

RESOLUTION NO. 327

A RESOLUTION FINDING THAT THE STRUCTURES LOCATED ON THE FOLLOWING:

The West 22 feet of Lot 15, in Block 10 of Canniff's Addition of the City of Burlingame know as 114 E. Santa Fe Avenue, Burlingame, Kansas;

The East 28 feet of Lot 15, Excluding East 9 inches of the South 40 feet, in 10 of Canniff's Addition of the City of Burlingame known as 116 E. Santa Fe Ave., Burlingame, Kansas,

IN THE CITY OF BURLINGAME, OSAGE COUNTY, KANSAS, ARE UNSAFE OR DANGEROUS AND DIRECTING THE STRUCTURE TO BE REPAIRED OR REMOVED AND THE PREMISES MADE SAFE AND SECURE.

WHEREAS, the building inspector/public officer of the City of Burlingame, Kansas did on the 20th day of September, 2010, file with the governing body of said City a statement in writing that certain structures, hereinafter described, were unsafe and dangerous and in violation of Article 6 Chapter IV of the Code of the City of Burlingame; and

WHEREAS, the governing body did by Resolution dated the 20th day of September, 2010, fix the time and place of a hearing at which the owner, his or her agent, any lienholders of record and any occupant of such structures could appear and show cause why such structures should not be condemned and ordered repaired or demolished, and provided for giving notice thereof as provided by law; and

WHEREAS, such Resolution was published in the official city

paper on the 23rd day of September, 2010, and on the 30th day of September, 2010, and a copy of such Resolution was served on all persons entitled thereto in all respects as provided by law; and

WHEREAS, on the 15th day of November, 2010, the governing body heard all evidence submitted by the building inspector of the City, and the owners, agents, and occupants of such structure and found the structures to be unsafe and dangerous with structural defects in violation of City Code. The owners requested 7 days in which to commence demolition, but as of this date no work of demolition has been started.

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

That said governing body hereby finds that the structures located on the West 22 feet of Lot 15, in Block 10 of Canniff's Addition of the City of Burlingame know as 114 E. Santa Fe Avenue, Burlingame, Kansas; and the East 28 feet of Lot 15, Excluding East 9 inches of the South 40 feet, in 10 of Canniff's Addition of the City of Burlingame known as 116 E. Santa Fe Ave., Burlingame, Kansas, are dilapidated and unfit for human habitation or use with structural defects including structural defects in the walls and lack of adequate roof and are unsafe and dangerous and in violation of Article 6 Chapter IV of the Code of the City and hereby direct such structures to be removed and the premises made safe and secure. The owners of such structures are hereby given 7 days from the date of publication

of this Resolution within which to commence the removal of such structure, such removal to be completed within 45 days, and if such owner fails to commence the removal of such structure within the time stated or fails to diligently prosecute the same until the work is completed, said governing body will cause the structure to be razed and removed and the costs of such razing and removing, less salvage if any, to be assessed and collected against the owners of the property pursuant to statute and filed as a special assessment against the lot or parcel of land upon which the structures are located as provide by law.

BE IT FURTHER RESOLVED, that the City Clerk shall cause this Resolution to be published once in the official city paper and a copy mailed to the owners, agents, lienholders and occupants as provided by law.

ADOPTED this 6th day of December, 2010.

Mayor

ATTEST:

City Clerk