

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
ERWIN MAYER, PROPERTY OWNER AND MARIE
DELUS, MOBILE HOME OWNER OF 1300 15
COURT, LOT 11; PROVIDING FOR AN EFFECTIVE
DATE**

WHEREAS, the City of Key West holds a lien in the amount of \$82,250.00 plus accrued interest against a property located at 1300 15 Court, Lot 11 in Key West, FL, owned by Erwin Mayer, and the mobile home on said lot, owned by Marie Delus, by virtue of a code enforcement order originating in code compliance case number 17-1293 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, the property owner and mobile home owner brought the code violations at 1300 15 Court, Lot 11 into compliance on January 24, 2019, and an affidavit of compliance has been filed and attached herein; and

WHEREAS, on April 23, 2019, a request for mitigation of lien was received by the Code Compliance Department, and placed on the City Commission agenda of June 18, 2019;

WHEREAS, the City Commission considered the request to release the lien imposed on the property, including the mobile home, located at 1300 15 Court, Lot 11; and

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 Erwin Mayer, the owner of the property known as 1300 15 Court, Lot 11, and the owner of the mobile home on said lot, Marie Delus, to allow the City's release of lien upon payment of a fee in the amount of \$8,225.00 (10% of the total lien).

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 _____, 2019.

Authenticated by the Presiding Officer and Clerk of the Commission on _____ day of _____, 2019.

Filed with the Clerk on _____, 2019.

Mayor Teri Johnston	_____
Vice Mayor Sam Kaufman	_____
Commissioner Gregory Davila	_____
Commissioner Mary Lou Hoover	_____
Commissioner Clayton Lopez	_____
Commissioner Billy Wardlow	_____
Commissioner Jimmy Weekley	_____

TERI JOHNSTON, MAYOR

ATTEST:

CHERYL SMITH, CITY CLERK