

UNOFFICIAL COPY



Doc#: 0516426208
Eugene "Gene" Moore Fee: \$30.00
Cook County Recorder of Deeds
Date: 06/13/2005 04:17 PM Pg: 1 of 4

Space reserved for Recorder's
Office only

**IN THE CITY OF CHICAGO, ILLINOIS
DEPARTMENT OF ADMINISTRATIVE HEARINGS**

CITY OF CHICAGO, a Municipal Corporation,)
)
Plaintiff,)
vs.)
JUAN AVILA)
)
)
)
)
)
)
Defendants.)

Docket Number:
05M1680496
Issuing City Department
DEPT OF LAW

RECORDING OF FINDINGS, DECISION AND ORDER

1. The petitioner, **THE CITY OF CHICAGO**, a municipal corporation, by and through its attorney the Corporation Counsel, by and through special Assistant Corporation Counsel **Wexler & Wexler**, hereby files the attached and incorporated certified findings, Decisions and Order entered by an Administrative Law Officer pursuant to an administrative hearing in the above captioned matter. This Certified copy is being recorded with the Cook County Recorder of Deeds as provided for by law.

2. Additional identification information (i.e. social security number, tax identification number, property index number, property legal description and common address or other) is as follows:
PIN#: 19-14-331-005-0000 Owner Name: JUAN AVILA
Address: 3641 W 62ND PL City: CHICAGO
State: IL Zip: 60629 Other: SS#350-52-4618

Wexler & Wexler
Attorney for Plaintiff
500 W Madison St
Suite 2910
Chicago, IL 60661
(312) 474-1000
Attorney No. 91761
71799.1202
Form A

UNOFFICIAL COPY

DOAH - Order



**IN THE CITY OF CHICAGO, ILLINOIS
DEPARTMENT OF ADMINISTRATIVE HEARINGS**

CITY OF CHICAGO, a Municipal Corporation, Petitioner,)) v.)) Avila, Juan) 3641 W 62nd Pl) Chicago, IL 60629) , Respondent.))))))))	Address of Violation: 3641 W 62nd Pl Docket #: 04BT00218A Issuing City Department: Buildings
--	---------------------------------	--

FINDINGS, DECISIONS & ORDER

This matter coming for Hearing, notice given and the Administrative Body advised in the premises, having considered the motions, evidence and arguments presented, IT IS ORDERED: As to the count(s), this tribunal finds by a preponderance of the evidence and rules as follows:

<u>Finding</u>	<u>NCV#</u>	<u>Count(s)</u> <u>Municipal Code Violated</u>	<u>Penalties</u>
Previously liable - No subsequent compliance with building code	043L23608	2 197019 Install and maintain approved smoke detectors. (13-196-100 thru 13-196-160) Install a smoke detector in every dwelling unit. Install one on any living level with a habitable room or unenclosed heating plant, on the uppermost ceiling of enclosed porch stairwell, and within 15 feet of every sleeping room. Be sure the detector is at least 4 inches from the wall, 4 to 12 inches from the ceiling, and not above door or window.	\$500.00
		3 197087 Install carbon monoxide detector within 40 feet of every sleeping room in residential structure. (13-64-190, 13-64-210) A carbon monoxide detector is needed whenever there is a heating appliance on the premises that burns fossil fuel such as gas, oil, or coal, or air that is circulated through a heat exchanger. Install according to manufacturer instructions. A hard wired model requires an electrical wiring permit. In a single family residence, be sure the detector is on or below the lowest floor with a place to sleep. In a multiple dwelling residence heated by a boiler, install a detector in the same room as the boiler. Otherwise, each apartment follows single family	\$500.00

I hereby certify the foregoing to be a true and correct copy of an Order entered by an Administrative Law Officer of Chicago Department of Administrative Hearings.

M. Padone / *M. Padone 6/6/05*

 Authorized clerk Date

Above must bear an original signature to be accepted as a Certified Copy.

UNOFFICIAL COPY

**IN THE CITY OF CHICAGO, ILLINOIS
DEPARTMENT OF ADMINISTRATIVE HEARINGS**

<p>CITY OF CHICAGO, a Municipal Corporation, Petitioner,) v.) Avila, Juan) 3641 W 62nd Pl) Chicago, IL 60629) , Respondent.)</p>	<p>Address of Violation: 3641 W 62nd Pl Docket #: 04BT00218A Issuing City Department: Buildings</p>
---	---

<u><i>Finding</i></u>	<u><i>NOV#</i></u>	<u><i>Count(s)</i></u>	<u><i>Municipal Code Violated</i></u>	<u><i>Penalties</i></u>
Previously liable - No subsequent compliance with building code	04SL23608		guidelines. The owner is responsible for installation and written instructions, the tenant for testing, maintenance, and batteries.	
		4	110015 Stop using attic for living quarters and restore to original use and construction.	\$500.00
		5	110025 Provide sufficient means of egress. (13-196-050, 13-196-060, 13-196-070)	\$500.00
		6	110045 Provide exterior walls with adequate fire resistance. (13-60-100 thru 13-60-110)	\$500.00
		7	110075 Separate dwelling adequately from rest of building. (13-196-650, 13-196-690, 13-196-740 E)	\$500.00
		8	110085 Provide adequate partitions as non-load-bearing walls. (13-196-700, 13-200-140)	\$500.00
		9	110095 Increase ceiling height to 7 ft. (13-48-010 thru 13-48-100), 13-200-120, 13-200-160 F, 13-200-200 D)	\$500.00
		10	002071 Remove work performed without permit and restore building or site to original construction. (13-32-130, 13-32-290)	\$500.00
		11	194039 Remove	\$500.00
		12	136016 Exterminate roaches and keep dwelling insect-free. (13-196-630 C)	\$500.00
		13	114015 Provide 125 sq ft for each of first 2 occupants, 100 sq ft for each of next 2 occupants, and 75 sq ft for each additional occupant of family unit. (13-196-480)	\$500.00
Previously liable - Subsequent	04SL23608	1	070014 Repair or replace defective	\$200.00

UNOFFICIAL COPY

**IN THE CITY OF CHICAGO, ILLINOIS
DEPARTMENT OF ADMINISTRATIVE HEARINGS**

CITY OF CHICAGO , a Municipal Corporation, Petitioner,)	Address of Violation:
v.)	3641 W 62nd Pl
Avila, Juan)	Docket #: 04BT00218A
3641 W 62nd Pl)	Issuing City
Chicago, IL 60629)	Department: Buildings
, Respondent.)	

<u>Finding</u>	<u>NOV#</u>	<u>Count(s)</u>	<u>Municipal Code Violated</u>	<u>Penalties</u>
Previously liable - Subsequent compliance with building code	04SL23608		or missing members of exterior stair system. (13-196-570)	

Sanction(s):

RESPONDENT NOT IN COURT AT SENTENCING. REINSPECTION TRANSMITTAL OF 12-15-04 INDICATES COMPLIANCE ON COUNT 1, NO ENTRY TO REINSPECT FOR ALL OTHER VIOLATIONS.

Admin Costs: \$50.00

JUDGMENT TOTAL: \$6,250.00

Balance Due: \$6,250.00

Respondent is ordered to come into immediate compliance with any/all outstanding Code violations.

Petitioner is granted leave to re-inspect the premises or business as it relates to the above found violation(s).

ENTERED:

Administrative Law Officer

24

ALO#

Dec 22, 2004

Date

You may appeal this Order to the Circuit Court of Cook Co. (Daley Center 6th Fl.) within 35 days by filing a civil law suit and by paying the appropriate State mandated filing fees.