

RESOLUTION NO. 2020-

1  
2 A RESOLUTION OF THE BOARD OF COUNTY  
3 COMMISSIONERS OF BROWARD COUNTY, FLORIDA,  
4 LEVYING LAND CLEARANCE LIENS AGAINST CERTAIN  
5 DESCRIBED PROPERTIES IN UNINCORPORATED  
6 BROWARD COUNTY FOR NONPAYMENT OF LAND  
7 CLEARANCE COSTS, PURSUANT TO CHAPTER 39,  
8 ARTICLE X, OF THE BROWARD COUNTY CODE OF  
9 ORDINANCES; PROVIDING FOR THE ACCRUAL OF  
10 INTEREST AND PROVIDING FOR CHARGES FOR  
11 ADMINISTRATIVE COSTS AND THE ACCRUAL OF  
12 INTEREST; PROVIDING FOR RECORDATION IN THE  
13 PUBLIC RECORDS OF BROWARD COUNTY; AND  
14 PROVIDING FOR SEVERABILITY AND AN EFFECTIVE  
15 DATE.

16 WHEREAS, on August 24, 1999, the Board of County Commissioners of  
17 Broward County enacted Ordinance No. 99-45, requiring the abatement of violations  
18 relating to land clearance in unincorporated areas of Broward County;

19 WHEREAS, notices of violation of Chapter 39, Article X, of the Broward County  
20 Code of Ordinances (the "Code"), were provided to the owners of the individual  
21 properties listed on Exhibit A, attached hereto and made a part hereof, notifying the  
22 owners that said properties were required to be brought into compliance with  
23 Chapter 39, Article X, of the Code, by correcting the violations detailed in the notices of  
24 violation;

WHEREAS, the property owners have failed, neglected, or refused to have their  
respective property cleared of weeds, debris, or noxious materials as required by  
Chapter 39, Article X, of the Code; Notices of Noncompliance of the land clearance  
violations were recorded in the public records of Broward County, Florida; Broward  
County has caused the properties to be cleared to correct the violations pursuant to  
Section 39-135 of the Code at the actual cost to Broward County for clearing the

1 properties listed on Exhibit A; and invoices for the land clearance costs have been  
2 mailed to the property owners; and

3 WHEREAS, the costs for clearing the properties have not been paid to Broward  
4 County, NOW, THEREFORE,

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6 BE IT RESOLVED BY THE BOARD OF COUNTY COMMISSIONERS OF  
7 BROWARD COUNTY, FLORIDA:

8  
9 Section 1. Pursuant to Section 39-138 of the Code, land clearance liens are  
10 hereby levied in the amounts listed on Exhibit A against each of the individual properties  
11 listed on Exhibit A.

12 Section 2. The costs of property clearance described in Section 1 were due  
13 and payable upon mailing of the invoices for services. Upon adoption of this  
14 Resolution, land clearance liens in the amounts listed for each property on Exhibit A,  
15 together with administrative costs and interest from the dates of the mailing of the  
16 invoices, are charged on the unpaid principal amounts at the rate of  
17 six point eight nine percent (6.89%) per annum and are now due and payable to  
18 Broward County, Florida.

19 Section 3. Recording.

20 This Resolution shall be recorded in the public records of Broward County,  
21 Florida, and shall run with the land evidencing the land clearance lien against the  
22 properties.

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1 Section 4. Severability.

2 If any portion of this Resolution is determined by any Court to be invalid, the  
3 invalid portion will be stricken, and such striking will not affect the validity of the  
4 remainder of this Resolution. If any court determines that this Resolution, in whole or in  
5 part, cannot be legally applied to any individual, group, entity, property, or circumstance,  
6 such determination will not affect the applicability of this Resolution to any other  
7 individual, group, entity, property, or circumstance.

8 Section 5. Effective Date.

9 This Resolution will become effective upon adoption.

10  
11 ADOPTED this                    day of                    , 2020.

