

RESOLUTION NO. 2022-06

A RESOLUTION FINDING THAT THE STRUCTURES LOCATED IN LOTS FIVE (5) AND SIX (6), IN BLOCK THIRTY-TWO (32) IN THE CITY OF WASHINGTON, KANSAS, WITH A PHYSICAL ADDRESS OF 210 W. 5TH STREET, IN THE CITY OF WASHINGTON, WASHINGTON COUNTY, KANSAS, ARE UNSAFE AND DANGEROUS AND A BLIGHTING INFLUENCE ON SURROUNDING PROPERTIES AND DIRECTING THAT THE STRUCTURES BE REMOVED AND THE PREMISES MADE SAFE AND SECURE.

WHEREAS, the Enforcing Officer of the City of Washington, Kansas did submit to the governing body of said City that certain structures hereinafter described were unsafe and dangerous; and

WHEREAS, the governing body did by Resolution No. 2022-05 dated the 6th day of September, 2022, fix the time and place of a hearing at which the owners, his or her agents, and lienholders, any occupants and all other parties of interest of such structures could appear and show cause why such structures should not be condemned and ordered demolished, and providing for giving notice thereof as provided by law; and

WHEREAS, Resolution No. 2022-05 was published in the official city paper on the 15th day of September 2022, and on the 22nd day of September, 2022, and a copy of said Resolution was served upon all persons entitled thereto as provided by law; and

WHEREAS, on this 7th day of November, 2022, the governing body did conduct the hearing scheduled in Resolution No. 2022-05 and took evidence from the following: the enforcing officer on behalf of the city and Austin Tillery and Nicole Bauman (f/k/a Nicole Rathe-Tillery) on behalf of owners.

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

1. The governing body hereby finds that the structure(s) located ON:

Lots Five (5) and Six (6), in Block Thirty-Two (32), in the City of Washington, Washington County, Kansas;

and commonly known and referred to as 210 W. 5th Street, Washington, Kansas 66968, are unsafe and dangerous and a blighting influence on the surrounding community, and directs that the structures be removed, and the premises made safe and secure.

2. The owners of said structures are hereby directed to commence and complete the removal of the property as set forth herein and to have the removal completed within three (3) months of the date of publication of this Resolution. Provided, that upon due application by the owners and for good cause shown, the governing body, in its sole discretion, may grant the owners additional time to complete the removal of the property.

3. If the owner fails to commence the removal of the structure within the time stated herein, or any additional time granted by the governing body, or fails to diligently prosecute the same until the work is completed, the governing body will cause the structures to be razed and removed and the costs of razing and removing, less salvage if any, shall be collected in the manner provided by K.S.A. 12-1,1115, and amendments thereto or shall be assessed as a special assessment against the lot or parcel of land upon which the structure is located or by both, all as provided by law.

BE IT FURTHER RESOLVED, that if the owners fail to commence the removal of the structures within the time provided herein or fail to diligently prosecute the same, the governing body may take such further action as it deems necessary to raze and remove the structures without further notice to the owners or other parties in interest.

BE IT FURTHER RESOLVED, that the City Clerk shall cause this Resolution to be published once in the official city paper and mail a copy to the owner, agents, lienholders, occupants, and other parties in interest.

Adopted this 7th day of November, 2022.





Ryan W. Kern, Mayor



Denise M. Powell, City Clerk