

CITY OF ROSWELL

RESOLUTION NO. 01-31

A RESOLUTION REQUIRING THE REMOVAL OF CERTAIN RUBBISH, WEEDS, WRECKAGE OR DEBRIS; PROVIDING THAT THE CITY SHALL HAVE A LIEN FOR THE COST OF REMOVAL AND DECLARING CERTAIN PROPERTY TO BE SO COVERED WITH RUBBISH, WEEDS, WRECKAGE OR DEBRIS AS TO CONSTITUTE A PUBLIC NUISANCE PREJUDICIAL TO HEALTH, SAFETY AND GENERAL WELFARE.

WHEREAS, the City Council of the City of Roswell, New Mexico, finds that the premises listed in Exhibit A attached hereto and purportedly owned of record, or occupied by the parties named, have accumulated rubbish, weeds, wreckage or debris so as to be a menace to the public health, safety and general welfare of the inhabitants of the community; and further, that it is in the public interest to require the removal thereof, according to law;

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL, THE GOVERNING BODY OF THE CITY OF ROSWELL, NEW MEXICO, that:

1. The premises set forth in Exhibit A are declared to be so covered with rubbish, weeds, wreckage or debris as to constitute a menace to the public comfort, health, safety and general welfare within the purview of Article 3-18-5 NMSA 1978.

2. The owners, occupants or agents in charge of said premises are hereby ordered to remove such accumulated rubbish, weeds, wreckage or debris within ten (10) days of the receipt of notice by certified mail or from the date of publication of this resolution. In the event such removal is not commenced or written objection filed with the City Clerk within ten (10) days after service of a copy of this resolution, then the City Manager is authorized and directed to cause such accumulated rubbish, weeds, wreckage or debris to be removed at the sole cost and expense of the owner, or other parties having an interest in the properties, and further, that the reasonable cost of such removal shall be and become a subsisting and valid lien against such property so removed and the lot or parcel of land from which such removal was made and shall be foreclosed in the manner provided by law for the foreclosure of municipal liens.

3. In the event the owner or other person aggrieved shall file a protest within the time provided, the City Council shall thereafter fix a date for hearing. At the hearing, the protestant shall be entitled to be heard in person, by agent or attorney and the City Council shall consider evidence whether or not its previous action shall be enforced or rescinded; if it shall be determined that the removal order should be enforced.


4. Persons aggrieved by the determination of the City Council have a right to appeal to a court of competent jurisdiction by giving notice of such appeal to the City Council within five (5) days after the day of issuance of such order or decision, together with a petition for court review duly filed with the Clerk of the Court within twenty (20) days of the date of issuance of the order or decision complained of.

ADOPTED, SIGNED AND APPROVED the 11<sup>th</sup> day of October 2001.

CITY SEAL

  
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Bill B. Owen, Mayor

ATTEST:

