### NOTICE OF HEARING MUNICIPAL CODE ENFORCEMENT BOARD CITY OF CLEARWATER, FLORIDA Case 142-18

Certified Mail August 10, 2018

Owner: Kantar Investment Group Corp 7161 Augusta Blvd. Seminole, FL 33777-4531

Violation Address: 1209 N Ft. Harrison Ave., Clearwater Enghurst Add to Clearwater Lots 8, 9 & 10

Dear Sir/Madam:

You are hereby formally notified that on **Wednesday, September 26, 2018,** at **1:30 p.m.** there will be a public hearing before the Municipal Code Enforcement Board in the Council Chambers, 3rd floor, City Hall at 112 South Osceola Avenue, Clearwater, Florida, concerning violation of Section **3-1503.A**, **3-1503.B.1**, **31503.B.2**, **3-1503.B.3**, **3-1503.B.9**, **& 3-1503.B.7** of the Clearwater City Code. (See attached Affidavit(s) of Violation).

You are hereby ordered to appear before the Municipal Code Enforcement Board on the hearing date to answer these charges and to present your side of the case. Failure to appear may result in the Board proceeding in your absence. You have the right to obtain an attorney, at your own expense, to represent you before the Board. If you are absent but represented at the hearing, your representative must present to the Board your letter authorizing your representative to speak on your behalf. You will have the opportunity to present witnesses as well as question witnesses against you prior to the Board making a determination. Please be prepared to present evidence at the hearing concerning the amount of time necessary to correct the alleged violations should you be found to be in violation of the City Code.

The case shall be presented to the Board even if the violations described in the attached Affidavit(s) of Violation are corrected prior to the Board hearing.

Should you be found in violation of the City Code, the Municipal Code Enforcement Board has the power by law to levy fines of up to \$250 a day per violation against you and your property for every day each violation continues beyond the date set for compliance in an Order of the Board.

If you wish to have any witnesses subpoenaed, please contact the Secretary of the Municipal Code Enforcement Board within five (5) days at 727-562-4097. If you have any questions regarding the cited violations or if the violations are corrected prior to the hearing, please contact the Inspector whose name appears on the Affidavit(s) of Violation.

Sincerely,

SECRETARY TO THE MUNICIPAL CODE ENFORCEMENT BOARD

The Municipal Code Enforcement Board was created pursuant to General Act 80-300, General Laws of Florida, 1979, and Ordinance 2169-80 of the City of Clearwater. The purpose of this quasi-judicial Board of seven citizens is to quickly and fairly render decisions and facilitate enforcement of certain codes of the City of Clearwater.

The City of Clearwater strongly supports and fully complies with the Americans with Disabilities Act (ADA). Please advise us at least 48 hours prior to the hearing if you require special accommodations at 727-562-4090. Assisted Listening Devices are available. Kindly silence electronic devices during the hearings.

FLORIDA STATUTE 286.0105 STATES THAT ANY PERSON APPEALING A DECISION OF THIS BOARD WILL NEED A RECORD OF THE PROCEEDINGS.

# MUNICIPAL CODE ENFORCEMENT BOARD OF THE CITY OF CLEARWATER, FLORIDA AFFIDAVIT OF VIOLATION AND REQUEST FOR HEARING

NAME OF VIOLATOR:<br/>MAILING ADDRESS:KANTAR INVESTMENT GROUP CORP<br/>7161 AUGUSTA BLVD<br/>SEMINOLE, FL 33777-4531CITY CASE#: PNU2018-00744VIOLATION ADDRESS:1209 N FT HARRISON AVE<br/>CLEARWATER, FL1209 N FT HARRISON AVE<br/>CLEARWATER, FL

DATE OF OFFICIAL NOTICE OF VIOLATION: 6/13/2018

LEGAL DESCRIPTION OF PROPERTY: ENGHURST ADD TO CLEARWATER LOTS 8, 9 & 10

PARCEL #: 09-29-15-25920-000-0080

DATE OF INSPECTION: 7/19/2018 1:24:00 PM

SECTION(S) OF THE CITY CODE WHICH HAVE BEEN VIOLATED: CODE SECTION VIOLATED

3-1503.A. - \*\*NUISANCE\*\* No person owning, leasing, operating, occupying or having control of any premises within the City shall maintain, keep or permit any nuisance (as defined in Section 8-102.) affecting the citizens of the City.

