS AVE	BALKAN FLORIDA, LLC d/b/a RAKIJA LOUNGE	SM 09/12/2019 Adjudicated on Non-compliance. Fine of \$1,000 waived.
02/06/2019	02/12/2019	SMN2019-00067	NC2019-10157	309 23 ST	MMPB GROUP d/b/a VILLA AZUR RESTAURANT	SM 9/12/2019 Appeal granted. Case dismissed.
02/22/2019	03/04/2019	SMN2019-00069	NC2019-10346	720 OCEAN DR	720 OCEAN DRIVE LLC d/b/a THE PLACE	SM 9/12/2019 Petitioner not present. Appeal denied. Adjudicated of Non-compliance. Fine of \$250 shall be paid by 10/30/2019
02/23/2019	03/04/2019	SMN2019-00068	NC2019-10348	826 OCEAN DR	826 OCEAN DRIVE LLC, d/b/a PELICAN	SM 9/12/2019 Petitioner not present. Appeal denied. Adjudicated of Non-compliance. Fine of \$250 shall be paid by 10/30/2019
03/12/2019	03/18/2019	SMN2019-00070	NC2019-10539	1330 OCEAN DR C-17	TWIN 918, LLC	SM 11/14/2019 (Indefinitely continued pending litigation)
03/20/2019	03/26/2019	SMN2019-00072	NC2019-10648	1330 OCEAN DR C-17	TWIN 918, LLC	SM 11/14/2019 (Indefinitely continued pending litigation)
03/22/2019	03/26/2019	SMN2019-00071	NC2019-10685	1330 OCEAN DR C-17	TWIN 918, LLC	SM 11/14/2019 (Indefinitely continued pending litigation)



Date of Violation	Request Filed	Special Master Case Number	Code Case Number	Address	Name	Status
04/09/2019	04/18/2019	SMN2019-00074	NC2019-10958	1614 ALTON RD	1212 LINCOLN LLC, AARP 1600 MIAMI LLC	SM 09/12/2019 Adjudicated on Non-compliance. Fine of \$1,000 paid prior to hearing.
04/14/2019	04/18/2019	SMN2019-00073	NC2019-110055	1330 OCEAN DR	TWIN 918, LLC	SM 11/14/2019 (indefinitely continued pending litigation)
04/26/2019	04/26/2019	SMN2019-00075	NC2119-11043	210 23 ST	KLIMA LLC dba Mandrake	SM 12/12/2019
04/27/2019	05/02/2019	SMN2019-00076	NC2019-11117	1614 ALTON RD	PLAZA CONSTRUCTION	SM 09/12/2019 Adjudicated on Non-compliance. Fine of \$2,000 paid prior to hearing
05/22/2019	05/23/2019	SMN2019-00077	NC2019-11366	1614 ALTON RD	PLAZA CONSTRUCTION	SM 10/10/2019
06/04/2019	06/04/2019	SMN2019-00078	NC2019-10987	1600 ALTON RD	PLAZA CONSTRUCTION	SM 12/12/2019
06/24/2019	06/28/2019	SMN2019-00079	NC2019-11612	1614 ALTON RD	1212 LINCOLN LLC	SM 10/10/2019
08/10/2019	08/14/2019	SMN2019-00080	NC2019-11985	1000 COLLINS AVE	CG FAIRWINDS LLS	SM 02/06/2020
07/21/2019	08/13/2019	SMN2019-00081	NC2019-11830	1542 WASHINGTON AV	SOUTH BY SOUTH FOOD GROUP LLC	SM 11/14/2019
08/10/2019	08/13/2019	SMN2019-00082	NC2019-11993	1542 WASHINGTON AV	SOUTH BY SOUTH FOOD GROUP LLC	SM 02/27/2020
08/20/2019	08/22/2019	SMN2019-00083	NC2019-12054	1614 ALTON RD	PLAZA CONSTRUCTION CO c/o CT CORPORATION SYSTEM	SM 01/16/2020
09/16/2019	09/18/2019	SMN2019-00084	NC2019-12250	210 23 ST	KLIMA LLC dba Mandrake	SM 01/23/2020
09/15/2019	09/24/2019	SMN2019-00085	NC2019-12243	1255 WEST AVE	1247 BAYVIEW DEVELOPMENT CORPORATION c/o PHILLIP MUSKAT, RA	SM 01/23/2020
09/22/2019	09/25/2019	SMN2019-00086	NC2019-12305	1000 COLLINS AVE	CG FAIRWINDS LLC C/O OREN LIEBER ESQ	SM 02/06/2020
09/20/2019	09/25/2019	SMN2019-00087	NC2019-12282	1000 COLLINS AVE	CG FAIRWINDS LLC C/O LIEBER, OREN ESQ	SM 02/06/2020



