

RESOLUTION 18-55

A RESOLUTION OF THE CITY OF PANAMA CITY BEACH, FLORIDA, APPROVING AN AMOUNT OF \$2,000.43 TO BE LIENED ON PROPERTY LOCATED AT 301 DOGWOOD STREET FOR COSTS INCURRED BY THE CITY TO ABATE NUISANCES LOCATED UPON SUCH PROPERTY; AUTHORIZING THE APPROPRIATE OFFICERS OF THE CITY TO RECORD THE LIEN AND NOTIFY INTERESTED PARTIES OF SUCH LIEN; AND PROVIDING AN IMMEDIATELY EFFECTIVE DATE.

WHEREAS, pursuant to Section 15-25 of the City's Code of Ordinances, the City has undertaken the abatement of public nuisances defined by Section 15-17 of the City Code, following notice and non-action by the Owners to come into compliance with the City Code section; and

WHEREAS, pursuant to 15-26 of the City's Code, the City Council shall assess the entire cost of the abatement of the nuisance against the property, inclusive of all administrative, legal, postal and publication expenses, and any other direct or indirect costs associated therewith.

NOW THEREFORE, BE IT RESOLVED by the City Council that a lien be assessed against the following property in the amount set forth below:

PROPERTY ID NO.	APPARENT OWNERS	ADDRESS	AMOUNT OF LIEN
34282-000-000	Heirs and Devisees of the Estate of Louis Cassaras, deceased	301 Dogwood Panama City Beach, FL 32407	\$2,000.43

AND BE IT FURTHER RESOLVED that the appropriate officers of the City are hereby authorized and directed to record such lien and notify the Tax Collector and all interested parties of such lien.

THIS RESOLUTION shall be effective immediately upon passage.

PASSED in regular session this 8th day of February, 2018.

CITY OF PANAMA CITY BEACH

By: 
Mike Thomas, Mayor

ATTEST:


Jo Smith, City Clerk

**PANAMA CITY BEACH
BUILDING AND PLANNING DEPARTMENT**

**110 S. Arnold Road, Panama City Beach, FL 32413
850-233-5100 Fax: 850-233-5049**

December 19, 2017

**CODE ENFORCEMENT
INVOICE FOR NUISANCE ABATEMENT**

RE: Heirs and Devisees of Estate of
Louis Cassaras, deceased
AND ALL INTERESTED PARTIES:
301 Dogwood Street
Panama City Beach, FL 32407

VIA CERTIFIED AND REGULAR MAIL TO:
Heirs and Devisees of Estate of
Louis Cassaras, deceased
Apparent Resident: Louis Cassaras, deceased
3900 Golden Pine Lane
Jay, Florida 32565-2059

Parcel Identification Number: 34282-000-000
Chuck Perdue
Bay County Tax Collectors office
850 W. 11th Street
Panama City, FL 32401

PREPARED BY: Leslie Roberson for James Tindle
DEPARTMENT: Building and Planning

1. Pursuant to Section 15-25 of the City of Panama City Beach Code of Ordinances, the City has undertaken certain actions to abate the nuisance located at 301 Dogwood Street, Panama City Beach, FL 32407.
2. The amount of the City's abatement lien is as follows:
Labor \$1,720.00 (Clean-up and Labor)
Title search report: \$150.00
Postage: \$22.43
Attorney Fees: \$108.00
TOTAL: \$2,000.43

3. Pursuant to Section 25-34, Code of Panama City Beach, Florida, notice is hereby given that there has been assessed, pursuant to the provisions of said law, against the above named person/business at the above stated address, owner of the property described as:

LOTS FOURTEEN (14) AND THIRTY (30), BAHAMA HEIGHTS, AS PER PLAT ON FILE IN PLAT BOOK 8. PAGE 97, IN THE OFFICE OF THE CLERK OF CIRCUIT COURT, BAY COUNTY, FLORIDA. Parcel Identification Number: 34282-000-000.

Civil penalties and costs of an administrative hearing, if applicable, including a reasonable attorney's fee, if applicable, and repair costs, if applicable, which, after demand for the payment thereof remains unpaid, and by the virtue of the above mentioned law, the amount constitutes a lien in favor of Panama City Beach, Florida upon the title to and interest in, whether legal or equitable, the property herein above described; said lien shall be prior in dignity to all other liens, excepting County taxes and taxes and liens of equal dignity therewith. Panama City Beach, Florida may foreclose or otherwise execute on the lien as provided for by the law.

WITNESS: The official seal of the City of Panama City Beach and the hand of the City Clerk thereof, City of Panama City Beach, Bay County, Florida.

Dated this 19th day of December, 2017.

