

**Consideration of Waiving Fees and/or Penalties
Information Sheet**

Ward 3- Councilman Coffin

2713 Howard Dr.

Description: R-1 SFD/Vacant

Main Cross Streets: Fremont/Oakey

Zip Code: 89104

Requested By: Anthony DeVries

Foreclosure: No

Since:

Registration Status:

Current Ownership: Campbell Road LLC

5/1/2013 Meets Registration Req. Yes___ No ☒ X

Ownership at time of Abatement:

Registered: Yes___ No___

Thomas Guy Conte Jr.

Lender Notified: Yes___ No___

Case Opened: 6/1/2011

Notice & Order Issued: 8/17/2011

Certified Mail

Owner

Case Closed: 1/30/2012

Signed By:

Agent

Abatement Completed: 1/30/2012

Returned ☒ X

City Council Hearing: 3/21/2012

Abatement of: Securing of all open doors and windows by boarding, removal of refuse, waste, high grass, weeds.

of Completed Inspections: Total (10); Failed (7); Status Check (2); Passed (1)

OUT-OF-POCKET COSTS	ASSESSED	PAID	OUTSTANDING
ABATEMENT COST	\$2,915.00	\$0.00	\$2,915.00
(15% of Abatement Contract Price)	\$437.25	\$0.00	\$437.25
4% Tax Roll Fee	\$1,297.22	\$0.00	\$1,297.22
Interest	\$306.30	\$0.00	\$306.30
INSPECTION COSTS RECOVERY FEE (\$0 for first Inspection; \$120 for failed 2nd Inspection; \$180 for Each failed Inspection Thereafter)	\$1,020.00	\$0.00	\$1,020.00
LATE FEES (10% of Inspection Fees):	\$102.00	\$0.00	\$102.00
TOTAL OUT-OF-POCKET COSTS:	\$6,077.77	\$0.00	\$6,077.77
CIVIL PENALTIES	ASSESSED	PAID	OUTSTANDING
DAILY CIVIL PENALTIES (\$1000 Per Day From Notice of Violation until Award of Abatement Contract)	\$27,650.00	\$0.00	\$27,650.00
TOTAL CIVIL PENALTIES	\$27,650.00	\$0.00	\$27,650.00
TOTAL OUTSTANDING COSTS, LATE FEES AND PENALTIES			\$33,727.77

Property Value Per Zillow.com: \$74,393

As of 8/22/2013

STAFF RECOMMENDATION: CITY COUNCIL DENY THE WAIVER REQUEST

NOTE: If City Council is desirous of granting a 90% reduction of Civil Penalties, the following amounts would be applicable:

100% of Out-of Pocket Expenses	\$6,077.77
10% of Civil Penalties	<u>\$2,765.00</u>
Total	\$8,842.77

Request all costs be paid within 30 days or original amount remains due.

**Request for Waiver/Reduction of Fees
2713 Howard Dr.**

**Notice and Order &
Code Enforcement Lien Chronology**

<u>Activity</u>	<u>Date</u>
1. Notice and Order Issued to Property Owner- Thomas Guy Conte Jr.	August 17, 2011
2. Notice and Order recorded	August 24, 2011
3. Substitution Recorded Wells Fargo to MTC Financial	November 23, 2011
4. City Abatement Completed	January 30, 2012
5. City Council Approved Code Enforcement Lien	March 21, 2012
6. Code Enforcement Lien Recorded	April 5, 2012