



## Legislation Details (With Text)

<b>File #:</b>	21-320	<b>Version:</b>	1	<b>Name:</b>	
<b>Type:</b>	Report	<b>Status:</b>		Council Busines	
<b>File created:</b>	4/16/2021	<b>In control:</b>		City Council	
<b>On agenda:</b>	5/11/2021	<b>Final action:</b>			
<b>Title:</b>	Approve the current Code Enforcement Lien for the property located at 1268 Amherst Ct., be reduced to \$1,300.00 as recommended by the Code Enforcement Board.				
<b>Sponsors:</b>					
<b>Indexes:</b>					
<b>Code sections:</b>					
<b>Attachments:</b>	1. Lien Reduction Application.pdf, 2. Property Appraisers.pdf, 3. Property Tax.pdf, 4. Sunbiz.pdf, 5. Property Survey.pdf, 6. Order Imposing Lien.pdf, 7. Staff Report for Lien Reduction-1268 Amherstdocx.pdf, 8. Cost Affidavit Form -1268 Amherst.pdf				

Date	Ver.	Action By	Action	Result
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## CITY COUNCIL AGENDA ITEM

Memo Date: April 16, 2021  
Agenda Date: May 11, 2021  
Prepared By: Darla Crawl, Code Enforcement Coordinator  
Through: John Hankins, Interim Police Chief  
Requested Action:  
Approve the current Code Enforcement Lien for the property located at 1268 Amherst Ct., be reduced to \$1,300.00 as recommended by the Code Enforcement Board.

### BACKGROUND:

#### **CASE # 12-734**

The Code Enforcement Board held a public hearing on **9/20/2012**, at which time the Board found the owner, **Parish, Joseph W** in violation of the following:

#### **Sec. 6-1001(g) Fencing & Exterior Structure**

The Code Enforcement Board provided the owner time to correct said violation. Therefore, consistent with the Code Enforcement Board's Order a lien was started against the property effective **10/19/2012**. The lien ran at **\$25.00** per day from **10/19/2012** until compliance was achieved on **12/12/2013**. The total fine is **\$10,725.00** Code records show onsite inspections were conducted and contact was made. The current owner **Kimberly Minot**, is requesting that the lien be reduced to **0**.

Staff utilized the following factors in making its recommendation to reduce the lien:

- Whether the current applicant owned the property at the time the violation(s) occurred; **No, Purchased or Assumed Ownership in 2013**
- The number of violations related to the subject liens; **One**
- Number of Inspections performed: **8**
- The length of time the property was in violation before correction
- Previous Code Violations: **Yes**
- Property Taxes: **2020 are paid, No outstanding Tax Bills**
- Other Liens: **Records show no outstanding liens on the property. No Water Liens**
- Property Inspection: **3/3/21 and was in compliance before prior to the Code Board Meeting**

The current market value of the subject property; the current market value is **\$82,090.00** according the Brevard County Property Appraiser.

Total Amount of Liens: **\$10,725.00**

Staff submits their cost sheet for Case # **12-734** in the amount of **\$1,280.65**

Staff's recommendation is based on the gravity of the violations, the amount of time it took the property to come into compliance, and the total amount of the fines. **Reduction to the total amount of \$1,280.65 (staff costs)**

Council reduces the amount owed, payment of the reduced amount is required within thirty (30) days of the Council's decision or the lien amount reverts back to the original amount owed, and a subsequent lien reduction request cannot be made for a one-year period of time.

#### **STRATEGIC PLAN CONNECTION:**

Crime, Image and Community Development

#### **BUDGETARY IMPACT:**

None

#### **PREVIOUS ACTION:**

The Code Enforcement Board at its regular meeting April 15, 2021, recommended that the lien be reduced to \$1,300.00.

**RECOMMENDED MOTION:**

Approve the current Code Enforcement Lien for the property located at 1268 Amherst Ct., be reduced to \$1,300.00 as recommended by the Code Enforcement Board.