

## **RESOLUTION NO. 2011-213**

Adopted by the Sacramento City Council

April 12, 2011

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

#### **BACKGROUND**

- A. The Community Development Department's Neighborhood Code Compliance Division, 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 Neighborhood Code Compliance Division established by competent evidence before the Hearing Examiner that the unpaid fees and penalties had been imposed in accordance with City Code.
- D. The Neighborhood Code Compliance Division 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 fees in the aggregate amount not to exceed \$41,701 and reasonable penalties in the aggregate amount not to exceed \$15,514 are the sums set forth by the appointed third-party Hearing Examiner's findings of fact of the hearings held on January 26 and February 23, 2011. The amount of penalties may be reduced by staff for any purpose that serves to facilitate abatement of nuisance conditions upon properties within the City of Sacramento.
- 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 to be Liened

Adopted by the City of Sacramento City Council on April 12, 2011 by the following vote:

Ayes: Councilmembers Ashby, Cohn, D Fong, R Fong, McCarty, Pannell, Schenirer, Sheedy, and Mayor Johnson.

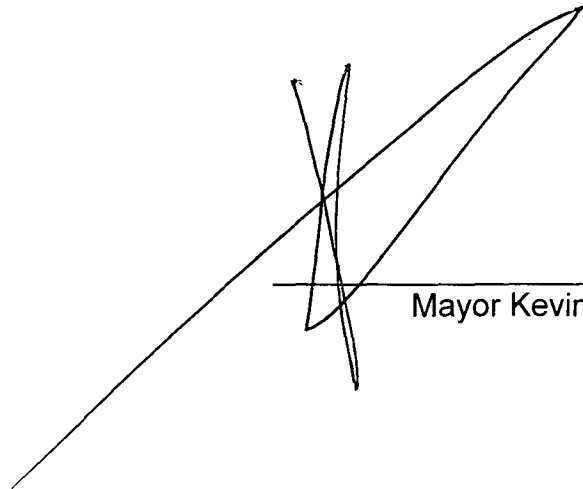
Noes: None.

Abstain: None.

Absent: None.

Attest:

  
Shirley Concolino, City Clerk

  
\_\_\_\_\_  
Mayor Kevin Johnson

**EXHIBIT A**

ITEM NO.	PARCEL NUMBER	CASE NUMBER	PROPERTY ADDRESS	PROPERTY OWNER	AMOUNT DUE	INVOICE NUMBER	TYPE	CD	COUNTY CODE
1	014-0085-046-0000	10-008523	2624 STOCKTON BL	STOCKTON BLVD PARTNERS LLC C/O JOHN SACA	\$3,980.60	CEDCNU03146	F	5	0206
2	014-0183-006-0000	10-015131	3038 40TH ST	GORDON LANE	\$1,788.79	CEDCNU03085	F	5	0206
3	020-0131-044-0000	10-015129	4216 38TH ST	SARASAU NEMANI	\$2,235.04	CEDCNU03066	F	5	0206
4	020-0131-055-0000	10-013930	3645 18TH AV	MARCROFT DONALD W	\$313.61	CEDCNU03144	F	5	0206
5	021-0261-013-0000	09-044696	4455 71ST ST	NICHOLAS W. PONTLIANA III	\$1,014.66	CEDCNU03149	F	6	0206
6	021-0261-013-0000	09-044696	4455 71ST ST	NICHOLAS W. PONTLIANA III	\$1,500.00	CEDCEA00476	P	6	0206
7	022-0151-003-0000	10-009431	0 26TH AV	UJAGAR AMANDEEP K	\$913.83	CEDCNU03073	F	5	0206
8	022-0151-004-0000	10-009432	3280 26TH AV	UJAGAR AMANDEEP K	\$913.83	CEDCNU03072	F	5	0206
9	023-0152-029-0000	10-013423	5061 STONER DR	MEJIA JOSE M/LOURDES Z	\$262.13	CEDCNU03143	F	6	0206
10	025-0062-004-0000	10-016895	5612 23RD ST	ROSEMARY J HANSEN FAMILY TRUST	\$1,013.83	CEDCNU03083	F	4	0206
11	035-0074-009-0000	10-013489	6125 MCLAREN AV	TURNER ARLEE	\$1,702.96	CEDCNU03064	F	4	0206
12	035-0332-006-0000	10-013326	7120 TAMOSHANTER WY	HUSSEN SHAMSUN NISHA/ZAKIR	\$1,367.97	CEDCNU03084	F	5	0206
13	040-0095-010-0000	10-020960	7806 50TH AV	KETCHUM ROSIE L/GLADYS SMITH	\$482.84	CEDCNU03069	F	6	0206
14	040-0133-008-0000	10-013491	7608 BELLINI WY	JASPER SHEILA/WILLIE GAINES	\$900.00	CEDCNU03137	F	6	0206
15	041-0024-029-0000	10-022858	2751 WAH AV	SHANKAR EDWIN R	\$900.00	CEDCNU03140	F	5	0206
16	049-0061-002-0000	10-015770	2451 CASA LINDA DR	RAMIREZ MARIA	\$913.83	CEDCNU03079	F	8	0206
17	049-0187-003-0000	10-020909	7397 FLORES WY	CREATE WEALTH REAL ESTATE INCORPORATED	\$782.96	CEDCNU03158	F	8	0206
18	052-0073-009-0000	10-012898	2162 FERRAN AV	SULLIVAN MICHAEL	\$1,013.83	CEDCNU03087	F	8	0206
19	052-0073-009-0000	10-012898	2162 FERRAN AV	SULLIVAN MICHAEL	\$2,013.83	CEDCEA00463	P	8	0206

