

CITY OF HIGHLAND

RESOLUTION NUMBER 2022-08

A RESOLUTION OF THE CITY OF HIGHLAND, KANSAS, PURSUANT TO K.S.A. 12-1750 ET. SEQ., FINDING THAT THE STRUCTURES LOCATED AT 202 N IVES AND 206 N IVES 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 3rd day of August, 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 2022-06 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. 2022-06 was published in the official city paper on the 18th and 25<sup>th</sup> days of August, 2022, and on the 12th day of August, 2022, a copy of said resolution was served on all persons entitled thereto in all respects as provided by law; and

WHEREAS, on the 12th day of October, 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 202 N Ives or 206 N Ives;

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:

202 N Ives St.

*The South 32 feet of Lot 4 and all of Lots 5 and 6, and the West 11 feet of Lots 7 and 8, and the West 11 feet of the South 32 feet of Lot 9, all in Block Sixty (60), in the original Town, now City of Highland, Doniphan County, Kansas.*

- Structures and trees destroyed by fire.
- Debris from structures, foundation and trees remain scattered about the premises.
- Weeds, brush, trash, misc. personal property and other debris scattered about the premises.
- Property is unsecured and open to persons and animals.
- Attractive nuisance to children.
- Uninhabited for many years prior to the fire and deteriorated over time.

- Debris must be removed.

206 N Ives St.

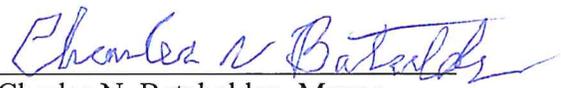
*The South 32 feet of Lot 3; the North 12 feet of Lot 4; the West 11 feet of the North 12 feet of Lot 9; and the West 11 feet of the South 32 feet of Lot 10; all in Block Sixty (60), in the original Town, now City of Highland, Doniphan County, Kansas.*

- Abandoned dwelling structure.
- Rotting wood, sagging roof (failing), open foundation.
- Water damage and molding.
- Animal access.
- Extreme overgrown vegetation.
- No utilities are turned on.
- Rear access compromised.
- General blighted and deteriorated condition overall.
- Interior condition unknown but should be inspected.
- Uninhabited for extended period of time 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.

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 ten days (10) 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 thirty (30) 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 12th day of October, 2022.

  
Charles N. Batchelder, Mayor

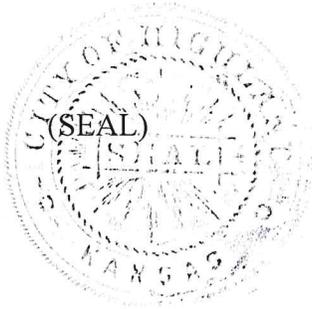
ATTESTED TO:

  
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 12<sup>th</sup> day of October, 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 12th day of October, 2022.



A handwritten signature in blue ink, appearing to read "Joann Karn", is written over a horizontal line.

Joann Karn, City Clerk