

**RESOLUTION NO. 21-R61**

A RESOLUTION DETERMINING THAT A CERTAIN BUILDING OR STRUCTURE LOCATED AT **435 N 16TH STREET** IN FORT PIERCE, FLORIDA 34950 IS UNSAFE AND A NUISANCE THAT CONSTITUTES A MENACE TO THE BUSINESS, HEALTH AND SAFETY OF THE COMMUNITY; AND THAT SAID BUILDING OR STRUCTURE **SHALL BE DEMOLISHED**; DECLARING THE PARTIES OF INTEREST WERE PROVIDED THE OPPORTUNITY TO BE HEARD AND ARE RESPONSIBLE FOR THE REMOVAL OF THE BUILDING OR STRUCTURE; AND ORDERING THE CITY OF FORT PIERCE TO PROCEED WITH SUCH REMOVAL AND PLACE A LIEN UPON THE PROPERTY IDENTIFIED IF COMPLETED BY THE CITY OF FORT PIERCE; PROVIDING FOR APPEAL; PROVIDING FOR NOTICE TO ALL PARTIES; AND PROVIDING FOR AN EFFECTIVE DATE

**WHEREAS**, The Code of Ordinances for the City of Fort Pierce, Florida provides the City Commission the authority to declare a building or structure unsafe and require its removal or destruction; and

**WHEREAS**, a public hearing was held before the City Commission on this date, October 18, 2021 to determine if the building or structure located at 435 N 16<sup>th</sup> Street, Fort Pierce, FL, 34950 is unsafe and a nuisance that constitutes a menace to the business, health and safety of the community; and

**WHEREAS**, all parties with interest to the property were properly provided notice of the hearing and given the opportunity to show cause why the structure should not be demolished;

**NOW, THEREFORE, BE IT RESOLVED** by the City Commission of the City of Fort Pierce, Florida;

**SECTION 1.** That the City Commission determines that the building or structure located on the said lot, tract, or parcel of land within the City of Fort Pierce, St. Lucie County, Florida, described as follows:

435 N 16TH ST  
HELEN HAMMOND`S S/D BLK 2 LOT 8  
Parcel ID: 2409-506-0030-000/3

is unsafe and a nuisance that constitutes a menace to the business, health and safety of the community and, in accordance with the Code of Ordinances of the City of Fort Pierce, order its removal by demolition in accordance with the time frames and regulations outlined in the Rules of Procedure for Condemnation and Demolition as adopted by the City Commission.

**SECTION 2.** The owners, agents, or any person, firm or corporation having a lien on, or interest in, said building or structure, which lien or interest is a matter of record in the public records of St. Lucie County, Florida, were provided the opportunity to be heard and to show cause why said building or structure should not be removed or demolished.

FRANK WALLACE JR  
OCTAVIA Y WALLACE  
MICHAEL WALLACE  
435 N 16TH ST  
FT PIERCE, FL, 34950

**SECTION 3.** The hereinbefore named persons, firms, or corporations are responsible for the removal or demolition of the building or structure and should such parties fail to demolish the building or structure as required by order of the City Commission, the City of Fort Pierce shall provide for its removal or destruction, the cost of which shall constitute a lien upon said property.

**SECTION 4.** The hereinbefore named persons, firms, or corporations shall have the right to appeal this resolution to the Circuit Court of St. Lucie County, within thirty (30) days of the effective date of this resolution pursuant to the Florida Rules of Appellate Procedure.

**SECTION 5.** A certified copy of this resolution shall be mailed by registered or certified mail to the hereinbefore named persons, firms, or corporations, by the City Clerk for the City of Fort Pierce, Florida.

**SECTION 6.** This resolution shall be effective immediately upon final adoption by the Commission.

**IN WITNESS HEREWITH**, we hereunto set our hands and affix the Official Seal of the City of Fort Pierce, Florida, this 18<sup>th</sup> day of October, 2021.

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Linda Hudson, Mayor

ATTEST:

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Linda W. Cox, City Clerk

(SEAL)

Approved as to Form  
And Correctness:

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Tanya M. Earley, Esq.  
City Attorney