

RESOLUTION NO. 389

A RESOLUTION FIXING A TIME AND PLACE AND PROVIDING FOR NOTICE OF A HEARING BEFORE THE GOVERNING BODY OF THE CITY OF BURLINGAME, KANSAS, AT WHICH THE OWNERS, THEIR AGENTS, LIENHOLDERS OF RECORD AND OCCUPANTS OF THE BUILDING LOCATED AT:

112 W. Santa Fe, Burlingame, Kansas

IN SAID CITY MAY APPEAR AND SHOW CAUSE WHY SUCH STRUCTURE SHOULD NOT BE CONDEMNED AND ORDERED REPAIRED OR DEMOLISHED AS AN UNSAFE OR DANGEROUS STRUCTURE AND A FINDING THE STRUCTURE IS UNSAFE AND NEEDS TO BE REPAIRED.

**WHEREAS**, the enforcing officer of the City of Burlingame, Kansas has reported to the governing body of said City, a statement that the structure, hereinafter described, is unsafe and the exterior is in disrepair.

**WHEREAS**, Jerry L. Hill and Bunleng Hill, owners of said property received notice of said condition of the building and requested an immediate hearing before the governing body waiving the right to receive formal notice and publication; and

**WHEREAS**, on May 23, 2017, the governing body of the City held a special meeting at the request of Jerry L. Hill and Bunleng Hill regarding the condition of the property and the required repairs or demolition; and

**WHEREAS**, at the special meeting of the governing body attended by Jerry Hill the condition of the building was discussed and that the owner of the property would be unable to

make the required repairs and in the interest of preserving a building and business on main street rather than possible further deterioration and demolition that in the interest of the public welfare the City will abate the condition at a cost not to exceed \$18,500 with the costs subject to a reimbursement amount pursuant to an agreement with the owners or if any default in reimbursement then the costs to be assessed against the property.

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

That said governing body hereby finds that the structure located on the West 1/2 of Lot 20, in Block 11, Canniff's Addition of the City of Burlingame known as 112 W. Santa Fe Ave, Burlingame, Kansas, is dilapidated and with structural defects and safety hazard including structural defects in the exterior wall and in violation of Article 6 Chapter IV of the Code of the City and hereby direct such structure to be repaired and the premises made safe and secure. That the owners are unable to make the repairs to the exterior of the building and the City in consideration of the cost of repairs compared to demolition and in the interest of preserving the building shall authorize and pay for the repairs to the exterior of the building at a cost not to exceed \$18,500 with an agreement with the owners for assessment of the costs of repairs and partial cash

reimbursement over a period of 6 1/2 years of the costs of repairs.

**ADOPTED** this 5 day of June, 2017.

**Vikki DeMars**  
**Mayor**

**ATTEST:**

**Patty Atchison**  
**City Clerk**