CITY COUNCIL AGENDA ITEM COVER MEMO

Agenda Item Number_____

Meeting Type: Regular

Meeting Date: 2/14/2013

Action Requested By:
Community
Development

Agenda Item Type

Resolution

Subject Matter:

Public Nuisance Property Assessment

Exact Wording for the Agenda:

Public Hearing on a Resolution authorizing the City Clerk-Treasurer to assess the costs of demolishing the property located at 909 Lee Dr., NW.

Note: If amendment, please state title and number of the original

Item to be considered for: Select...

Unanimous Consent Required: Select...

Briefly state why the action is required; why it is recommended; what Council action will provide, allow
and accomplish and; any other information that might be helpful.

The attached Resolution authorizes the assessment for the cost of demolition and removal of debris for the (1) property listed. All requirements for declaring, demolishing, and billing the public nuisance have been completed in accordance with the § 11-40-30 et seq.. As a result of non-payment by a stipulated date, the property owner has been notified that an assessment will be placed on the property at the February 14, 2013, City Council meeting, at which time the

Associated Cost:

Budgeted Item: Select...

MAYOR RECOMMENDS OR CONCURS: Select...

Department Head: _____

Date: 1/29/2013

revised 3/12/2012

RESOLUTION NO: 13-_____

WHEREAS, by Resolution No. 12-524, the City Council of the City of Huntsville, a municipal corporation in the State of Alabama, authorized the Director of Community Development of the City of Huntsville, Alabama to demolish and remove the structure on property hereinafter more particularly identified; and

WHEREAS, the City subsequently removed the structure pursuant to Resolution No. 12-524; and

WHEREAS, the Director of Community Development has subsequently mailed the owner of said property a copy of the report of the cost of demolition; the owner was further notified by letter that an assessment would be placed against subject property for nonpayment of demolition costs by a stipulated date; and

WHEREAS, it appears that all things necessary and proper have been done to make final the assessment against the property for the cost of demolition and that the stipulated date for payment of demolition costs has expired;

NOW, THEREFORE, BE IT RESOLVED, by the City Council of the City of Huntsville, Alabama, that the City Clerk-Treasurer hereby assesses the cost of demolition against the described property listed in Attachment A of this Resolution in the amounts indicated; AND, that the City Clerk-Treasurer is hereby authorized, requested and directed to levy the amount of such assessments against the property indicated and to collect the same in the same manner as other assessments are collected.

BE IT FURTHER RESOLVED, by the City Council of the City of Huntsville, Alabama, that the Director of Community Development, or his/her appointed designee, is hereby authorized, requested and directed to file in the Office of the Judge of Probate of Madison County, Alabama, a certified copy of this Resolution along with a lien instrument known as "Notice of Property Assessment - City of Huntsville - Code of Alabama (1975) § 11-40-30 et seq.", on all properties listed in Attachment A of this Resolution, in the amounts indicated plus any recording or filing fees and plus any legal late penalty fees as determined by the Department of Community Development of the City of Huntsville, Alabama.

ADOPTED this the 14th day of February, 2013.

_____

President of the City Council
of the City of Huntsville, Alabama

APPROVED this the 14th day of February, 2013.

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Mayor of the City of Huntsville, Alabama

RESOLUTION NO: 13-_____

PUBLIC NUISANCE PROPERTY ASSESSMENT

Name and Address of Property Owner	Property Location and Description	Date of Removal	Amount Charged
Dane Dewberry 909 Lee Dr., NW Huntsville, AL 35816	909 LEE DR NW LOTS 28 & 29 &10 FT OF LOT 30, BLK 4 SUB: TERRY HGTS ADD PB 1 PG 127	11/20/12	$4,727.53