

CITY OF HIGHLAND

RESOLUTION NUMBER 2022-05

A RESOLUTION OF THE CITY OF HIGHLAND, KANSAS, PURSUANT TO K.S.A. 12-1750 ET. SEQ., FINDING THAT THE STRUCTURES LOCATED AT 303 W ILLINOIS, 104 W OHIO AND 207 N NEBRASKA IN SAID CITY ARE UNSAFE AND DANGEROUS AND DIRECTING SAID STRUCTURES TO BE REPAIRED OR REMOVED AND THE PREMISES MADE SAFE AND SECURE.

WHEREAS, the enforcing officer of the City of Highland, Kansas, did on the 11th day of May, 2022, file with the governing body of said city a statement in writing that the structures hereinafter described were unsafe and dangerous; and

WHEREAS, the governing body did by Resolution Number 2022-04 fix the time and place of a hearing at which the owner, his or her agent, any lien holders of record, any occupant of such structures or any other party in interest 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; and

WHEREAS, Resolution No. 2022-04 was published in the official city paper on the 19th day of May, 2022, and on the 26th day of May, 2022, a copy of said resolution was served on all persons entitled thereto in all respects as provided by law; and

WHEREAS, on the 13th day of July, 2022, the governing body heard all evidence submitted by the enforcing officer of the city and no owner, agent, lien holder of record, occupant or any other party in interest appeared or otherwise submitted evidence on the properties located at 303 W Illinois or 207 N Nebraska;

WHEREAS, the hearing was continued by the governing body to the 20th day of July, 2022 for the purpose of preparing and passage of this resolution;

NOW THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF HIGHLAND, KANSAS:

That said governing body hereby finds that the buildings and structures located upon the following properties in the City of Highland, Doniphan County, Kansas, are unsafe and dangerous for any or all of the following listed reasons:

303 W Illinois St.

The East one-half (1/2) of the North one-half (1/2) of Lot Three (3), All of Lot Four (4), and the North one-half (1/2) of Lot Five, in Block Seventy (70), in the City of Highland.

- All structures in dilapidated condition and partially collapsing.
- Structures generally unstable, rotting and totally exposed to the elements.
- Weeds, brush, trash, personal property and debris scattered about the premises.

- Trailer structure completely open to animal access and habitat.
- Attractive nuisance to children and vagrants.
- Uninhabited for many years and has deteriorated further over time.
- Structures do not appear to be repairable and must be removed.

207 N Nebraska St.

Lots 11 and 12, in Block 56, in the City of Highland.

- Trailer structure has failed exterior siding and soffit that allows for moisture, rodent, bird and insect infestation.
- Ingress and egress steps unstable and unsafe for use and have no exterior handrails.
- General blighted condition overall.
- Rotting wood, water damage and animal access and habitation.
- Crawl space open to the elements, animal access, etc.
- Vegetation in contact with roof system.
- Roof in extremely poor condition.
- Interior condition unknown but should be inspected.
- Uninhabited for many years and has deteriorated further over time.
- Structures must be removed unless a realistic plan to repair is submitted, interior is inspected and repairs are undertaken and begun promptly.

104 W Ohio St.

Lots 7, 8 and 9, in Block 40, in the City of Highland.

- Roof of trailer structure collapsing in multiple locations.
- Structure generally unstable, rotting and not weather tight.
- Weeds, brush, trash and debris scattered about the premises.
- Structure open to animal access and habitat.
- Damage from sewer backup.
- Attractive nuisance to children and vagrants.
- Uninhabited for many years and has deteriorated further over time.
- Structures do not appear to be repairable and must be removed.

That said governing body hereby directs such structures to be repaired and/or removed and the premises be made safe and secure, and that in so doing all applicable building codes and zoning regulations should be complied with. The owner of such structures is hereby given thirty days (30) days from the date of publication of this resolution within which to commence the repair or removal of the same; and if such owner fails to commence such repair or removal within the time stated herein, or fails to diligently and timely continue the same until the work is completed, said governing body will cause the structures to be razed and removed, and the costs of such razing and removing, less salvage, if any, will be assessed as a special assessment against the lots or parcels of land upon which the structures are located as provided by law. In any

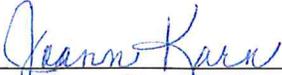
event, the work must be completed prior to the expiration of sixty (60) days from the date of publication of this resolution, unless an extension is given.

That the City Clerk shall cause this resolution to be published once the official city paper and a copy thereof mailed to the owners, agents, lien holders and occupants, or served personally, as provided by law.

Adopted this 20th day of July, 2022.


Charles N. Batchelder, Mayor

ATTESTED TO:


Joann Karn, City Clerk

CERTIFICATE OF RECORDING OFFICER

The undersigned, duly qualified and acting City Clerk of the City of Highland, Kansas, does hereby certify: That the attached resolution is a true and correct copy of the resolution providing for the removal of unsafe and dangerous structures adopted at a legally convened meeting of the Highland City Council, duly held on the 20th day of July, 2022, and further, that such resolution has been fully recorded in the journal proceedings and records in my office.

IN WITNESS WHEREOF, I have hereunto set my hand this 20th day of July, 2022.


Joann Karn, City Clerk

(SEAL)