20	052-0250-037-0000	10-011403	2070 EXPEDITION WY	LUU THYTHU THI/THYTU THI	\$1,113.61	CEDCNU03147	F	8	0206
21	117-0240-059-0000	10-010247	7818 GRANDSTAFF DR	FEDERAL NATIONAL MORTGAGE ASSOCIATION	\$1,000.00	CEDCNU03150	F	7	0206
22	117-0240-059-0000	10-010247	7818 GRANDSTAFF DR	FEDERAL NATIONAL MORTGAGE ASSOCIATION	\$2,000.00	CEDCEA00477	P	7	0206
23	117-0430-025-0000	10-015245	1 LIMITED CT	LE XE THI	\$1,357.91	CEDCNU03148	F	7	0206
24	118-0011-005-0000	10-012758	7600 QUINBY WY	MAZZONI FREDRICK A/KAY F	\$900.00	CEDCNU03058	F	8	0206
25	201-0770-056-0000	10-014073	1850 ZURLO WY	DONNIE STOTT	\$1,000.00	CEDCNU03067	F	1	0206
26	201-0770-056-0000	10-014073	1850 ZURLO WY	DONNIE STOTT	\$1,000.00	CEDCEA00460	P	1	0206
27	225-0622-007-0000	10-017986	1921 BANNON CREEK DR	MARVEL LOUISE/HISAHO H KOYASA	\$1,142.66	CEDCNU03145	F	1	0206
28	226-0260-024-0000	10-010690	1015 MAIN AV	MONTEON ABEL/DELFINA SILVA	\$900.00	CEDCNU03081	F	2	0206
29	226-0290-049-0000	10-015294	924 RIO ROBLES AV	FINDLAY KELLY	\$400.55	CEDCNU03164	F	2	0206
30	237-0390-037-0000	10-009214	4401 BAUMGART WY	AHR ROBIN P	\$262.13	CEDCNU03157	F	2	0206
31	237-0550-002-0000	10-022875	1279 LAMBERTON CR	VASQUEZ LOUIE R	\$313.61	CEDCNU03167	F	2	0206
32	237-0550-038-0000	10-007547	1280 BELL AV	POHAHAU TUPOU	\$913.83	CEDCNU03074	F	2	0206
33	238-0092-022-0000	10-010074	406 STILLWELL CT	N VEST N REAL ESTATE SERVICES	\$298.95	CEDCNU03160	F	2	0206
34	250-0091-009-0000	10-013539	632 GRAND AV	EKKAPHANH BARRY B	\$997.28	CEDCNU03061	F	2	0206
35	250-0102-002-0000	10-008055	508 KESNER AV	VILLANUEVA HOMERO/VIRGINIA	\$487.66	CEDCGR00052	F	2	0206
36	250-0113-027-0000	10-020738	705 SOUTH AV	NARAYAN SABNESH/VINESHNI	\$385.89	CEDCNU03156	F	2	0206
37	252-0181-002-0000	10-010377	3641 PINELL ST	KIMES AIDA M/ROBERT L JR	\$3,038.39	CEDCNU03153	F	2	0206
38	262-0062-011-0000	10-020993	449 TENAYA AV	DOUGHERTY ROBERT J/HOLLY M	\$385.89	CEDCNU03077	F	1	0206
39	263-0131-027-0000	10-010979	2700 NORWOOD AV	GALAXY LENDING	\$298.95	CEDCNU03166	F	2	0206
40	265-0052-011-0000	10-013511	1530 ARCADE BL	EVERSON MONIQUE/JONATHAN	\$1,536.85	CEDCNU03155	F	3	0206
41	266-0153-034-0000	09-041011	1938 MARCONI	ROBINSON ROBERT	\$337.82	CEDCNU03142	F	3	0206

42	266-0153-034-0000	09-041011	1938 MARCONI	ROBINSON ROBERT	\$4,999.99	CEDCEA00475	P	3	0206
43	266-0170-010-0000	10-015640	2108 JULIESSE AV	SEMERIA MICHAEL H/CHARLOTTE M	\$400.55	CEDCNU03165	F	3	0206
				TOTAL:	\$49,487.06				