

CITY OF ROSWELL
RESOLUTION NO. 14-50

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.

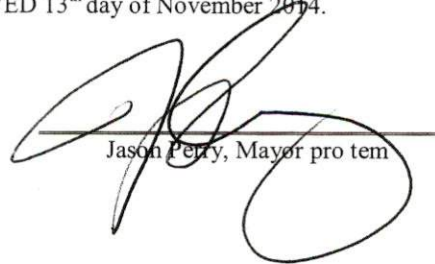
2. The owners, occupants or agents in charge of said premises are hereby ordered to remove such accumulated rubbish, weeds, wreckage or debris within ten (10) days of the receipt of notice by certified mail or from the date of publication of this resolution. In the event such removal is not commenced 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 13th day of November 2014.




Jason Perry, Mayor pro tem


Sharon Coll, City Clerk

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| <p>319 E. 7TH ST. 319 E. 7TH ST. #1/2 BELLE PLAIN LOT 52 E 54' QUARTER: SW S 33 T 10S R 24E RAMIREZ, RAFAEL; RAMIREZ, KIMBERLY F. 2912 SHIRLEY NE ALBUQUERQUE, NM 87112</p> | <p>APPROX: 701 E. 2ND BELLE PLAIN LOT 43 W 90' N 125.2' S 200.2' / E 240' S 200.2' QUARTER: SE S 33 T 10S R 24E ELLIOTT PARTNERS, LTD 2526 N. STALLINGS DR. NACOGDOCHES, TX 75964</p> |
| <p>321 E. FOREST ST. SOUTH HIGHLANDS REDIVISION BLOCK 13A LOT 2 DUCHARME, ARTHUR & JULIA PO BOX 3795 MORIARTY, NM 87035</p> | <p>APPROX: 410 E. CHISUM FRUITLAND BLOCK 4 LOT 3 GUAJACA, NORA 1325 W. 219TH STREET TORRANCE, CA 90501-4008</p> |
| <p>1411 STANTON AVE. SOUTH HIGHLANDS REDIVISION BLOCK 29A LOT 14 & LOT 15 TAYLOR, JACK 2001 MC KINLEY ST. CARLSBAD, NM 88220-6425</p> | <p>1521 JACKSON AVE. FRUITLAND BLOCK 4 LOT 1* TURLEY, W.L.; TURLEY, MARTHA M. 10595 RUSSELL RD. LA MESA, CA 91941</p> |
| <p>600 E. DEMING ST. BARNETTS BLOCK 9 LOT 13 SILVA, EDUVIGEN MRS. C/O LOUIS MENDOZA 600 EL PARAISO ALBUQUERQUE, NM 87107</p> | <p>712 E. DEMING ST. BARNETTS BLOCK 10 LOT 1 REAMES, DUANE G. PO BOX 8294 RUIDOSO, NM 88355</p> |
| <p>803 E. DEMING ST. BARNETTS BLOCK 6 LOT 12 DONOVAN, JOSEPH 1048 CENTRAL AVE. ALAMEDA, CA 94501</p> | <p>805 E. DEMING ST. BARNETTS BLOCK 6 LOT 10 DESMUKE, TERRELL H. 511 E SAN YSIDRO BLVD SAN YSIDRO, CA 92173</p> |
| <p>901 E. DEMING ST. BARNETTS BLOCK 5 LOT ALL BASINGER, GEORGIA 901 E. DEMING ST. ROSWELL, NM 88203</p> | <p>508 E. TILDEN ST. SOUTH ROSWELL BLOCK 16 LOT 9 ANTILLION, ISRAEL; ADERETE, NORMA 639 S. HILL RD., SP# 14 BERNALILLO, NM 87004</p> |
| <p>511 E. TILDEN ST. SOUTH ROSWELL BLOCK 1 LOT 12 GARCIA, JOSE A. 639 S. HILL ROAD #14 BERNALILLO, NM 87004</p> | <p>512 E. TILDEN ST. SOUTH ROSWELL BLOCK 16 LOT 13 GUZMAN, BERTHA E. 1013 W. WENONAH BLVD. WICHITA FALLS, TX 76309</p> |
| <p>506 HOLLAND AVE. S 4 T 11S R 24E E2SW4SE4NE4 W 135' E 158' N 50' S 450' PROPE, MARIJANE F. 1001 CR 314 CLEBURNE, TX 76031-9801</p> | <p>913 E. BLAND ST. JACKSONS LOT 9 QUARTER NE S 4 T 11S R 24E HAVENS, W.O. 6203 N. CAPITAL OF TEXAS HWY AUSTIN, TX 78731</p> |
| <p>1001 E. BLAND ST. S 4 T 11S R 24E E2SW4SE4NE4 E 50' W 70' N 160' S 180' VALENZUELA, SKIP H. 565 OASIS DR. CHAPARRAL, NM 88081</p> | <p>513 S. ASH AVE. 515 S. ASH AVE. JACKSONS LOT 13 & LOT 14 CHAVEZ, TONY; CHAVEZ, AVIE 216 WYOMING SE ALBUQUERQUE, NM 87123</p> |
| <p>APPROX: 1400 S. CAHOON JOHNSON & ALLISON S2 BLOCK 2 LOTS 5-6-7-8 FRUITLAND BLOCK 8 LOT 1 & LOT 2 , S 9 T 11S R 24E S 9 T 11S R 24E ZARETT, RUSSELL 6621 NOBLE AVENUE VAN NUYS, CA 91405</p> | <p>APPROX: 1404 S. CAHOON JOHNSON & ALLISON S2 BLOCK 2 LOTS 5-6-7-8 FRUITLAND BLOCK 8 LOT 3 JOHNSON, DIANNA 218 WYOMING NE ALBUQUERQUE, NM 87123</p> |
| <p>APPROX: 1406 S. CAHOON JOHNSON & ALLISON S2 BLOCK 2 LOTS 5-6-7-8 FRUITLAND BLOCK 8 LOT 4 LARSON, RUDY JAY PO BOX 7574 CHICO, CA 95927</p> | <p>1007 E. POE ST. FRUITLAND BLOCK 9 LOT 6 CLIFFORD PARKS ESTATE 1007 E. POE ST. ROSWELL, NM 88203</p> |

