CITY COUNCIL AGENDA ITEM COVER MEMO

Agenda Item Number_____

Meeting Type: Regular

Meeting Date: 11/03/2016

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 33 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 authorized to be placed on the property at the November 3, 2016 City Council meeting,

Associated Cost:

Budgeted Item: Select...

MAYOR RECOMMENDS OR CONCURS: Select...

Department Head: [signature] Date: 10/25/2016

revised 3/12/2012

RESOLUTION NO: 16- _____

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 3rd day of November, 2016.

_____

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

APPROVED this the 3rd day of November, 2016.

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Mayor of the City of Huntsville, Alabama

RESOLUTION NO: 16- _____

LOTS CUT BY CITY

Name and Address of Property Owner	Property Location and Description	Date of Removal	Amount Charged
Richard A. Bailer & Stephanie C. Bailer 3122 Acklen Dr., SW Huntsville, AL 35805	3122 Acklen Dr SW LOT 17 BLK 7 BELMONT 2ND ADD PPIN 27594	10-5-2016	$225.18
Sherman L. Putman & Shawn H. Putman 2224 Bide-A-Wee Dr., NE Huntsville, AL 35801	2224 BIDE-A-WEE DR NE LOT 28 BL 11 DARWIN DOWNS S/D PB 1 PG 139.5 PPIN 52260	9-21-2016	$225.18
J. P. Morgan Chase Bank, N.A. 700 Kansas Lane Monroe, LA 71203-4774	4202 Fortson Ln NW LOT 9 BLK 10 THE HIGHLANDS 4TH ADDITION PPIN 17168	9-26-2016	$225.18
Ebrahim A. & Farimak K. Tehrani 1444 Dalewood Dr. Atlanta, GA 30329	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	9-22-2016	$221.42
Rebecca Lynn Schlegelmilch 2108 Linde St., NW Huntsville, AL 35810	2108 Linde St NW LOT 5 BLK I COUNTRY CLUB ESTS 3RD ADD PPIN 15166	9-21-2016	$225.18

RESOLUTION NO: 16- _____

LOTS CUT BY CITY

Name and Address of Property Owner	Property Location and Description	Date of Removal	Amount Charged
Cannon P. & Bettie Peppers 3012 Love Ave., NW Huntsville, AL 35816	3012 Love Ave NW L0T 8 BLK 2 LOVE S/D 3RD ADD PPIN 19985	9-19-2016	$225.18
Roy Daniels 3709 Mastin Lake Rd., NW Huntsville, AL 35810	3709 Mastin Lake Rd NW LOT 5 BLK 1 KATHERINE ACRES PB 1 PG 353 PPIN 9467	9-26-2016	$225.18
Brandon S. Nickelson 1416 McKinley Ave., NE Huntsville, AL 35801	1416 MC KINLEY AVE NE LOT 27, BLOCK 13, ACCORDING TO THE PLAT OF A.W. NEWSON'S FAIRVIEW ADDITION, AS RECORDED IN PLAT BOOK 1, PAGE 131, IN THE OFFICE OF THE JUDGE OF PROBATE OF MADISON COUNTY, ALABAMA. PPIN 52892	9-27-2016	$225.18
Pauline C. Sidebottom (Deceased) 804 Mc Kinley Ave., NE Huntsville, AL 35801	804 MC KINLEY AVE NE LOT 3 BLK 9 RESUB OF BLOCKS 2, 3, 4, 5, 6, 7, 8 AND 9 EAST HUNTSVILLE ADDITION PPIN 12421	9-27-2016	$194.21
Ryan L. Tonini 12705 Oak South Huntsville, AL 35803	224 Mountain Creek Dr NW LOT 13 BLK 5 KNOX CREEK 3RD ADD PB 22 PG 56-58 PPIN 116242	9-27-2016	$221.42

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LOTS CUT BY CITY

Name and Address of Property Owner	Property Location and Description	Date of Removal	Amount Charged
Alma Louis 3913 Neptune Dr., NW Huntsville, AL 35810	3913 Neptune Dr NW LOT 23 BL 3 LINCOYA S/D PB 3 PG 183 PPIN 2840	9-22-2016	$225.18
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	9-20-2016	$225.18
W. H. Harmon 2531 Lex Cir. Huntsville, AL 35805	1014 PARKLANE ST NW LOT 6 BL 6 F K NOOJINS HILLANDALE ADD PPIN 20544	10-4-2016	$225.18
ATCF II P.O. Box 54972 New Orleans, LA 70154	3916 Pickett Dr SW LOT 4 BL 15 TRIANA VILLAGE 2ND ADD PPIN 32702	10-5-2016	$252.39
Leola Rhone 2522 Pioneer Rd., SW Huntsville, AL 35803	2522 PIONEER RD SW LOT 10 BLK 11 SANDHURST PARK 2ND ADD PB 6 PG 34 PPIN 35725	9-27-2016	$225.18
FNA NP, LLC 120 N LaSalle St. 29th Floor Chicago, IL 60602	5007 Powell Dr NW LOT 2 BL 2 POWELL S/D PPIN 4154	9-22-2016	$225.18

