

**CITY OF PHOENIX
PHOENIX, OREGON**

RESOLUTION NO. 996

**A RESOLUTION ADOPTING A FEE AND PENALTY SCHEDULE UNDER TITLE 8,
CHAPTERS 4 AND 6 OF PHOENIX MUNICIPAL CODE**

WHEREAS, Phoenix Municipal Code (“PMC”) 8.06.050 provides that no person shall cause or allow a derelict structure to exist, and further defines a derelict structure to exist when an unoccupied structure or portion thereof has been ordered vacated by the city manager, has been issued a correction notice by the city manager, or is unoccupied and either boarded or unsecured;

WHEREAS, PMC 8.06.030 provides that every owner who, after receipt of the city manager’s notice to register, fails to register a derelict structure within the required time set forth in the notice, or registers the structure but allows the structure to remain in a derelict condition beyond the city’s applicable time limits, shall pay a monthly derelict structure fee regardless of any city enforcement action;

WHEREAS, PMC 8.06.050 provides that the City Council shall adopt a resolution establishing the amount of derelict structure fee;

WHEREAS, PMC 8.04.060 provides that no person shall cause or permit a nuisance affecting public health on property owned or controlled by them, and further defines nuisances to include buildings which are abandoned or boarded up or partially destroyed;

WHEREAS, PMC 8.06.250 provides for enforcement fees or penalties for nuisance, housing and dangerous and derelict buildings, and further provides that the city may charge a penalty in the form of a monthly enforcement fee for each property found in violation of this chapter that meets the conditions therein;

WHEREAS, PMC 8.06.250 provides that the City Council may, by resolution, establish an enforcement fee and penalty schedule; and

WHEREAS, the City Manager and staff have assessed and estimated the costs to the City incurred in connection with the enforcement of PMC Chapter 8, and proposed a fee schedule based on such costs incurred.

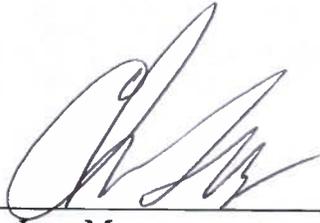
NOW, THEREFORE, THE CITY OF PHOENIX RESOLVES AS FOLLOWS:

1. The City Council hereby adopts as findings the foregoing and adopts the fee and penalty shown below.

Derelict Structure Fee (PMC 8.06.030)	\$60.00	Monthly
Delinquent Payment Penalty for Derelict Structure Fee (PMC 8.06.030)	\$100.00	Each month for delinquency
Enforcement Fee (PMC 8.06.250)	\$55.00	Each month – (under conditions set forth in PMC 8.06.250)

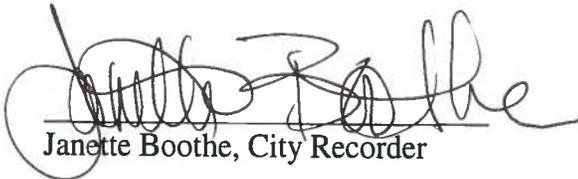
2. The City Manager, pursuant to the Phoenix Municipal Code, is authorized to enforce PMC Chapter 8 and the fines and penalties adopted herein.

PASSED AND APPROVED by the City Council of the City of Phoenix and signed in authentication thereof at a regular meeting on the 19th day of June, 2017.



Chris Luz, Mayor

ATTEST:



Janette Boothe, City Recorder