

## **RESOLUTION NUMBER 22-95**

### **A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF EUSTIS, FLORIDA APPROVING THE EXPENDITURE OF FUNDS FOR THE DEMOLITION OF AN UNSAFE STRUCTURE LOCATED AT 209 WEST BADGER AVENUE.**

**WHEREAS**, On March 19, 2007, the City of Eustis, Florida Code Enforcement Board adopted the Demolition Policy and Procedures as a method to abate unsafe structures when the normal Code Enforcement procedures have failed or an alternative enforcement method is required, and

**WHEREAS**, Section 162.08 of the Florida Statutes authorizes Code Enforcement Boards to adopt rules for the conduct of its hearings and to issue orders having the force of law to command whatever steps are necessary to bring a violation into compliance; and

**WHEREAS**, On November 8, 2021, the Code Enforcement Board issued a Demolition Order requiring the property owner to obtain all necessary permits by December 8, 2022 to repair or demolish the unsafe structure located at 209 West Badger Avenue, legally described as:

EUSTIS, BADGER DIVISION LOTS 13, 14 BLK 92 PB 5 PG 39 ORB  
5370 PG 235; and

**WHEREAS**, the property owner has not complied with the Code Enforcement Board's order; and

**WHEREAS**, the City Commission has allocated \$11,000 in the FY 22/23 Fund 68 Budget for demolitions, which will need to be increased to cover the quoted \$16,500 demolition cost; and

**WHEREAS**, the Finance Director has recommended increasing the demolition budget to \$20,000, as a contingency to cover any unforeseen cost overruns.

**NOW, THEREFORE, BE IT RESOLVED** by the City Commission of the City of Eustis, Florida, as follows:

#### **SECTION 1**

That the Code Enforcement Department is hereby authorized to expend funds from the Fund 68 demolition account for the demolition of the structure at 209 West Badger Avenue, in accordance with the Code Enforcement Board's action.

#### **SECTION 2**

The Finance Director is hereby authorized to amend the FY 2022-23 budget, utilizing the Fund Balance Reserve in the amount of \$9,000, to increase the demolition budget in account 068-1220-552-30-31 to reflect a total demolition budget of \$20,000.

**DONE AND RESOLVED** this 13<sup>th</sup> day of December, 2022, in regular session of the City Commission of the City of Eustis, Florida.

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

\_\_\_\_\_  
Michael L. Holland  
Mayor/Commissioner

**ATTEST:**

\_\_\_\_\_  
Christine Halloran, City Clerk

**CITY OF EUSTIS CERTIFICATION**

**STATE OF FLORIDA  
COUNTY OF LAKE**

The foregoing instrument was acknowledged before me this 14<sup>th</sup> day of December, 2022, by Christine Halloran, City Clerk, who is 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, but I have not performed an independent Title examination as to the accuracy of the Legal Description.

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

\_\_\_\_\_  
Date

**CERTIFICATE OF POSTING**

The foregoing Resolution Number 22-95 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 Eustis Parks and Recreation Office, all within the corporate limits of the City of Eustis, Lake County, Florida.

\_\_\_\_\_  
Christine Halloran, City Clerk