

CITY COUNCIL AGENDA ITEM COVER MEMO

Agenda Item Number \_\_\_\_\_

Meeting Type: Regular

Meeting Date: 11/7/2013

Action Requested By:  
Community  
Development

Agenda Item Type  
Ordinance

Subject Matter:

Property Assessment

Exact Wording for the Agenda:

Public Hearing on a Resolution authorizing the City Clerk-Treasurer to assess the cost of the cutting and removing of grass and weeds against certain properties.

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

Item to be considered for: Action

Unanimous Consent Required: No

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 assessments for the 52 properties listed. All procedural requirements for declaring, removing and billing the grass cutting and clean-up has been completed in accordance with The City of Huntsville Code of Ordinances, Chapter 27, Article III. As a result of nonpayment by a stipulated date, the property owner has also been notified that an assessment will be placed on the property at the November 7, 2013 City Council meeting,

Associated Cost:

Budgeted Item: Select...

MAYOR RECOMMENDS OR CONCURS: Select...

Department Head: 

Date: 10/30/2013

RESOLUTION NO: 13- \_\_\_\_\_

**WHEREAS**, the Director of Community Development for the City of Huntsville, Alabama, has executed all procedural requirements contained in the City of Huntsville Code of Ordinances, Chapter 27, Article III entitled "'Weeds and Overgrown Grass'"; and

**WHEREAS**, the Director of Community Development for the City of Huntsville, Alabama, has determined a nuisance to exist upon, in front of, or on property hereinafter more particularly identified; and

**WHEREAS**, the nuisance was subsequently removed by the City and the owner was mailed a copy of the report of cost of removal and notified by letter that an assessment would be placed against subject property for nonpayment of removal cost 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 abating the nuisance and that the stipulated date for payment of removal has expired on the property hereinafter described.

**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 abating the nuisance 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 to file in the Office of the Judge of Probate of Madison County, Alabama, a lien instrument known as "Notice of Property Assessment, City of Huntsville - **Ordinance No. 86-294** " 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 Division of Community Development of the City of Huntsville, Alabama.

**ADOPTED** this the 7th day of November, 2013.

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

**APPROVED** this the 7th day of November, 2013.

\_\_\_\_\_  
Mayor of the City of Huntsville, Alabama

RESOLUTION NO: 13- \_\_\_\_\_

Attachment A, Page 1

LOTS CUT BY CITY

<u>Name and Address of Property Owner</u>	<u>Property Location and Description</u>	<u>Date of Removal</u>	<u>Amount Charged</u>
ABM Properties, LLC 7098 Pale Dawn Place Owens Cross Rds, AL 35763	911 LEE DR NW LOT 31 BL 4 TERR HGTS ADD PB 1 PG 127 PPIN 43170	9-18-2013	\$197.97
Bank of America P.O. Box 5170 Simi Valley, CA 93062 - 5170	2908 DOBBS DR SE LOT 11 BLK 4 GREENWYCKE VILLAGE 3RD ADD PPIN 58990	9-23-2013	\$254.26
Beverly A. Biasi 1812 Potomac St. Mount Bethel, PA 18343 - 5641	8203 Valley View Dr SE LOT 1 BLK 6 LILY FLAGG ACRES S/D PB 1 PG 301 PPIN 64613	9-23-2013	\$192.32
Bobby Jack Parks & Billie J. Parks 203 Arrowfeather Dr., NE Meridianville, AL 35759	203 ARROWFEATHER DR NE LOT 5 BLK 5 GREENLAWN ESTATES 2ND ADD PB 19 PG 95 PPIN 110975	9-26-2013	\$217.64
Byron O. Parrish, Jr. & Sherry J. Parrish 4008 Nelson Dr., NW Huntsville, AL 35810	4008 Nelson Dr NW LOT 11 BL 24 THE HIGHLAND 6TH ADD SURV DB 1023/733 6/24/02 PPIN 8105	9-17-2013	\$217.64
Caffey Enterprises, LLC c/o Sherryl Caffey 3920 Meridian St., N Huntsville, AL 35811	101 Whitney Ave NE LOT 1 BL A EDMONTON HEIGHTS S/D PART A DB 1004/292 9/19/2001 PPIN 49941	9-23-2013	\$192.32

