

# UNOFFICIAL COPY



Doc#: 1215841000 Fee: \$44.00  
Eugene "Gene" Moore  
Cook County Recorder of Deeds  
Date: 06/06/2012 09:41 AM Pg: 1 of 4

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

**CITY OF CHICAGO**, a Municipal Corporation, )  
)  
Plaintiff, )  
)  
**GUADALUPE SIMENTAL** )  
)  
**INOCENTE SIMENTAL** )  
)  
Defendant, )

Docket Number:  
**11BN00249A**  
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 [**Heller and Frisone LTD.**], 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:

**Owner Name: GUADALUPE SIMENTAL  
INOCENTE SIMENTAL**

[Heller And Frisone, LTD.]  
[33 N. LaSalle Suite 1200  
Chicago, IL 60602]  
[ATTORNEY NUMBER 90859]  
[312-236-3644]



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

CITY OF CHICAGO, a Municipal Corporation, Petitioner, ) v. ) ) Guadalupe Simental ) 3815 W DIVERSEY ) CHICAGO, IL 60647 ) and ) Inocente Simental ) 1425 EGO RD ) ELGIN, IL 60123 ) , Respondents. )	Address of Violation: 3815 W Diversey Avenue Docket #: 11BN00249A 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>
Not liable - City failed to establish prima facie case	11FO295934	7	002011 Submit plans prepared, signed, and sealed by a licensed architect or registered structural engineer for approval and obtain permit. (13-32-010, 13-32-040, 13-40-010, 13-40-020)	\$0.00
Previously liable - No subsequent compliance with building code	11FO295934	1	079014 Repair or rebuild defective members of garage or shed. (13-96-380, 13-96-250)	\$500.00
		2	002071 Remove work performed without permit and restore building or site to original construction. (13-32-130, 13-32-290)	\$200.00
		8	220035 Strap and secure service entrance cable. (18-27-338.4)	\$500.00
		9	220024 Illuminate hall, corridor, stair, accessible attic, closet, basement storeroom, utility room, and/or garage. (18-27-700.6, 18-27-560.7)	\$500.00
		10	220041 Install grounding receptacle outlet. (18-27-210.50, 18-27-250.2(B))	\$500.00
Previously liable - Subsequent compliance with building code	11FO295934	11	220023 Install cover on outlet or junction box. (18-27-370.25)	\$500.00
		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	\$200.00

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

BTaylor 5-23-2012  
 Authorized clerk Date

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

201212728



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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>
Previously liable - Subsequent compliance with building code	11FO295934		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.	
		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.	\$200.00
		5	073044 Repair or replace defective or missing door hardware. (13-196-550)	\$200.00
		6	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)	\$200.00

### Sanction(s):

No one appears as of at least 3 pm

Admin Costs: \$75.00

**JUDGMENT TOTAL: \$3,575.00**



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

**Balance Due: \$3,575.00**

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).

*Wayne A. Meyer*

ENTERED: \_\_\_\_\_

Administrative Law Judge

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ALO#

Feb 6, 2012

Date

This Order may be appealed 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.

Pursuant to Municipal Code Chapter 1-19, the city's collection costs and attorney's fees shall be added to the balance due if the debt is not paid prior to being referred for collection.

*Property of Cook County Clerk's Office*