

**ORDINANCE NO. 16-654**

**AN ORDINANCE OF THE CITY OF PORT RICHEY, FLORIDA, IMPOSING FEES FOR LIEN SEARCHES; IMPOSING FEES FOR RUSH LIEN SEARCHES; AUTHORIZING AMENDMENTS TO SAID FEES TO BE ESTABLISHED BY RESOLUTION; PROVIDING FOR SEVERABILITY, CONFLICTS AND AN EFFECTIVE DATE.**

**WHEREAS, pursuant to Article VIII, Section 2 of the Florida Constitution, and Chapter 166, Florida Statutes, the City of Port Richey, Florida has the power and the authority to enact ordinances and regulations for valid governmental purposes that are not inconsistent with general or special law; and**

**WHEREAS, the City of Port Richey frequently receives requests for lien searches from title companies, banks, financial institutions, attorneys, and other entities and individuals for which the City of Port Richey incurs administrative time and costs processing the request; and**

**WHEREAS, when a lien search request is received by the City of Port Richey, staff time from multiple departments is required, including the City Clerk's office, building department, finance department and the utility billing department; and**

**WHEREAS, to offset the increasing demand of staff time and resources, the City of Port Richey recommends imposing a charge for processing lien searches regarding real property and utility bills located within the City Limits of the City of Port Richey and those properties within the territory of the City of Port Richey public water utility.**

**Be it ordained by the City Council of the City of Port Richey, Florida:**

**SECTION 1. The following fees are hereby imposed for lien requests submitted to the City of Port Richey:**

<b>Lien Search</b>	<b>\$50.00 (7-14 Days Response Time)</b>
<b>Rush Line Search</b>	<b>\$100.00 (3 Business Day Response Time)</b>

**Each lien search provides outstanding municipal debts assessed on a specific city property or on property located within the City's water utility territory account, code enforcement, special assessment, and/or open building permit or any other city lien created pursuant to State Statute and/or City Code. Should there be an outstanding**

municipal debt, payments and release of liens are to be processed by the City Clerk's Office.

**SECTION 2. Amendments.** Any amendments to the lien search fees established in this Ordinance may be made by future Resolution of the City Council.

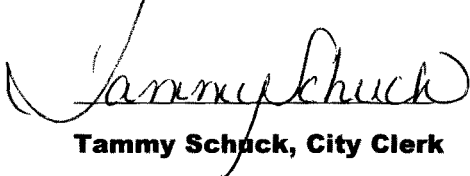
**SECTION 3. Conflicts.** Whenever the requirements or provisions of this ordinance are in conflict with the requirements or provisions of any other lawfully adopted ordinance or statute, the most restrictive requirements shall apply.

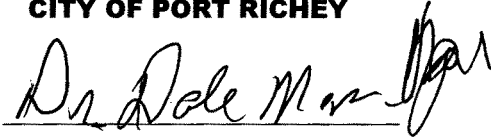
**SECTION 4. Severability.** The provisions of this ordinance are severable, and it is the intention of the City Council of the City of Port Richey, Florida to confer the whole or any part of the powers herein provided. If any of the provisions of this ordinance shall be held unconstitutional by any court of competent jurisdiction, the decision of such court shall not affect or impair the remaining provisions of this ordinance. It is hereby declared to be the legislative intent of the City Council that this ordinance would have been adopted had such unconstitutional provision not been included herein.

**SECTION 5. Effective date.** This Ordinance shall become effective upon passage at the second reading.

The foregoing Ordinance No. 16-654 was read and passed on its first reading in an open and regular meeting of the City Council of the City of Port Richey, Florida, on the 22 day of November, 2016.

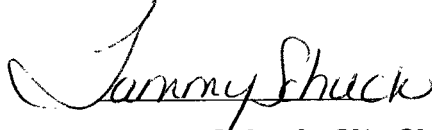
Attest:

  
Tammy Schuck, City Clerk

CITY OF PORT RICHEY  
  
Dr. Dale Massad, Mayor

The foregoing Ordinance No. 16-654 was read and passed on its second reading in an open and regular meeting of the City Council of the City of Port Richey, Florida, on this 13 day of Dec. , 2016.

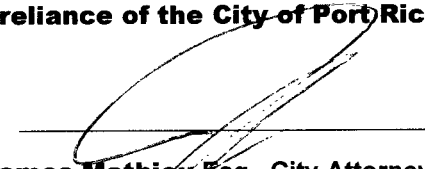
Attest:

  
Tammy Schuck, City Clerk

CITY OF PORT RICHEY

  
Dr. Dale Massad, Mayor

Approved as to legal form and legal content  
For the reliance of the City of Port Richey only:

  
James Mathieu Esq., City Attorney.