

**RESOLUTION NO. 12-971**

**A RESOLUTION OF THE TOWN COUNCIL OF THE TOWN OF MIAMI LAKES, FLORIDA; ACCEPTING THE REQUEST OF RENE GONZALEZ (13903 N.W. 67 AVENUE, INC.) TO REDUCE A PREVIOUSLY ASSESSED CODE COMPLIANCE FINE FOR CASE NO. C2010-0160; DIRECTING THE TOWN MANAGER TO EXECUTE ANY REQUIRED DOCUMENTS; PROVIDING FOR INCORPORATION OF RECITAL; PROVIDING FOR AN EFFECTIVE DATE**

**WHEREAS**, the Town of Miami Lakes (the "Town"), through its Code Compliance Department, issued Citation No. C2010-0160 ("Citation") to 13903 N.W. 67 Avenue, Inc. ("Owner"); and

**WHEREAS**, a Citation was issued and the violation was subsequently corrected by 13903 N.W. 67 Avenue, Inc. ("Owner"); and

**WHEREAS**, the Owner incurred a fine of \$6,373.52; and

**WHEREAS**, the Owner has subsequently corrected the violation and has requested that the Town reduce the fine, and the Town Manager, having reviewed the file, has recommended that the Town Council approve a reduction of the fines to \$3,186.76, leaving a balance to be paid in the amount of \$3,186.76; and

**WHEREAS**, the Owner has 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. C2010-0160 is reduced to \$1,000 subject to the Owner 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 Owner 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 13th day of March, 2012.

Motion to adopt by Mayor Michael Pizzi, second by Councilmember Mary Collins.

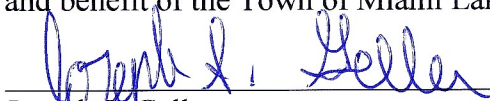
FINAL VOTE AT ADOPTION

Mayor Michael Pizzi	<u>Yes</u>
Vice Mayor Ceasar Mestre	<u>Yes</u>
Councilmember Mary Collins	<u>Yes</u>
Councilmember Tim Daubert	<u>Yes</u>
Councilmember Nelson Hernandez	<u>No</u>
Councilmember Nick Perdomo	<u>Yes</u>
Councilmember Richard Pulido	<u>No</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:

  
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 Joseph S. Geller  
 Greenspoon Marder, P.A.  
 INTERIM TOWN ATTORNEY