## Noise Data 10/01/2019 - 12/31/2019 (Q4-2019)

## Total Number of Noise Complaint Cases Opened/Calls Received

Total Cases Opened	Less Voided, Duplicate Complaints, Complaints not Applicable to or handled by Code Compliance	Total with Dispositions
1,040	134	906

## Breakdown of Notices / Warnings Issued

Verbal	5	8.3%
Written Warning	14	23.3%
Violation	41	68.3%
<b>Totals</b>	<b>60</b>	<b>100%</b>

## Noise Cases by Type of Establishment

Establishment Type	Totals	
	Number of Cases	Percentage of All Cases
Residential	539	59.5%
Commercial	257	28.4%
Other	110	12.1%
<b>Totals</b>	<b>906</b>	<b>100%</b>

Residential = Apt, Condo, Single Family

Commercial = Bar, Club, Hotel, Hotel-Condo, Restaurant, Retail, Construction

Other = Bandshell, Beach, Public Property, etc.

Establishment Type	Totals	
	Number of Cases	Percent of All Cases
APT	243	26.8%
BAR	20	2.2%
CLUBS	17	1.9%
CONDO	164	18.1%
CONDO-HOTEL	22	2.4%
HOME	132	14.6%
OTHER	110	12.1%
RESTAURANT	115	12.7%
RETAIL	5	0.6%
HOTEL	78	8.6%
UNKNOWN	0	0.0%
<b>Totals</b>	<b>906</b>	<b>100%</b>

## Noise Cases by Noise Type

Noise Type	Totals	
	Number of Cases	Percentage of All Cases
LOUD MUSIC	685	75.6%
LIVE ENTERTAINMENT	5	0.6%
BARKING DOG / ANIMALS	54	6.0%
CROWD NOISE	0	0.0%
CONSTRUCTION	154	17.0%
OTHER	4	0.4%
HONKING CARS/ALARMS	4	0.4%
<b>Totals</b>	<b>906</b>	<b>100%</b>

### Call Time of Day / Day of Week

Day of Week	Total		7a - 11p		11p - 7a (of the following morning)	
Monday	87	9.6%	68	7.5%	19	2.1%
Tuesday	120	13.2%	64	7.1%	56	6.2%
Wednesday	99	10.9%	64	7.1%	35	3.9%
Thursday	120	13.2%	60	6.6%	60	6.6%
Friday	147	16.2%	56	6.2%	91	10.0%
Saturday	208	23.0%	97	10.7%	111	12.3%
Sunday	125	13.8%	103	11.4%	22	2.4%
<b>Totals</b>	<b>906</b>	<b>100%</b>	<b>512</b>	<b>56.5%</b>	<b>394</b>	<b>43.5%</b>

### Call Time of Day - Establishment Type

Establishment Type	Total		7a - 11p		11p - 7a (of the following morning)	
RESIDENTIAL	539	59.5%	293	32.3%	246	27.2%
COMMERCIAL	257	28.4%	148	16.3%	109	12.0%
OTHER	110	12.1%	71	7.8%	39	4.3%
UNKNOWN	0	0.0%	0	0.0%	0	0.0%
<b>Totals</b>	<b>906</b>	<b>100%</b>	<b>512</b>	<b>56.5%</b>	<b>394</b>	<b>43.5%</b>

