

# Memorandum

## City of Las Vegas Neighborhood Services Department

To: Beverly Bridges, MMC, City Clerk  
From: Devin S. Smith, Manager Neighborhood Response Division  
CC: File  
Date: January 11, 2010  
Re: Report of Expenses for the abatement of nuisance located at 3156 Mediterranean Drive - Ward 2 (Wolfson)

*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 9.040.040 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 graffiti and high vegetation. The abatement was completed by American Demolition on September 16, 2009 at a cost of \$799.00, which was accepted by the Department of Neighborhood Services.

|                                                                                                                                       |                                                          |
|---------------------------------------------------------------------------------------------------------------------------------------|----------------------------------------------------------|
| <b>Contract Amount Breakdown:</b>                                                                                                     |                                                          |
| Remove all graffiti                                                                                                                   | \$500.00                                                 |
| Remove all high vegetation                                                                                                            | \$299.00                                                 |
| AMOUNT DUE:                                                                                                                           | \$799.00                                                 |
| Administrative Processing Fee:                                                                                                        | \$119.85                                                 |
| Sub-Total:                                                                                                                            | \$918.85                                                 |
| Reinspection Fees (w/late fees):                                                                                                      | \$1,122.00                                               |
| Civil Penalties:                                                                                                                      | \$1,950.00                                               |
| <b>TOTAL AMOUNT DUE:</b>                                                                                                              | <b>\$3,990.85</b>                                        |
|                                                                                                                                       |                                                          |
| Daily Civil Penalties 80 days @ \$500 a day<br>(excluding civil penalty fees already assessed)<br>June 29, 2009 to September 16, 2009 | \$38,050.00                                              |
| <b>MAXIMUM TOTAL:</b>                                                                                                                 | <b>\$42,040.85</b>                                       |
|                                                                                                                                       |                                                          |
| <b>OWNER OF RECORD</b>                                                                                                                | A P HOLDINGS LLC                                         |
| <b>PROPERTY ABATED:</b>                                                                                                               | 3156 Mediterranean Drive                                 |
| <b>ASSESSOR PARCEL:</b>                                                                                                               | 163-08-814-001                                           |
| <b>LEGAL DESCRIPTION:</b>                                                                                                             | BAYSIDE UNIT #1<br>PLAT BOOK 33 PAGE 73<br>LOT 1 BLOCK 3 |

DSS:ld