By: 
Jo Smith, City Clerk





PANAMA CITY BEACH

Home of the World's Most Beautiful Beach

VIA CERTIFIED AND REGULAR MAIL

Heirs and Devisees of the Estate of
Louis Cassaras, deceased
3900 Golden Pine Lane
Jay, Florida 32565-2059

October 6, 2017

Current Resident
301 Dogwood Street
Panama City Beach, 32407

RE:Property located at 301 Dogwood
Panama City Beach
Parcel ID No. 34282-000-000

Dear Sir and/or Madam,

You are hereby notified by the City of Panama City Beach that the excessive growth of grass, accumulation of weeds, vegetation, undergrowth, or other plant life a public nuisance as that term is defined by Sections 15-17(1), and 15-17(6) of the Code of Ordinances of the City of Panama City Beach. The nuisance is located on property in Bay County, Florida, as more particularly described on Exhibit A, attached and incorporated herein. The maintenance of this nuisance on the property is prohibited by Section 15-18 of the City's Code.

For these reasons, **YOU ARE HEREBY ORDERED** to removing all excess grass, accumulation of weeds, undergrowth, vegetation or other plant life in excess of one (1) foot from the property on or before 5 p.m. November 6, 2017.

You are further notified that if you do not commence or complete the maintenance necessary to prevent further violation of the above cited sections of the City Code with the time limits set forth above, the City may thereafter undertake all such actions necessary to complete that yard maintenance and abate the nuisance, and assess the entire cost thereof, including administrative, legal, postal, and publishing expenses, against the above described property as provided by State law. *This assessment shall become due and payable at the same time and with the same priority as ad valorem taxes.*

You must appeal this order to the City Council within thirty (30) days of the date of service of this Notice and Order upon you, by written application to the City Manager. Copies of the City's Code of Ordinances are available at City Hall 110 S. Arnold Road, Panama City Beach, FL 32413.

Yours Truly,

Mayor
Mike Thomas

Vice-Mayor
Josie B. Strange

Council
John Reichard Hector Solis
Phil Chester

City Attorney
Amy E. Myers

City Manager
Mario Gisbert

City Clerk

City of Panama City Beach



James Tindle
Code Enforcement Officer

City of Panama City Beach



Mario Gisbert
City Manager

cc: Mike Thomas, Mayor
Phil Chester, Councilman, Ward 2
Mel Leonard, Building and Planning Director

**EXHIBIT A:
LEGAL DESCRIPTION OF PROPERTY
ON WHICH NUISANCE IS LOCATED**

**LOTS FOURTEEN (14) AND THIRTY (30), BAHAMA HEIGHTS, AS PER PLAT ON
FILE IN PLAT BOOK 8, PAGE 97, IN THE OFFICE OF THE CLERK OF CIRCUIT
COURT, BAY COUNTY, FLORIDA.**



D1 Landscape & Irrigation
 21222 Front Beach Road
 Panama City Beach, FL 32413
 (850) 258-3381
 Dicky@D1Landscape.net
 D1Landscape.net

Invoice

BILL TO
 James Tindle
 Code Enforcement
 110 S. Arnold Road
 Panama City Beach, FL 32413

INVOICE #	DATE	TOTAL DUE	DUE DATE	TERMS	ENCLOSED
1117-517	11/22/2017	\$1,720.00	11/30/2017	EOM	

ACTIVITY	QTY	RATE	AMOUNT
301 Dogwood Street and 162 Evergreen Street			
Disposal/Dump Fee Pickup and Remove Debris and Trash - Landfill Disposal Fee	1	55.00	55.00
Tractor Service Tractor Service - Brush Cut Lots - Cleared Trees	9	185.00	1,665.00

BALANCE DUE

\$1,720.00



CITY OF PANAMA CITY BEACH AGENDA ITEM SUMMARY

1. DEPARTMENT MAKING REQUEST/NAME:

Code Enforcement/James Tindle

2. MEETING DATE:

02/08/2018

3. REQUESTED MOTION/ACTION:

It is requested that the City Council approve of the attached Resolution approving an amount of \$2000.43 to be liened on property located at 301 Dogwood Street for costs incurred by the City to abate nuisances on the property.

4. AGENDA

PRESENTATION
PUBLIC HEARING
CONSENT
REGULAR

5. IS THIS ITEM BUDGETED (IF APPLICABLE)? Yes No N/A
BUDGET AMENDMENT OR N/A

DETAILED BUDGET AMENDMENT ATTACHED Yes No N/A

6. BACKGROUND: (WHY IS THE ACTION NECESSARY, WHAT GOAL WILL BE ACHIEVED)

The City incurred costs related to nuisance abatement at 301 Dogwood Street. The work included general property clean-up and brush hogging in the amount of \$1,720. Those costs sent/invoiced to owner and remain unpaid.

The total lien includes the costs incurred for the title search report, labor for clean-up, postage and attorney fees.