

**RESOLUTION NO. 2014-14**

**A RESOLUTION OF THE TOWN OF BELLEAIR, FLORIDA,  
AUTHORIZING THE FILING OF LIENS FOR DELINQUENT  
SOLID WASTE COLLECTION SERVICE CHARGES.**

**WHEREAS**, the Town of Belleair maintains a garbage and trash removal system as set forth in Chapter 46; Ordinances of the Town of Belleair; and

**WHEREAS**, Section 46-39, Ordinances of the Town of Belleair establishes rates and charges for the collection of garbage and trash within the Town; and

**WHEREAS**, Section 46-39 (b), Ordinances of the Town of Belleair states: "Charges for garbage and trash collection service shall be billed at the same time and together with the charges for water and sewer service"; and

**WHEREAS**, pursuant to Sections 62-116 and 62-193, Ordinances of the Town of Belleair, service charges for sewage and for water are due and payable bi-monthly following the months in which the service is used; and

**WHEREAS**, the following named individual(s) owns property within the Town of Belleair which is subject to the Town's monthly rates for the collection of garbage and trash:

Browder Rives

**WHEREAS**, the above named individual(s) has been levied a garbage and trash collection charge which has not been paid within thirty (30) days of the date of billings; and

**WHEREAS**, Section 62-289, Ordinances of the Town of Belleair states as follows: "All garbage and trash collection service charges shall constitute and are hereby imposed a special assessment liens against the real property so served, and, until fully paid and discharged, shall remain liens equal in rank and dignity with the Town ad valorem taxes, and superior in rank and dignity to all other liens, encumbrances, titles and claims in, to, or against the real property served"; and

**WHEREAS**, Section 62-286, Ordinances of the Town of Belleair states:

(g)Delinquent Accounts All garbage and trash collection service charges shall become delinquent if not fully paid within fifteen (15) days after due date. All delinquent service charges shall bear a penalty of one per cent per month from due date. Unpaid and delinquent service charges, together with all penalties imposed thereon, shall remain and constitute special assessment liens against the real property served. Such special assessment liens for service charges and penalties may be enforced by any of the methods provided in Chapter 85, Florida Statutes, or, in the alternative, foreclosure proceedings may be instituted and prosecuted under the provisions of Chapter 173, Florida Statutes, or the collection enforcement of payment thereof may be accomplished by any other method authorized by law.

**NOW, THEREFORE, BE IT RESOLVED BY THE TOWN COMMISSION OF THE TOWN OF BELLEAIR, FLORIDA, THAT:**

**Section 1.** The Town Manager is hereby authorized to file a claim of lien for unpaid garbage and trash collection charges on the following property:

<u>Name</u>	<u>Property Address</u>	<u>Amount of Lien</u>	<u>Time Period</u>
Browder Rives 817 Osceola Rd. Belleair, FL 33756	817 Osceola Rd. Belleair, FL 28/29/15/06732/044/0080	\$ 66.84	12/31/2013

**Section 2.** In the event such lien is not satisfied within thirty (30) days after the filing of such claim of lien, the Town Attorney is authorized to institute foreclosure proceedings and prosecute the same pursuant to Section 62-289, Ordinances of the Town of Belleair.

**PASSED AND ADOPTED** by the Town Commission of the Town of Belleair, Florida, this 25<sup>th</sup> day of **MARCH, A.D., 2014.**

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**Mayor**

**ATTEST:**

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**Town Clerk**