

MEMORANDUM

Gainesville Code Enforcement Board

TO: Mayor and City Commission

DATE: March 27, 2000
CODE ENFORCEMENT BOARD
CONSENT

FROM: Gainesville Code Enforcement Board


SUBJECT: James and Betty DeCoursey; Case No. CEB 95-017

Recommendation: The Gainesville Code Enforcement recommends that the City Commission (1) rescind the fine and (2) release the lien.

The owner was cited for abandoned vehicles on their property and taken to the Code Enforcement Board in 1995. Mr. DeCoursey was found guilty and assessed a daily fine. The fine and lien ran on this property until just recently. However, in 1998, Mr. DeCoursey approached the City to have the fine and lien removed. Due to the specific circumstances regarding this case, staff and the Code Enforcement Board agreed to rescind the fine and lien if Mr. DeCoursey would execute an agreement indicating that the property would be brought into compliance within three months. Mr. DeCoursey did not execute the agreement, and therefore the fine and lien continued to run.

Mr. DeCoursey again contacted the City during the past month, and on February 29, 2000, Code Enforcement staff issued an affidavit of compliance and recommended that the lien be extinguished. The Code Enforcement Board heard the case on March 9, 2000, and recommended to the City Commission that the lien be extinguished.

Approved and
Submitted by:


Richard W. Pohlman, Chair

RP:sw

6.00

RECORDED
OFFICIAL RECORDS

95 SEP 27 PM 4:19

CLERK OF CIRCUIT
COUNTY COURT
ALACHUA COUNTY, FL.

GAINESVILLE CODE ENFORCEMENT BOARD

CITY OF GAINESVILLE,

Petitioner,

vs.

CASE NO.: CEB 95-017

JAMES & BETTY DECOURSEY, Tenants,

ORDER IMPOSING FINE

Respondents.

THIS CAUSE, having come for Public Hearing before the Code Enforcement Board on April 13, 1995, after due notice to Respondents, James & Betty Decoursey, the Board issues its Order Imposing Fine as follows:

It is ORDERED that:

1. Respondents, James & Betty Decoursey, are found guilty of violating Section 26-137, 26-138, 26-139 & 30-45 of the Gainesville Code of Ordinances existing at 1905 N.E. 3rd Avenue, also known as Tax Parcel 11212-000-000.
2. Respondents shall have 60 days from the date of the issuance of this Order to correct said violation and to come into compliance with the Code of Ordinances.
3. Should Respondents fail to comply with the Order by said date, then in that event, Respondents shall pay a fine of \$25.00 per day for each and every day said violation continue to exist at the above address past the time set by the Board.

If not complied with, this Order shall constitute a lien against Tax Parcel 11212-000-000, also known as 1905 N.E. 3rd Avenue, and any and all real or personal property owned by James & Betty Decoursey, pursuant to Sec. 162.09, F.S., and may be recorded in Public Records of Alachua County, Florida.

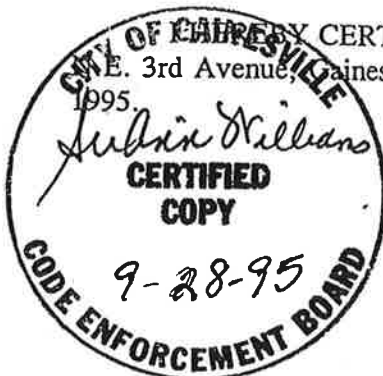
DONE AND ORDERED this 25 day of April, 1995, at Gainesville, Florida.

ATTEST:

Susan Williams
Clerk, Code Enforcement Board

GAINESVILLE CODE ENFORCEMENT BOARD

By: Chris Wickberg, Chairman



CERTIFY that a true copy of the above Order has been sent to Respondents at 1905 N.E. 3rd Avenue, Gainesville, FL 32601, by U.S. Mail, this 25 day of April, 1995.

Susan Williams

CITY LEGAL DEPARTMENT
220 N MAIN ST
2nd FLOOR
GAINESVILLE, FL 32602



1355805

O.R. BK 2030 PG2333

GAINESVILLE CODE ENFORCEMENT BOARD

CITY OF GAINESVILLE
P.O. BOX 490
GAINESVILLE, FLORIDA

PETITIONER,

CASE NO: CEB95-017
APD #: 1999-04471

JAMES AND BETTY DECOURSEY
RESPONDENT,

AFFIDAVIT OF COMPLIANCE

STATE OF FLORIDA
COUNTY OF ALACHUA

BEFORE ME, THE UNDERSIGNED AUTHORITY, PERSONALLY APPEARED **James L. Garrett Sr.**, CODE ENFORCEMENT OFFICER FOR THE CITY OF GAINESVILLE, FLORIDA, WHO, AFTER BEING DULY SWORN, DEPOSES AND SAYS:

1. THAT ON 04/13/1995, THE BOARD HELD A PUBLIC HEARING AND ISSUED ITS ORDER IN THE ABOVE-STYLED MATTER.
2. THAT, PURSUANT TO SAID ORDER, RESPONDENT WAS TO HAVE TAKEN CERTAIN CORRECTIVE ACTION BY OR BEFORE 06/25/1995.
3. THAT RE-INSPECTION WAS PERFORMED ON 02/29/2000.
4. THAT THE RE-INSPECTION REVEALED THAT THE CORRECTIVE ACTION ORDERED BY THE BOARD HAS BEEN TAKEN IN THAT THE PROPERTY IS IN COMPLIANCE.

FURTHER AFFIANT SAYETH NOT.

DATED THIS

3/3/2000


James L. Garrett Sr.
CODE ENFORCEMENT OFFICER

STATE OF FLORIDA
COUNTY OF ALACHUA

I HEREBY CERTIFY, THAT ON THE 3, DAY OF March, 2000, BEFORE ME, THE UNDERSIGNED AUTHORITY, PERSONALLY APPEARED **James L. Garrett Sr.**, KNOWN TO ME TO BE THE PERSON(S) DESCRIBED IN AND WHO EXECUTED THE FOREGOING INSTRUMENT, AND SEVERALLY ACKNOWLEDGED THE EXECUTION THEREOF TO BE HIS/HER FREE ACT AND DEED FOR THE USES AND PURPOSES THEREIN MENTIONED.

WITNESS MY HAND AND OFFICIAL SEAL THE DATE AFORESAID.


NOTARY PUBLIC

MY COMMISSION EXPIRES:



SuAnn Williams
MY COMMISSION # CC 574412
EXPIRES September 19, 2000
BONDED THRU SANDBERG

