

RESOLUTION NUMBER 23-108

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 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, as presented in Exhibit A.

DONE AND RESOLVED, this 14th day of December 2023, in the regular session of the City Commission of the City of Eustis, Lake County, 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 14th of December 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 23-108 is hereby approved. 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.

Christine Halloran, City Clerk

EXHIBIT A

20534-0	BISHOP, JOHN Meter was pulled 11/6/23. Four months past due. Last payment was \$89.70 on 7/11/23. Water was cut off 10/5/23.	1020 E BATES AVE	\$476.53
21986-1	CHUA, JAMES GOIK SU & GLASER, LISA Meter was pulled 11/14/23. Seven months pasted due. Last payment was \$57.78 on 4/13/23. Water was cut off 11/2/23	70 CARDINAL ST	\$136.14
23642-2	MCKINLEY, JUSTIN R Meter was pulled 11/13/23. Six months pasted due. Last payment was \$161.76 on 5/1/23. Water was cut off 9/12/23.	700 CRICKET HOLLOW LN	\$479.31
23974-0	STILTNER, BOONE ESTATE Meter was pulled 3/16/23. Five months past due. Last payment was \$96.70 on 10/5/22. Water was cut off 2/15/23.	2717 S DELLWOOD DR	\$489.55
24414-3	HONEYCUTT, TIMOTHY & SOPHIA Garbage only account. Garbage was stopped 9/28/23. Eleven moths past due. Never made any payments.	2460 E CROOKED LAKE CLUB BLVD	\$326.93
27514-2	IGNOT, BRYAN & CALAN, ANA MARI Meter was pulled 11/28/23. Seven months past due. Never made any payments.	1523 JOHNSON ST	\$179.65
29866-0	SCOTT, RANDOLPH Meter was pulled 11/6/23. Three months past due. Last payment was \$150.44 on 7/3/23. Water was cut off 10/3/23.	1303 MCDONALD AVE	\$211.11
33048-1	MARSHALL, OLLIE MAE ESTATE Meter was pulled 7/12/23. Four months past due. No payments made on this account. Water was cut off 3/10/23.	605 REDDICK ST	\$215.18
34276-4	CALLAHAN, ROBERT L JR Meter pulled 9/27/23. Five months past due. Last payment was \$84.70 on 6/15/23. Water was cut off 9/12/23.	740 SUMMIT ST	\$442.79
Totals			\$2,957.19