3-1503.B.1. - \*\*PUBLIC NUISANCE CONDITION\*\* A condition or use that exists on this property causes a substantial diminution of value of property in the vicinity of this condition or use and is considered a public nuisance.

3-1503.B.2. - \*\*ABANDONED BUILDINGS\*\* Buildings which are abandoned, boarded up, partially destroyed, or left for a period of six (6) months in a state of partial construction are declared to be a public nuisance.

3-1503.B.3. - \*\*ATTRACTIVE NUISANCE\*\* Any attractive nuisance dangerous to children in the form of abandoned or broken equipment, accessible artificial bodies of water, excavations, or neglected machinery.

3-1503.B.9. - \*\*Other Nuisance Condition\*\* Any other condition or use that constitutes a nuisance to the public, generally, which is continually or repeatedly maintained, the abatement of which would be in the best interest of the health, safety and welfare of the citizens of the city.

SPECIFICALLY,

During a recent inspection, the above listed condition(s) existed at this property, and must be addressed in accordance with property maintenance ordinances. This property has become a public nuisance and is considered abandoned due to outstanding code violations and a lack of occupancy. Please bring property into compliance AND have current utilities turned on AND have property occupied, OR have the property sold by the compliance date to avoid further action and/or fines. Thank you.

A violation exists and a request for hearing is being made.

Bonded through National Notary Assn.

Julie Phillips

SWORN AND SUBSCRIBED before me on this 19th day of July, 2018, by Julie Phillips.

COUNTY OF PINELLAS	
PERSONALLY KNOWN TO ME	
PRODUCED AS IDENTIFICATION	
Brenda Latere	Type of Identification
BRENDA FONTANE Notary Public – State of Florida Commission # GG 141752 My Corm. Expires Sep 6, 2021	Affidavit_Viola

(Notary Signature)

Name of Notary (typed, printed, stamped)

FILED THIS OT DAY OF August

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MCEB CASE NO. 142.18

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Secretary, Municipal Code Enforcement Board

### MUNICIPAL CODE ENFORCEMENT BOARD OF THE CITY OF CLEARWATER, FLORIDA AFFIDAVIT OF VIOLATION AND REQUEST FOR HEARING

NAME OF VIOLATOR:<br/>MAILING ADDRESS:KANTAR INVESTMENT GROUP CORP<br/>7161 AUGUSTA BLVD<br/>SEMINOLE, FL 33777-4531CITY CASE#: PNU2018-00730VIOLATION ADDRESS:1209 N FT HARRISON AVE<br/>CLEARWATER, FL

DATE OF OFFICIAL NOTICE OF VIOLATION:

LEGAL DESCRIPTION OF PROPERTY: ENGHURST ADD TO CLEARWATER LOTS 8, 9 & 10

PARCEL #: 09-29-15-25920-000-0080

DATE OF INSPECTION: 7/19/2018 1:27:00 PM

SECTION(S) OF THE CITY CODE WHICH HAVE BEEN VIOLATED: CODE SECTION VIOLATED

3-1503.B.7. - \*\*LOT CLEARING VIOLATION\*\* Excessive growth or accumulation of weeds, grass, undergrowth or other similar plant materials, reaching a height of more than twelve (12"") inches, or the accumulation of debris upon property within the City of Clearwater.

SPECIFICALLY,

There is scattered debris that was dumped on your property that needs to be removed. Please bring your property into compliance by the compliance date to avoid further action. If you have any questions please feel free to contact me directly. Thank you!

A violation exists and a request for hearing is being made.

