

RESOLUTION NO. _____

A RESOLUTION DECLARING CERTAIN BUILDINGS, HOUSES AND OTHER STRUCTURES LOCATED AT 219 E. EMILY 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:

Lot C, Block C, Davis Tract #2 Subdivision in the City of North Little Rock, Pulaski County, Arkansas, more particularly described as follows:

Partial Plot C of Davis Tract #2 beginning 167 feet South of the Northwest corner thence South 243 feet to the North side of Emily Street being the

Southwest corner or Plot C thence Northeast along Emily Street 84 feet North, 156 1/2 feet West, 5 feet North, 50 feet West, 60 feet to the point of beginning containing 0.25 acres more or less. (Parcel No. 23N0200000600, located at 219 E. Emily Street and owned by Joe M. Wadley.)

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 \$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*

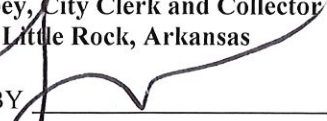
Diane Whitbey, City Clerk

APPROVED AS TO FORM:



Amy Beckman Fields, City Attorney

PREPARED BY THE OFFICE OF THE CITY ATTORNEY/kh

FILED <u>11:20</u> A.M. _____ P.M.
By <u>Amy Fields City Attorney Office</u>
DATE <u>4/17/18</u>
Diane Whitbey, City Clerk and Collector North Little Rock, Arkansas
RECEIVED BY 

R-18-89

The City of North Little Rock

TOM WADLEY
DIRECTOR



701 WEST 29TH STREET
NORTH LITTLE ROCK, ARKANSAS 72114
501-791-8581 • Fax 501-791-8584
NLRCodeEnforcement@northlittlerock.ar.gov

CODE ENFORCEMENT DEPARTMENT

April 9, 2018

Mayor Smith
City Council Members

Re: 219 Emily

Lot C Block C Davis Tract #2 Subdivision
PT PLOT C OF DAVIS TR #2 BEG 167 FT S OF NW COR TH S 243 FT TO N SIDE OF EMILY ST
BEING SW COR OF PLOT C TH NE ALONG EMILY ST 84FT N 156 1/2FT W5FT N 50FT W 60
FT TO BEG .25AC
Parcel 23N0200000600
City of North Little Rock, AR

Owner: Joe Wadley
North Little Rock, AR

Dear Mayor Smith;

The above named property has been vacant since 2009. Code Enforcement has conducted an inspection of the property and noted several housing code violations. Code Enforcement has had to maintain the grass and weeds and keep the property secured over the past several years.

Notice of public nuisance was mailed to owners of record and/or interested heirs according to the Pulaski County Assessors records, all notifications returned to Code Enforcement unclaimed and/or vacant with no forwarding address. This structure has also been forwarded to the State Land Office due to delinquent taxes.

January 2018 Officer F. McHenry started the condemnation proceedings due to the condition of the structure. The owners of record and/or Lien holders were mailed a Notice of the City Council hearing scheduled for April 23rd, 2018 notices were mailed by certified and regular mail to all interested parties and posted on the property, notifications were also advertised in the newspaper.

This structure is considered to be a public nuisance. Due to the condition of this structure it is the recommendation of the North Little Rock Code Enforcement Department that the structure be considered for condemnation.

Felecia McHenry
Code Enforcement Officer