

RESOLUTION NO. 2002-4

BEFORE THE GOVERNING BODY OF THE CITY OF WATHENA, KANSAS.

IN THE MATTER OF A DANGEROUS STRUCTURE LOCATED AT 309 BOEH LANE, WATHENA, KANSAS.

RELATING TO AN ALLEGED DANGEROUS STRUCTURE AT 309 BOEH LANE, WATHENA, KANSAS.

WHEREAS, the Enforcing Officer of the City of Wathena, Kansas, pursuant to Ordinance No. 544 of the said City, has filed a complaint with the Governing Body of the City of Wathena (hereinafter Governing Body) alleging that a certain structure located at 309 Boeh Lane in the City of Wathena, Kansas, upon real estate legally described as:

Beginning at a stone on the south line of the St. Joseph and Grand Island Railway Company right of way, thirty (30) rods west and five and one half (5½) rods south of the Northeast corner of the Northwest quarter of Section thirty-four (34), Township three (3), Range twenty-two (22), and running south 34 rods and thirteen (13) links to a stone; Thence west parallel to the said right of way twenty-three (23) rods and four and one-half (4½) links; Thence north thirty-four (34) rods and thirteen (13) links to a stone near the said railroad right of way; thence east along said, railroad right of way twenty-three (23) rods and four and one-half (4½) links to the place of beginning, containing five acres more or less, Doniphan County, Kansas,

is dangerous and unsafe and should be condemned and ordered demolished; and,

WHEREAS, the Governing Body pursuant to said Ordinance No. 544 adopted Resolution No. 2002-2 on August 20, 2002, providing for a hearing on the aforesaid complaint on October 15, 2002, at 7:30 o'clock P.M.

WHEREAS, the owners of the above described real estate, any lienholders of record and occupants were advised of such hearing by mailing and by publication of the aforesaid Resolution in the official city newspaper for two (2) consecutive weeks; and,

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WHEREAS, the Governing Body did proceed to conduct a hearing on the aforementioned complaint on October 15, 2002, at 7:30 o'clock P.M., at which time evidence was submitted on behalf of the Enforcing Officer and _____

_____ ; and,

WHEREAS, the Governing Body after hearing all evidence submitted found the structure to be unsafe and dangerous; and,

WHEREAS, the Governing Body further found that such structure consisting of a mobile home should be: either repaired to a safe condition or razed and removed within forty-five (45) days from October 15, 2002, otherwise the City should cause said structure to be razed and removed;

BE IT THEREFORE RESOLVED BY THE GOVERNING BODY OF THE CITY OF WATHENA, KANSAS:

1. The structure consisting of a mobile home situate on the following real estate:

Beginning at a stone on the south line of the St. Joseph and Grand Island Railway Company right of way, thirty (30) rods west and five and one half (5½) rods south of the Northeast corner of the Northwest quarter of Section thirty-four (34), Township three (3), Range twenty-two (22), and running south 34 rods and thirteen (13) links to a stone; Thence west parallel to the said right of way twenty-three (23) rods and four and one-half (4½) links; Thence north thirty-four (34) rods and thirteen (13) links to a stone near the said railroad right of way; thence east along said, railroad right of way twenty-three (23) rods and four and one-half (4½) links to the place of beginning, containing five acres more or less, Doniphan County, Kansas,

Doniphan County, Kansas, is dangerous and unsafe and should be condemned and ordered demolished.

2. That the owners of the above described real estate shall have a period of forty-five (45) days from October 15, 2002, in order to repair said structure to a safe condition or raze and remove said structure from the above described real estate otherwise the City of Wathena should cause such structure to be razed and removed.

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3. This Resolution shall be published in the official City newspaper for one (1) week and a copy hereof shall be served upon the owners, lienholders of record and occupant of the above described property in the manner provided in Ordinance No. 544 and K.S.A. 12-1753.

APPROVED and ADOPTED on the 15th day of October, 2002.

Mayor, City of Wathena, Kansas

ATTEST:

(CITY SEAL)



City Clerk