

M E M O R A N D U M

Date: April 30, 2013

TO: Town Commission

FROM: Anne Ross, Assistant Town Manager

SUBJECT: Resolution 2013-15, Directing the Town Manager to Provide Notice and Proceed with Removal, Clearing, Eliminating and Disposing of Junk Located at 1620 Gulf of Mexico Drive

At the April 24, 2013 Special Workshop Meeting the Town Commission discussed conditions at The Colony property. The Code Enforcement Officer has determined "junk", as defined in Section 95.25 of the Code of Ordinances of the Town of Longboat Key, is accumulated, parked, or stored at 1620 Gulf of Mexico Drive. The property owner was notified via letter from the Town Manager on March 19, 2013 and a compliance date of April 12, 2013 was given. The property owner did not achieve compliance by April 12, 2014 nor did they supply the Town with an action plan for compliance.

Resolution 2013-15 directs the Town Manager to notify the property owner and give them 15 days to remove, clear, eliminate, or dispose of junk. Should the property owner not comply within the given timeframe, the Town Manager is instructed to abate the issue and assess the costs against the property.

If you should have any questions or need additional information, please don't hesitate to contact me if you have any questions.

RESOLUTION 2013-15

A RESOLUTION OF THE TOWN COMMISSION OF THE TOWN OF LONGBOAT KEY, FLORIDA, DIRECTING THE TOWN MANAGER TO PROCEED WITH REMOVING, CLEARING AWAY, ELIMINATING, AND DISPOSING OF JUNK LOCATED AT 1620 GULF OF MEXICO DRIVE; PROVIDING FOR SEVERABILITY; AND PROVIDING FOR AN EFFECTIVE DATE.

WHEREAS, the Town Commission of the Town of Longboat Key has been advised that "junk", as defined in Section 95.25 of the Code of Ordinances of the Town of Longboat Key ("Code"), is being accumulated, parked, or stored at 1620 Gulf of Mexico Drive; and

WHEREAS, the Town Commission wishes to direct the Town Manager to proceed with the removal, clearing away, elimination, or disposal of the junk pursuant to the procedures set forth in Sections 95.27, et seq. of the Code.

NOW, THEREFORE, BE IT RESOLVED BY THE TOWN COMMISSION OF THE TOWN OF LONGBOAT KEY, THAT:

SECTION 1. The Whereas clauses above are ratified and confirmed as true and correct.

SECTION 2. The Town Manager shall promptly notify the owners and any known agents, custodians, lessees, or occupants of the property on which the junk (as described in Exhibit "A" hereto) is located to remove, clear away, eliminate, and dispose of the junk within 15 days from the receipt of the notice. The notice shall describe the property affected and state the name of the owner of the property on which the junk is situated, or the person in which the real estate was last assessed, as appears from the tax records of the town, and shall state that if the owner or person last assessed or someone on his behalf shall not proceed to remove the junk from the property within the time specified, the town may proceed to do the work and to assess the cost thereof against the property from which the junk was removed.

SECTION 3. If any section, subsection, sentence, clause or provision of this Resolution is held invalid, the remainder of the Resolution shall not be affected.

SECTION 4. This Resolution shall become effective immediately upon adoption.

Passed by the Town Commission of the Town of Longboat Key at a meeting this _____ day of _____, 2013.

James L. Brown, Mayor

ATTEST:

Trish Granger, Town Clerk

Exhibit A: Description and Location of Junk

EXHIBIT "A"

RESOLUTION 2013-15

**1620 GULF OF MEXICO DRIVE
LONGBOAT KEY, FLORIDA**

**PURSUANT TO CHAPTER 95, SECTION 95.25
OF THE LONGBOAT KEY TOWN CODE**

1. Abandoned equipment and metal objects at North end of property next to Building 14.



End of Agenda Item