

# Memorandum

## Neighborhood Services Department

To: Beverly K. Bridges, City Clerk  
 From: Devin S. Smith, Manager Neighborhood Response Division  
 CC: File  
 Date: October 13, 2008  
 Re: Report of Expenses for the abatement of Nuisance located at 2004 Santiago Street - Ward 3 (Reese)

*LVMC Ordinance 5873 authorizes the City of Las Vegas to assess and collect a re-inspection fee of \$120.00 if the nuisance violation(s) are not brought into compliance by the re-inspection date on this notice. An additional fee of \$180.00 per hour, one-hour minimum (not to be pro-rated), will be charged for each additional inspection after the initial re-inspection. In addition, LVMC 9.04.020 and 9.04.040 authorizes the city to assess a civil penalty concurrently with the re-inspection fees assessed. On the 2nd re-inspection a \$180 re-inspection fee + a \$150.00 civil penalty will be assessed; on the 3rd re-inspection a \$180 re-inspection fee + a \$300.00 civil penalty will be assessed; on the 4th re-inspection and any future re-inspections will be assessed a \$180 re-inspection fee + a \$500.00 civil penalty. Additionally, every person who causes or maintains a public nuisance, or who willfully omits or refuses to perform any legal duty relating to the abatement of such nuisance (1) shall be guilty of a misdemeanor; (2) shall be liable civilly to the City and, upon such findings shall be responsible to pay civil penalties of not more than five hundred (\$500.00) dollars per day, or for commercial properties; civil penalties of not more than one thousand (\$1000.00) per day, for each day that any nuisance remained unabated after the date specified for abatement in the notice of violation. The \$500.00 or \$1000 daily civil penalty will be determined at the discretion of the city council. Any and all unpaid fees are subject to collection and/or liens.*

After giving due process, notification, and an opportunity for an appeal hearing as specified in the Las Vegas Municipal Code for Nuisance, the Department of Neighborhood Services caused the above-referenced property to be corrected by removing all refuse, waste, trash, debris, all weeds and grass exceeding eight (8) inches in height, shed, installing fence around the vacant lot and posting signs (No Trespassing, Dumping or Vehicles). The abatement was completed by Levelex Incorporated September 8, 2008 at a cost of \$1,595.00, which was accepted by the Department of Neighborhood Services.

<b>Contract Amount Breakdown:</b>	
Removal of refuse and waste, trash, and debris	\$550.00
Remove all weeds and grass exceeding eight (8) inches in height	\$210.00
Remove shed	\$75.00
Install fence around vacant lot	\$655.00
Post signs (No Trespassing/Dumping/Vehicles)	\$105.00
<b>AMOUNT DUE:</b>	<b>\$1,595.00</b>
Administrative Processing Fee:	\$239.25
Sub-Total:	\$1,834.25
Reinspection Fees (w/late fee):	\$528.00
Civil Penalty Fees:	\$450.00
<b>TOTAL AMOUNT DUE:</b>	<b>\$2,812.25</b>
<b>Daily Civil Penalties 121 days @ \$500 a day (excluding fees already assessed and \$150 that was assessed prior to this timeframe) May 11, 2008 to September 8, 2008</b>	<b>\$60,200.00</b>
<b>Maximum Total:</b>	<b>\$63,012.25</b>
<b>OWNER OF RECORD:</b>	DAVID R. VIERRA
<b>PROPERTY ABATED:</b>	2004 Santiago Street
<b>ASSESSOR PARCEL:</b>	162-03-810-005
<b>LEGAL DESCRIPTION:</b>	TOWN & COUNTRY EST
	PLAT BOOK 7 PAGE 65
	LOT 5 BLOCK 1

DSS:jl