

Resolution #2017-32

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF NEW PORT RICHEY, PASCO COUNTY, FLORIDA SETTING FORTH FINDINGS OF FACT AND IMPOSING AND ASSESSING COSTS OF ABATEMENT AND REMOVAL ON REAL PROPERTY LOCATED AT 5052 TANGELO DRIVE, NEW PORT RICHEY, FLORIDA, 34652

WHEREAS, City Council of the City of New Port Richey, after hearing the testimony and considering the evidence presented at the quasi-judicial hearing of October 17, 2017, including the evidence of record of the hearing, all with regard to the property located at 5052 Tangelo Drive, New Port Richey, Florida, 34652, also known as parcel ID: 08-26-16-0050-00000-1430 and legally described as:

143, Jasmine Heights unit three, according to the map or plat thereof recorded in Plat Book 6, Page 126, of the Public Records of Pinellas County, Florida, together with the single-family dwelling situated thereon and all improvements and appurtenants thereto, aka 5052 Tangelo Drive, New Port Richey, Florida.

(the "Property") adopts this resolution memorializing its decision that costs incurred by the City for the abatement and removal of buildings be assessed on the Property, setting forth its findings of fact, and specifying the amount that it finds to be properly imposed and assessed against the Property.

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF NEW PORT RICHEY, PASCO COUNTY, FLORIDA, THAT:

1. Findings of Fact. The facts presented by City Staff at the October 17, 2017 quasi-judicial hearing are hereby adopted as the findings of fact, a summary of which follows, that:
 - a. On October 4, 2016, City Council adopted Resolution #2016-18 authorizing the abatement of buildings on the Property.
 - b. City Council provided the manner in which the owner of the Property or any interested person could proceed with private abatement.
 - c. The City Council determined that the owner of the Property was not proceeding with private abatement in such manner and, therefore, the structure on the Property was abated and removed in accordance with Resolution #2016-18.
 - d. The City incurred costs of four thousand three hundred twenty-nine US dollars (\$4,329) in abating and removing the building on the Property.
 - e. The City Attorney is hereby authorized to enforce the lien provided herein and collect the amount thereof in any manner provided by law, including without limitation, Chapter 162, Florida Statutes.

2. Decision of Council. As determined by the City Council at the conclusion of the October 17, 2017 hearing, such costs should be imposed and assessed against the Property.
3. Amount of Lien. As determined by the City Council at the conclusion of the October 17, 2017 hearing, four thousand three hundred twenty-nine US dollars (\$4,329) shall be properly imposed and assessed against the property.
4. Recordation. The City Clerk shall cause this Resolution to be recorded in the Public Records of Pasco County, Florida, for the purpose of imposing a first priority lien of the same dignity as ad valorem taxes and encumbrance against the Property for the full amount of the costs set forth herein, which lien may be foreclosed according to law.
5. Effective Date. This resolution shall be effective immediately upon adoption by the City Council.

DONE AND RESOLVED this 17th day of October, 2017.

(SEAL)

(ATTEST):

Judy Meyers,
City Clerk

Rob Marlowe,
Mayor-Councilmember

APPROVED AS TO LEGAL FORM AND CONTENT

By _____
Timothy Driscoll
City Attorney