

CITY OF ROSWELL
RESOLUTION NO. 14-57

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agent or attorney and the City Council shall consider evidence whether or not its previous action shall be enforced or rescinded; if it shall be determined that the removal order should be enforced.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 11th day of December 2014.

CITY SEAL


Dennis J. Kintigh, Mayor

ATTEST:


Sharon Coll, City Clerk

1507 PONTIAC DRIVE SCHNEDARS BLOCK 3 LOT 14 GROWING INVESTMENT PROPERTIES, LLC 13170 CENTRAL AVE SE # B119 ALBUQUERQUE, NM 87123	APPROX. 3600 BLOCK N MAIN ST RIVERSIDE NORTH SUBDIVISION SUM PLAT #2 LOT 3 E. STANLEY KROENKE 211 N STADIUM BLVD, STE 207 COLUMBIA, MO 65203
APPROX. 608 N OHIO AVE PASCHAL SUM REPLAT LOT 1 WILLIAM F. & ELISE A. MADISON HC 72, BOX 490 RIBERA, NM 87560	APPROX. 3700 BLOCK N MAIN ST RIVERSIDE NORTH LOT 4 AND LOT 5 E. STANLEY KROENKE 211 N STADIUM BLVD, STE 207 COLUMBIA, MO 65203
1304 HOLBORN CT DELTA WEST UNIT 6 LOT 5 RYAN PRICE; LAURA PRICE 4480 SUMMIT VIEW RANCH RD SANTA ROSA, CA 95404	APPROX. 800 BLOCK E COUNTRY CLUB RD MILITARY HEIGHTS LOT 1 E300' N200' CPT OPERATING, LLC 400 W 2 ND ST ROSWELL, NM 88201
APPROX. 911 W 10 TH ST RIVERSIDE HEIGHTS BLOCK 3 LOT 3 E2/W2 LESS 44.50' OF S165' CAROLINA R. VALDEZ 271 CATNIP ST EL PASO, TX 79925	1612 PONTIAC DR SCHNEDAR REDIV BLOCK 5 LOT 4 STEPHEN CRIHFIELD 1612 PONTIAC DR ROSWELL, NM 88201
APPROX. 910 W 11 TH ST RIVERSIDE HEIGHTS BLOCK 3 LOT 2 E36.65' W141.65' SISTO DURAN JR. 1246 LAGOON AVE WILMINGTON, CA 90744-3117	1209 N MICHIGAN AVE 32-10-24 NE4NW4 W182.2' E412' N50' S520' MANUEL RODRIGUEZ 1004 ARAPAHO TRL ALAMOGORDO, NM 88310
1715 W 2 ND ST LINCOLN PLACE BLOCK 2 LOT 4 17 AND LOT 18 REAL ESTATE CORP. LABORERS INTL. UNION N AMERICA #16 1030 SAN PEDRO NE ALBUQUERQUE, NM 87110	APPROX. 1200 BLOCK N MICHIGAN AVE 32-10-24 NE4 NW4 W234' E463' S650' W50' E200' N130' S650' W20' E483' N15' S535' ROSWELL INVESTMENT & DEVELOPMENT CO 6720 E CAMINO PRINCIPAL, SUITE 102 TUCSON, AZ 85715
1601 N UNION AVE LAWRENCE & HODGES BLOCK 4 LOT 12 HUBIE D. KNIGHT; BRIAN KNIGHT 313 N YORK AVE HAGERMAN, NM 88232	1206 1/2 N WASHINGTON AVE 32-10-24 NE4NW4 W182.410' N50' S470' ROSWELL INVESTMENT & DEVELOPMENT CO 6720 E CAMINO PRINCIPAL, SUITE 102 ROSWELL, NM 88201
1111 W 14 TH ST HOWARD PLACE BLOCK 2 LOT 13 LEONARD SILVA 22 FERMIN CHAVEZ RD BELEN, NM 87002-7300	1203 N MICHIGAN AVE 32-10-24 NE4NW4 W182.2' E408' N50' S370' VIRGINIA VALENCIA 709 POPLAR ST FARMINGTON, NM 87401
APPROX. 709 1/2 W 12 TH ST KEITH AMEND BLKS 4-5 TR A B C BLOCK 4 LOT 2 W40' E104' NORMA DEAN NORRIS MORGAN C/O RON MORGAN PO BOX 53 CANYON CITY, OR 97820	1218 N MAIN ST NORTH SPRING RIVER BLOCK 19 LOT 1 LESS W69.71' N46.07' AND LOT 2 N2 MIKE GIANGRASSO 115 RIVERIERA DR MASTIC BEACH, NY 11951
206, 206 1/2 W. 8 TH ST. CHAMBERS REDIV LOT 4 BOBBY BATES PO BOX 167 MONUMENT, NM 88265	1102 N ATKINSON AVE S 33 T 10S R 24E NE4NE4 N 50' S 80' W 120' E 150' LOIDA V. GARCIA 1102 N ATKINSON ROSWELL, NM 88201

