

MEMORANDUM

TO: Mayor and City Council

FROM: Howard P. Schesser, Community Development Director

SUBJECT: RESOLUTION PLACING LIENS ON SPECIFIC PROPERTIES
AS A RESULT OF NUISANCE ABATEMENT

DATE: September 21, 2016

Background

The City this summer has worked multiple properties related to tall and noxious hazardous vegetation pursuant to Section 8.12 of the Cottage Grove Municipal Code. Several properties have now completed the abatement and assessment process. The properties identified in the resolution did not pay the invoice.

The property owners were notified by first class mail or a direct posting on the properties that a nuisance was declared and they were required to abate it. When that date passed with no contact or action by the owner the City abated the property using City crews. The abatement followed the issuance of Administrative Warrants. The cost of each abatement is shown in the Resolution.


The property owners were then sent a notice of assessment including an invoice for the abatement by certified and first class mail. The total amount was due within 30 days from the date of the assessment letter. It is now appropriate for Council to consider a resolution to place a lien against the properties.

Recommendation

That the Resolution be adopted.

Cost

Staff time.


Richard Meyers, City Manager
Howard P. Schesser, Community
Development Director

RESOLUTION NO. _____

A RESOLUTION ADOPTING AND PLACING A CITY LIEN ON SPECIFIC A
PROPERTIES AS A RESULT OF NUISANCE ABATEMENT

WHEREAS, Title 8 of the Cottage Grove Municipal Code provides regulations for the Health and Safety including nuisance; and

WHEREAS, Chapter 8.12 of the Cottage Grove Municipal Code specifically details various types of nuisances and procedures for abatement; and

WHEREAS, the City operates a tall grass, noxious and hazardous vegetation program each summer between June 15th and November 1st based on the provisions of Chapter 8.12 and more specially Sections 8.12.030 – 8.12.095; and

WHEREAS, the City operates a nuisance abatement program year round; and

WHEREAS, the City followed the abatement procedures as detailed in Section 8.12.160 – 8.12.210; and

WHEREAS, the City in the summer of 2016 identified tall grass and hazardous vegetation on various properties in the City; and

WHEREAS, notice was sent to property owner based on Lane County records and posted the property in accordance with the provisions of Section 8.12.160- 8.12.210; and

WHEREAS, the property owner did not abate the nuisance identified in the notices requiring the City crews to abate the nuisance; and

WHEREAS, the City sent an invoice to the owner of the property that was abated and gave them 30 days to pay the amount due; and

WHEREAS, no payment or appeals were filed by the owner of the property the City is placing a City lien on pursuant to Chapter 8.12.210.

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF COTTAGE GROVE:

Section 1. That the liens set forth below shall be entered in the docket of City liens, and when so entered it shall constitute a lien on the property from which the nuisance was abated.

<u>Address</u>	<u>MAP & TAX LOT</u>	<u>Lien Amount</u>
1242 E Jefferson	Map 20032841, Tax Lot 07800	\$231.20
1160 Lane Court	Map 20032842, Tax Lot 02009	\$218.80
117 N H St	Map 20032832, Tax Lot 07500	\$205.50

1138 Thayer Ave	Map 20032813, Tax Lot 10400	\$256.11
Vacant Lot Arthur Ave	Map 20033334, Tax Lot 13600	\$232.04
353 E Madison Ave	Map 20033322, Tax Lot 00100	\$231.20

Section 2. This resolution shall take effect immediately upon adoption.

PASSED BY THE CITY COUNCIL AND APPROVED BY THE MAYOR THIS 26th
DAY OF SEPTEMBER, 2016.

APPROVED:

Thomas C. Munroe, Mayor

Date: _____

ATTEST:

Richard Meyers, City Manager

Date: _____