

RESOLUTION NO. 404

**A RESOLUTION DISMISSING THE CONDEMNATION ACTION CONCERNING THE STRUCTURE(S) LOCATED AT 712 E. WALNUT, COLUMBUS, CHEROKEE COUNTY, KANSAS, CONSISTING OF BLOCK 13 IN P O 1 (Park Addition) SUBDIVISION, DESCRIBED AS: LOT 4**

**WHEREAS, the Enforcing Officer of the City of Columbus, Kansas, did on the 19<sup>th</sup> day of October, 2009, file with the Governing Body of said City, a statement in writing that the structures, hereinafter described, are unsafe and dangerous.**

**WHEREAS, the Governing Body, did by Resolution No. 399, dated the 16<sup>th</sup> day of November, 2009, fix the time and place of a hearing at which the owner, her agent, and lienholders, any occupants and all other parties of interest of such structure could appear and show cause why such structure should not be condemned and ordered demolished and provided for giving notice thereof as provided by law; and,**

**WHEREAS, Resolution No. 399 was published on the 23rd day of November, 2009, and on the 30<sup>th</sup> day of November, 2009, and a copy of said resolution was served upon all persons entitled thereto as provided by law; and,**

**WHEREAS, on this 4<sup>th</sup> day of January, 2010, at 6:45 o'clock p.m., the Governing Body did conduct the hearing scheduled in Resolution No. 398 and took evidence from the following; the Enforcing Officer on behalf of the City. The following parties in interest appeared: David Tillman and Rebecca Tillman.**

**NOW, THEREFORE, BE IT RESOLVED BY THE GOVERNING BODY OF THE CITY OF COLUMBUS, KANSAS, THAT:**

- 1. The Governing Body hereby finds that the owners of the structures located at Block 13 in P O 1 (Park Addition) Subdivision, Lot 4, in the City of Columbus, Cherokee County, Kansas, and commonly known and referred to as 712 E. Walnut, Columbus, Kansas, have repaired the structure(s) sufficiently, and that the condemnation should be dismissed herein.**

**BE IT FURTHER RESOLVED, that the condemnation action is hereby dismissed without prejudice.**

**Adopted this 1<sup>st</sup> day of February, 2010.**

*Marie Nepple*  
Marie Nepple, Mayor

ATTEST:

*Janice Blancett*  
Janice Blancett, City Clerk

(Seal)

