

CITY COUNCIL AGENDA ITEM COVER MEMO

Agenda Item Number _____

Meeting Type: Regular

Meeting Date: 3/27/2014

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 cleanup and removal of debris 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 assessment for the 1 property listed. All procedural requirements for declaring, removal of debris and billing the nuisance have been completed in accordance with the City of Huntsville Code of Ordinances, Chapter 12, Article IV. 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 March 27, 2014 City Council meeting, at which time he/she may appear to present any objections for the assessed cost.

Associated Cost:

Budgeted Item: Select...

MAYOR RECOMMENDS OR CONCURS: Select...

Department Head: _____



Date: 3/11/2014

RESOLUTION NO: 14- _____

WHEREAS, the Director of Community Development for the City of Huntsville, Alabama, has executed all procedural requirements contained in Ordinance No. 05-157 entitled "The Huntsville, Alabama, Junk, Litter, and Inoperable Vehicle Ordinance"; 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. 05-157**" 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 27th day of March, 2014.

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

APPROVED this the 27th day of March, 2014.

Mayor of the City of Huntsville, Alabama

CLEAN-UP 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>
Enchanted Masquerade c/o Diana C. Orick 1950 Max Luther Dr., NW Huntsville, AL 35801	1950 Max Luther Dr NW PT OF SEC 23 & 24 BEG AT PT N 2462.3 FT E 1688.3 FT N 31 DEG E 725 FT S D8 DEG E 58.52 FT S 58 DEG E 75.75 FT & S 65 DEG E 170.52 FT FR CEN OF SEC 26 SD PT FUR DES AS BEING ON THE N MAR OF MAX LUTHER DR TH N 31 DEG E 479.19 FT S 58 DEG E 90 FT S 31 DEG W 437.2 FT TO N MAR OF SD DR TH AL N MAR OF SD DR AR A CUR TO THE RT HAV A RAD OF 508.02 FT A CH BEAR & DIS OF N 83 DEG W 99.17 FT TO POB SECS 23/24 T3 R1W PPIN 34895	2-6-2014	\$181.94