

A RESOLUTION FINDING THAT THE STRUCTURE LOCATED AT BLOCK 51, SOUTH ½ OF LOT 2, LOT 3 ORIGINAL TOWNSITE IN THE CITY OF LEOTI, KANSAS, MORE COMMONLY REFERRED TO AS 305 NORTH 2<sup>ND</sup> 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 6<sup>TH</sup> 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. 2019-02 dated the 6<sup>th</sup> 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.2019-02 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 24<sup>th</sup> day of June, 2019, the governing body did conduct the hearing scheduled as set by resolution.

The following parties in interest were present: Jeanetta Brownlee

The following parties in interest were notified but not present: TMS Mortgage INC., DBA The Money Store, A New Jersey Corporation

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: Jeanetta Brownlee

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: South ½ of Lot 2 and All of Lot 3 Block 51 Original Townsite

STREET ADDRESS: 305 North 2<sup>nd</sup> Street Leoti, KS 67861

STRUCTURE DESCRIPTION: Two story single family dwelling located closest to North 2<sup>nd</sup> Street on the West side of the lots.


The above mentioned structure shall be removed from the premises and the premises made safe and secure. Repairs to be completed are: Will repair the Pre-fabricated storage shed and the tool shed sitting on the East side and North side of the lots.

The owner of such structure is hereby directed to commence the removal or repairs of the property not later than the 24<sup>th</sup> day of June, 2019, and to have the removal or repairs completed not later than the 23<sup>rd</sup> 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 1<sup>st</sup> day of July, 2019.  
Fist Publication: July 10<sup>th</sup>, 2019

  
\_\_\_\_\_  
Cheryl Green, Mayor

  
\_\_\_\_\_  
Attest: Candy Morcillo, City Clerk