

RESOLUTION NO. 19-018

**A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF PACIFIC GROVE
AUTHORIZING RECORDATION OF A LIEN
AT 250 LIGHTHOUSE AVENUE**

FACTS

1. BIRGIT MADDOX (Property Owner) is the sole owner of record the property located at 250 LIGHTHOUSE AVENUE APN: 006-228-009-000 (the Property).
2. On March 8, 2019, the Property Owner was issued a Compliance Order identifying Pacific Grove Municipal Code (PGMC) violations concerning her property. These violations involved PGMC sections 7.40.04.020, 7.40.140, 7.40.190, and 6.09.120.
3. The Property Owner failed to remedy the Code violations within the prescribed time and the matter was set for an Administrative Hearing.
4. A duly noticed Administrative Hearing was held on December 3, 2018. On January 20, 2019 Administrative Hearing Officer Kim Murdock issued Administrative Decision/Order #17-227. The Decision/Order found Property Owner liable for violations of PGMC finding the Property Owner had violated PGMC §§ 7.40.020 and 7.40.190. The Decision/Order required Property Owner pay the following sums to the City:

	<u>Penalty/Amount</u>	<u>Days in violation</u>	<u>Total</u>
<i>TOT, late fees and interest due</i>	\$ 2,430.19	89 days	\$ 2,430.19
<i>Administrative Penalty due</i>	\$ 5,569.81	89 days	\$ 5,569.81
<i>TOTAL LIEN AMOUNT</i>			\$ 8,000.00

5. Property Owner has not appealed the Decision/Order and time to appeal the Decision/Order has lapsed.
6. PGMC section 1.19.260 authorizes the City to place a lien on real property when a penalty and/or administrative costs imposed by a hearing officer have not been timely paid.
7. In the review of this matter, the City followed the guidelines adopted by the State of California and published in the California Code of Regulations, Title 14, Section 15000, et seq. and action for this matter does not constitute a “project” under California Environmental Quality Act (CEQA) Guidelines Section 15378; this is an organizational or administrative activity that will not result in direct or reasonably foreseeable indirect physical changes in the environment.

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