

RESOLUTION NO. 12-

A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF FORT LAUDERDALE, FLORIDA, AUTHORIZING A CODE ENFORCEMENT LIEN AMNESTY PROGRAM.

WHEREAS, the code enforcement liens imposed pursuant to Chapter 11 of the Code of Ordinances of the City of Fort Lauderdale and Chapter 162 of the Florida Statutes, imposed by Special Magistrate and Code Enforcement Board run in favor of the City of Fort Lauderdale; and

WHEREAS, the City Commission has the authority to execute a satisfaction or release of such code enforcement liens; and

WHEREAS, the City Commission desires to expedite the process of settlement of certain code enforcement liens for a limited period of time by establishing an Code Enforcement Lien Amnesty Program; and

WHEREAS, the City Commission desires to grant the authority to the City Manager the ability to reduce such code enforcement fines for this limited period of time; and

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COMMISSION OF THE CITY OF FORT LAUDERDALE, FLORIDA:

SECTION 1. That the City Manager is authorized to conduct a Code Enforcement Amnesty Program beginning on January 7, 2013 and ending on close of business June 28, 2013.

SECTION 2. In order to qualify or participate in the Code Enforcement Amnesty Program the following conditions must be met:

1. The property that is the subject of the lien must be fully in compliance with the City's Code of Ordinances, Florida Building Codes and Fire Codes.
2. All property owned by the same property owner in the City of Fort Lauderdale must be fully in compliance with the City's Code of Ordinances, Florida Building Codes and Fire Codes.
3. All Repeat Violation owners must prove that all properties owned by them in the City of Fort Lauderdale are fully in compliance with the City's Code of Ordinances, Florida Building Codes and Fire Codes.

4. All outstanding demolition liens, utility liens, lot clearing liens and board-up liens shall be paid in full.
5. Full and final payment of all fees and costs associated with the Code Enforcement Amnesty Program shall be made prior to the expiration of the Code Enforcement Amnesty Program.
6. The code enforcement lien will not be released by the City until full payment of the amnesty amount of the fines/lien and payment of administrative fee is received by the City.

SECTION 3. Upon meeting the conditions set forth in Section 2 above, the amount of the code enforcement lien fine reduction shall be as fifteen (15%) percent of the total amount owed on code enforcement fine or lien, not to exceed five (5%) percent of the Just Market Value as determined by the Broward County Property Appraiser's Office for 2012. For all property, a \$100 non-refundable fee will be assessed for each lien reduction requested to offset the administrative costs of the Amnesty Program.

SECTION 4. The City Manager shall not approve, compromise, or settle any code enforcement fine, whether or not it has resulted in a lien on the real property, for which the underlying violation remains uncorrected. The City Manager shall not approve, compromise or settle any hard costs, including, but not limited to any lot clearing costs, board-up costs, demolition costs or any associated legal fees incurred by the City as a result of a code enforcement case.

SECTION 5. The City Manager, or designee, shall provide an administrative release of lien or satisfaction of lien upon compliance with the requirements set forth in this Resolution.

SECTION 6. The Office of the City Attorney shall review and approve as to form all documents prior to their execution by City Manager.

ADOPTED this the ____ day of _____, 2012.

Mayor

JOHN P. "JACK" SEILER

ATTEST:

City Clerk
JONDA K. JOSEPH