

CITY COUNCIL AGENDA ITEM COVER MEMO

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

Meeting Type: Regular

Meeting Date: 9/24/2015

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 27 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 August 27, 2015 City Council meeting,

Associated Cost:

Budgeted Item: Select...

MAYOR RECOMMENDS OR CONCURS: Select...

Department Head: M. J. [Signature]

Date: 9/15/2015

**RESOLUTION NO: 15-\_\_\_\_\_**

**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 24th day of September, 2015.

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

**APPROVED** this the 24th day of September, 2015.

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Mayor of the City of Huntsville, Alabama

**RESOLUTION NO: 15-\_\_\_\_\_**

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>
Day Development, LLC c/o Harry Day aka Harry Day, Jr. 1792 Peninsula Dr. Scottsboro, AL 35769	3110 Andros Dr SW LOT 8 BL 3 TRIANA EST PB 3 PG 36 PPIN 30948	8-14-2015	\$219.74
FNA NP, LLC 120 N LaSalle St. 29th Floor Chicago, IL 60602	4801 Aubrey Cir NW LOT 34 BL 5 RE S/D OF LOTS 34 & 35 BL 5 BLUE HAVEN 2ND ADD PB 6 PG 8 PPIN 2843	8-25-2015	\$222.30
Bertha Bowers 4318 Baldwin Dr., SW Huntsville, AL 35805	4318 BALWIN DR SW LOT 15 BLK 2 BAILEY ESTATES 2ND ADD PPIN 32828	8-5-2015	\$222.30
DR Bama Investments, LLC 3410 Angora Dr., NW Huntsville, AL 35810	1503 Cobblestone Cir SE LOT 21 BLK 1 BAILEY COVE ACRES PB 12 PG 46 PPIN 73778	8-7-2015	\$222.30
T. J. & Wharan Chung 2702 Garth Rd. Huntsville, AL 35801	1008 Community St NE LOT 26 LINCOLN PARK S/D 2ND ADD PPIN 12321	8-12-2015	\$205.97
Lucius T. & Joy A. Moss 4302 Chalet Cir., NW Huntsville, AL 35810	3221 Delicado Dr NW LOT 1 BLK 5 GROVE PARK 2ND ADD SUV DB 705/1135 11/12/87 PPIN 30021	8-10-2015	\$261.94

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>
Cynthia Robinson Chatman 2127 Evans Ave., NW Huntsville, AL 35810	2127 Evans Ave NW LOT 24 BL 7 MEADOW HILLS S/D PT A PPIN 4832	8-25-2015	\$222.30
Cadence Bank, NA 17 20th St. North 6th Floor Birmingham, AL 35203	3425 Glen Park Dr NW LOT 13 BL 4 GLEN PARK 4TH ADD PB 3 PG 193 PPIN 10585	8-11-2015	\$222.30
Cedaric Collins 138 Populus Dr. Harvest, AL 35749	3615 Knollwood Dr NW LOT 16 BLK A DAVIS HILLS EST 2ND ADD PPIN 6969	8-7-2015	\$222.30
Deutsche Bank National Trust Company, As Trustee Under The Pooling and Security Agreement Services ITF RAST 2005-AL 300 South Grand Ave. (Ste. 3950) Los Angeles, CA 90071	4902 KYLE LN NW LOT 4 BL 4 PINEHAVEN S/D 3RD ADD PB 5 PG 1 PPIN 8985	8-12-2015	\$222.30
Timothy L. Barber 12254 Highway 280 Sterrett, AL 35147	29611 LAURA RIDGE DR NW PPIN (unspecified)	8-14-2015	\$193.37

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>
Jacob S. & Barbara I. Richards 1656 East 45th Street Brooklyn, NY 11234	3809 Melody Rd NE LOT 20, BLOCK 1, ACCORDING TO THE MAP OF SURVEY OF EDMONTON HEIGHTS, PART A, HUNTSVILLE, ALABAMA, AS RECORDED IN PLAT BOOK 2, PAGE 52, PROBATE RECORDS OF MADISON COUNTY, ALABAMA. PPIN 050533	8-26-2015	\$222.30
Blossomwood Parkway, LLC c/o Vytautas Pukis 1508 Big Cove Rd. Huntsville, AL 35801	8416 MEMORIAL PKY SW TR 11 ALL TH PT OF THE SW1/4 OF SEC 30 DES AS COMM AT THE SW COR OF SD SEC TH E 2064.75 FT TH N 16 DEG W & AL THE W/ERN MAR OF MEM P/WAY A DIST OF 612.13 FT TO PT OF BEG OF THE PROP DES PT OF BEG IS DES AS BEING N/ESTRN COR OF TH PROP OWN SCI SYSTEMS INC TH FR THE PT OF BEG & AL TH PROP DES S 74 DEG W 270.44 FT N 16 DEG W 20.59 FT S 74 DEG W 4.56 FT TH LEAV TH PROP DES N 16 DEG W 95.67 FT TO PT ON S/ERN BDY OF THE PROP DES TH N 74 DEG E & AL THE S/ERN BDY OF TH PROP 275.0 FT TO PT ON W/ERN MAR OF MEM P/WAY TH S 16 DEG E & AL THE W/ERN MAR 116.04 FT TO PT OF BEG SEC 30 T4 R1E PPIN 64903	8-26-2015	\$222.30

