

## RESOLUTION NO. 2016-4

A RESOLUTION FINDING THAT THE STRUCTURE LOCATED AT LOTS 27, 28, 29, 30, 31 and 32, BLOCK 9, STEVEN'S ADDITION, IN THE CITY OF CHETOPA, LABETTE COUNTY, KANSAS, COMMONLY KNOWN AND REFERRED TO AS 231 N. 13<sup>TH</sup> STREET, IS UNSAFE OR DANGEROUS AND DIRECTING THAT THE STRUCTURES BE REMOVED AND THE PREMISES MADE SAFE AND SECURE.

WHEREAS, the Enforcing Officer of the City of Chetopa, Kansas did on the 19<sup>th</sup> day of April 2016, file with the governing body of said City a statement in writing that certain structures, hereinafter described, were unsafe and dangerous; and,

WHEREAS, the governing body did by Resolution No. 2016-2 dated the 19<sup>th</sup> of April 2016, 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 such structure should not be condemned and ordered repaired or demolished and provided for giving notice thereof as provided by law; and,

WHEREAS, Resolution No. 2016-2 was published in the official city paper on the 27<sup>th</sup> day of April 2016 and on the 4<sup>th</sup> day of May 2016, and a copy of said resolution was served upon all persons entitled thereto as provided by law; and,

WHEREAS, on this 7<sup>th</sup> of June 2016, the governing body did conduct the hearing scheduled in Resolution No. 2016-2 and took evidence from the following: Enforcing Officer Police Chief Scott Feagan. The following parties in interest failed to appear: Robin G. Haney, owner and LB County Treasurer Crystal Addis for delinquent property taxes.

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

Lots 27, 28, 29, 30, 31 and 32, Block 9 Steven's Addition

And commonly known and referred to as 231 N. 13<sup>th</sup> St., Chetopa, Kansas, is unsafe and dangerous and directs that such structures are to be removed and the premises made safe and secure.

2. The owner of such structures is hereby directed to commence the removal of the property within 1 day from the date of publication of this resolution (not later than the 30<sup>th</sup> day of June 2016) and to have the removal completed within 14 days of the date of commencement (not later than the 14<sup>th</sup> day of July, 2016). 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 structures 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 structures to be razed and removed and the cost 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 structures are located or by both, all as provided by law.

BE IT FURTHER RESOLVED that if the owner fails to commence the removal of the structures 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 structures without further notice to the owner or other parties in interest.

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

Adopted this 21<sup>st</sup> day of June 2016.

Terry G. Robison

Mayor

(Seal)

ATTEST:

Toni A. Crumrine

City Clerk