

Published: Aug. 13, 2017

RESOLUTION 89-1

A RESOLUTION FINDING THAT PAWNEE ROCK ORIGINAL TOWN, S33, T20, R15W, BLOCK 25, Lot 8 - 9, PARCEL SIZE-100'x140' to PREFERRED TO AS 633 BISMARK AVENUE TO THE CITY OF PAWNEE ROCK, BARTON COUNTY, KANSAS, IS UNSAFE OR DANGEROUS AND DIRECTING THAT THE HOUSE BE REPAIRED 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. 89 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 structure could appear and show cause why the house should not be condemned and ordered repaired or demolished, and provided for giving notice thereof as provided by law; and,

WHEREAS, Resolution No. 89 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 7<sup>th</sup> day of August 2017, the governing body did conduct the hearing scheduled in Resolution No. 89 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:

1. The governing body hereby finds that the house located at:

PAWNEE ROCK ORIGINAL TOWN, S33, T20, R15W, BLOCK 25, Lot 8 - 9, PARCEL SIZE-100'x140'

and commonly known and referred to as the structures located at 633 Bismark Avenue, Pawnee Rock, Kansas, is unsafe and dangerous and directs that such structure is to be repaired and the premises made safe and secure.

Repairs to be made and completed are:

Replace Damaged Roof  
Replace Destroyed Walls  
Repair / Replace Windows  
Fix Structural Integrity  
Fix Sewer/Water/Electrical/Gas Systems

2. The owner of such building is hereby directed to commence the repair 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 repairs completed within 120 days of the date of commencement (not later than 15 of February 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 repair of the property.

3. If the owner fails to commence the repair the house 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 is the owner fails to commence the repair the house 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 7<sup>th</sup> day of August 2017.



Linda McCowan-Waite  
Mayor

ATTEST:



Cathy Grover  
City Clerk