LOTS CUT BY CITY

<u>Name and Address of Property Owner</u>	<u>Property Location and Description</u>	<u>Date of Removal</u>	<u>Amount Charged</u>
Carolyn Elizabeth Rogers 908 Woodall Ln., NW Huntsville, AL 35816	908 WOODALL LN NW LOT 7 BL 1 MCTHORN MOR ACRES PB 1 PG 297 PPIN 18821	9-18-2013	\$197.97
Carrie Allison Turner & Justin T. Kelly 585 Farmingdale Rd., SE Huntsville, AL 35803	585 Farmingdale Rd SE LOT 43, BLK 1 SUB: VILLAGE OF THE HILLS PHASE II PPIN 119271	9-30-2013	\$217.64
Cathleen O. Anderson 2200 Dug Hill Rd., NE Brownsboro, AL 35741	First vacant lot south of 2519 Bronco Cir NW LOT 6 ANDERSON COMMERCIAL PARK PB 19 PG 96 PPIN 110555	10-1-2013	\$217.64
Dane G. Dewberry, Sr. & Theresa A. Dewberry 2504 Mastin Lake Rd., NW Huntsville, AL 35810	2504 Mastin Lake Rd NW LOT 21 BL 27 LAKEWOOD MANOR 7TH ADD PB 2 PG 1 PPIN 5605	9-17-2013	\$217.64
Daniel F. & Deborah Jean Faulkner 2207 North Rose Dr., SW Huntsville, AL 35805	2207 North Rose Dr SW LOT 22 BL 8 WESTLAWN S/D PB 1 PG 185 PPIN 22162	9-27-2013	\$242.96
David Doerman & Heather Swain Doerman 8550 Easton Commons Dr. (Ste. 7005) Houston, TX 77095	3615 EMM ELL ST SW LOT 2 BL 8 HVILLE PARK S/D PB 1 PG 216 PPIN 28819	10-2-2013	\$217.64

RESOLUTION NO: 13- \_\_\_\_\_

Attachment A, Page 3

LOTS CUT BY CITY

<u>Name and Address of Property Owner</u>	<u>Property Location and Description</u>	<u>Date of Removal</u>	<u>Amount Charged</u>
Ebrahim A. & Farimak K. Tehrani 1444 Dalewood Dr. Atlanta, GA 30239	2408 Kildare St NW ALL OF N 167 FT OF LOT 17 BL 11 KILDARE EST EX N 78 FT LOT KILDARE DR & RUN BACK 227 FT ON N SIDE & 175 FT ON S SIDE LESS GARAGE LOT INSE COR OF ABOVE EXCEPTED OUT CHG PARCEL FROM 3_1w-25- r-71 PER COMPUTER MAPPING PPIN 13963	10-2-2013	\$217.64
Edna W. McKown 6304 Sheri Dr., NW Huntsville, AL 35806	6304 SHERI DR NW LOT 3 BLK 3 SHERWOOD PARK 4TH ADD PPIN 26963	9-19-2013	\$217.64
EVONE LLC 7000 Adventist Blvd, NW (Ste. 30046) Huntsville, AL 35896	103 Rainwood Dr SW LOT 28 ARBOR HILL AT THE RESERVE PHASE II PB #20061002000668200 PPIN 517783	9-24-2013	\$192.32
Federal National Mortgage Assoc. c/o Washington Mutual Bank, FA P.O. Box 44090 Jacksonville, FL 32231-4090	1420 Ascent Trl NW LOT 5 BL 4 EXECUTIVE HILL S/D 2ND SECTOR RES/D OF PT OF TR 1 EXECUTIVE HILL S/D PB 12 PG 32 PPIN 17616	9-26-2013	\$242.96
Frederick M. Flegal 1225 Oakwood Ave., NE Huntsville, AL 35811	1225 Oakwood Ave NE LOT 27 BK 1 CHAPMAN HEIGHTS 2ND ADD DB 969/449 03/15/2000 PPIN 52082	9-24-2013	\$254.26

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Attachment A, Page 4

LOTS CUT BY CITY

<u>Name and Address of Property Owner</u>	<u>Property Location and Description</u>	<u>Date of Removal</u>	<u>Amount Charged</u>
Harriet Staton 4741 Blue Haven Dr., NW Huntsville, AL 35810	4741 Blue Haven Dr NW LOT 9 BL 5 BLUE HAVEN S/D PPIN 2814	10-1-2013	\$197.97
James Anthony & April Joy Martinez 2100 Hathaway Pl. Riverside, CA 92506-5516	1408 Ascent Trl NW LOT 5 BLK 1 RE/SUB SUMMIT PLACE PPIN 018856	9-26-2013	\$242.96
Jason D. & Heather M. Dreher 417 Hobbs Rd., SE Huntsville, AL 35803	417 Hobbs Rd SE LOT 1 BLK 3 A RESURVEY OF EAGLES NEST S/D 2ND ADD PPIN 77945	9-27-2013	\$217.64
Jimmy Allen 5211 Durinda Ln. Huntsville, AL 35810	2207 Viscount Dr NW LOT 8 BL C COUNTRY CLUB EST PB 1 PG 304 PPIN 15355	9-17-2013	\$217.64
Jimmy Allen 2431 Vining Ave., NW Huntsville, AL 35810	3007 Turf Ave NW LOT 17 BL 5 LOVE S/D 2ND ADD CHG FROM 3-1W-34-F- 33 PER COMP MAPPING STAT WARR SURV DB 887/651 12/16/96 PREV ASSD: COLONIAL BANK PPIN 18234	10-4-2013	\$197.97
John A. Dixon 1005 St. Rd. 84 No. 111 Fort Lauderdale, FL 33315	Vacant property north of 426 Andromeda Rd SE Lot 3 Blk 6 LOG 3 BL 6 EAGLES NEST S/D 3RD ADD PPIN 86412	9-30-2013	\$205.97

