

RESOLUTION 11 – R92

A RESOLUTION FINDING CONDITIONS DECLARED A THREAT TO THE PUBLIC HEALTH, SAFETY, AND WELFARE OF THE COMMUNITY LOCATED AT CERTAIN PROPERTY WITHIN THE CITY OF PORT ST. LUCIE, FLORIDA HAS BEEN ABATED; CANCELLING THE HEARING TO SHOW CAUSE; DISMISSING THE MATTER; AND PROVIDING AN EFFECTIVE DATE

WHEREAS, on October 17, 2011, pursuant to Resolution 11-R76 the City Council of the City of Port St. Lucie identified and declared a threat to the health, safety, and general welfare of the community due to conditions located at:

- 913 SW S. Globe Avenue

said property being more specifically described and depicted in Exhibit A attached hereto and incorporated herein.

WHEREAS, the apparent title holders /owners of such properties and/or other interested parties were served with notice and provided a show cause hearing date of November 21, 2011 pursuant to Port St. Lucie Code Section 40.17(3); and

WHEREAS, prior to the show cause hearing the condition(s) on the property constituting the threat to the public has been abated;

NOW THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF PORT ST. LUCIE, THAT:

Section 1. Conditions no longer exist on the subject property, which violate Chapter 40 of the Port St. Lucie City Code.

Section 2. The condition of the property is no longer deemed a threat to the public health, safety, and welfare, therefore, the hearing is cancelled and the matter is dismissed.

Section 3. This Resolution becomes effective immediately upon its adoption.

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PASSED AND APPROVED by the City Council of the City of Port St. Lucie,
Florida, this 21st day of November, 2011.

CITY COUNCIL
CITY OF PORT ST. LUCIE

ATTEST:

By: _____
JoAnn M. Faiella, Mayor

Karen A. Phillips, City Clerk

APPROVED AS TO FORM: _____
Roger G. Orr, City Attorney

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EXHIBIT A

Legal Description:

A property located within the City of Port St. Lucie located at 913 SW S. Globe, Port St. Lucie, Florida and more fully described as:

Lots 8, 9, 10, 11 and 12, Block 1449 Port St. Lucie Section 15, according to the Plat thereof, as recorded in Plat Book 13, at Page 6 of the Public Records of St. Lucie County, Florida.

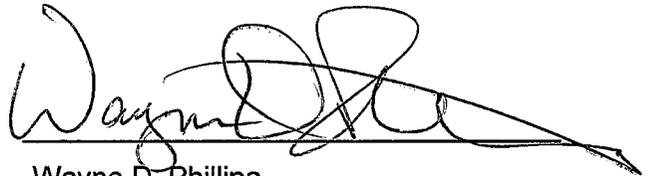
AFFIDAVIT OF COMPLIANCE

STATE OF FLORIDA
COUNTY OF ST. LUCIE

BEFORE ME this day personally appeared Wayne D. Phillips, Affiant, who upon oath, deposes on personal knowledge and says:

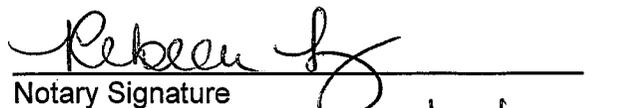
1. That on May 6, 2011, the City of Port St. Lucie Code Enforcement Department found the property located at 913 SW South Globe Ave, Port St. Lucie, Florida to be in violation of Chapter 40, Port St. Lucie City Code, more specifically: Dead trees.
2. That on August 2, 2011, a re-inspection was performed at the above address.
3. That the re-inspection revealed corrective action had been taken and the above property is in compliance with Chapter 40, Port St. Lucie City Code.

FURTHER AFFIANT SAYETH NOT.



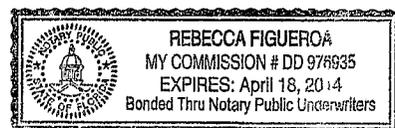
Wayne D. Phillips
Code Enforcement Officer
Code Enforcement Department
City of Port St. Lucie, Florida

The foregoing instrument was sworn to and subscribed before me this 15th day of November, 2011 by Wayne D. Phillips, who is personally known to me.

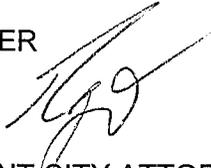


Notary Signature
My Commission Expires: 4/18/2014

Seal



MEMORANDUM

TO: JERRY A. BENTROTT, CITY MANAGER
THRU: ROGER G. ORR, CITY ATTORNEY 
FROM: STEFANIE BESKOVOYNE, ASSISTANT CITY ATTORNEY 
DATE: NOVEMBER 15, 2011
SUBJECT: PROPOSED RESOLUTION DISMISSING NUISANCE CASE

Attached for City Council's consideration is a proposed resolution dismissing the case against the following property, because the nuisance has been abated:

- 913 SW South Globe Avenue

Please place this item on the November 21, 2011 agenda for action by the City Council. If you have any questions or need any additional information, please contact me at 873-6332.

SB/liw
Attach.

RECEIVED

NOV 16 2011

City Manager's Office