

RESOLUTION NO. 10- 842

**A RESOLUTION OF THE TOWN COUNCIL OF THE TOWN OF MIAMI LAKES, FLORIDA; ACCEPTING THE REQUEST OF PATKY CHANGKACHITH AND CHRISTINA TAN-CHANGKACHITH TO REDUCE A PREVIOUSLY ASSESSED CODE COMPLIANCE FINE FOR CASE NO. C2007-0375; DIRECTING THE TOWN MANAGER TO EXECUTE ANY REQUIRED DOCUMENTS; AND PROVIDING FOR AN EFFECTIVE DATE.**

**WHEREAS**, the Town of Miami Lakes (the "Town"), through its Code Compliance Department, issued Citation No. C2007-0375 to Mark Cruz and Isva Cruz (the "Previous Owner"); and

**WHEREAS**, ownership of the property was transferred to Patky Changkachith and Christina Tan-Changkachith (the "New Owners"); and

**WHEREAS**, a Citation was issued and the violation was subsequently corrected; and

**WHEREAS**, the Previous Owners had incurred a fine of \$13,231.04; and

**WHEREAS**, the New Owners have requested that the Town reduce the fine and the Town Manager having reviewed the file has recommended to the Town Council approval of a 50% reduction of the fine of \$6,615.52 leaving a balance to be paid in the amount of \$6,615.52.

**WHEREAS**, the New Owners have agreed to sign a release of the Town from any claims relating to the Citation as a condition of the reduction.

**NOW, THEREFORE, BE IT RESOLVED BY THE TOWN COUNCIL OF THE TOWN OF MIAMI LAKES, FLORIDA, AS FOLLOWS:**

**Section 1. Recitals.** The above recitals are true and correct and are incorporated herein by this reference.

**Section 2. Reduction of Fine.** The civil penalty/fine for Code Compliance Case No. C2007-0375 is reduced to \$691.32 subject to the Owners paying the reduced amount no later than 60 days from the effective date of this Resolution. The Town Manager is authorized to execute appropriate documents, including a release and waiver by the New Owners for any and all claims relating to the citation and this reduction.

**Section 3. Conditions.** In the event the reduced fine is not paid within sixty (60) days of the effective date of this Resolution, the original fine amount shall be reinstated and continue to accrue interest as if this Resolution had not existed.

**Section 4. Effective Date.** This Resolution shall be effective immediately upon adoption.

PASSED AND ADOPTED this 14<sup>th</sup> day of September, 2010.  
Motion to adopt by Simon, second by Meador.

FINAL VOTE AT ADOPTION

Mayor Michael Pizzi	<u>yes</u>
Vice Mayor Nick Perdomo	<u>yes</u>
Councilmember Mary Collins	<u>yes</u>
Councilmember George Lopez	<u>no</u>
Councilmember Robert Meador II	<u>yes</u>
Councilmember Richard Pulido	<u>yes</u>
Councilmember Nancy Simon	<u>yes</u>

  
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Michael Pizzi  
MAYOR

ATTEST:  
  
\_\_\_\_\_  
Marjorie Tejada  
TOWN CLERK

Approved as to form and legality for the use and benefit of the Town of Miami Lakes only:

  
\_\_\_\_\_  
Weiss, Serota, Helfman, Pastoriza, Cole & Boniske, P.L.  
TOWN ATTORNEY