

RETURNED

AUG 24 2023



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BK 8323 PG 511

E 3541467 B 8323 P 511-512
RICHARD T. MAUGHAN
DAVIS COUNTY, UTAH RECORDER
8/24/2023 1:01 PM
FEE 0.00 Pgs: 2
DEP MEC REC'D FOR CLEARFIELD
CITY CORPORATION

DEFAULT JUDGMENT

Code Compliance Division
55 South State Street
Clearfield, Utah 84015
(801) 525-2845

OFFICE USE ONLY

CASE Number: 23-00255

PARCEL: 120040063

Name of Responsible Person(s):	CARR, RYAN J
Mailing Address:	1114 FISHERTOWN AVE, CALDWELL, ID 83605
Date of Notice of Violation:	<u>Wednesday, July 12, 2023</u>
Place of Violation Occurrence:	<u>935 E 450 S</u> Date of Review: _____

Property Description:

BEG ON N LINE OF A STR AT A PT 33 FT N & 888.4 FT N 89°52' E FR SW COR OF NE 1/4 OF SE 1/4 SEC 1-T4N-R2W, SLM; TH N 130 FT; TH N 89°52' E 29 FT; TH S 34°37' E 158 FT, M/L, TO N'LY LINE SD STR; TH S 89°52' W ALG SD STR 118 FT TO POB. CONT. 0.32 ACRES.

Summary of Notice of Violation:

7/12/23: While in the area following up with another case, I passed this property and observed the weeds on parts of the property are overgrown as to exceed the 6" height limit. Additionally, there is several miscellaneous junk-like items being stored behind the building that is visible from the street. Also, a tree located near the sidewalk has some low hanging branches (below the 7' height limit) which is obstructing the sidewalk. Photo evidence and documentation added to case file. Pending case review.

7/13/23: Mailed NOV to information on record with Davis County. CARR, RYAN J, 1114 FISHERTOWN AVE, CALDWELL, ID 83605.

8/3/23: Property owner failed to request re-inspection, request an extension, or did not comply with NOV. Pending default review.

Affirmed Administrative Penalty and Costs:

The responsible person(s), having failed to timely request a hearing, following service of the notice at issue, or having failed to attend and participate in a requested hearing, is hereby found to be in Default in the amount of \$_700.00. All fees shall be paid to the Clearfield City Customer Service Center on the First Floor of the Clearfield City Hall, 55 South State Street, Clearfield, Utah 84015. A default judgment is final and non-appealable. All penalties may be filed with the County recorder as a lien on the listed property, and the City may abate the violations at the owner's expense.

Further Information regarding a default judgment and how to request to set aside a default judgment, as well as the entire Administrative Code Enforcement Procedures can be found online in the Clearfield Municipal Code, at clearfieldcity.org



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Required Action by Responsible Person(s): Ryan J. Carr (the "Responsible Party"), shall pay the \$700.00 penalty accrued for the violation of Clearfield City Code Section 5-1-3 after having received a Notice of Violation (NOV) dated July 13, 2023 for failing to maintain weeds, failing to remove junk and discarded household items from the yard area and failure to maintain or remove overgrown trees in violation of 5-1-3 on or about July 12, 2023 and failing to come into compliance or request an inspection by the compliance date. The penalty shall be paid within 15 days following service of this default judgment or the Responsible Party may submit a Motion to Set Aside this default judgment and request a hearing to show good cause why this judgment should be set aside. The Responsible Party shall cure the violations outlined in the NOV within 15 days following service of this default judgment or be subjected to further penalties. If the Responsible Party fails to bring the property into compliance, Clearfield City may enter the yard area to cause the abatement of violations and the Responsible Party shall pay the costs of such abatement.

Payment of the monetary penalty does not relieve the responsible person(s) of the duty to correct the violation. Once the violations have been corrected and/or stopped, the responsible person(s) shall request a compliance inspection and a Notice of Compliance form from the Code Compliance Division to bring this matter to a conclusion. A re-inspection fee of \$150.00 must be paid in advance of scheduling a re-inspection.

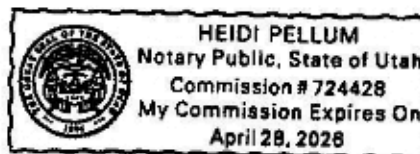
Performance Bond Required: Yes No Amount: \$ N/A

IT IS SO ORDERED, this 22nd day of August, 2023.

Law Judge - Clearfield City Administrative Law Judge

Subscribed and sworn before me this 22nd day of August, 2023

Notary public residing in Davis County. My commission expires on 04/28/2026



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