

RESOLUTION NO. _____

A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF KEY WEST, FLORIDA, AUTHORIZING THE CITY MANAGER TO EXECUTE A SATISFACTION OF LIEN IN THE CASE OF LISSETTE CUERVO AND LOUIS CUERVO T/C, PROPERTY OWNER(S) OF 2804 SEIDENBERG AVENUE; PROVIDING FOR AN EFFECTIVE DATE

WHEREAS, the City of Key West holds a lien in the amount of \$271,950.00 plus accrued interest and additional daily fines until certain violations are brought into compliance against a property located at 2804 Seidenberg Ave. in Key West, FL, owned by Lissette Cuervo and Louis Cuervo T/C by virtue of a code enforcement order originating in code compliance case number 09-2109 and duly recorded with the Monroe County Clerk of Court; and

WHEREAS, Florida Statute 162.09(3) mandates that a certified copy of an order imposing a fine, or a fine plus repair costs, may be recorded in the public records and thereafter shall constitute a lien against the land on which the violation exists and upon any other real or personal property owned by the violator; and

WHEREAS, in Resolution No. 18-035, the City Commission granted a partial Release of Lien for the property located at 252 Mars Lane, as it related to the property located at 2804 Seidenberg Lane; and

WHEREAS, the property owners brought the code violations at 2804 Seidenberg Avenue into compliance on September 6, 2018, and an affidavit of compliance has been filed and attached herein; and

WHEREAS, on October 4, 2018, a request for mitigation of lien was received by the Code Compliance Department, and placed on the City Commission agenda of October 16, 2018;

WHEREAS, the City Commission considered the request to release the lien imposed on the property located at 2804 Seidenberg Avenue.

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COMMISSION OF THE CITY OF KEY WEST, FLORIDA, AS FOLLOWS:

Section 1: That the City Manager, upon the advice and consent of the City Attorney, is authorized to execute a Satisfaction of Lien in the case of Lissette Cuervo and Louis Cuervo T/C, the owner of the property known as 2804 Seidenberg Avenue, to allow the City's release of lien without payment of any fee.

Section 2: That this Resolution shall go into effect immediately upon its passage and adoption and authentication by the signature of the presiding officer and the Clerk of the Commission.

Passed and adopted by the City Commission at a meeting held this _____ day of _____, 2018.

Authenticated by the Presiding Officer and Clerk of the Commission on _____ day of _____, 2018.

Filed with the Clerk on _____, 2018.

Mayor Craig Cates	_____
Commissioner Gregory Davila	_____
Commissioner Mary Lou Hoover	_____
Commissioner Sam Kaufman	_____
Commissioner Clayton Lopez	_____
Commissioner Billy Wardlow	_____
Commissioner Jimmy Weekley	_____

CRAIG CATES, MAYOR

ATTEST:

CHERYL SMITH, CITY CLERK