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 F. Bruder & Debbie G. Irons 2706 Ninth Ave., SW Huntsville, AL 35805	2706 Ninth Ave SW LOT 13 B 90 LOWE CORP ADD PPIN 23311	8-14-2015	\$193.37
SECRETARY OF HOUSING & URBAN DEVELOPMENT Beacon Ridge Tower, STE 300 600 Beacon Parkway West Birmingham, AL 35209-3144	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	8-25-2015	\$222.30
CMP, LLC c/o Cory Miller P. O. Box 1211 Madison, AL 35758	Property north of 3415 Venona Ave NW and east of 3411 Venona Ave NW LOT 1 GLEN PARK 6TH ADD RESUB OF LOT 1 OF GLEN PARK 6TH ADD EX 1.15 AC TO SIDLEY (1A) PPIN 123010	8-12-2015	\$205.97
Plummer Road, LLC c/o Huntsville Enterprises, LLC c/o Jeff Parker 2430 L & N Dr. Huntsville, AL 35801	Second vacant lot south of 300 block of Research Station Blv NW COMMON AREA A RESEARCH STATION PHASE 1A PPIN 525546	7-29-2015	\$261.94
Federal Home Mortgage Corporation c/o Nationstar Mortgage, LLC 8950 Cypress Waters Blvd. Coppell, TX 75019	1871 SHELLBROOK DR NW LOT 63 WEST RIDGE S/D 2ND SECTOR 1ST ADD LOTS 1-100 PPIN 95845	8-14-2015	\$222.30

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>
Harold E. Smith P.O. Box 11212 Huntsville, AL 35816	4501 Sparkman Dr NW LOT 1 BL 13 PARKWOOD EST S/D PPIN 8898	8-7-2015	\$222.30
J P Morgan Chase Bank National Association 3415 Vision Dr. Columbus, OH 43219 - 6009	10024 Strong Dr SE LOT 13 BLK D LILY FLAGG ACRES S/D 8TH ADD PB 2 PG 175 PPIN 66693	8-12-2015	\$222.30
Chinor Collick 4 Lava Court (Unit 1 B) Parkville, MD 21234	2111 Summer St SW LOT 11, BLOCK 171, LOWE CORP. ADD PPIN 23219	8-7-2015	\$193.37
Jospeh Michael Sammarco, III 8009 Jones Valley Dr. Huntsville, AL 35802	15982 TREY HUGHES DR NW PPIN (unspecified)	8-14-2015	\$222.30
New Cingular Wireless PCS, LLC 909 Chestnut Room 36-M1 St. Louis, MO 63101	4721 UNIVERSITY DR NW PT OF NE1/4 SEC 32 DES AS BEG W 2025.04 FT FR CEN OF E BDY SEC 32 TH W 80 FT TH N 5 DEG E 518.88 FT TO PT ON S/M US H/W 72 W TH S 71 DEG E 105 FT TH S 7 DEG W 487.87 FT TO BEG PPIN 19109	8-11-2015	\$222.30

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>
Ashok M. Patel 930 North Interstate 35 East Lancaster, TX 75146	Vacant property behind 6400 block of Green Meadow Rd and behind 6506 and 6508 Sparkling Dew Ln NW PART OF SEC 3 BEG E 649.07 FT N 147 FT E 11.09 FT N 553 FT N 582.33 FT N 62 DEG E 139.82 FT N 62 DEG E 50.47 FT N 62 DEG E 13972 FT S 26 DEG E 40 FT N 62 DEG E 139.96 FT N 26 DEG W 40 FT N 63 DEG E 50.02 FT N 62 DEG E 139.88 FT N 27 DEG W 1201.55 FT E 511.78 FT FR THE CEN OF THE S BDY OF SEC 3 TH FT THE P/O/B E 833.09 FT TH S 1097.26 FT TH W 161.69 FT TH N 9.44 FT TH W 285 FT TH N 100 FT TH S 73 DEG W 26.54 FT TH N 27 DEG W 229.20 FT TH N 10 DEG W 52.50 FT TH N 27 DEG W 624.18 FT TH AR CURVE TO RIGHT RADIUS 835 FT CHORD BEARING & DIS OF N 72 DEG 73.98 FT TH N 15 DEG W 173.49 FT TO THE P/O/B & CONTA 16.83 AC M/L SEC T3 R1W PPIN 117249	8-24-2015	\$261.94
LCB PROPERTIES LLC c/o Ladon C. Baffield 2002 Poole Dr., NW (Ste. D) Huntsville, AL 35810	3415 VENONA AVE NW LOT2 GLEN PARK 6TH ADD RESUB OF LOT 1 OF GLEN PARK 6TH ADD PPIN 123009	8-11-2015	\$278.27

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>
Rodney A. Austin & Nicole D. Austin 2430 Vining Ave., NW Huntsville, AL 35810	2430 Vining Ave NW LOT 16 BL 2 MEADOW HILLS PT B PPIN 3311	8-25-2015	\$222.30
Nationstar Mortgage, LLC Attn: Code Violations 2501 South State Highway 121 Lewisville, TX 75067	13929 WYANDOTTE DR SW LOT 15, BLOCK 4, ACCORDING TO THE MAP OF PLAT OF SANDHURST PARK SUBDIVISION, 4TH ADDITION, AS RECORDED IN PLAT BOOK 12, PAGE 4, IN THE OFFICE OF THE JUDGE OF PROBATE, MADISON COUNTY, ALABAMA. PPIN 80440	8-26-2015	\$222.30