

CITY COUNCIL AGENDA ITEM COVER MEMO

Agenda Item Number _____

Meeting Type: Regular

Meeting Date: 3/10/2016

Action Requested By:
Community
Development

Agenda Item Type
Resolution

Subject Matter:

Public Nuisance located at 3212 Yale Cir., NW

Exact Wording for the Agenda:

Resolution Ordering Abatement of a Nuisance at 3212 Yale Cir., NW, Huntsville, AL.

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.

This resolution orders the abatement of the remains of a fire damaged structure located at 3212 Yale Cir., NW.

Associated Cost:

Budgeted Item: Select...

MAYOR RECOMMENDS OR CONCURS: Select...

Department Head: Miranda B. Jordan

Date: 2/29/2016

RESOLUTION NO.: 16-

WHEREAS, on or about February 25, 2016, the Director of the Community Development Division of the City of Huntsville, Alabama ("Director") reported to the City Council of the City of Huntsville, Alabama, ("City Council") that upon and/or in front of the following described property there exists certain conditions as those enumerated in Acts 1971, Reg. Sess., No. 71-1320, p. 2269, § 2, which conditions constitute a public nuisance:

Lot 19, Block 1, according to the map of survey of Mount Vernon Heights Subdivision, Second Addition, Huntsville, Alabama, Huntsville, Alabama as recorded in Plat Book 3, Page 137, Probate Records of Madison County, Alabama

WHEREAS, on the 25^h day of February, 2014, the City Council, in response thereto, adopted Resolution No. 16-142 declaring the conditions to be a public nuisance, setting the time and place of 6:00 p.m., on the 10th day of March, 2016, in the City Council Chambers in the Municipal Building of the City of Huntsville, Alabama, in order to hear and consider all objections or protests, if any, to the proposed removal of said nuisance, and causing due notice thereof to be provided; and

WHEREAS, the City Council having concluded said hearing and either having considered all protests or objections with respect to the proposed removal of said nuisance and having by motion taken final action on the overruling of same, or there having been no protests or objections made; and

WHEREAS, the City Council having acquired jurisdiction to proceed and perform the work of removal with respect to such piece of property hereby desires to do so.

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Huntsville, Alabama, ("City Council") as follows:

1. That, in accordance with Acts 1971, Reg. Sess., No. 71-1320, p. 2269, the City Council of the City of Huntsville, Alabama, hereby orders the abatement of said nuisance by having the nuisance removed from the following described property:

Lot 19, Block 1, according to the map of survey of Mount Vernon Heights Subdivision, Second Addition, Huntsville, Alabama, Huntsville, Alabama as recorded in Plat Book 3, Page 137, Probate Records of Madison County, Alabama

2. That all necessary employees of the City of Huntsville are hereby expressly authorized, in accordance with Acts 1971, Reg. Sess., No. 71-1320, p. 2269 § 6, to enter upon said property for the purpose of abating the nuisance, unless the owner of the property has removed the nuisance at the owner's expense prior to the arrival of the city employees to do the same.

RESOLUTION NO.: 16-

ADOPTED this the _____ day of _____, 2016.

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

APPROVED this the _____ day of _____, 2016.

Mayor of the City of
Huntsville, Alabama