

CITY OF ROSWELL

RESOLUTION NO. 05-12

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agent or attorney and the City Council shall consider evidence whether or not its previous action shall be enforced or rescinded; if it shall be determined that the removal order should be enforced.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.

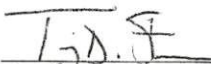
ADOPTED, SIGNED AND APPROVED the 9th day of June 2005.

CITY SEAL



Bill B. Owen, Mayor

ATTEST:



Timothy D. Stoessel, City Clerk

Briar Ridge Unit C Lots 51 - 58 First New Mexico Development Inc. 2 Robins Nest Pl. Roswell, NM 88201	(O)	504 N. Missouri Ave. West Side Blk 9 Lot 5 William F. And Oneita J. Jewell c/o Franki Piatt P.O. Box 24 Salado, TX 76571	(O)
Briar Ridge Unit B Lots 1 thru 21 Donald Erickson Harold Erickson 1001 Salamanca NW Albuquerque, NM 87107	(O)	322 E. Lewis St. Keith's Southside Blk 7 Lot 11 Julius W. & Doris Snow 322 E. Lewis St. Roswell, NM 88203	(O)
Lomitas Encantadas 3 Blk 30 Lot 8 (Mason Dr) David Macilwraith 241 Jade St. Rock Springs, WY 82901-6723	(C)	814 E. Tilden St. Flora Vista Blk 4 Lot 13 Robert Berry 32 Kiva Ct. Sandia Park, NM 87047	(O)
810 N. Ohio Ave. Porter Blk 6 Lot 1 Leslie L. Schroder 6853 Bonnie Ave. St. Louis, MO 63123-3236	(O)	303 E. Van Buren St. Mitchell Rediv Blk A Lot 12 Richard J. III & Shirley Dillard 3256 E. 147 th St. Cleveland, OH 44120	(C)
1006 N. Union Ave. 32-10-24 SW4 NW4 E160.33' N40.1' S937.8' SE4 NW4 W8' N40.1 S937.8' Marcus Gillum 12 Denwill Ct. Sacramento, CA 95824	(O)	307 E. Van Buren St. Mitchell Rediv Blk A Lot 14 George Provoost 505 Dakota SE Albuquerque, NM 87108	(C)
1008 N. Union Ave. 32-10-24 SW4NW4E160.33'N40.1'S978' SE4 NW4 W8' N40.1 S978' Marcus Gillum 12 Denwill Ct. Sacramento, CA 95824	(O)	913 E. Bland St. Jackson's Lot 9 W. O. Havens 1605 Willow View Longview, TX 75601	(C)
805 W. 10 th St. Riverside Heights Blk 2 Lot 4 W78' Lawrence D. Cosgrave Trust c/o C. McIntyre or M. L. Cosgrave Trustees 10564 N. 5370 West Highland, UT 84003	(O)	506 S. Holland Ave. 4-11-24 E2S W4 SE4 NE4 W135' E158' N50' S250' Marijane F. Propes 1001 CR 314 Cleburne, TX 76031-9801	(O)
1808 N. Cambridge Ave. Allison Rediv Blk 1 Lot 8 Robert H. Thomas c/o Jennifer M. McCoy 5380 Medical Dr. #1407 San Antonio, TX 78240	(C)	1601 S. Holland Ave. Fruitland Park 1 Blk 15 Lot 1 Margaret A. Seddon 1601 S. Holland Ave. Roswell, NM 88203	(O)
		1604 S. Holland Ave. Fruitland Park 1 Blk 14 Lot 43 Susan Lorraine Thompson P.O. Box 1579 Ruidoso, NM 88355-1579	(C)

1521 S. Jackson Ave. (C)
Fruitland Blk 4 Lt 1 N200' S300' E130' W168'
W. L. & Martha M. Turley
10595 Russell Rd.
La Mesa, CA 91941

725 E. Tilden St. (C)
Flora Vista Blk 1 Lots 29, 30
Wallace O'Kelley
2315 N. Cole Ave.
Roswell, NM 88201

727 E. Tilden St. (C)
Flora Vista Blk 1 Lot 31
Alberto W. Ruclas
305 E. Reed St.
Roswell, NM 88203

512 S. Holland Ave. (C)
4-11-24 E2 SW4 SE4 NE4 W135' E158'
N50' S300'
Marcos Parra
5000 Old Clovis Hwy
Roswell, NM 88201

816 E. Tilden St. (O)
Flora Vista Blk 4 Lots 11,12
Marina Villa
821 Connecticut Ave.
Holloman AFB, NM 88330

730 E. Tilden St. (O)
Flora Vista Blk 4 Lot 25
Reyes P. Herrera
505 S. Pinon Ave.
Roswell, NM 88203

106 S. Pennsylvania Ave. (O)
West Side Blk 47 Lot 4
Richard Barrette
Linda C. Barrette
106 S. Penn Ave.
Roswell, NM 88203

102 S. Ohio Ave. (O)
Wright's Blk 4 Lot 2
Celeste Michelle Zamora
107 Calle Del Sol
Roswell, NM 88201

200 S. Wyoming Ave. (C)
Fair Park Amend Blk 7 Lot 1
Fair Park Amend Blk 7 Lot 2 E 32'
Connie Gonzales
P. O. Box 205
Elida, NM 88116

419 S. Fir Ave. (C)
Thorne Blk 6 Lot 11
Tony Melendez Jr.
Esperanza Melendez
149 Turquoise
Las Cruces, NM 88001

911 W. Hendricks St. (O)
Pauly Blk 11 Lot 7 W 68.33'
Pauly Blk 11 Lot 8 W 68.33'
Ted Crawford
911 W. Hendricks St.
Roswell, NM 88203

411 S. Kansas Ave. (O)
Pauly Blk 12 Lot 6 W 110'
Gerald Rivera
Irene Rivera
411 S. Kansas Ave.
Roswell, NM 88203

701 S. Kansas Ave. (O)
Wetmore's Lot 1 Lewis 1st Blk 2 Lot 11 N60'
Barton Waldron Jr.
Amanda D. Waldron
1343 Hwy 85
Belen, NM 87002

1010 W. Deming St. (C)
Sunset Blk 8 Lot 2
Harry R. Finck
Ida Dell Finck
714 Post Ave. #51
Alamogordo, NM 88310

514 W. McGaffey St. (O)
South Highlands Redivision Blk 19 A Lot 15
Bobby L. Wallace
1801 W. Hwy 190
Belton, TX 76513

605 S. Kansas Ave. (O)
Pauly Blk 24 Lot 3
Jim Gonzales
Helen Gonzales
1303 S. Lea Ave.
Roswell, NM 88203

1106 S. Richardson Ave. (C)
Roswell Homes Rediv Blk 1 Lot
Hiram Navalles
1021 E. 5th, Apt. A
Calexico, CA 92231

Approx 501 & 505 W. Reed St. (O)
Valley View Blk 2 Lot 11
E50' / E100' W121.85'
Meca Co., Inc.
P.O. Box 1270
Roswell, NM 88202-1270

3412 S. Union Ave. (C)
Constellation Estates Amend Blk 2 Lot 7
Wade Edward Bradley
Lorena P. Bradley
3412 S. Union Ave.
Roswell, NM 88203

1406 Sunset Place (C)
Mesa Manor Blk 33 Lot 8
Terrance J. Garcia
Connie J. East
1406 Sunset Pl.
Roswell, NM 88203

18 W. Wells St. (C)
Pecos Valley Village Blk 13 Lot 30
Jose L. Lopez
18 W. Wells St.
Roswell, NM 88203