

RESOLUTION NO. _____

A RESOLUTION DECLARING CERTAIN BUILDINGS, HOUSES AND OTHER STRUCTURES LOCATED AT 119 E. 14TH STREET IN THE CITY OF NORTH LITTLE ROCK TO CONSTITUTE A PUBLIC NUISANCE AND CONDEMNING SAID STRUCTURES; PROVIDING A PERIOD OF TIME FOR PROPERTY OWNERS TO ABATE SAID NUISANCE; AND FOR OTHER PURPOSES.

WHEREAS, the buildings and structures whose location is set forth herein are vacant and have become run down, dilapidated, unsightly, dangerous, obnoxious, unsafe, not fit for human habitation and detrimental to the public welfare of North Little Rock citizens and residents; and

WHEREAS, the condition of such property constitutes a serious fire and health hazard to the City of North Little Rock, and unless immediate actions are taken to remedy this situation by removing, razing and abating said nuisance, there is a great likelihood that the surrounding property may be destroyed by fire originating from such unsafe and hazardous structures, and also that since structures are without proper sanitary facilities and as such are unsafe and hazardous and a breeding place for rats, rodents and other dangerous germ carriers of diseases, such buildings constitute a serious hazard to the health and safety of the citizens of North Little Rock, and they should be moved or razed for the purpose of eliminating such hazards.

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF NORTH LITTLE ROCK, ARKANSAS:

SECTION 1: That the City Council hereby declares the buildings, houses and other structures located at the property identified in Section 2 below to be vacant and run down, dilapidated, unsafe, unsightly, dangerous, obnoxious, unsanitary, a fire hazard, a menace to abutting properties, with the current condition of said structures not being fit for human habitation; and because of such conditions, the City Council declares the same to be condemned as a public nuisance and is ordered abated, removed or razed by the owners thereof.

SECTION 2: That the owners of record of the following described property are hereby directed to raze the same or otherwise abate the said nuisance within thirty (30) days after the posting of a true copy of this Resolution at a conspicuous place upon the structure constituting the nuisance described herein, to-wit:

East 46 $\frac{2}{3}$ ' of Lots 9, 10 and 11, Block 1, Davis Addition to the City of North Little Rock, Pulaski County, Arkansas. (Parcel No. 33N2890100900 located at 119 East 4th Street and owned by Jonas and Christopher Smith.)

SECTION 3: If the aforementioned structures have not been razed and/or removed within thirty (30) days after posting a true copy of this Resolution at a conspicuous place upon the structures constituting the nuisance, or the nuisance otherwise abated, the structures shall be torn down and/or removed by the Director of Code Enforcement or his duly designated representative. Each day after the aforesaid thirty (30) days in which said nuisance is not abated shall constitute a separate and distinct offense punishable by a fine of \$50.00 for each such separate and distinct offense.

SECTION 4: That the provisions of this Resolution are hereby declared to be severable and if any section, phrase or provision shall be declared or held invalid, such invalidity shall not affect the remainder of the sections, phrases or provisions.

SECTION 5: That this Resolution shall be in full force and effect from and after its passage and approval.

PASSED:

APPROVED:

Mayor Joe A. Smith

SPONSOR:

ATTEST:



Mayor Joe A. Smith *JS*

Diane Whitbey, City Clerk

APPROVED AS TO FORM:



C. Jason Carter, City Attorney

PREPARED BY THE OFFICE OF THE CITY ATTORNEY/b

FILED <u>11:22</u> A.M. _____ P.M.
By <u>C. Jason Carter</u>
DATE <u>5-17-16</u>
Diane Whitbey, City Clerk and Collector North Little Rock, Arkansas
RECEIVED BY <u>J. M. [Signature]</u>

The City of North Little Rock

TOM WADLEY
DIRECTOR



R-16-92

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NORTH LITTLE ROCK, ARKANSAS 72114
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NLRCodeEnforcement@northlittlerock.ar.gov

CODE ENFORCEMENT DEPARTMENT

May 10, 2016

Mayor Smith
City Council Members

Re: 119 E. 14th
Lot 9 Block 1 Davis Addition
Parcel 33N2890100900
City of North Little Rock, AR

Owner: Jonas & Christopher Smith
North Little Rock, AR

Dear Mayor Smith;

This property has sat vacant and abandoned since 2008. The owners of record have made no attempt to respond to any notifications from Code Enforcement.

January 2015 Jonas Smith pulled a permit for electrical and sheetrock repair. Follow-up inspection showed work being done to the foundation floors and ceilings.

September 2015 City of North Little Rock Building Official Roger Greene issued a stop work order for unauthorized work, they also failed to get a dumpster and had an overwhelming amount of debris in the yard and flowing to the City Street. To-date the City of North Little still has not been able to make contact with Jonas & Christopher Smith. They still will not respond to or sign for any notices from our office.

March 3rd, 2016 a notice of public nuisance along with a notice of City Council was mailed by certified and regular mail to all interested parties and posted on the property, notifications were also advertised in the newspaper for a City Council hearing date of May 23rd, 2016.

To-Date the status of the structure is still unchanged. The structure is considered to be unsafe and a public nuisance, it is the recommendation of the North Little Rock Code Enforcement Department that this structure be considered for condemnation.

Felecia McHenry
Code Enforcement Officer