### Breakdown of Calls with Identified Complainants and with Anonymous Complainants

Complainant Type	Total Cases		Notice / Warning Issued		No Notice or Warning Issued	
Anonymous Complainant	564	62.3%	28	3.1%	536	59.2%
Anonymous / Contact made	38	4.2%	9	1.0%	29	3.2%
Contact Information Provided	300	33.1%	22	2.4%	278	30.7%
Proactive	4	0.4%	1	0.1%	3	0.3%
Unknown	0	0.0%	0	0.0%	0	0.0%
<b>Totals</b>	<b>906</b>	<b>100%</b>	<b>60</b>	<b>6.6%</b>	<b>846</b>	<b>93.4%</b>

# ATTACHMENT D

Information on Disposition of Cases by Special Master and by Judicial (Q4-2019)						
Date of Violation	Request Filed	Special Master Case Number	Code Case Number	Address	Name	Status
11/03/2017	11/14/2017	SMN2017-00031	NC2017-04895	1330 OCEAN DR	TWIN 918, LLC	SM 11/14/2019 (Indefinitely continued pending litigation)
11/04/2017	11/14/2017	SMN2017-00030	NC2017-04988	1330 OCEAN DR	TWIN 918, LLC	SM 11/14/2019 (Indefinitely continued pending litigation)
05/19/2018	05/25/2018	SMN2018-00048	NC2018-07459	1330 OCEAN DR C-17	TWIN 918, LLC	SM 11/14/2019 (Indefinitely continued pending litigation)
05/20/2018	05/25/2018	SMN2018-00049	NC2018-07467	1330 OCEAN DR C-17	TWIN 918, LLC	SM 11/14/2019 (Indefinitely continued pending litigation)
08/10/2018	08/20/2018	SMN2018-00056	NC2018-08203	1330 OCEAN DR C-51	TWIN 918, LLC	SM 11/14/2019 (Indefinitely continued pending litigation)
08/12/2018	08/20/2018	SMN2018-00057	NC2018-08219	1330 OCEAN DR C-51	TWIN 918, LLC	SM 11/14/2019 (Indefinitely continued pending litigation)
11/29/2018	11/30/2018	SMN2018-00064	NC2018-09208	551 LINCOLN RD	OUNZE CORPORATE LLC	SM 10/10/2019 Request for Appeal DENIED Adjudicated of noncompliance. This was second offense which was reduced to a first offense. Fine of \$250 shall be paid by 11/12/2019.
12/07/2018	12/12/2018	SMN2018-00065	NC2018-09330	336 21 ST	PLYMOUTH HOTEL	SM 10/24/2019 Petitioner not present. Request for Appeal DENIED Adjudicated of noncompliance. This was second offense. Fine of \$1,000 shall be paid by 12/11/2019.
03/12/2019	03/18/2019	SMN2019-00070	NC2019-10539	1330 OCEAN DR C-17	TWIN 918, LLC	SM 11/14/2019 (Indefinitely continued pending litigation)
03/20/2019	03/26/2019	SMN2019-00072	NC2019-10648	1330 OCEAN DR C-17	TWIN 918, LLC	SM 11/14/2019 (Indefinitely continued pending litigation)
03/22/2019	03/26/2019	SMN2019-00071	NC2019-10685	1330 OCEAN DR C-17	TWIN 918, LLC	SM 11/14/2019 (Indefinitely continued pending litigation)
04/14/2019	04/18/2019	SMN2019-00073	NC2019-110055	1330 OCEAN DR	TWIN 918, LLC	SM 11/14/2019 (Indefinitely continued pending litigation)
04/26/2019	04/26/2019	SMN2019-00075	NC2119-11043	210 23 ST	KLIMA LLC dba Mandrake	SM 12/12/2019 Agreed Order. Second Offense confirmed. Fine of \$1,000 to be paid within 30 days of Agreed Order.
05/22/2019	05/23/2019	SMN2019-00077	NC2019-11366	1614 ALTON RD	PLAZA CONSTRUCTION	SM 10/10/2019 Appeal Granted Case Dismissed



