

**BOARD OF COUNTY COMMISSIONERS
AGENDA ITEM SUMMARY**

Meeting Date: May 16, 2007 - KL

Division: County Attorney

Bulk Item: Yes XX No

Staff Contact Person: Pedro Mercado

AGENDA ITEM WORDING:

Authorization to institute collection proceedings and/or enter settlement negotiations with Donald Brown in Code Enforcement Case No. CE06030138.

ITEM BACKGROUND:

During a site visit July 11, 2005 Code Enforcement Inspectors discovered that Mr. Brown had expanded his retail operation without Planning approval and built counters and installed freezers and tanks without benefit of a permit. Mr. Brown was cited for violation of County Codes 9.5-2, General Applicability Permits and 9.5-111, Building Without a Permit. Mr. Brown was brought before the Special Magistrate on December 1, 2005, at which time Mr. Brown was found to be in violation of County Codes 9.5-2 and 9.5-111. Compliance was set for January 19, 2006, after which fines would begin to run in the amount of \$250.00 per day per count. The violation of Section 9.5-111 was brought into compliance on May 18, 2006, at which time the fine totaled \$9,750.00. The violation of Section 9.5-2 has not been brought into compliance and, as of March 29, 2007, the fines total \$118,368.50.

PREVIOUS RELEVANT BOCC ACTION:

None

CONTRACT/AGREEMENT CHANGES:

N/A

STAFF RECOMMENDATIONS:

Approval

TOTAL COST: _____

BUDGETED: Yes No

COST TO COUNTY: _____

SOURCE OF FUNDS: _____

REVENUE PRODUCING: Yes No **AMOUNT PER MONTH** _____ **Year** _____

APPROVED BY: County Atty OMB/Purchasing Risk Management

DOCUMENTATION: Included Not Required XX

DISPOSITION: _____

AGENDA ITEM # _____