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Eugene "Gene" Moore
Cook County Recorder of Deeds
Date: 03/13/2006 09:11 AM Pg: 1 of 4

IN THE CITY OF CHICAGO, ILLINOIS DEPARTMENT OF ADMINISTRATIVE HEARINGS

CITY OF CHICAGO, a Municipal Corporation,)
)
Plaintiff,)
)
Vs.)
)
Betty Kirby)
)
Defendants.)

Docket Number:
05BS02717A

Issuing City Department:
Buildings

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, **Goldman and Grant**, 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.

PIN#: 25-28-205-026-0000

Owner Name: *Betty Kirby*

Address: 11914 S. Perry

City: *Chicago*

State: *IL*

Zip: 60628 Other:

Goldman and Grant #36689
205 W. Randolph, STE 1100
Chicago, IL. 60606
(312) 781-8700

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IN THE CITY OF CHICAGO, ILLINOIS DEPARTMENT OF ADMINISTRATIVE HEARINGS



CITY OF CHICAGO, a Municipal Corporation, Petitioner,) v.) Kirby, Arthur) 11914 S PERRY AVE) CHGO, IL 60628) and) Kirby, Betty) 11914 S PERRY AVE) CHGO, IL 60628) , Respondents.)	Address of Violation: 11914 S Perry Avenue Docket #: 05BS02717A Issuing City Department: Buildings
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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>NOV#</u>	<u>Count(s)</u>	<u>Municipal Code Violated</u>	<u>Penalties</u>
City non-suit	05SL20708	2	105055 Install in dwelling unit entrance door viewing device. (13-164-020 I, 13-164-030)	\$0.00
		6	109015 Stop using rooms in a family unit with over 1/2 of ceilings less than 7 ft high. (13-196-510)	\$0.00
		7	110105 Provide adequate light and ventilation. (13-172-010 thru 13-172-150, 13-196-750, 13-200-380)	\$0.00
		8	109015 Stop using rooms in a family unit with over 1/2 of ceilings less than 7 ft high. (13-196-510)	\$0.00
		9	104015 Replace broken, missing or defective window panes. (13-196-550 A)	\$0.00
		13	196029 Post name, address, and telephone of owner, owner's agent for managing, controlling or collecting rents, and any other person managing or controlling building conspicuously where accessible or visible to public way. (13-12-030)	\$0.00
		14	190019 Arrange for inspection of premises. (13-12-100)	\$0.00
Default - Liable by prove-up	05SL20708	1	070024 Repair or replace defective or missing members of porch system. (13-196-570)	\$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.

3/1/06
 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**

<u>Finding</u>	<u>NOV#</u>	<u>Count(s)</u>	<u>Municipal Code Violated</u>	<u>Penalties</u>
Default - Liable by prove-up	05SL20708	3	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
		4	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 guidelines. The owner is responsible for installation and written instructions, the tenant for testing, maintenance, and batteries.	\$500.00
		5	061014 Repair exterior wall. (13-196-010, 13-196-530 B)	\$500.00
		10	101015 Repair holes and large cracks in interior walls or ceilings. (13-196-540 C)	\$500.00
		11	103015 Repair or rebuild defective floor. (13-196-540 A, B)	\$500.00
		12	002011 Submit plans prepared, signed, and sealed by a licensed architect or registered structural	\$0.00

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IN THE CITY OF CHICAGO, ILLINOIS DEPARTMENT OF ADMINISTRATIVE HEARINGS



<u>Finding</u>	<u>NOV#</u>	<u>Count(s)</u>	<u>Municipal Code Violated</u>	<u>Penalties</u>
Default - Liable by prove-up	05SL20708		engineer for approval and obtain permit. (13-32-010, 13-32-040, 13-40-010, 13-40-020)	

Sanction(s):

Admin Costs: \$35.00

JUDGMENT TOTAL: \$3,035.00

Balance Due: \$3,035.00

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

Respondent being found liable by default has 21 days from the above stamped mailing date to file a petition to vacate (void) this default for good cause, with the Department of Administrative Hearings.

ENTERED: _____	07	Nov 15, 2005
Administrative Law Officer	ALO#	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.