LOTS CUT BY CITY

Name and Address of Property Owner	Property Location and Description	Date of Removal	Amount Charged
Brandon Kruse 121 Gables Brook Dr. Huntsville, AL 35806	500 Rison Ave NE LOT 1 AND 9 FEET TAKEN EVENLY OFF THE WEST SIDE OF LOT 2, BLOCK 19 EAST HUNTSVILLE ADDITION EXCEPT 40 X 37 TO STATE OF ALABAMA FOR I-565 / 9 FT OFF THE WEST SIDE OF LOT 2 BLK 19 EAST HVILLE ADD EX 9X17 TO STATE FOR I- 565 R/O/W PPIN 12781 / 31141	10-3-2016	$194.21
Nebraska Alliance Realty Co. 5106 California St. Omaha, NE 68132	122 River Oaks Dr NW LOT 31 BLK 2 CREEKWOOD A RESUB OF CREEKWOOD INDIAN CREEK PROPERTIES & OTHER LANDS PPIN 115076	10-6-2016	$221.42
Warren E. & Judith A. Betz 7902 Shadow Bend Dr., SE Huntsville, AL 35802	7902 SHADOW BEND DR SE LOT 2 BL 2 DOUBLE TREE 2ND ADD EX TR IN SW COR BEG AT SW COR OF LOT 2 TH N 64 DEG E 17 FT TH N 40 DEG W 23.39 FT TO SE COR OF LOT 2 TH S 25 FT TO BEG PB 8 PG 32 PPIN 061362	9-20-2016	$225.18
Winslow Shoemaker 141 Waterloo Ave. Berwyn, PA 19312	2620 Skyline Dr NW LOT 24 BL 13 SCENIC VIEW HILLS 3RD ADD PPIN 11656	10-4-2016	$225.18

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LOTS CUT BY CITY

Name and Address of Property Owner	Property Location and Description	Date of Removal	Amount Charged
Hyang Fitzgerald & Patrick Kenneth 115 Sweet Hollow Way NW Madison, AL 35758	115 SWEET HOLLOW WAY NW LOT 5 BLK 12 KNOX CREEK 3RD ADD PB 22 PG 56/57/58 PPIN 116136	10-6-2016	$248.63
HRH Holdings, LLC c/o Donna Blackstone Palm Harbor, FL 34683	3907 Telstar Cir SW LOT 21 BL 7 BAILEY ESTATES 2ND ADD PPIN 33182	10-5-2016	$225.18
TMS Properties c/o Torrey Cochrane 15622 Willow Pointe Dr. Northport, AL 35475	3616 Triana Blv SW LOT 10 BLK 20 HVILLE PARK S/D PPIN 21066	9-26-2016	$221.42
Federal National Mortgage Association P. O. Box 650043 Dallas, TX 75265-0043	Vacant lot north of 12335 Bell Rd SW LOT 2 BELL ROAD S/D PPIN 143294	10-5-2016	$282.47
Global Properties Sparkman, LLC c/o Jeff Sikes 100 Southside Sq. (Ste. 102) Huntsville, AL 35801	Vacant lot north of 2835 Memorial Pky NW TRACT 2 MANU PATEL S/D PPIN 160024	9-19-2016	$202.21
Monica Olivia Sanders Franklin 5009 Monica Rd., NW Huntsville, AL 35810	Vacant lot west of 2312 Ricky Rd NW LOT 5 RE S/D OF LOT 5 BURNS BATTLE FARM PPIN 29260	9-22-2016	$225.18

LOTS CUT BY CITY

Name and Address of Property Owner	Property Location and Description	Date of Removal	Amount Charged
Mary G. & Mary Alice Reed P.O. Box 446 McIntosh, AL 36553	Vacant property at southeast corner of Holmes Ave and Mason Ct NW (aka old 2513 Holmes NW Jif-E Mart) LOTS 1-8, BLK 1 WEST END ADD., EXCLUDING 494 SQ FT FOR R/O/W TO CITY OF HUNTSVILLE PPIN 54042/54043/24007/54044/54045/54048/54049/54050	9-21-2016	$208.18
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 27 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	10-3-2016	$254.42

LOTS CUT BY CITY

Lorinda Keel 3527 Ventura Rd., SW Huntsville, AL 35805	3527 Ventura Rd SW LOT 6 BL 21 HOLIDAY HOMES 3RD ADD JT SURV DB 986/758 01/16/01 PPIN 29011	9-20-2016	$225.18
Harold E. Smith P. O. Box 11312 Huntsville, AL 35814	231 Victory Ln NE LOT 17 BLOCK H ACCORDING TO THE PLAT OF EDMONTON HEIGHTS SUBDIVISION PART A AS THE SAME APPEARS OF RECORD IN THE OFFICE OF HE JUDGE OF PROBATE OF MADISON COUNTY, ALABAMA, IN PLAT BOOK 2 AT PAGE 52. SUBJECT TO ALL RESTRICTIONS, RESERVATIONS, RIGHTS, EASEMENTS, RIGHTS-OF WAY, PROVISIONS, COVENANTS, TERMS, CONDITIONS AND BUILDING SET BACK LINES OF RECORD. ADDRESS: 231 VICTORY LANE, HUNTSVILLE, AL 35811 TAX MAP OR PARCEL ID NO.: 47-13-04-18-0-003-052.000 SUBJECT LOCATED IN MADISON COUNTY PPIN 50845	9-26-2016	$225.18
Billy W. & Chyrll Hall 4906 Wayne Ct., NW Huntsville, AL 35810	4906 Wayne Ct NW LOT 2 BL 3 BLUE HAVEN S/D PPIN 2984	9-28-2016	$225.18
Eunice J. Tucker, As Agent Of The Estate of Cornelia Williams 2126 Pisgah Dr., NW Huntsville, AL 35810	172 Wilkenson Dr NE LOT 32 BLK E EDMONTON HEIGHTS PART A PPIN 51352	9-26-2016	$225.18
Eunice J. Ashford (Deceased) 2126 Pisgah Cir., NW Huntsville, AL 35810-	184 Wilkenson Dr NE LOT 1 BLK D SUB: EDMONTON HGTS PT A PPIN 52058	10-3-2016	$225.18