

**RESOLUTION NUMBER 23-47**

**A RESOLUTION BY THE CITY COMMISSION OF THE CITY OF EUSTIS,  
LAKE COUNTY, FLORIDA, APPROVING THE RECORDING OF WATER,  
WASTEWATER AND IRRIGATION LIENS.**

**WHEREAS**, Florida Statutes Chapter 180 provides municipalities with the authority to establish and operate water utility systems; and

**WHEREAS**, Florida Statutes 159.17 *Lien of Service Charges* requires that any city issuing revenue bonds shall have a lien on all lands or premises served by any water system, sewer system or gas system for all service charges for such facilities until paid, which liens shall be prior to all other liens on such lands or premises except the lien of state, county and municipal taxes and shall be on a parity with the lien of such state, county and municipal taxes. Such liens, when delinquent for more than 30 days, may be foreclosed by such city in the manner provided by the laws of Florida for the foreclosure of mortgages on real property; and

**WHEREAS**, the City of Eustis has issued Water and Sewer Series 2016 Revenue Bonds; and

**WHEREAS**, as authorized by state law, there is hereby imposed a lien on each property that is served by the City's water, wastewater, and/or irrigation system to secure the payment of delinquent City utility services; and

**WHEREAS**, based on utility criteria, the City identified delinquent accounts (See Staff Report) which will be recorded as water, wastewater and irrigation liens.

**NOW, THEREFORE, BE IT RESOLVED** that the City Commission of the City of Eustis, Florida, does hereby authorize the recording of such liens.

**DONE AND RESOLVED**, this 4th day of May 2023, in regular session of the City Commission of the City of Eustis, Lake County, Florida.

**CITY COMMISSION OF THE  
CITY OF EUSTIS, FLORIDA**

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Michael L. Holland  
Mayor/Commissioner

**ATTEST:**

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Christine Halloran  
City Clerk

**CITY OF EUSTIS CERTIFICATION**

**STATE OF FLORIDA  
COUNTY OF LAKE**

The foregoing instrument was acknowledged before me this 4<sup>th</sup> day of May, 2023, by Michael L. Holland, Mayor, and Christine Halloran, City Clerk, who are personally known to me.

\_\_\_\_\_  
Notary Public - State of Florida  
My Commission Expires: \_\_\_\_\_  
Notary Serial No: \_\_\_\_\_

**CITY ATTORNEY'S OFFICE**

This document is approved as to form and legal content for use and reliance of the City Commission of the City of Eustis, Florida.

\_\_\_\_\_  
City Attorney's Office

\_\_\_\_\_  
Date

**CERTIFICATE OF POSTING**

The foregoing Resolution Number 23-47 is hereby approved, and I certify that I published the same by posting one (1) copy hereof at City Hall, one (1) copy hereof at the Eustis Memorial Library, and one (1) copy hereof at the Parks & Recreation Office, all within the corporate limits of the City of Eustis, Lake County, Florida.

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Christine Halloran, City Clerk