

RESOLUTION No.2019-15

A RESOLUTION FINDING THAT THE STRUCTURE LOCATED AT BLOCK 30 LOT 10 ORIGINAL TOWN IN THE CITY OF LEOTI, KANSAS, MORE COMMONLY REFERRED TO 205 WEST BROADWAY STREET, LEOTI, KANSAS, IS UNSAFE OR DANGEROUS AND DIRECTING THAT THE STRUCTURE BE REMOVED OR REPAIRED AND THE PREMISES MADE SAFE AND SECURE.

WHEREAS, the enforcing office of the City of Leoti, Kansas did on the 6th day of May, 2019, file with the governing body of said city, a statement in writing that the structure, hereinafter described, is unsafe and dangerous.

WHEREAS, the governing body did by Resolution No. 2019-07 dated the 6TH day of May, 2019, fix the time and place of hearing at which the owner, his or her agent, and lienholders, any occupants and all other parties of interest of such structure could appear and show cause why such structure should not be condemned and ordered repaired or demolished, and provided for giving notice thereof as provided by law.

WHEREAS, Resolution No. 2019-07 was published in the official city paper on May 15, 2019 and on May 22, 2019, and a copy of said resolution was served upon all person entitled thereto as provided by law.

WHEREAS, on this 24th day of June, 2019, the governing body did conduct the hearing scheduled as set by resolution.

The following parties in interest were present: Joseph Neyer

The following parties in interest were notified but not present: Cathy Koudelka

The governing body took evidence from the following on behalf of the city: Elizabeth Weilert, Code Enforcement Officer

The governing body took evidence from the following on behalf of those interested in the property: Joseph Neyer

NOW, THEREFORE, be it resolved by the governing body of the city of Leoti, Kansas:

The governing body hereby finds the structure located on the following property unsafe and dangerous:

LEGAL DESCRIPTION: Lot 10 Block 30 Original Township

STREET ADDRESS: 205 West Broadway Street Leoti, KS 67861

STRUCTURE DESCRIPTION: Service Repair Shop located on the North side of the lot closest to West Broadway Street including tool shed that is located on the south side of the garage.

The above mentioned structure shall be removed from the premises and the premises made safe and secure

The owner of such structure is hereby directed to commence the removal or repairs of the property not later than the 24th day of JUNE, 2019, and to have the removal or repairs completed not later than the 23rd day of SEPTEMBER, 2019. Provided that, upon due application by the owner and for good cause shown, the governing body, in its sole discretion, may grant the owner additional time to complete the removal or repair of the property.

If the owner fails to commence the removal or repair of the structure within the time stated herein, or any additional time granted by the governing body, or fails to diligently prosecute the same until the work is completed, the governing body will cause the structure to be razed and removed and the costs of razing and removing, less salvage if any, shall be the responsibility of the owners of the property and will be assessed as a special assessment against the lot or parcel of land upon which the structure is located or by both, all as provided by law. Such will require no additional notice to the owner or other parties in interest.

BE IT FURTHER RESOLVED, that the City Clerk shall cause this resolution to be published once in the official city paper and mail a copy to the owners, agents, lienholders, occupants, and other parties in interest.

Adopted this 1st day of JULY, 2019
First Publication July 10, 2019

Cheryl Green, Mayor

Attest: Cendy Morcillo, City Clerk