Julie Phillips SWORN AND SUBSCRIBED before me on this 19th day of July, 2018, by Julie Phillips. STATE OF FLORIDA COUNTY OF PINELLAS PERSONALLY KNOWN TO ME PRODUCED AS IDENTIFICATION Type of Identification BRENDA FONTANE Notary Public - State of Florida Commission # GG 141752 Bonded through National Notary Asso. Nan ped) FILED THIS \_\_\_\_\_ DAY OF \_ August 20 18 MCEB CASE NO. 142.18 Secretary, Municipal Code Enforcement Board



- - A

# CITY OF CLEARWATER

PLANNING & DEVELOPMENT DEPARTMENT POST OFFICE BOX 4748, CLEARWATER, FLORIDA 33758-4748 MUNICIPAL SERVICES BUILDING, 100 SOUTH MYRTLE AVENUE, CLEARWATER, FLORIDA 33756 TELEPHONE (727) 562-4720 FAX (727) 562-4735

### **Notice of Violation**

KANTAR INVESTMENT GROUP CORP 7161 AUGUSTA BLVD SEMINOLE, FL 33777-4531

PNU2018-00730

#### ADDRESS OR LOCATION OF VIOLATION: 1209 N FT HARRISON AVE

LEGAL DESCRIPTION: ENGHURST ADD TO CLEARWATER LOTS 8, 9 & 10

DATE OF INSPECTION: 6/12/2018

PARCEL: 09-29-15-25920-000-0080

Section of City Code Violated:

3-1503.B.7. - \*\*LOT CLEARING VIOLATION\*\* Excessive growth or accumulation of weeds, grass, undergrowth or other similar plant materials, reaching a height of more than twelve (12"") inches, or the accumulation of debris upon property within the City of Clearwater.

Specifically: There is scattered debris that was dumped on your property that needs to be removed. Please bring your property into compliance by the compliance date to avoid further action. If you have any questions please feel free to contact me directly. Thank you!

THIS VIOLATION CITED ABOVE MUST BE CORRECTED PRIOR TO 6/25/2018. FAILURE TO CORRECT THE ABOVE LISTED VIOLATION BY THE DATE INDICATED, OR RECURRENCE OF THE VIOLATION AFTER CORRECTION, WILL RESULT IN A LEGAL ACTION BY THE CODE ENFORCEMENT BOARD OF THE CITY OF CLEARWATER OR BY THE PINELLAS COUNTY COURT. SUCH ACTION MAY RESULT IN A FINE. THE ALLEGED VIOLATOR MAY BE LIABLE FOR THE REASONABLE COSTS OF THE INVESTIGATION, PROSECUTION AND THE ADMINISTRATIVE HEARING SHOULD THIS PERSON BE FOUND GUILTY OF THE VIOLATION.

Dennias <7

Inspector: Julie Phillips Inspector Phone: 562-4730

Date Printed: 6/12/2018



CITY OF CLEAR WATER

Post Office Box 4748, Clearwater, Florida 33758-4748 Municipal Services Building, 100 South Myrtle Avenue, Clearwater, Florida 33756 Telephone (727) 562-4720 Fax (727) 562-4735

# **Notice of Violation**

KANTAR INVESTMENT GROUP CORP 7161 AUGUSTA BLVD SEMINOLE, FL 33777-4531

PNU2018-00744

#### ADDRESS OR LOCATION OF VIOLATION: 1209 N FT HARRISON AVE

LEGAL DESCRIPTION: ENGHURST ADD TO CLEARWATER LOTS 8, 9 & 10

DATE OF INSPECTION: 6/13/2018

PARCEL: 09-29-15-25920-000-0080

Section of City Code Violated:

**3-1503.A.** - **\*\*NUISANCE**\*\* No person owning, leasing, operating, occupying or having control of any premises within the City shall maintain, keep or permit any nuisance (as defined in Section 8-102.) affecting the citizens of the City.

