RESOLUTION NO. 2007-076

Adopted by the Sacramento City Council

February 6, 2007

ACCEPTING THE FINDINGS OF FACT OVERRULING PROTESTS AND PLACING LIENS ON PROPERTIES FOR UNPAID ASSESSMENTS FOR HOUSING CASE FEES AND PENALTIES

BACKGROUND

A. The Code Enforcement Department, Housing & Dangerous Buildings Inspections, in accordance with Sacramento City Code, Chapter 8.96 Article IX provided a hearing before the Housing Code Advisory and Appeals Board (HCAAB) and/or appointed third-party Hearing Examiner to consider all protests for unpaid fees and penalties, if any.

B. Notice of the time and place of hearing was given in accordance with Sacramento City Code, Chapter 8.96 Article IX.

C. The Code Enforcement Department, Housing & Dangerous Buildings Inspections, established by competent evidence before the HCAAB and/or appointed third-party Hearing Examiner that in each case the unpaid fees and penalties had been imposed in accordance with City Code.

D. The Code Enforcement Department, Housing & Dangerous Buildings Inspections, established by competent evidence before the HCAAB and/or appointed third-party Hearing Examiner that in each case the unpaid fees and penalties are due.

E. The City Council has found the unpaid fees and penalties to be a reasonable cost.

BASED ON THE FACTS SET FORTH IN THE BACKGROUND, THE CITY COUNCIL RESOLVES AS FOLLOWS:

1. The reasonable penalties in the aggregate amount not to exceed $5,042.73 for unpaid fees and penalties is the sum set forth by HCAAB and/or appointed third-party Hearing Examiner findings in fact of hearing held December 13, 2006. This amount may be reduced as staff determines necessary.

2. As provided in Section 38773.5 of the California Government Code, the City of Sacramento is entitled to and hereby attaches special assessment liens upon the described properties upon recordation in the office of the County Recorder of the County of Sacramento.

3. Such liens shall constitute a special assessment against the properties at which the services were rendered, and shall be collectible at the same time and in the same

manner as secured property taxes are collected, and shall be subject to the same penalties, priorities, and procedures in the case of delinquency.

4. Such lien also constitutes a personal obligation against the owner of the property.

Table of Contents:

Exhibit A: Findings of Fact for Special Assessment – Pg. 3

Adopted by the City of Sacramento City Council on February 6, 2007 by the following vote:

Ayes: Councilmembers, Cohn, Fong, Hammond, McCarty, Pannell, Sheedy, Tretheway, Waters, and Mayor Fargo.

Noes: None.

Abstain: None.

Absent: None.

Mayor, Heather Fargo

Attest:

Shirley Concolino, City Clerk

Line #	Parcel Number	Case Number	Property Address	Property Owner	Amount Due	Invoice Number	Council District	County ID
1	002-0125-002-0000	H000012784	411 14th St	Jeffrey L. Taylor	$240.00	HCE040514	3	0656
2	031-0610-095-0000	F050042795	7465 Windbridge Dr	George R Lira	$443.00	HCE070032	7	0678
3	053-0032-006-0000	H060008763	2360 Craig Av	Jimmy Sou	$185.00	HCE070023	8	0656
4	117-1070-016-0000	H050018016	8615 Culpepper Drive	Marilyn Savala	$1,351.09	HCE060279	8	0656
5	237-0292-036-0000	H040032539	366 Du Bois Av	Susan Ynostroza	$1,155.00	HCE070017	2	0656
6	237-0292-036-0000	H040032539	366 Du Bois Av	Susan Ynostroza	$1,000.00	HSAP070004	2	0656
7	252-0111-008-0000	H040039798	3721 Ivy St	Brian & Margaret Sprock	$668.64	HCE070015	2	0678

TOTAL TO BE LIENED: $5,042.73