

**RESOLUTION NO. 14-015**

**A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF PACIFIC GROVE  
CONFIRMING PENALTIES AND COSTS AT 171 LAUREL AVENUE AND APPROVING  
THE RECORDATION OF A LIEN**

**FACTS**

1. On September 17, 2013 the owner of 171 Laurel Avenue, Pacific Grove, California, Tijuana Walker (Property Owner), was issued a Compliance Order identifying violations of Pacific Grove Municipal Code Sections 9.16.030, 23.64.185 and International Property Maintenance Code Sections 302.1, 302.4, 302.5, 304.13, 305.1, 504.2, 603.3, 604.3, and 603.1. A Compliance date of September 30, 2013 was given to the Property Owner.

2. The Property Owner failed to remedy the violations within the prescribed time.

3. A duly noticed Administrative Hearing was held on November 25, 2014.

4. On November 25, 2014, Administrative Hearing Officer Lynda Johnson issued an Administrative Decision/Order. Pursuant to the Decision/Order, to date, the Property Owner must pay the City the following sums:

Administrative penalties from 12/2/13:	\$8,150.00
City enforcement costs:	\$ 965.00
<b>TOTAL</b>	<b>\$ 9,115.00</b>

5. To date, compliance has not been met. Pursuant to PGMC 1.19.200(a), administrative penalties are limited to \$100,000, exclusive of costs.

6. The maximum administrative penalty amount has not been reached.

7. The time to appeal the Administrative Decision/Order has expired.

8. Section 1.19.260 of the Pacific Grove Municipal Code authorizes liens on real property when a penalty and/or administrative cost imposed by a hearing officer have not been timely paid.

**NOW, THEREFORE,** THE COUNCIL OF THE CITY OF PACIFIC GROVE DOES RESOLVE AS FOLLOWS:

SECTION 1. The City Council finds the Facts set forth above to be true and correct, and by this reference incorporates each as an integral part of this Resolution.

SECTION 2. The total amount payable to the City is hereby approved, confirmed, and shall constitute a lien against the property at 171 Laurel Avenue in the amount of \$9,115.00 until paid in full.

SECTION 3. The City Manager is directed to take all action necessary to implement this Resolution.

SECTION 4. This Resolution shall take effect immediately following its adoption.

**PASSED AND ADOPTED** BY THE COUNCIL OF THE CITY OF PACIFIC GROVE this 19<sup>th</sup> day of March, 2014, by the following vote:

AYES: Mayor Kampe, Councilmembers Cohen, Cuneo, Fischer, Huitt, and Miller.

NOES: None.

ABSENT: Councilmember Lucius

APPROVED:

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BILL KAMPE, Mayor

ATTEST:

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DEBORA THOMSEN, Interim City Clerk

APPROVED AS TO FORM:

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DAVID C. LAREDO, City Attorney