LOTS CUT BY CITY

<u>Name and Address of Property Owner</u>	<u>Property Location and Description</u>	<u>Date of Removal</u>	<u>Amount Charged</u>
John A. Dixon 1005 St. Rd. 84 No. 111 Fort Lauderdale, FL 33315	Vacant property north of 426 Andromedea Rd SE Lot 5 Blk 6 LOT 5 BL 6 EAGLES NEST S/D 3RD ADD PPIN 86410	9-30-2013	\$205.97
John A. Dixon 1005 St. Rd. 84 No. 111 Fort Lauderdale, FL 33315	Vacant property north of 426 Andromedea Rd SE Lot 2 Blk 10 LOT 2 BL 10 EAGLES NEST S/D 3RD ADD PPIN 86397	9-30-2013	\$205.97
John A. Dixon 1005 St. Rd. 84 No. 111 Fort Lauderdale, FL 33315	Vacant property north of 426 Andromedea Rd SE Lot 3 Blk 10 LOT 3 BL 10 EAGLES NEST S/D 3RD ADD PPIN 86398	9-30-2013	\$205.97
John A. Dixon 1005 St. Rd. 84 No. 111 Fort Lauderdale, FL 33315	Vacant property north of 426 Andromedea Rd SE Lot 4 Blk 10 LOT 4 BL 10 EAGLES NEST S/D 3RD ADD PPIN 86399	9-30-2013	\$205.97
John A. Dixon 1005 St. Rd. 84 No. 111 Fort Lauderdale, FL 33315	Vacant property north of 426 Andromedea Rd SE Lot 5 Blk 10 LOT 5 BL 10 EAGLES NEST S/D 3RD ADD PPIN 86400	9-30-2013	\$205.97

LOTS CUT BY CITY

<u>Name and Address of Property Owner</u>	<u>Property Location and Description</u>	<u>Date of Removal</u>	<u>Amount Charged</u>
John A. Dixon 1005 St. Rd. 84 No. 111 Fort Lauderdale, FL 33315	Vacant property north of 426 Andromedea Rd SE Lot 1 Blk 6 LOT 1 BL 6 EAGLES NEST S/D 3RD ADD PPIN 86414	9-30-2013	\$205.97
John A. Dixon 1005 St. Rd. 84 No. 111 Fort Lauderdale, FL 33315	Vacant property north of 426 Andromedea Rd SE Lot 4 Blk 6 LOT 4 BL 6 EAGLES NEST S/D 3RD ADD PPIN 86411	9-30-2013	\$205.97
John A. Dixon 1005 St. Rd. 84 No. 111 Fort Lauderdale, FL 33315	Vacant property north of 426 Andromedea Rd SE Lot 2 Blk 6 LOT 2 BL 6 EAGLES NEST S/D 3RD ADD PPIN 86413	9-30-2013	\$205.97
John A. Dixon 1005 St. Rd. 84 No. 111 Fort Lauderdale, FL 33315	Vacant property north of 426 Andromedea Rd SE Lot 1 Blk 10 LOT 1 BL 10 EAGLES NEST S/D 3RD ADD PPIN 86396	9-30-2013	\$205.97
John A. Horton, Inc. c/o John A. Horton, Pres. 1545 Gulf Shores Pkwy. #125 Gulf Shores, AL 36542	112 Fourth St SW LOT 31 DOUGLAS HILL ADD DB 710/693 02/18/88 PPIN 22969	9-25-2013	\$231.29

