

## RESOLUTION NO. 2010-500

Adopted by the Sacramento City Council

August 17, 2010

### ACCEPTING NEIGHBORHOOD CODE COMPLIANCE CASE FEES AND PENALTIES – FINDINGS OF FACT FOR SPECIAL ASSESSMENT LIENS

#### BACKGROUND

- A. The Community Development Department, in accordance with Sacramento City Code, Sections 8.04.370 through 8.04.420, 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 Section 8.04.390.
- C. The Community Development 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 Community Development 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:

- Section 1. The reasonable penalties in the aggregate amount not to exceed \$21,629 for unpaid fees and penalties is the sum set forth by the appointed third-party Hearing Examiner's findings of fact of the hearings held on May 26 and June 23, 2010. This amount may be reduced as staff determines necessary.
- Section 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.
- Section 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.

Section 4. Such lien also constitutes a personal obligation against the owner of the property.

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Exhibit A – List of Properties a lien will be placed upon

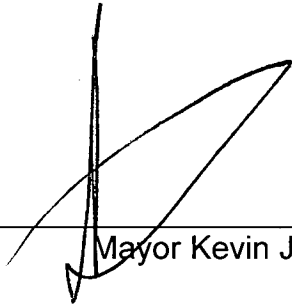
Adopted by the City of Sacramento City Council on August 17, 2010 by the following vote:

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

Noes: None.

Abstain: None.

Absent: Councilmember Cohn.



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Mayor Kevin Johnson

Attest:



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Shirley Concolino, City Clerk

**EXHIBIT A**

List of Properties a lien will be placed upon

ITEM NO.	PARCEL NUMBER	CASE NUMBER	PROPERTY ADDRESS	PROPERTY OWNER	AMOUNT DUE	INVOICE NUMBER	CD	COUNTY CODE
1	010-0365-006-0000	09-052161	3132 2ND AV	US BANK	\$900.00	CEDCNU02694	5	0206
2	014-0184-005-0000	09-050287	3030 SANTA CRUZ WY	BULLER LARRY	\$944.10	CEDCNU02700	5	0206
3	019-0131-023-0000	09-045433	0 ATLAS AV	GIN YEE SHEE	\$1,848.29	CEDCNU02611	5	0206
4	023-0213-010-0000	09-052302	5600 27TH AV	DIAZ PHYLLIS	\$900.00	CEDCNU02688	5	0206
5	025-0062-004-0000	09-047808	5612 23RD ST	ROSEMARY J HANSEN FAMILY TRUST	\$929.31	CEDCNU02602	4	0206
6	035-0372-009-0000	09-049939	6631 HOGAN DR	CARR JAMES LEE	\$944.10	CEDCNU02701	5	0206
7	038-0045-004-0000	09-003745	6029 69TH ST	ESPINO MARIA	\$860.31	CEDCNU01971	6	0206
8	117-0750-033-0000	08-016550	8064 KINGSDALE WY	BEN HENG/ HSIN I HSU	\$746.00	CEDCNU01475	7	0206
9	117-1370-058-0000	09-035396	8497 TAMBOR WY	ETRATA MARILOU G	\$929.31	CEDCNU02603	8	0206
10	225-0353-001-0000	10-002671	1204 ATHENA AV	JIMENEZ MARIA J/MIGUEL A RAMIREZ	\$1,651.97	CEDCNU02702	1	0206
11	225-0714-016-0000	09-051948	1261 SENIDA WY	ESPITA LAURA/JOSE	\$500.00	CEDCNU02686	1	0206
12	251-0123-005-0000	09-032585	3724 MARYSVILLE BL	GOEMAN PAUL SR/R F WOOD LIVING TRUST	\$779.31	CEDCNU02640	2	0206
13	252-0111-029-0000	10-000050	0 GRAND AV	ISMAIL ABUKHDAIR	\$900.00	CEDCNU02697	2	0206
14	252-0301-065-0000	09-048980	1638 LOS ROBLES BL	JENKINS TIMOTHY/HORACE/BETTIE	\$944.10	CEDCNU02690	3	0206
15	293-0080-007-0000	10-002442	2259 UNIVERSITY AV	JUAN C BATTISTONI 2006 REVOCABLE TRUST	\$1,422.77	CEDCNU02687	3	0206
				Total:	\$15,199.57			