PROPOSED

RESOLUTION NO.

A RESOLUTION OF THE BOARD OF COUNTY COMMISSIONERS OF BROWARD COUNTY, FLORIDA, PERTAINING TO LAND CLEARANCE COSTS; LEVYING A LAND CLEARANCE LIEN **AGAINST** CERTAIN DESCRIBED **PROPERTIES** IN UNINCORPORATED BROWARD COUNTY FOR NONPAYMENT OF LAND CLEARANCE COSTS, PURSUANT TO CHAPTER 39, ARTICLE X, OF THE BROWARD COUNTY CODE OF ORDINANCES; PROVIDING FOR THE ACCRUAL OF INTEREST AND CHARGES FOR ADMINISTRATIVE COSTS; PROVIDING FOR RECORDATION IN THE OFFICIAL RECORDS OF BROWARD COUNTY; AND PROVIDING FOR SEVERABILITY AND AN EFFECTIVE DATE.

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

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

Property Maintenance Ordinance; Notices of Noncompliance of the land clearance violations were recorded in the official 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 properties listed on Exhibit A; and invoices for the lot clearing costs have been mailed to the property owners;

WHEREAS, representation for the property owners came before the Board on April 16, 2024, to request an extension to pay the costs for clearing the properties before a land clearance lien was levied, and an extension to pay was granted until June 18, 2024; and

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

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

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

Section 2. The costs of property clearance described in Section 1 herein were due and payable upon mailing of the invoices for services. Upon adoption of this Resolution, land clearance liens in the amounts listed for each property on Exhibit A, together with administrative costs and interest from the dates of the mailing of the invoices, charged at the rate of 9.09% per annum on the unpaid principal amounts, are due and payable to Broward County, Florida.

45 Section 3. Recording. 46 This Resolution shall be recorded in the Official Records of Broward County, 47 Florida, and shall run with the land evidencing the land clearance lien against the 48 properties. 49 Section 4. Severability. 50 If any portion of this Resolution is determined by any court to be invalid, the invalid 51 portion will be stricken, and such striking will not affect the validity of the remainder of this 52 Resolution. If any court determines that this Resolution, in whole or in part, cannot be 53 legally applied to any individual, group, entity, property, or circumstance, such 54 determination will not affect the applicability of this Resolution to any other individual, 55 group, entity, property, or circumstance. 56 Section 5. Effective Date. **PROPOSED** 57 This Resolution is effective upon adoption. ADOPTED this , 2024. day of Approved as to form and legal sufficiency: Andrew J. Meyers, County Attorney By: /s/ Deanna M. Kalil 05/22/2024 Deanna M. Kalil (date) **Assistant County Attorney** By: /s/ Maite Azcoitia 05/22/2024 Maite Azcoitia (date) **Deputy County Attorney** DMK/gmb Special Assessment Resolution - Land Clearance Lien 05/22/2024 #44000

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 COMPLIANCE RECORDED DATE	INSTRUMENT/ CR NUMBER	PROPERTY CLEARED DATE
1) 0205-13-1560	22-1043	ANDERSON, ADOLPHUS EST	15 NW 27 TER FORT LAUDERDALE FL 33311	15 NW 27 TER	BROWARD PARK 25-49 B LOT 21 BLK 9	\$3,011.00	\$125.00	\$3,136.00	9/12/2022	10/7/2022	118445288	12/29/2022
2) 0205-13-1570	22-1052	ANDERSON, GENIVA EST	11 NW 27 TER FORT LAUDERDALE FL 33311-8605	11 NW 27 TER	BROWARD PARK 25-49 B LOT 22 BLK 9	\$3,011.00	\$125.00	\$3,136.00	9/12/2022	10/7/2022	118445305	12/27/2022

TOTAL BILL AMOUNT: \$6,272.00