3-1503.B.1. - \*\*PUBLIC NUISANCE CONDITION\*\* A condition or use that exists on this property causes a substantial diminution of value of property in the vicinity of this condition or use and is considered a public nuisance.

3-1503.B.2. - \*\*ABANDONED BUILDINGS\*\* Buildings which are abandoned, boarded up, partially destroyed, or left for a period of six (6) months in a state of partial construction are declared to be a public nuisance.

3-1503.B.3. - \*\*ATTRACTIVE NUISANCE\*\* Any attractive nuisance dangerous to children in the form of abandoned or broken equipment, accessible artificial bodies of water, excavations, or neglected machinery.

3-1503.B.9. - \*\*Other Nuisance Condition\*\* Any other condition or use that constitutes a nuisance to the public, generally, which is continually or repeatedly maintained, the abatement of which would be in the best interest of the health, safety and welfare of the citizens of the city.

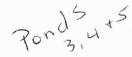
Specifically: During a recent inspection, the above listed condition(s) existed at this property, and must be addressed in accordance with property maintenance ordinances. This property has become a public nuisance and is considered abandoned due to outstanding code violations and a lack of occupancy. Please bring property into compliance AND have current utilities turned on AND have property occupied, OR have the property sold by the compliance date to avoid further action and/or fines. Thank you.

THIS VIOLATION CITED ABOVE MUST BE CORRECTED PRIOR TO 7/13/2018. FAILURE TO CORRECT THE ABOVE LISTED VIOLATION BY THE DATE INDICATED, OR RECURRENCE OF THE VIOLATION AFTER CORRECTION, WILL RESULT IN A LEGAL ACTION BY THE CODE ENFORCEMENT BOARD OF THE CITY OF CLEARWATER OR BY THE PINELLAS COUNTY COURT. SUCH ACTION MAY RESULT IN A FINE. THE ALLEGED VIOLATOR MAY BE LIABLE FOR THE REASONABLE COSTS OF THE INVESTIGATION, PROSECUTION AND THE ADMINISTRATIVE HEARING SHOULD THIS PERSON BE FOUND GUILTY OF THE VIOLATION.

- applications

Inspector: Julie Phillips Inspector Phone: 562-4730

Date Printed: 6/13/2018



§ 3-1502

5. All sidewalks located on private property shall be maintained in a safe and clean condition by the owner of the parcel of land. The owner shall, at a minimum, keep sidewalks clear of litter, trash, debris, equipment, weeds, dead vegetation and refuse. Sidewalks that are cracked, heaved or otherwise unsafe for pedestrians shall be promptly replaced.

L. *Maintenance of seawalls*. All seawalls shall be maintained in structurally sound condition and shall comply with applicable building and coastal construction codes.

(Ord. No. 6526-00, § 1, 6-15-00; Ord. No. 6928-02, §§ 71-75, 5-2-02; Ord. No. 7449-05, § 20, 12-15-05; Ord. No. 8211-10, § 11, 10-5-10; Ord. No. 8931-16, § 18, 9-1-16)

### Section 3-1503. Nuisances.

A. No person owning, leasing, operating, occupying or having control of any premises within the city shall maintain, keep or permit any nuisance affecting the citizens of the city.

B. The existence of any of the following specific conditions or conduct is hereby declared to constitute a public nuisance:

- 1. A condition or use that causes a substantial diminution of value of property in the vicinity of the condition or use.
- 2. Buildings which are abandoned, boarded up for a period of six months, partially destroyed for any period of time, or left for a period of three months in a state of partial construction, provided that any unfinished building or structure which has been under construction six months or more shall be deemed and presumed to have been left for an unreasonably long period of time in the sense of this subsection.
- 3. Any attractive nuisance dangerous to children in the form of abandoned or broken equipment, accessible artificial bodies of water, excavations, or neglected machinery.

