

RESOLUTION NO. R-04-06

**A RESOLUTION ORDERING THE REMOVAL OF A DILAPIDATED STRUCTURE ON PROPERTY AT 1571 SAGEGRASS ROAD AND DECLARING THE INTENT OF THE CITY TO REMOVE THE STRUCTURE IF THE OWNER DOES NOT**

**WHEREAS**, there is a structure located at 1571 Sagegrass Road which because of its dilapidated, unsightly, unsafe and unsanitary condition, has become detrimental to the public health, safety and welfare of the citizens of Conway, Arkansas; and

**WHEREAS**, Conway's Municipal Code and Arkansas Code Annotated § 14-56-203 authorizes this City Council to, by Resolution ~~order~~, the removal ~~or razing~~ of said structure by the owner within thirty (30) days after proper service.

**NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF CONWAY, ARKANSAS:**

**SECTION 1:** That the structure at 1571 Sagegrass Road also known as (Section 24 Township 5 North, Range 14 West, Part of the SW of the NW) in Conway, Arkansas, because of its dilapidated, unsightly, unsafe and unsanitary condition has become detrimental to the public health, safety and welfare of the citizens of Conway, Arkansas, and it is hereby ordered that said structure be razed and removed by the owner therefore.

**SECTION 2:** That a notice of the time and place of this meeting was mailed to the Owner of said property by certified mail, return receipt requested, advising the owner that the City Council would take action on this matter.

**SECTION 3:** That a copy of this Resolution be forwarded to the Owner of said property by certified mail, return receipt requested, directing that said owner has thirty (30) days in which to remove said structure, and if the same be not removed within the thirty (30) days, then the Mayor of the City of Conway, Arkansas is directed to proceed at once to remove and raze said structure and prepare an itemized statement of cost of removing said structure with a request for payment.

**SECTION 4:** If payment is not made within ten (10) days after receipt of said itemized statement, the Mayor is directed to sell, at public or private sale, any debris or material obtained from the removal of said structure and pay to the owner any balance after the City has been reimbursed. If the proceeds from said sale are not sufficient to cover the cost, then the City shall proceed to file a lien on the property in order to recover the money so owed.

PASSED this 10<sup>th</sup> day of February 2004.

APPROVED:

  
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Mayor Tab Townsell

ATTEST:

  
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Michael O. Garrett, City Clerk