12  
13 Approved as to form and legal sufficiency:  
14 Andrew J. Meyers, County Attorney

15 By /s/ Damaris Y. Henlon                    12/10/19  
16                    Damaris Y. Henlon                    (date)  
17                    Assistant County Attorney

18 By /s/ Maite Azcoitia                    12/10/19  
19                    Maite Azcoitia                    (date)  
20                    Deputy County Attorney

21  
22  
23 DYH/gmb  
24 Levying Land Clearance Liens Resolution  
12/10/19  
#44000-0001

Exhibit A

| FOLIO NUMBER    | CASE #  | OWNER NAME  | MAILING ADDRESS                                     | PROPERTY ADDRESS             | LEGAL DESCRIPTION  | ACTUAL COST | ADMIN COST | COST OF PROPERTY CLEARANCE | NOTICE OF VIOLATION DATE | NOTICE OF NON-COMPLIANCE RECORDED DATE | INSTRUMENT/ CR NUMBER | PROPERTY CLEARED DATE |
|-----------------|---------|---|---|------------------------------|--|-------------|------------|----------------------------|--------------------------|--|-----------------------|-----------------------|
| 1) 0205-04-0831 | 19-0492 | TUBA IV LLC   | 18305 BISCAYNE BLVD #400<br>AVENTURA FL 33160       | 2743 NW 9 ST                 | WASHINGTON PARK FIRST<br>ADD19-32 BLOT<br>11 LESS S 5<br>FOR R/W BLK 3 | \$175.00    | \$125.00   | \$300.00                   | 03/25/2019               | 05/22/2019                             | 115820617             | 08/26/2019            |
| 2) 0205-06-1530 | 18-1420 | BUILDERS ASSOCIATES II LLC                                      | 12525 ORANGE DR<br>STE 709<br>DAVIE FL 33330        | 2819 NW 8 STREET             | WASHINGTON PARK THIRD<br>ADD21-43 BLOT<br>29 BLK 22                    | \$120.00    | \$125.00   | \$245.00                   | 08/31/2018               | 05/02/2019                             | 115777009             | 05/16/2019            |
| 3) 0205-14-1210 | 19-0610 | 173 NW 30TH AVE LAND TRUST; HOME NETWORK INVESTMENT LLC TRUSTEE | 5641 NW 16TH STREET<br>LAUDERHILL, FL 33313         | 173 NW 30 AVE                | BOULEVARD GARDENS 28-6<br>BLOT 17 BLK 7                                | \$244.00    | \$125.00   | \$369.00                   | 04/11/2019               | 05/22/2019                             | 115820609             | 08/14/2019            |
| 4) 9232-01-3950 | 19-0645 | BUILDERS ASSOCIATES VI LLC<br>C/O ERIC JIMENEZ                  | 185 SW 7TH STREET<br>UNIT 3805<br>MIAMI FL 33130    | 1421 NW 27 AVE<br>VACANT LOT | WASHINGTON PARK FOURTH<br>ADD22-44 BLOT<br>27,28 BLK 51                | \$130.00    | \$125.00   | \$255.00                   | 04/15/2019               | 05/22/2019                             | 115820618             | 08/14/2019            |
| 5) 9232-01-4730 | 19-0807 | SAUTERNES V, LLC  | 18305 BISCAYNE BLVD., STE 400<br>AVENTURA, FL 33160 | 1395 NW 27 AVE               | WASHINGTON PARK FOURTH<br>ADD22-44 BLOT<br>24,25 BLK 53                | \$150.00    | \$125.00   | \$275.00                   | 05/15/2019               | 06/07/2019                             | 115854639             | 08/14/2019            |
| 6) 9232-01-5120 | 18-1902 | DEL SOL,DANIEL & COTTON,ANNETTE & MINCEY,S ETAL                 | 725 NW 7 CT<br>HOMESTEAD, FL<br>33034-1908          | NW 27 AVE                    | WASHINGTON PARK FOURTH<br>ADD22-44 BLOT<br>24 BLK 54                   | \$50.00     | \$125.00   | \$175.00                   | 11/21/2018               | 04/30/2019                             | 115772477             | 05/13/2019            |

TOTAL BILL AMOUNT: \$1,619.00

Run Date: 12/05/2019