

**RESOLUTION NO. 13-1142**

**A RESOLUTION OF THE TOWN COUNCIL OF THE TOWN OF MIAMI LAKES, FLORIDA; ACCEPTING A REQUEST FROM 15520 NW 83 CT, LLC TO REDUCE PREVIOUSLY ASSESSED CODE COMPLIANCE FINES FOR CASE NO. C2006-0300; DIRECTING THE TOWN MANAGER TO EXECUTE ANY REQUIRED DOCUMENTS; PROVIDING FOR INCORPORATION OF RECITALS; PROVIDING FOR AN EFFECTIVE DATE.**

**WHEREAS**, the Town of Miami Lakes (“Town”), through its Code Compliance Department, issued Citation No. C2006-0300 (“Citation”) to Benigno Marquez (“Previous Owners”); and

**WHEREAS**, the Citation was issued to the Previous Owner but was subsequently corrected by 15520 NW 83 CT, LLC (“New Owner”); and

**WHEREAS**, the Previous Owner had incurred a total fine of \$19,519.23; and

**WHEREAS**, the New Owner has requested that the Town reduce the fines, and the Town Manager, having reviewed the file, has recommended to the Town Council approval of a reduction of the fine from \$19,519.23 to \$9,759.62 (which is equal to 50% of the accrued fines), of which \$2,000 was paid on October 2012, therefore leaving a remaining balance to be paid in the amount of \$7,759.61; and

**WHEREAS**, the New 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 penalties/fines for Code Compliance Cases No. C2006-0300 is reduced to \$9,759.62 (of which \$2,000 was paid in October of

2012 leaving a remaining balance to be paid of \$7,759.61), subject to the New 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 8 day of October, 2013.

Motion to adopt by Tim Daubert, second by Cesar Mestre.

FINAL VOTE AT ADOPTION

Mayor Wayne Slaton  
Vice Mayor Manny Cid  
Councilmember Tim Daubert  
Councilmember Tony Lama  
Councilmember Cesar Mestre  
Councilmember Frank Mingo  
Councilmember Nelson Rodriguez

Yes  
Yes  
Yes  
Yes  
Yes  
Yes  
Yes

Wayne Slaton  
WAYNE SLATON  
MAYOR

Attest:

M. Tejada  
Marjorie Tejada  
TOWN CLERK

Approve as to Form and Legal Sufficiency

Joseph S. Geller  
Joseph S. Geller  
GREENSPOON MARDER PA  
TOWN ATTORNEY