RESOLUTION NO. 08-27-20A

A RESOLUTION IN THE CITY OF EDGERTON, KANSAS, PROVIDING FOR A DEADLINE OF SEPTEMBER 28, 2020 TO RESOLVE A DANGEROUS AND UNFIT STRUCTURE EXISTING AT 502 EAST 2ND STREET IN THE CITY OF EDGERTON, JOHNSON COUNTY, KANSAS PURSUANT TO CITY OF EDGERTON CITY CODE, CHAPTER IV, ARTICLE 4, SECTION 4-407.

WHEREAS, it was reported to the City Council of the City of Edgerton, Johnson County, Kansas by the public officer that there exists, on the premises of 502 East 2nd Street Edgerton, Kansas (the "property"), a house which is unfit for human use because of dilapidation, and serves as a general blight upon the neighborhood and surrounding properties, such conditions found to be dangerous, unsafe and unfit for human habitation; and

WHEREAS, pursuant to Resolution 06-25-20C the City Council requested the appearance of the listed owner of the property, R-7 Capital Funding, LLC at a hearing held on August 13, 2020 at 7:00 P.M. at City Hall; and

WHEREAS, no representative of R-7 Capital Funding, LLC appeared at said hearing and the property remains unfit for human habitation and in violation of the City Code.

BE IT RESOLVED BY THE CITY COUNCIL, CITY OF EDGERTON, JOHNSON COUNTY, KANSAS:

That pursuant to Section 4-407 of the City Code the City Council hereby finds that the property is currently unsafe and unfit for human habitation, but agrees to allow the owner until September 28, 2020 to either bring the property within compliance or demolish the property. Should the property not have been demolished or abated to the satisfaction of the City Council by September 28, 2020 the City of Edgerton by its agent is hereby authorized to abate the conditions and demolish or remove the structure.

BE IT FURTHER RESOLVED:

That should it be necessary to demolish or remove the structure, the costs incurred by the City of Edgerton, Kansas, including attorneys' fees, shall be charged against the above described property as provided in Chapter IV, Article 4, Section 4-411, and the City Clerk shall, at the time of certifying other taxes to the County Clerk, certify the costs of cleanup. The County Clerk shall extend the same on the tax roll and it shall be collected by the County Treasurer and paid to the City of Edgerton as other City taxes are collected and paid.

PASSED by the City Council on this 27th day of August, 2020.

APPROVED BY the Mayor on this 27th day of August 2020.

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DONALD ROBERTS, MAYOR

ATTEST:

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CHRIS CLINTON, CITY CLERK

APPROVED AS TO FORM:

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LEE W. HENDRICKS, CITY ATTORNEY