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| 1209 W. 13 TH ST. 32-10-24 NW4NW4 S217' N426' E100' W570' / S417' N627' E62' W508' SAIZ, RUDY A. PO BOX 151 GLENCOE, NM 88324 | 3900 N. MAIN ST. BERRENDO IRRIGATED FARMS BLOCK 17 LOT 8 S132' N944' E330' MARLEY RANCHES, LTD. PO BOX 1658 ROSWELL, NM 88202-1658 |
| 1203 N. OHIO AVE. 32-10-24 NW4NW4 N50' S250' E150' W530' ADAMS, ALBERT E.; ADAMS, JARARD PO BOX 4352 ROSWELL, NM 88202-4352 | APPROX. 1507, 1509 N. KANSAS AVE. MAYWOOD BLOCK 3 LOT 18 AND LOT 19 CHAVEZ, ARTHUR; CHAVEZ, KAREN 916 MC DONALD AVE. WILMINGTON, CA 90744 |
| 1001 N. MISSOURI AVE. WEST SIDE BLOCK 27 LOT 8 CONE, ANDREW C.; LOPEZ VILLENA, ALEJANDRA 1025 ORLANDO CIR. PLANO, TX 75075 | 1704 N. KENTUCKY AVE. SIEG LOT 10 THOMPSON, KATHERINE 131 W. CALLE LA GUERRA CAMARILLO, CA 93010 |
| 1003 N. MISSOURI AVE. WEST SIDE BLOCK 27 LOT 9 EARLEY, HARRY P. 12801 FAIR OAKS BLVD., APT. 430 CITRUS HTS., CA 95610 | 1505 N. KANSAS AVE. MAYWOOD BLOCK 3 LOT 17 CHAVEZ, ARTHUR; CHAVEZ, KAREN 916 MC DONALD AVE. WILMINGTON, CA 90744 |
| 1207 W. 8 TH ST. RIVERSIDE HEIGHTS AMEND BLOCK 12 LOT 4 BUENALUZ, RAFAEL P., AIDA E. & MARK E. 1139 N. HELIOTROPE DR. LOS ANGELES, CA 90029 | APPROX: 4400 BLOCK N. MAIN ST. SAM'S SUBDIVISION LOT 5 LAND HOLDING, LLC C/O PNC BANK 943000360 PO BOX 25999 SHAWNEE MISSION, KS 66225 |
| 905 W. 8 TH ST. RIVERSIDE HEIGHTS BLOCK 9 LOT 4 W50' ELLINGTON, WILLIAM E.; ELLINGTON, DEBBIE M. 808 W. 8 TH ST. ROSWELL, NM 88201 | 3205 N. GARDEN AVE. LINDA VISTA ESTATES 2 BLOCK 23 LOT 4 BANK OF AMERICA, NA C/O US BANK, NA- TRUSTEE 1661 WORTHINGTON RD., SUITE 100 WEST PALM BEACH, FL 33409 |
| 907 W. 8 TH ST. RIVERSIDE HEIGHTS BLOCK 9 LOT 3 E50' ELLINGTON, WILLIAM E.; ELLINGTON, DEBBIE M. 808 W. 8TH ST. ROSWELL, NM 88201 | 2318 DAVIS AVE. DAVIS LOT 20 HUNT, TANDY L.; HUNT, MARNA HUNT 116 E. COUNTRY CLUB RD., ROSWELL, NM 88201 |
| 1211 W. 7 TH ST. RIVERSIDE HEIGHTS AMEND BLOCK 21 LOT 7 MORRIS, ERIC J.; MORRIS, LALAITH M. 1211 W. 7 TH ST. ROSWELL, NM 88201 | 612 GREENBRIER ST. DALE BELLAMAH UNIT 1 BLOCK 4 LOT 4 CASAREZ, ROSENDO PO BOX 2052 ROSWELL, NM 88202-2052 |
| 310 S. DELAWARE AVE. PAULY BLOCK 4 LOT 4 BLEWETT, CARLTON AND BLEWETT, DAVID 1612 W. 8TH ROSWELL, NM 88201 | 308 S. DELAWARE AVE. PAULY BLOCK 4 LOT 3 RAMIREZ, ADAN; RAMIREZ, ZIMA 1102 N. UNION ROSWELL, NM 88201 |
| 306 S. DELAWARE AVE. PAULY BLOCK 4 LOT 2 DURHAM, CYLOMA D.; WAGGONER, TOM A. PO BOX 1270 ROSWELL, NM 88202 | 300 S. DELAWARE AVE. 302 S. DELAWARE AVE. WRIGHTS BLOCK 11 LOT 1 & LOT 2 CALVARY BAPTIST CHURCH 1009 W. ALAMEDA ST. ROSWELL, NM 88203 |
| 300 S. KANSAS AVE. OVARDS BLOCK 10 LOT 1 GRAHAM, MICHAEL L.; GRAHAM, MARY R. 2741 ASPEN LOOP SANTA FE, NM 87507 | 1615 W. TILDEN ST. FAIR PARK BLOCK 9 LOT 15 ALLEN MROS ESTATE 1615 W. TILDEN ST. ROSWELL, NM 88203 |