  
\_\_\_\_\_  
Timothy D. Stoessel, City Clerk

404 E. 7 <sup>th</sup> St. Belle Plain Lot 57 W 44' Antonio Gurrola / Maria Gurrola 404 E. 7 <sup>th</sup> St. Roswell, NM 88201	(O)	Approx 200-300 Blk E. Keith St. Keiths Southside 2 Blk 1 Lot 24 Worley Family Trust P O Box 756 Roswell, NM 88202-0756	(O)
400 E. Poe St. 16-11-24 NE4NW4W355'E818' S561.35'N591.35' B.P.O. Elks Lodge 969 P O Box 1678 Roswell, NM 88202-1678	(O)	Approx 200-300 Blk E. Keith St. Keiths Southside 2 Blk 1 Lot 25 Worley Family Trust P O Box 756 Roswell, NM 88202-0756	(O)
Approx 404 E. Poe St. 16-11-24NW4E463'S561.35'N591.35 16-11-24 NE4W34.2'S561.35'N591.35' B.P.O. Elks Lodge 969 P O Box 1678 Roswell, NM 88202-1678	(O)	Approx 200-300 Blk E. Keith St. Keiths Southside 2 Blk 1 Lot 26 Worley Family Trust P O Box 756 Roswell, NM 88202-0756	(O)
Approx 200-300 Blk E. Keith St. Keiths Southside 2 Blk 1 Lot 19 Worley Family Trust Earl L & Mary Lena Trustees P O Box 756 Roswell, NM 88202-0756	(O)	Approx 200-300 Blk E. Keith St. Keiths Southside 2 Blk 1 Lot 27 Worley Family Trust P O Box 756 Roswell, NM 88202-0756	(O)
Approx 20-300 Blk E. Keith St. Keith Southside 2 Blk 1 Lot 20 Worley Family Trust P O Box 756 Roswell, NM 88202-0756	(O)	Approx 200-300 Blk E. Keith St. Keiths Southside 2 Blk 1 Lot 28 Worley Family Trust P O Box 756 Roswell, NM 88202-0756	(O)
Approx 200-300 Blk E. Keith St. Keiths Southside 2 Blk 1 Lot 21 Worley Family Trust P O Box 756 Roswell, NM 88202-0756	(O)	Approx 200-300 Blk E. Keith St. Keiths Southside 2 Blk 1 Lot 29 Worley Family Trust P O Box 756 Roswell, NM 88202-0756	(O)
Approx 200-300 Blk E. Keith St. Keiths Southside 2 Blk 1 Lot 22 Worley Family Trust P O Box 756 Roswell, NM 88202-0756	(O)	Approx 200-300 Blk E. Keith St. Keiths Southside 2 Blk 1 Lot 30 Worley Family Trust P O Box 756 Roswell, NM 88202-0756	(O)
Approx 200-300 Blk E. Keith St. Keiths Southside 2 Blk 1 Lot 23 Worley Family Trust P O Box 756 Roswell, NM 88202-0756	(O)	Approx 200-300 Blk E. Keith St. Keiths Southside 2 Blk 1 Lot 31 Worley Family Trust P O Box 756 Roswell, NM 88202-0756	(O)
		Approx 200-300 Blk E. Keith St. Keiths Southside 2 Blk 1 Lot 32 Worley Family Trust P O Box 756 Roswell, NM 88202-0756	(O)

Approx 200-300 Blk E. Keith St. (O)  
Keiths Southside 2 Blk 1 Lot 33 W56.70'  
Worley Family Trust  
P O Box 756  
Roswell, NM 88202-0756

214 E. Hammond St. (O)  
Worley Summary Plat No 10 Lot 9A  
Lehman Capital  
1675 Palm Beach Lakes Blvd  
West Palm Beach, FL 33401

Ignacio Villalobos  
Selma Villalobos  
214 E. Hammond St.  
Roswell, NM 88203

1001 N. Missouri (C)  
West Side Blk 27 Lot 8  
Delbert Baier  
81 Tocado Loop  
Belen, NM 87002

13 Reynolds (C)  
Pecos Valley Village Blk 7 Lot 4  
Dennis Jackson  
2701 Wallace  
Clovis, NM 88101

24 E. Martin (O)  
Pecos Valley Village Blk 21 Lot 28  
Johnny R. & Tammy Vick  
43 Richmond Rd.  
Dexter, NM 88230-9520

81 E. Eyman (C)  
Pecos Valley Village Blk 17 Lot 2  
Eri-Crys Inc.  
604 S. Michigan Ave.  
Roswell, NM 88203-3842

3016 N. Richardson Ave. (O)  
Overstreet Sub Blk 1 Lot 1  
Eugenia (Avenia) G. Alexopoulos  
c/o 3822 N. Braeswood #59  
Houston, TX 77025

3014 N. Richardson Ave. (O)  
Overstreet Sub Blk 1 Lot 2  
Eugenia (Avenia) G. Alexopoulos  
c/o 3822 N. Braeswood #59  
Houston, TX 77025

1109 A & B W. 7<sup>th</sup> St. (C)  
Riverside Height Amend Blk 22  
Lot 8 E56.95'  
Fred E. Papworth  
P O Box 2873  
Roswell, NM 88202-2873

1111 W. 7<sup>th</sup> St. (C)  
Riverside Heights Amend Blk 22 Lot 7  
Riverside Heights Amend Blk 22  
Lot 8 W2.5'  
Fred Papworth  
P O Box 2873  
Roswell, NM 88202-2873

3202 W. Alameda St. (O)  
Capitan Heights Amend Blk 1 Lot 2 W139.9'  
Capitan Heights Amend Blk 1 Lot 3 W140.1'  
Conferina Johnson  
HCR 46 Box 1076  
Ruidoso Downs, NM 88346

708 ½ S. Union Ave. (O)  
Waters Blk 1 Lot 5  
Emma L. Lechler  
Miranda & Vasquez  
P O Box 2461  
Roswell, NM 88202-2461

700 Blk S. Gregg (O)  
Cullen Amend Blk 2 Lot 3  
Alice Alvarez  
207 W. 13<sup>th</sup> St.  
Roswell, NM 88201