LOTS CUT BY CITY

<u>Name and Address of Property Owner</u>	<u>Property Location and Description</u>	<u>Date of Removal</u>	<u>Amount Charged</u>
Joseph L. Sanford 2500 Redmont Rd., NW Huntsville, AL 35810	2500 Redmont Rd NW LOT 4 BL 5 SCENIC VIEW HILLS PB 3 PG 17 PPIN 9376	9-19-2013	\$217.64
Julia M. Hayes 3800 Meridian St., NE Huntsville, AL 35811	3800 Meridian St NE LOT 10 BLK B EDMONTON HEIGHTS PART A PPIN 52306	9-20-2013	\$254.26
Kara Campbell & William C. Gager 4600 Rochell Dr., NW Huntsville, AL 35810	4600 ROCHELL DR NW ALL THAT PT OF NE1/4 OF SEC 14 DESC AS BEG AT THE SW COR OF LOT 1 BL 1 LAKEWOOD MANOR 5TH ADD TH FR PL OF BEG E 719.63 FT TH S 25 DEG W 327.56 FT TH S 25 DEG W 168 FT TH S 25 DEG W 450.09 FT TH N 75 DEG W 101.19 FT N 70.29 FT TH N 16 DEG W 779.58 FT TO PL OF BEG SEC 14 T3 R1W / LOT 16 BL 3 J H STILWELL 3RD ADD PB 2 PG 243 PPIN 5202/29430	9-17-2013	\$197.97

LOTS CUT BY CITY

<u>Name and Address of Property Owner</u>	<u>Property Location and Description</u>	<u>Date of Removal</u>	<u>Amount Charged</u>
Loretta C. Clark 2507 Vista Dr., SE Huntsville, AL 35803	2507 Vista Dr SE LOT NUMBER 5, OF THE SUNSET COVE SUBDIVISION, ACCORDING TO A PLAT THEREOF RECORDED IN PLAT BOOK 1, PAGE 267 IN THE PROBATE OFFICE OF MADISON COUNTY, ALABAMA LESS AND EXCEPT: A 15 FOOT WIDE DRAINAGE EASEMENT DESCRIBED AS FOLLOWS: BEGINNING AT A POINT ON THE S BOUNDARY OF LOT 5, SUNSET COVE SUBDIVISION, AS RECORDED IN PLAT BOOK 1, PAGE 267, IN THE OFFICE OF THE JUDGE OF PROBATE OF MADISON COUNTY, ALABAMA, SAID POINT IS FURTHER DESCRIBED AS BEING N 75 DEGREES 00'W, 113.35 FEET FROM THE SE CORNER OF SAID LOT 5; THENCE FROM THE POINT OF BEGINNING N 21 DEGREES 38'E, 48.75 FEET TO A POINT; THENCE N 04 DEGREES 06' E 25.98 FEET TO A POINT; THENCE N 15 DEGREES 12' W 17.20 FEET TO A POINT; THENCE N 15 DEGREES 48'E 28.08 FEET TO A POINT; THENCE N 61 DEGREES 13' E 34.56 FEET TO A POINT; THENCE N 28 DEGREES 47' W, 15.00 FEET TO A POINT; THENCE S 61 DEGREES 13' W, 40.84 FEET TO A POINT; THENCE S 15 DEGREES 48'W , 38.52 FEET TO A POINT; THENCE S 15 DEGREES 12'E 18.80 FEET TO A POINT;	10-3-2013	\$217.64

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LOTS CUT BY CITY

<u>Name and Address of Property Owner</u>	<u>Property Location and Description</u>	<u>Date of Removal</u>	<u>Amount Charged</u>
	THENCE S 04 DEGREES 06'W, 21.10 FEET TO A POINT; THENCE S 21 DEGREES 38'W, 48.17 FEET TO A POINT; THENCE S 75 DEGREES 00'E, 15.10 FEET TO THE POINT OF BEGINNING PPIN 71283		
M & P Properties, Inc. 3201 Governors Dr. Huntsville, AL 35805	110 Fourth St SW LOT 30 DOUGLASS HILL ADD PB 1 PG 71 PPIN 22972	9-25-2013	\$205.97
Martha Coleman and Mary Robinson 810 Appleby St., NW Huntsville, AL 35816	810 Appleby St NW LOT 15 BL 1 TERRY HGTS 2ND ADD; LOT 16 BL 1 TERRY HGTS 2ND ADD; LOT 17 BL 1 TERRY HGTS ADD PPIN 20280 / 43037 / 43038	9-27-2013	\$242.96
Michael Hunt 3625 Stag Run Dr., NW Huntsville, AL 35810	3625 Stag Run Dr NW LOT 10 BL 1 STAG RUN S/D (CHG FR 3-1W-15.0 0-R-44 COMP/MAPP) PPIN 7363	10-1-2013	\$217.64
Mohamed Mokeddem 4609 Sparkman Dr., NW Huntsville, AL 35810	4609 Sparkman Dr NW LOT 5 BL 14 PARKWOOD ESTS PPIN 8933	9-26-2013	\$242.96