- 4. Overt blocking of drainage pipes, ditches, channels, and streams, so as to cause flooding and adversely affect surrounding property.
- 5. Accumulation and placement of nuisances.
  - Any accumulation of weeds, debris, a. trash, garden trash, junk, untended growth of vegetation, or undergrowth of dead or living vegetation or hazardous swimming pools, or hazardous trees upon any private property, or on any public property without authorization to the extent and manner that such property contains or is likely to contain rodents, reptiles or other vermin, or furnishes a breeding place for flies, mosquitoes, or wood-destroying insects, or otherwise threatens the public health, safety or welfare.
  - b. The placement of trash, debris or other items on public property without authorization.
- Except as provided in section 3-1506, the 6. outdoor storage of all or part of any dismantled, partially dismantled, inoperative or discarded vehicle, recreational vehicle, machinery, appliance, farm equipment, aircraft, construction equipment, boat, personal watercraft, trailer, truck, motorcycle, bicycle, or scrap metal, on any public or private property, or of any abandoned vehicle, recreational vehicle, farm equipment, aircraft, boat, personal watercraft, trailer, truck, or motorcycle on any private property, within the city limits. This provision shall not apply to vehicle, recreational vehicle, any machinery, farm equipment, aircraft, construction equipment, boat, personal watercraft, trailer, truck, motorcycle, or bicycle which is located on the premises of a lawfully established storage yard or which is on the premises of a lawfully established vehicle service establishment and is in the process of repair or maintenance by that establishment.

# MUNICIPAL CODE ENFORCEMENT BOARD OF THE CITY OF CLEARWATER, FLORIDA

# **AFFIDAVIT OF POSTING**

City Case Number: PNU2018-00730

Site of Violation: 1209 N FT HARRISON AVE

- Julie Phillips, being first duly sworn, deposes and says: 1.
- 2. That I am a Code Inspector employed by the City of Clearwater.
- That on the 19th day of July, 2018, a copy of the attached Notice of Violation was posted at City 3. Hall, 112 Osceola Ave., Clearwater, Florida and at 1209 N FT HARRISON AVE, Clearwater, Florida.

Julie Phillips

#### STATE OF FLORIDA COUNTY OF PINELLAS

SWORN AND SUBSCRIBED before me on this 19th day of July, 2018, by Julie Phillips.

PERSONALLY KNOWN TO ME	
(Notary Signature)	- Type of Identification
Name of Notary (typed, printed, stamped)	ISABEL MASTRAPA Notary Public – State of Florida Commission # GG 142628 My Comm. Expires Sep 13, 2021 Bonded through National Notary Assn.



CITY OF CLEARWATER

Post Office Box 4748, Clearwater, Florida 33758-4748 Municipal Services Building, 100 South Myrtle Avenue, Clearwater, Florida 33756 Telephone (727) 562-4720 Fax (727) 562-4735

## Notice of Violation

KANTAR INVESTMENT GROUP CORP 7161 AUGUSTA BLVD SEMINOLE, FL 33777-4531

PNU2018-00730

### ADDRESS OR LOCATION OF VIOLATION: 1209 N FT HARRISON AVE

LEGAL DESCRIPTION: ENGHURST ADD TO CLEARWATER LOTS 8, 9 & 10

DATE OF INSPECTION: 7/19/2018

PARCEL: 09-29-15-25920-000-0080

Section of City Code Violated:

3-1503.B.7. - \*\*LOT CLEARING VIOLATION\*\* Excessive growth or accumulation of weeds, grass, undergrowth or other similar plant materials, reaching a height of more than twelve (12"") inches, or the accumulation of debris upon property within the City of Clearwater.

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Inspector: Julie Phillips Inspector Phone: 562-4730

Date Printed: 7/19/2018

# MUNICIPAL CODE ENFORCEMENT BOARD OF THE CITY OF CLEARWATER, FLORIDA

## AFFIDAVIT OF POSTING

City Case Number: PNU2018-00744

Site of Violation: 1209 N FT HARRISON AVE

- 1. Julie Phillips, being first duly sworn, deposes and says:
- 2. That I am a Code Inspector employed by the City of Clearwater.
- 3. That on the 19th day of July, 2018, a copy of the attached Notice of Violation was posted at City Hall, 112 Osceola Ave., Clearwater, Florida and at 1209 N FT HARRISON AVE, Clearwater, Florida.

