

RESOLUTION NO. _____

A RESOLUTION DECLARING CERTAIN PROPERTY LOCATED AT 15 S. AVALON DRIVE IN THE CITY OF NORTH LITTLE ROCK TO CONSTITUTE A PUBLIC NUISANCE DUE TO THE ACCUMULATIONS OF GARBAGE, SCRAP MATERIALS AND RUBBISH ON SAID PROPERTY; PROVIDING A PERIOD OF TIME FOR PROPERTY OWNER TO ABATE SAID NUISANCE; AND FOR OTHER PURPOSES.

WHEREAS, the real property whose location is set forth herein has accumulations or storage of rubbish, garbage, materials, lumber, and other materials and due to the storage of scrap metals and dismantled equipment in a residential zone it is detrimental to the public welfare of North Little Rock citizens and residents; and

WHEREAS, the current condition of such property constitutes a nuisance that is detrimental to the health, safety and welfare of the public in that it offends decency; is offensive to the senses; and it essentially interferes with the comfortable enjoyment of life and property, or tends to depreciate the value of the property of citizens of the City of North Little Rock, and unless immediate actions are taken to remedy this situation by removing and abating said nuisance it is detrimental to the health, safety and welfare of the citizens of North Little Rock, and they should be moved for the purpose of eliminating such conditions.

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 property identified in Section 2 below to contain accumulations and storage of rubbish, garbage, materials, lumber, scrap metals and dismantled equipment in a residential zone that it is detrimental to the public welfare for it essentially interferes with the comfortable enjoyment of life and property, or tends to depreciate the value of the property of citizens of the City of North Little Rock, the City Council declares the same to be a public nuisance and is ordered abated and said items removed by the owner thereof.

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

Lot 3, Block 2, Heydens North Little Rock Heights Addition to the City of North Little Rock, Pulaski County, Arkansas, AND a part of Lot 2, Block 2, Heydens North Little Rock Heights Addition to the City of North Little Rock, Pulaski County, Arkansas more particularly described as: Beginning at the southwest Corner of said Lot 2; thence North along the

East line of said Lot 2, a distance of 17 feet; thence South 79 degrees 00 minutes West 74.9 feet to the Southwest Corner of said Lot 2; thence East 73.5 feet to the point of beginning (15 S. Avalon Drive, North Little Rock, AR 72118, Parcel Number: 33N1810001201 owned by David Sedberry).

SECTION 3: If the aforementioned items on said property have not been removed within thirty (30) days after posting a true copy of this Resolution at a conspicuous place upon the property constituting the nuisance, or the nuisance otherwise abated, the items shall be 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 \$250.00 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.

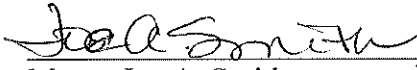
PASSED:

APPROVED:

Mayor Joe A. Smith

SPONSOR:

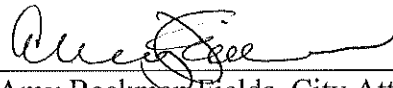
ATTEST:



Mayor Joe A. Smith *by AF*

Diane Whitbey, City Clerk

APPROVED AS TO FORM:



Amy Beckman Fields, City Attorney

PREPARED BY THE OFFICE OF THE CITY ATTORNEY/bb

FILED <u>10.30</u> A.M. _____ P.M.
By <u>A Fields</u>
DATE <u>2.20.18</u>
Diane Whitbey, City Clerk and Collector North Little Rock, Arkansas
RECEIVED BY <u>S Sedberry</u>