Date of Violation	Request Filed	Special Master Case Number	Code Case Number	Address	Name	Status
06/04/2019	06/04/2019	SMN2019-00078	NC2019-10987	1600 ALTON RD	PLAZA CONSTRUCTION	SM 12/12/2019 Agreed Order. First Offense Violation DISMISSED and reclassified as a Written Warning.
06/24/2019	06/28/2019	SMN2019-00079	NC2019-11612	1614 ALTON RD	1212 LINCOLN LLC	SM 10/10/2019 Request for Appeal DENIED. Adjudicated of noncompliance. This was fifth offense which was reduced to a fourth offense. Fine of \$3,000 has been paid.
08/10/2019	08/14/2019	SMN2019-00080	NC2019-11985	1000 COLLINS AVE	CG FAIRWINDS LLS	SM 02/13/2020
07/21/2019	08/13/2019	SMN2019-00081	NC2019-11830	1542 WASHINGTON AV	SOUTH BY SOUTH FOOD GROUP LLC	SM 11/14/2019 Request for Appeal DENIED. Adjudication of noncompliance. First Offense fine shall be paid by 12/19/2019.
08/10/2019	08/13/2019	SMN2019-00082	NC2019-11993	1542 WASHINGTON AV	SOUTH BY SOUTH FOOD GROUP LLC	SM 02/27/2020
08/20/2019	08/22/2019	SMN2019-00083	NC2019-12054	1614 ALTON RD	PLAZA CONSTRUCTION CO c/o CT CORPORATION SYSTEM	SM 01/16/2020
09/16/2019	09/18/2019	SMN2019-00084	NC2019-12250	210 23 ST	KLIMA LLC dba Mandrake	SM 12/12/2019 Agreed Order. Third Offense. Petitioner's Appeal granted. Violation Dismissed with prejudice.
09/15/2019	09/24/2019	SMN2019-00085	NC2019-12243	1255 WEST AVE	1247 BAYVIEW DEVELOPMENT CORPORATION c/o PHILLIP MUSKAT, RA	SM 01/23/2020
09/22/2019	09/25/2019	SMN2019-00086	NC2019-12305	1000 COLLINS AVE	CG FAIRWINDS LLC C/O OREN LIEBER ESQ	SM 02/06/2020
09/20/2019	09/25/2019	SMN2019-00087	NC2019-12282	1000 COLLINS AVE	CG FAIRWINDS LLC C/O LIEBER, OREN ESQ	SM 02/06/2020
10/08/2019	10/11/2019	SMN2019-00088	NC2019-12436	1614 ALTON ROAD	PLAZA CONSTRUCTION GROUP FI C/O VICTOR NIEVES	SM 01/23/2020
10/12/2019	10/17/2019	SMN2019-00089	NC2019-12464	1000 COLLINS AVE	CG FAIRWINDS LLC C/O LIEBER, OREN ESQ	SM 02/13/2020
10/14/2019	10/17/2019	SMN2019-00090	NC2019-12480	1000 COLLINS AVE	CG FAIRWINDS LLC	SM 02/13/2020
10/06/2019	10/15/2019	SMN2019-00091	NC2019-12423	1800 SUNSET HARBOUR	ROBERT FRIEDMAN	SM 02/06/2020
10/31/2019	11/04/2019	SMN2019-00092	NC2019-12662	960 OCEAN DRIVE	SOBE USA, LLC /b/a OCEANS TEN	SM 02/06/2020
12/03/2019	12/10/2019	SMN2019-00093	NC2019-13034	1628 COLLINS AVE	9 BEACH LATIN AMERICAN L	SM 07/30/2020
12/22/2019	12/31/2019	SMN2019-00094	NC2019-13291	1000 COLLINS AVE	CG FAIRWINDS LLC	SM 04/09/2020