

AN ORDINANCE AUTHORIZING AND DIRECTING THE REMOVAL OF CERTAIN UNSAFE AND DANGEROUS STRUCTURES LOCATED AT BLOCK 30 LOT 10 ORIGINAL TOWNSHIP IN THE CITY OF LEOTI, KANSAS, MORE COMMONLY REFERRED TO AS 205 WEST BROADWAY STREET, LEOTI, KANSAS; AUTHORIZING THE FINANCING OF THE COSTS OF SUCH REMOVAL BY THE SALE OF SALVAGE FROM SUCH STRUCTURE, IF ANY, AND/OR FROM THE GENERAL FUND OF THE CITY; AND THE LEVYING OF SPECIAL ASSESSMENTS AGAINST THE LOTS OR PARCELS OF LAND ON WHICH SUCH STRUCTURES ARE LOCATED.

WHEREAS, the enforcing office of the City of Leoti, Kansas did on the 6<sup>TH</sup> day of MAY, 2019, after proper notice and hearing make findings by Resolution No. 2019-15 that the structure, hereinafter described, is unsafe and dangerous and did direct the owner of such structures to repair or remove the same and make the premises safe and secure, together with a statement that if the owner failed to commence the repair or removal within the time fixed by such resolution or failed to diligently prosecute the same until the work was completed, the city would cause the structures to be razed and removed.

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

WHEREAS, the owner has wholly failed either to commence or complete the removal or repair pursuant to the timeline provided by Resolution No.2019-15.

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

1. The enforcing officer is hereby authorized and directed to cause the structure located on the following property to be razed and removed and the premises made safe and secure:  
LEGAL DESCRIPTION: BLOCK 30 LOT 10 ORIGINAL TOWN  
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 shed that is located on the south side of the garage.
2. The enforcing officer is authorized to invite bids, negotiate a contract, or cause the work to be done by city employees.
3. The enforcing officer shall keep an account of the costs of the work and may sell salvage from such structures and shall keep an account of the receipts therefrom as provided by law.
4. All costs incurred by the city in the razing and removal of such structures and the making of the premises safe and secure shall be paid from moneys received from the sale of salvage therefrom and all moneys in excess of that necessary to pay such cost shall, after the payment of all costs, be paid to the owner and the premises upon which said structures were located; provided that if there is no salvage or if the proceeds received from the sale of salvage are insufficient to pay the costs of such work, such costs or any portion thereof in excess of the amount received from the sale of salvage shall be assessed as a special assessment against the lots or parcels of land on which the

**CITY OF LEOTI – ORDINANCE DIRECTING REMOVAL:** PROPERTY ADDRESS 205 WEST BROADWAY ST. LEOTI, KS 67861

structures were located and may be financed until the assessment is paid out of the general fund of the city and/or may be pursued as a personal debt pursuant to the procedure allowed under K.S.A. 12-1,115 and any amendments thereto.

This ordinance shall be in full force and effect from and after its adoption and publication in the official city newspaper.

Adopted this 4<sup>th</sup> day of November, 2019.

Cheryl Green  
Mayor

Jeanine Howell  
Attest: City Clerk