

RESOLUTION NO. _____

A RESOLUTION DECLARING CERTAIN BUILDINGS, HOUSES AND OTHER STRUCTURES LOCATED AT 1012 EAST 2ND STREET IN THE CITY OF NORTH LITTLE ROCK TO CONSTITUTE A PUBLIC NUISANCE AND CONDEMNING SAID STRUCTURES; PROVIDING A PERIOD OF TIME FOR PROPERTY OWNER 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 owner thereof.

SECTION 2: That the owner of record of the following described property is 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:

The west 50' of Lots 10, 11 and 12, Block 15, East Argenta Addition to the City of North Little Rock, located in Section 35, Township 2 North, Range 12 West, Pulaski County, Arkansas. (Parcel No. 33N3080013900 located at 1012 East 2nd Street and owned by Bessie Warren.)

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:

Joe A. Smith
Mayor Joe A. Smith *by Dall*

Diane Whitbey, City Clerk

APPROVED AS TO FORM:

C. Jason Carter
C. Jason Carter, City Attorney *by Dall*

PREPARED BY THE OFFICE OF THE CITY ATTORNEY/b

FILED	<u>11:05</u> A.M.	_____ P.M.
By	<u>Asst City Atty / McFadden</u>	
DATE	<u>6-16-15</u>	
Diane Whitbey, City Clerk and Collector North Little Rock, Arkansas		
RECEIVED BY	<u>W. Magary</u>	

The City of North Little Rock

R-15-95

TOM WADLEY
DIRECTOR



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CODE ENFORCEMENT DEPARTMENT

May 27, 2015

Mayor Smith
City Council Members

Re: 1012 E. 2nd St.
Lot W 50ft of 10, 11 & 12 Block 15 East Argenta
Parcel 33N3080013900
City of North Little Rock, AR

Owners: Bessie Warren
North Little Rock, AR

Dear Mayor Smith;

During an inspection of the area I noticed a vacant unsecured structure with some rotting exterior members, the side walls are sagging structure appears to have foundation issues. Neighbors stated owner is deceased. I attempted to make contact with heirs in order to conduct an interior inspection, after all notices returned to our office unable to forward.

May 21st, 2015 I obtained an administrative search warrant for the purpose of an interior inspection. The inspection showed evidence of vagrants living in the structure, signs of vandalism, the structure is in very bad disrepair and is considered to be unfit for human habitation. According to North Little Rock Utility Accounting Department Utilities were last on July 2014.

Notice of condemnation was mailed to owners of record and/or heirs and all interested parties of a City Council Hearing date of the June 22nd 2015. Notices were mailed by certified and regular mail, legal notice ran in the newspaper, and were also posted on the property.

This property constitutes 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