Julie Phillips

#### STATE OF FLORIDA COUNTY OF PINELLAS

SWORN AND SUBSCRIBED before me on this 19th day of July, 2018, by Julie Phillips.

PERSONALLY KNOWN TO ME	
PRODUCED AS IDENTIFICATION	
(Notary Signature)	- Type of Identification
Isabel Mastrapa	
Name of Notary (typed, printed, stamped)	ISABEL MASTRAPA Notary Public - State of Florida Commission # GG 142628 My Comm. Expires Sep 13, 2021 Bonded through National Notary Assn.



CITY OF CLEARWATER

Post Office Box 4748, Clearwater, Florida 33758-4748 Municipal Services Building, 100 South Myrtle Avenue, Clearwater, Florida 33756 Telephone (727) 562-4720 Fax (727) 562-4735

## Notice of Violation

KANTAR INVESTMENT GROUP CORP 7161 AUGUSTA BLVD SEMINOLE, FL 33777-4531

PNU2018-00744

ADDRESS OR LOCATION OF VIOLATION: **1209 N FT HARRISON AVE** LEGAL DESCRIPTION: ENGHURST ADD TO CLEARWATER LOTS 8, 9 & 10 DATE OF INSPECTION: 7/19/2018 PARCEL: 09-29-15-25920-000-0080

Section of City Code Violated:

3-1503.A. - \*\*NUISANCE\*\* No person owning, leasing, operating, occupying or having control of any premises within the City shall maintain, keep or permit any nuisance (as defined in Section 8-102.) affecting the citizens of the City.

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3-1503.B.3. - \*\*ATTRACTIVE NUISANCE\*\* Any attractive nuisance dangerous to children in the form of abandoned or broken equipment, accessible artificial bodies of water, excavations, or neglected machinery.

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Inspector: Julie Phillips Inspector Phone: 562-4730

Date Printed: 7/19/2018

Interactive Map of this parcel Sales Query Back to Query Results New Search Tax Collector Home Page Contact Us WM

09-29-15-25920-000-0080									
Compact Property Record Card									
Tax EstimatorUpdated July 19, 2018Email Print Radius SearchFEMA/WLM									
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KANTAR IN 7161 AU	VESTMENT G CORP JGUSTA BLVI	'ESTMENT GROUP CORP			ET HARRIS LEARWAT				
Property Use: 2739 (Automobile Rental Agency, Used Car Lot, Trailer Rental, Truck & Van Rental) SF: 388 SF: 388									
[click here to hide] Legal Description ENGHURST ADD TO CLEARWATER LOTS 8, 9 & 10									
File for Homestead Exemption				2018 Parcel Use					
Exemption	2018	20	19						
Homestead:	No	] N	0	Lienested Lies Demonstrate: 0.00%			)%		
Government:	No	] N	0	Homestead Use Percentage: 0.00% Non-Homestead Use Percentage: 100.00%					
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Historic:	Historic: No No Classified Agricultural: No								
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Year	<u>Just/Market</u> <u>Value</u>		ed Value / HX Cap		County able Value	<u>School</u> Taxable Value	<u>Municipal</u> Taxable Value		
2017	\$110,750		\$110,750	0	\$110,750	\$110,750	\$110,750		
[click here to hide] Value History as Certified (yellow indicates correction on file)									
Year Homest	ead Just/Ma	rket <u>A</u>	<u>ssessed</u> Value		County	<u>School</u> Taxable Value	<u>Municipal</u> Taxable Value		
2017 No		0,750	\$110,750		\$110,750	\$110,750	\$110,750		
2016 No	\$10	5,500	\$105,500		\$105,500	\$105,500	\$105,500		
2015 No	\$10	0,600	\$100,600		\$100,600	\$100,600	\$100,600		