LOTS CUT BY CITY

<u>Name and Address of Property Owner</u>	<u>Property Location and Description</u>	<u>Date of Removal</u>	<u>Amount Charged</u>
Nevada B. & Donald R. Easley c/o Douglas C. Martinson, II, Conservatorship 115 North Side Square Huntsville, AL 35801	115 Whitney Ave NE LOT 8 BLK A EDMONTON HGTS S/D PART A DB 587/297 1/26/81 PPIN 49983	9-20-2013	\$254.26
Nevada Easley c/o Douglas C. Martinson II Conservatorship 115 North Side Square Huntsville, AL 35801	117 Whitney Ave NE LOT 9, BLK A SUB: EDMONTON HGTS PT A PPIN 49989	9-18-2013	\$197.97
Nevada Easley c/o Douglas C. Martinson II Conservatorship 115 North Side Square Huntsville, AL 35801	108 Whitney Ave NE LOT 3 BLK C EDMONTON HEIGHTS PART A PPIN 52162	9-20-2013	\$254.26
Pearline Johnson 319 South Plymouth Rd., NW Huntsville, AL 35811	319 South Plymouth Rd NW LOT 33 BL A COLONIAL HILL ADD PPIN 11229	9-27-2013	\$175.32
Pearline Studdard Taylor 1004 Carolyn Dr., NW Huntsville, AL 35816	1004 Carolyn Dr NW LOT 4 BL 6 TERRY HGTS ANNEX 3RD ADD PPIN 19717	9-30-2013	\$242.96

RESOLUTION NO: 13- \_\_\_\_\_

Attachment A, Page 11

LOTS CUT BY CITY

<u>Name and Address of Property Owner</u>	<u>Property Location and Description</u>	<u>Date of Removal</u>	<u>Amount Charged</u>
RBC BUILDER FINANCE Attn: Joseph Heine 11011 Richmond Ave., Ste. 850 Houston, TX 77042	2826 Slate Dr SW LOT 100 ASHTYNN MANOR PHASE 2 R/2 OF COMMON AREAS B, C & D OF PART OF LOT 5 COMMERCE 2000 S/D & A R/S OT PART OF LOT 4 & LOT 5 COMMERCE 2000 S/D PB #2006 1026000731250 PPIN 511822	9-13-2013	\$192.32
Scarlett M. Drane 2416 Autumn Ridge Dr., SW Huntsville, AL 35803	2416 AUTUMN RIDGE DR SW LOT 6, ACCORDING TO THE PLAT OF SURVEY OF AUTUMN RIDGE FOURTH ADDITION, AS RECORDED IN PLAT BOOK 26, PAGE 37, IN THE OFFICE OF THE JUDGE OF PROBATE, MADISON COUNTY, ALABAMA. PPIN 124424	10-4-2013	\$217.64
SECRETARY OF THE DEPT. OF HOUSING & URBAN DEVELOPMENT Medical Forum Bldg. (Ste. 900) 950 22nd. St., North Birmingham, AL 35203-5301	3806 Oakwood Ave NW A RECTANGULAR TR OF LD 100 FT IN WIDTH BORDER N SIDE OF OAKWOOD AVE & 150 FT DEEP BEING DES AS W 100 FT & S 150 FT OF LOT 1 BL 1 HIGHLANDS 2ND ADD DB 973/326 06/23/2000 PPIN 16499	10-3-2013	\$217.64
Susie Houston 3807 Colton Ln., NE Huntsville, AL 35811	3807 Colton Ln NE LOT 20, BLK G SUB: EDMONTON HGTS PT A PPIN 51149	10-4-2013	\$197.97

RESOLUTION NO: 13-\_\_\_\_\_

Attachment A, Page 12

LOTS CUT BY CITY

<u>Name and Address of Property Owner</u>	<u>Property Location and Description</u>	<u>Date of Removal</u>	<u>Amount Charged</u>
Tommy Walker Building, Inc. c/o Stephen Kincer, CPA 3804 Newson Rd. Huntsville, AL 35805	16490 SNUG HARBOR DR SE LOT 44 MARINA PARK PHASE II PART B PPIN 520131	9-30-2013	\$242.96
William H. & Edith M. Yates 203 Westmoreland Ave. Huntsville, AL 35801	2516 KILDARE ST NW W 153.8 FT OF LOT 14 BL 11 KILDARE EST. PPIN 13929	10-2-2013	\$217.64