

Published Aug. 13, 2017

RESOLUTION 86-2

A RESOLUTION FINDING THAT PAWNEE ROCK ORIGINAL, S33 T20, R15W, BLOCK 37, LOT 3-4 PARCEL SIZE – 100' x 140' COMMONLY REFERRED TO AS 624 BISMARCK AVENUE TO THE CITY OF PAWNEE ROCK, BARTON COUNTY, KANSAS, IS UNSAFE OR DANGEROUS AND DIRECTING THAT THE HOUSE BE REMOVED AND PREMISES MADE SAFE AND SECURE.

WHEREAS, the City Inspector of the City of Pawnee Rock, Kansas, did on the 26 May 2017, file with the Governing Body of Said City, a statement in writing that the structures, herein described, is unsafe and dangerous; and,

WHEREAS, the governing body did by Resolution No. 86 dated 5 June 2017, fix the time and place of a hearing at which the owner, his or her agent, and lien holders, any occupants and all other parties of interest of such structures could appear and show cause why such structures should not be condemned and ordered repaired or demolished, and provided for giving notice thereof as provided by law; and,

WHEREAS, Resolution No. 86 published in the official city paper on the 11th day of June 2017, and on the 18th day of June 2017, and a copy of said resolution was served upon all persons entitled thereto as provided by law; and,

WHEREAS, on the 7th day of August 2017, the governing body did conduct the hearing scheduled in Resolution No. 86 and took evidence from the following: the public officer on behalf of the city. The following parties in interest ~~did not or did~~ appear:

NOW, THEREFORE, BE IT RESOLVED BY THE GOVERNING BODY OF THE CITY OF PAWNEE ROCK, KANSAS, THAT:

1. The governing body hereby finds the house and accessory buildings located at:

PAWNEE ROCK ORIGINAL, S33 T20, R15W, BLOCK 37, LOT 3-4 PARCEL SIZE – 100' x 140'

and commonly known and referred to as 624 Bismark Avenue to the City of Pawnee Rock, is unsafe and dangerous and directs that such structure are to be removed and the premises made safe and secure.


2. The owner of such structure is hereby directed to commence the removal of the property within 30 days from the date of publication of this resolution (not later than the 15 September 2017) and to have the removal completed within 90 days of the date of commencement (not later than the 15 January 2018). Provided, that upon due application by the owner and for good cause shown, the governing body, in its sole discretion, may grant the owner additional time to complete the removal of the property.

3. If the owner fails to commence the removal of the structure within the time stated herein, or any additional time granted by the governing body, or fails to diligently prosecute the same until the work is completed, the governing body will cause the structure to be razed and removed and the costs of razing and removing, less salvage if any, shall be collected in the manner provided by K.S.A. 12-1, 1115, and amendments thereto or shall be assessed as a special assessment against the lot or parcel of land upon which the structure is located or by both, all as provided by law.


BE IT FURTHERED RESOLVED, that if the owner fails to commence the removal of the structure within the time provided herein or fails to diligently prosecute the same, the governing body may take such further action as it deems necessary to raze and remove the structure without further notice to the owner or other parties in interest.

BE IT FURTHERED RESOLVED, that the City Clerk shall cause this resolution to be published once in the official paper and mail a copy to the owners, agents, lien holders, occupants, and other parties in interest.

Adopted this 7th day of August 2017.


Linda McCowan-Waite
Mayor

ATTEST:


Cathy Grover
City Clerk