

(Published in *Basehor Sentinel* on January 31, 2008)

### RESOLUTION NO. 2007-13

A RESOLUTION FINDING THAT THE STRUCTURE LOCATED AT BLOCK 1, TOWN OF BASEHOR, CAMA#:181-02-0-20-01-002.00, IN THE CITY OF BASEHOR, LEAVENWORTH COUNTY, KANSAS, COMMONLY REFERRED TO AS 15411 PARALLEL ROAD, BASEHOR, KANSAS, IS UNSAFE AND DANGEROUS AND DIRECTING THAT THE STRUCUTRE BE REMOVED OR REPAIRED AND THE PREMISES MADE SAFE AND SECURE.

WHEREAS, the Enforcing Officer of the City of Basehor, Kansas did on the 3<sup>rd</sup> day of October, 2007, file with the governing body of said City a statement in writing that a certain structure, hereinafter described, was unsafe and dangerous; and,

WHEREAS, the governing body did by Resolution No. 2007-07 dated the 6<sup>th</sup> day of November, 2007, fix the time and place of a hearing at which the owner, his agent, lien holders, any occupants and all other parties of interest of such structure could appear and show cause why such structure should not be condemned and ordered repaired or demolished, and provided for giving notice thereof as provided by law; and,

WHEREAS, Resolution No. 2007-07 was published in the official city paper on the 8<sup>th</sup> day of November, 2007 and on the 15<sup>th</sup> day of November, 2007, and a copy of said resolution was served upon all persons entitled thereto as provided by law; and,

WHEREAS, on this 17<sup>th</sup> day of December, 2007 the governing body did conduct the hearing scheduled in Resolution 2007.07 and took evidence from the following: the enforcing officer on behalf of the city; Mr. and Mrs. Randy McDowell, owners.

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

**Section 1. Findings:** The governing body hereby finds that the structure located at:

CAMA#: 181-02-0-20-01-002.00

LOT: 5&6            BLOCK:

PLAT OF SOUTH BASEHOR

And commonly known and referred to as 15411 Parallel Rd, Basehor, Kansas, is unsafe and dangerous for the following reasons:

- a. The structural integrity of the building is at risk due to substantial water damage to wall segments.
- b. The electrical system throughout the building does not meet Code requirements and is a fire hazard.
- c. Absence of Code compliant emergency egress lighting.
- d. Absence of Code compliant emergency egress openings.

**Section 2. Direction to Property Owner.** The Governing Body directs that the property owner repair or remove the structure described hereinabove and that the premises be made safe and secure. If such owner fails to commence the repair, or removal of such structure within one-hundred and fifty (150) days of the date of this Resolution, or on or before May 15, 2008, or fails to diligently prosecute the repair or removal until it is completed, the Governing Body will cause the structure to be repaired or razed and removed and the costs of such repair or razing and removing, less salvage if any, to be assessed as a special assessment against the lot or parcel of land upon which the structure is located as provided by law.

**Section 3. Direction to City Clerk.** The City Clerk is hereby directed to publish this Resolution once in the official City newspaper, and within 3 days of such publication, to send copies of this Resolution by certified mail, in an envelope containing the statement "deliver to addressee only", to the owners, agents, lienholders of record and occupants of the property.

**Section 4. Effective Date.** This Resolution will become effective upon its adoption by the Governing Body.

Adopted this 17th day of December, 2007

  
Chris Garcia, Mayor

  
ATTEST:  
  
Mary A. Mogle, City Clerk

# Affidavit in Proof of Publication

STATE OF KANSAS  
Leavenworth County

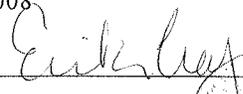
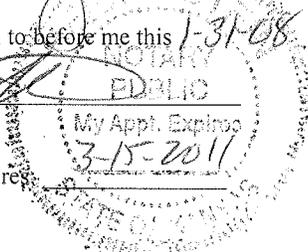
Erika Gray of the Legal Dept. of the Basehor Sentinel being first duly sworn, deposes and says:

That this weekly newspaper printed in the State of Kansas, and published in and of general circulation in Leavenworth County, Kansas, with a general paid circulation on a weekly basis in Leavenworth County, Kansas, and that said newspaper is not a trade, religious or fraternal publication, and which newspaper has been admitted to the mails as periodicals class matter in said County, and that a notice of which is hereto attached, was published in the regular and entire issue of the Basehor Sentinel

Said newspaper is published weekly 52 weeks a year; has been so published continuously and uninterruptedly in said county and state for a period of more than one year prior to the first publication of said notice and been admitted at the post office of Basehor in said County as second class matter.

That the attached notice is a true copy thereof and was published in the regular and entire issue of said newspaper for 1 consecutive weeks the first publication thereof being made as aforesaid on 01/31/2008 with publications being made on the following dates:

01/31/2008

  
\_\_\_\_\_  
Subscribed and sworn to before me this 1-31-08  
  
\_\_\_\_\_  
Notary Public  
My Appointment expires \_\_\_\_\_

ies of this Resolution by certified mail, in an envelope containing the statement "deliver to addressee only", to the owners, agents, lienholders of record and occupants of the property.

Section 4. Effective Date. This Resolution will become effective upon its adoption by the Governing Body.

Adopted this 17th day of December, 2007.

(seal)

Attest:  
/s/ Mary A. Mogle  
Mary A. Mogle, City Clerk

/s/ Chris Garcia  
Mayor, Chris Garcia

\_\_\_\_\_

Publication Charges	\$90.00
Notary And Affidavit	\$0.00
Additional Copies	\$0.00
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	\$90.00