



AGENDA MEMO

CITY COUNCIL MEETING DATE: April 6, 2011

DEPARTMENT: Building and Safety

ITEM DESCRIPTION: Public Hearing and possible action to consider the report of expenses to recover costs for abatement of nuisance located at 3332 Mariner Bay Street in the amount of \$5,278.75 (General Fund) and assess a maximum of \$48,550 in daily civil penalties. PROPERTY OWNER: BANK HSBC USA NA TRS Ward 2 (Wolfson)

American Demolition completed work on September 3, 2010 at a cost of \$705; \$1,518 in reinspection fees (w/late fees); \$2,950 in civil penalties; plus a 15% administrative fee for a total of \$5,278.75.

Today's public hearing is to consider the Report of Expenses filed by the Department of Building and Safety and to hear any objections thereto. Under the Uniform Code for the Abatement of Nuisance and Civil Penalties, the City Council may make revisions or adjustments to the Report of Expenses as deemed proper. If the Report of Expenses is confirmed and accepted by the Council, the Council can then declare the charges to be a personal obligation on the part of the property owner or may order the charges assessed against the property by means of a Lien of Assessment. In this particular case, we recommend a Lien of Assessment.

If the Lien is approved by the Council, certified copies of the recorded lien will be given to the County Treasurer's Office and the amount of the assessment will be collected at the same time and in the same manner as ordinary property taxes. All laws applicable to the collection and enforcement of property taxes shall be applicable to such assessment, and the amount of the assessment will be added to the next regular property tax bill levied against the parcel.