

## **RESOLUTION NO. 2006-311**

Adopted by the Sacramento City Council

May 9, 2006

### **ACCEPTING THE FINDINGS OF FACT OVERRULING PROTESTS AND PLACING LIENS ON PROPERTIES FOR UNPAID ASSESSMENTS FOR CODE ENFORCEMENT CASE FEES AND PENALTIES**

#### **BACKGROUND**

- A. The Code Enforcement Department, in accordance with Sacramento City Code, Chapter 8.96.320 and 8.04.110 did provide a hearing before the appointed third-party Hearing Examiner to consider all protests for unpaid fees and penalties, if any.
- B. Notice of the time and place of hearing was given in accordance with Sacramento City Code, Chapter 8.96.320 and 8.04.110; and
- C. The Code Enforcement Department, established by competent evidence before the Hearing Examiner that the unpaid fees and penalties had been imposed in accordance with City Code.
- D. The Code Enforcement Department, established by competent evidence before the Hearing Examiner that in each case the unpaid fees and penalties are due.
- E. The City Council has found the unpaid fees and penalties to be a reasonable cost.

#### **BASED ON THE FACTS SET FORTH IN THE BACKGROUND, THE CITY COUNCIL RESOLVES AS FOLLOWS:**

- 1. The reasonable penalties in the aggregate amount not to exceed \$27,730.08 unpaid fees and penalties is the sum set forth on Exhibit A incorporated into this Resolution. This amount may be reduced as staff determines necessary.
- 2. As provided in Section 38773.5 of the California Government Code, the City of Sacramento is entitled to and hereby attaches special assessment liens upon the described properties upon recordation in the office of the County Recorder of the County of Sacramento.
- 3. Such liens shall constitute a special assessment against the properties at which the services were rendered, and shall be collectible at the same time and in the same manner as secured property taxes are collected, and shall be subject to the same penalties, priorities, and procedures in the case of delinquency.

4. Such lien also constitutes a personal obligation against the owner of the property.
5. The City Clerk shall transmit a certified copy of this Resolution to the Sacramento County Auditor/Controller.

**Table of Contents:**

Exhibit A: Case Fees & Penalties (2 pages)

Adopted by the City of Sacramento City Council on May 9, 2006 by the following vote:

Ayes: Councilmembers Cohn, Hammond, McCarty, Pannell, Sheedy, Tretheway, Waters, and Vice Mayor Fong.


Noes: None.

Abstain: None.

Absent: Mayor Fargo.

Attest:

  
\_\_\_\_\_  
Shirley Concolino, City Clerk

  
\_\_\_\_\_  
Vice Mayor Robert King Fong

Subject: Code Case Fees and Penalties – Findings of Fact for Special Assessment Liens  
2006

May 9,

Exhibit A

Line #	Parcel Number	Case Number	Property Address	Property Owner	Amount Due	Invoice Number	Council District	County ID
1	014-0064-018-0000	C050029070	4225 Y St	Gloria Plaza	\$875.00	NS060106	5	0206
2	014-0091-035-0000	C050040194	3736 2nd Av	Donald R. Hurt	\$690.00	NS060173	5	0206
3	019-0201-034-0000	C050018655	2495 Fruitridge Rd	Fabian RT 1999	\$7,244.87	NS060067	5	0206
4	020-0022-008-0000	C040032908	3464 12th Av	Tasha Norris	\$395.00	NS060144	5	0206
5	020-0022-008-0000	C040032908	3464 12th Av	Tasha Norris	\$500.00	CEAP060004	5	0206
6	022-0101-010-0000	C050014627	5071 Martin Luther King Blvd	Herlinda Padilla	\$875.00	NS060055	5	0206
7	023-0094-012-0000	C050033033	4971 78th St	Diane M. Mohrbacher	\$260.00	NS060104	6	0206
8	025-0231-015-0000	C040039343	5926 Franklin Bl	Chad E & Christopher N. Jensen	\$875.00	NS060114	6	0206
9	031-0191-002-0000	V050005859	7406 Myrtle Vista Av	William L & Jean R Brown	\$875.00	NS060147	4	0206
10	031-0191-002-0000	V050005859	7406 Myrtle Vista Av	William L & Jean R Brown	\$3,500.00	CEAP060006	4	0206
11	035-0177-004-0000	C050030041	2180 Mangrum Av	Leo F & Maria R Starnes	\$875.00	NS060102	5	0206
12	038-0061-012-0000	C050010656	7421 Lemon Hill Av	Cale Family/Richard Ergo	\$875.00	NS060115	6	0206
13	038-0061-012-0000	C050010656	7421 Lemon Hill Av	Cale Family/Richard Ergo	\$1,000.00	CEAP060001	6	0206
14	047-0181-022-0000	G050043441	7327 21st St	Yarak Condo Project	\$430.00	GA060002	8	0206
15	049-0143-008-0000	C050039765	2716 Woodviolet	Linda Miller	\$185.00	NS060125	8	0206
16	052-0055-004-0000	V050021291	7624 19th St	Jesse R & Lynda M Torres	\$260.00	NS060065	8	0206
17	052-0073-009-0000	C050020680	2162 Ferran Av	Michael Sullivan	\$875.00	NS060060	8	0206
18	052-0111-001-0000	C050025969	7601 Amherst St	Gahazala Iffat	\$285.00	NS060048	8	0206
19	117-0036-004-0000	C050010765	6452 Valley Hi Drive	Christopher & Sandra North	\$950.00	NS060059	7	0206
20	117-0680-081-0000	C050032633	8356 Langtree Wy	Or Luko	\$300.00	NS060112	7	0206

Subject: Code Case Fees and Penalties – Findings of Fact for Special Assessment Liens  
 2006

May 9,

Exhibit A

21	118-0033-038-0000	C050020362	7748 Quinby Wy	John V & Juan R & Maria Garcia	\$950.00	NS060044	8	0206
22	215-0230-063-0000	C040026758	1220 Ascot Av	Kenneth D Peachey & Imogene Zander	\$1,210.21	NS060151	2	0206
23	215-0230-063-0000	C040026758	1220 Ascot Av	Kenneth D Peachey & Imogene Zander	\$3,000.00	CEAP060008	2	0206
24	215-0260-028-0000	C050005708	1315 Santa Ana Av	Ioan Nita	\$260.00	NS060043	2	0206
25	052-0072-010-0000	C050011714	2163 Ferran Av	Herman C. Osby Jr.	\$185.00	NS050303	8	0206

**TOTAL TO BE LIENED:** \$27,730.08