



## Legislation Text

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File #: 21-81, Version: 1

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### CITY COUNCIL AGENDA ITEM

Memo Date: January 12, 2021  
Agenda Date: February 9, 2021  
Prepared By: Darla Crowl, (Code Enforcement Coordinator)  
Through: John Hankins, (Interim Police Chief)  
Requested Action:

To approve a Partial release for 1053 Hickory Ln from the properties located at 1045 Olive St & 1115 Broadmoor Dr, be reduced to administrative cost of \$100.00 as recommended by the Code Enforcement Board.

#### **BACKGROUND:**

##### **1045 Olive St. & 1115 Broadmoor Dr.**

CASE # 12-958 -1045 Olive St:

The Code Enforcement Board held a public hearing on **10/18/2012**, at which time the Board found the owner, **Kenneth & Susan Davenport** in Non-Compliance and ordered a fine of \$25 per day be issued until compliance was achieved. The fine ran until compliance was achieved on **8/1/2013**. The outstanding amount of the lien is \$6,674.96.

This property is no longer owned by Kenneth & Susan Davenport. The new owner is **HART CONTRACTORS INC.** This lien attached to any and all Real Property owned by Kenneth & Susan Davenport which included 1053 Hickory. The applicant is the owner of 1053 Hickory and is requesting that a partial release be given to INNOVA INVESTMENT GROUP LLC; VIA LAM LLC releasing the lien from this address.

##### **CASE # 09-393 - 1115 Broadmoor Dr.**

The Code Enforcement Board held a public hearing on **7/21/2010**, at which time the Board found the owner, **Kenneth & Susan Davenport** in Non-Compliance and ordered a fine of \$250 per day be issued until compliance was achieved. The fine ran until compliance was achieved on **11/21/2011**. The outstanding amount of the lien is \$163,233.95.

This property is no longer owned by Kenneth & Susan Davenport. The new owner is **BROADMOOR ACRES COMMUNITY RESTORATION & PRESERVATION INC.** This lien attached to any and all Real Property owned by Kenneth & Susan Davenport which included 1053 Hickory as real property. The applicant is the owner of 1053 Hickory and is requesting that a partial release be given to INNOVA INVESTMENT GROUP LLC; VIA LAM LLC releasing the lien from this address.

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

- Both properties remain in compliance

- Property Taxes: **2019 are paid, No outstanding Tax Bills**
- Other Liens: **Records show no outstanding liens on the property. No Water Liens**
- Property Inspection: **01/19/20 and was in compliance before Code Board Hearing. An inspection will occur prior to the Council Meeting**

Staff submits their recommendation to issue a partial release and the applicant will pay administrative costs of \$100.

Staff's recommendation is based on the factors that INNOVA INVESTMENT GROUP LLC; VIA LAM LLC has no vested interest in either property but is affected by the liens filed against them

Per the City Code, this is only a recommendation to the City Council. If the 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 on January 21, 2021, recommended that there be a partial release for the administrative cost of \$100.00

**RECOMMENDED MOTION:**

To approve a Partial release for 1053 Hickory Ln from the properties located at 1045 Olive St & 1115 Broadmoor Dr, be reduced to administrative cost of \$100.00 as recommended by the Code Enforcement Board.