

Memorandum

Neighborhood Services Department

To: Beverly Bridges, Acting City Clerk
 From: Devin S. Smith, Manager Neighborhood Response Division
 CC: File
 Date: May 3, 2007
 Re: Report of Expenses for inspection/reinspection fees and civil penalties accrued for property located at 1001 W. McWilliams - Ward 5 (Williams)

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 (LVMC) 9.04.020 and Section 202 for Uniform Housing, the Department of Neighborhood Services is submitting a list of inspection/reinspection fees and civil penalties incurred on the property.

DESERT BREEZE II

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| Amount Breakdown: | |
| Inspection/Reinspection Fees: | \$18,780.00 |
| Civil Penalties: | \$31,300.00 |
| TOTAL AMOUNT DUE: | \$50,080.00 |
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| Daily Civil Penalties (35 days @ 1,000/day = \$35,000.00) At the Councils discretion, the Council may impose daily civil penalties from April 12, 2007 to May 16, 2007. | (Not to exceed) \$85,080.00 |
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| OWNER OF RECORD: | MOULIN ROUGE PROPERTIES LLC |
| PROPERTY ABATED: | 1001 W. MCWILLIAMS AVENUE |
| ASSESSOR PARCEL: | 139-28-703-005 |
| LEGAL DESCRIPTION: | PT NE4 SE4 SEC 28 20 61 |
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DSS:ed