

RESOLUTION NO. 308

A Resolution by the City of Columbus, Kansas, to alleviate nuisance conditions on property within the City of Columbus pursuant to the Code of the City of Columbus, Chapter VIII, Health and Welfare.

WHEREAS, the nuisance conditions to be abated are located on property at 501 E. Oak, Columbus, Kansas. Said property is owned by Marjorie B. Turner whose mailing address is P.O. Box 405, Weir, Kansas 66781.

WHEREAS, the nuisance conditions have existed on said property for several months, and Marjorie B. Turner has verbally consented to allowing the City or its contractor to enter the property and alleviate the nuisance by removing the trash, debris and anything offensive or disagreeable.

WHEREAS, as an alternative to prosecution, the Chief of Police, acting as the public officer, shall proceed with abatement of the nuisance conditions at the end of ten (10) days after passage of this Resolution pursuant to 8-208 of the City Code.

WHEREAS, a copy of this Resolution shall be served upon Marjorie B. Turner by restricted mail, postage prepaid, return receipt requested.

WHEREAS, Marjorie B. Turner has ten (10) days from the date of service of this Resolution to make a written request for hearing before the City Council to contest the findings of the public officer. Failure to make a timely, written request for a hearing shall constitute a waiver of the right to contest the findings of the public officer. The hearing shall be held by the City Council as soon as possible after the filing of the request. Marjorie B. Turner shall be advised by the City of the time and place of the hearing at least five (5) days in advance.


WHEREAS, the costs incurred by the City of Columbus to abate the nuisance shall be charged against the lot or parcel of ground on which the nuisance was located. The City Clerk shall, at the time of certifying other taxes to the County Clerk, certify the costs as provided in section 8-210. The County Clerk shall extend the same on the tax roll, and it shall be collected by the County Treasurer and paid to the City as other City taxes are collected and paid.

NOW THEREFORE, be it resolved by the governing body of the City of Columbus, Kansas, that the public officer/Chief of Police shall proceed to alleviate and abate nuisance conditions that exist on property located at 501 E. Oak, Columbus, Kansas, owned by Marjorie B. Turner. The public officer/Chief of Police shall direct the City of Columbus or its contractor to enter the property and remove the trash, junk, and

debris and anything offensive or disagreeable at the end of ten (10) days after passage of this Resolution, subject to timely written request for hearing by Marjorie B. Turner.

Passed and approved by the governing body of the City of Columbus, Kansas, this 15th day of November, 2004.

CITY OF COLUMBUS, KANSAS



David E. Martin, Mayor

ATTEST:



Janice Blancett, City Clerk

(Seal)

