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RESOLUTION #80

Findings of fact and hearing pursuant to Ordinance #4-607 of the Pawnee Rock Municipal Code of 2011.

WHEREAS, on August 1, 2016, pursuant to Notice published in the City newspaper and good faith attempts made by mailing Notice of the meeting to the owners, agent of owners, common lien holders or occupants of 104 Centre Street, Pawnee Rock, Kansas; and,

WHEREAS, the resolution creating said August, 2016 meeting was published on June 14 and June 21, 2016 in the Great Bend Tribune; a copy of the publication is attached to this Resolution; and,

WHEREAS, after Notice and the hearing, the owners, agent of owners, lien holders and occupants of the property at 104 Centre Street did not appear; and,

WHEREAS, under Ordinance #4-307, Section 4-607, the governing body of the City states the following findings of fact:

(1) The property set forth above is in total disrepair and it would appear to the ordinary reasonable man or woman that such repair to make the property a place for human habitation would require more money be expended by the owners than the property is worth in its current condition; and,

(2) The governing body believes the property and the structure thereon to be dangerous, unsafe or unfit for human habitation or use; and,

(3) The governing body grants the owners, agent of owners, lien holders of record and occupants a total of forty-five (45) days from the date of publication of this notification for the owners, agent of owners, lien holders of record and occupants to provide the City with a plan of repair or removal of the structure. The governing body will cause the structure to be razed and removed. If the owners, agent of owners, lien holders of record and occupants do not submit such a plan within the limits of the Resolution, the City Maintenance Department shall be authorized to take appropriate action to safely raze and remove the structure.

(4) If such property is razed and removed, the City Maintenance Department shall assess the costs of any repairs, alterations, improvements, removals or demolition costs by the enforcing officer, even those including making the site safe, reported to the City Clerk. The City Clerk will then take appropriate action under Ordinance #307, Section 4-611, to inform the owners of the structure by restricted mail the cost of removing the structure and making the premises safe and secure and then take whatever action is necessary to place the costs and assessment of costs against the property and on the tax rolls.

BE IT RESOLVED, the previous findings of fact are the order of the governing body of this City as if fully set forth herein.

Adopted this 5 day of July, 2016.



Linda McCowan, Mayor

ATTESTED:



City Clerk