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Eugene "Gene" Moore
Cook County Recorder of Deeds
Date: 11/09/2007 01:06 PM Pg: 1 of 4

IN THE CITY OF CHICAGO, ILLINOIS DEPARTMENT OF ADMINISTRATIVE HEARINGS

CITY OF CHICAGO, a Municipal Corporation,)
)
Plaintiff,)
)
)
Brian J Smith)
)
Defendants.)

Docket Number:
06BS08667A

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#: 16-23-112-015

Name: *Brian J Smith*

Address: 1308 S Millard Ave

City: *Chicago*

State: *IL*

Zip: 60623

Legal Description: **LOT: 36; BLOCK: 3; DISTRICT: 77; CITY: WEST CHICAGO; SUBDIVISION: VANCE & PHILLIPS BLVD ADD IN NW SUB; SEC/TWN/RNG/MERIDIAN: SEC 23 TWN 39N RNG 13E; ASSESSOR'S MAP REFERENCE: 16-23-NW (C&D)**

**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,)	Address of Violation:
v.)	7120-7128 S East End Avenue
)	
Brian J Smith)	Docket #: 06BS08667A
22557 BRAMBLE HILL)	
JOLIET, IL 60431)	Issuing City
and)	Department: Buildings
Brian J Smith)	
7120 S EAST END AVE)	
CHGO, IL 60649)	
and)	
Brian J Smith)	
800 ENTERPRISE DRIVE SUITE 150)	
OAK BROOK, IL 60523)	
Respondents.)	

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	06SO88399	1	160017 Remove sewage and stagnant water from basement and correct cause. (13-196-580 A, 7-28-060)	\$0.00
		2	070024 Repair or replace defective or missing members of porch system. (13-196-570)	\$0.00
		3	061024 Submit 2 copies of structural engineering report prepared, signed, and sealed by licensed architect or registered structural engineer. (13-196-030)	\$0.00
		4	106015 Repair or replace defective or missing members of interior stair system. (13-196-570)	\$0.00
		5	012012 Construct floor over basement with dwelling unit in pre-ordinance building with at least 1/2 hour fire resistance. (13-196-740)	\$0.00
		6	061024 Submit 2 copies of structural engineering report prepared, signed, and sealed by licensed architect or registered structural engineer. (13-196-030)	\$0.00

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. Moore 10/5/07
 Authorized clerk Date

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

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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>
City non-suit	06SO88399	7	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.	\$0.00
		8	073014 Repair or replace defective door. (13-196-550 D, E)	\$0.00
		9	073044 Repair or replace defective or missing door hardware. (13-196-550)	\$0.00
Previously liable - No subsequent compliance with building code	06SO88399	10	135016 Exterminate rodents in building and seal openings through which they gain access. (13-196-530 D, 13-196-630 C, 7-28-660)	\$200.00
		11	106015 Repair or replace defective or missing members of interior stair system. (13-196-570)	\$250.00

Sanction(s):

AGREED ORDER.

Admin Costs: \$50.00

JUDGMENT TOTAL: \$500.00**Balance Due: \$500.00**


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

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IN THE CITY OF CHICAGO, ILLINOIS DEPARTMENT OF ADMINISTRATIVE HEARINGS

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

ENTERED: 	29	Aug 9, 2007
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.

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