

CITY COUNCIL AGENDA ITEM COVER MEMO

Agenda Item Number _____

Meeting Type: Regular

Meeting Date: 6/12/2014

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 2821 Union Dr., NW.

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

Item to be considered for: Select...

Unanimous Consent Required: Select...

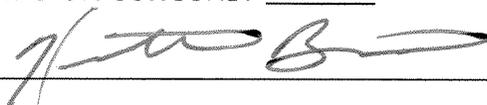
Briefly state why the action is required; why it is recommended; what Council action will provide, allow and accomplish and; any other information that might be helpful.

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 June 12, 2014, City Council meeting, at which time the owner(s) may appear to present any objections for the assessed costs.

Associated Cost:

Budgeted Item: Select...

MAYOR RECOMMENDS OR CONCURS: Select...

Department Head: 

Date: 6/2/2014

RESOLUTION NO: 14-_____

WHEREAS, the Director of Community Development for the City of Huntsville, Alabama, has executed all procedural requirements contained in Ordinance No. 90-175 entitled "Code of Ordinances, City of Huntsville, Alabama, 'Unsafe Buildings'"; and

WHEREAS, the Director of Community Development for the City of Huntsville, Alabama, has determined that a building on property hereinafter more particularly identified must be demolished; and

WHEREAS, the City Council of the City of Huntsville, Alabama authorized the demolition and removal of described structure(s) per Resolution No. 14-232 dated April 10 2014; and

WHEREAS, the building was subsequently removed by the City; the owner was notified by letter that an assessment would be placed against subject property for nonpayment of demolition 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 demolition and that the stipulated date for payment of demolition 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 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 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. 90-175** " 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 12th day of June, 2014.

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

APPROVED this the 12th day of June, 2014.

Mayor of the City of Huntsville, Alabama

RESOLUTION NO: 14- _____

Attachment A, Page 1

DEMOLITION AUTHORIZED BY CITY COUNCIL

<u>Name and Address of Property Owner</u>	<u>Property Location and Description</u>	<u>Date of Removal</u>	<u>Amount Charged</u>
Wellman & Associates, Inc. c/o Scott Andersen 4800 Whitesburg Dr. (Ste. 30-152) Huntsville, AL 35802	2821 Union Dr NW THE WEST TWENTY (20) FEET OF LOT TWO (2) AND ALL LOT THREE (3), ALL IN BLOCK NINE (9) AS SAID LOTS AND BLOCK ARE LAID DOWN AND DESCRIBED IN THE PLAT IN WHCIH THE SAME IS EMBRACED, THE SAME BEING PLAT OF TERRY HEIGHTS ANNEX TO THIRD ADDITION, OF RECORD IN THE OFFICE OF THE JUDGE OF PROBATE OF MADISON COUNTY, ALABAMA IN PLAT BOOK ONE (1) PAGE 173 PPIN 19770	5-12-2014	\$6,739.88