410 E ALBUQUERQUE SOUTH ROSWELL BLOCK 31 LOT 11 VERONICA R. CALZADA 1230 LINCOLN ST PO BOX 1824 ANTHONY, NM 88021	412 E ALBUQUERQUE SOUTH ROSWELL BLOCK 31 LOT 13 ANTONIO A. LA RIVA PO BOX 11503 ALBUQUERQUE, NM 87192-1503
718 E ALAMEDA ST FLORA VISTA BLOCK 2 LOT 1 & LOT 2 CARLOTA & RAYMOND LEE GONZALES; ALICE ALVAREZ 510 E FOREST ROSWELL, NM 88203	APPROX: 740 E ALAMEDA FLORA VISTA BLOCK 1 LOT S 7 8 9 10 11 12 JOE ALBAREZ #12 FOREST DR ROSWELL, NM 88203
500 E MATHEWS ST 502 E MATHEWS ST SOUTH ROSWELL BLOCK 49 LOT 1 & LOT 3 HUMBERTO MARQUEZ; ARLENE J. RODRIGUEZ 1435 HARLAN LAKEWOOD, CO 80214	607 E MATHEWS ST BARNETTS BLOCK 9 LOT 6 KARINA GARCIA 7618 W WELDON AVE PHOENIX, AZ 85033
609 E MATHEWS ST BARNETTS BLOCK 9 LOT 6 KARINA GARCIA 7618 W WELDON AVE PHOENIX, AZ 85033	611 E MATHEWS ST BARNETTS BLOCK 9 LOT 4 KARINA GARCIA 7618 W WELDON AVE PHOENIX, AZ 85033
509 E SUMMIT ST SOUTH ROSWELL AMND BLK 49 BLOCK 49 LOT 10 CHARLES P. JACKSON 8332 HIGHLAND VIEW UNIVERSAL CITY, TX 78148	300 E HENDRICKS ST SOUTH ROSWELL BLOCK 19 LOT 1 MENDOZA, LORETTA ETAL; C/O TERESA JUAREZ PO BOX 918 CHIMAYO, NM 87522
302 E HENDRICKS ST SOUTH ROSWELL BLOCK 19 LOT S 3 5 & LOT S 3 5 RICHARD ALLEN TRIGGS; DOLORES A. BOYER 14808 PINE VIEW DR GRANDVIEW, MO 64030-4573	1004 S MULBERRY AVE JOHNSON LOT 2 BLK 1 FRUITLAND BLOCK 0 LOT 22 RONALD E. MC BRIDE 709 W 5 th ST COLEMAN, TX 76834
1006 S MULBERRY AVE JOHNSON LOT 2 BLK 1 FRUITLAND BLOCK 0 LOT 21 DESIDERIO HEIRS MONTROYA; C/O EVA ARAGON 718 E WALNUT ST ROSWELL, NM 88203	1008 S MULBERRY AVE JOHNSON LOT 2 BLK 1 FRUITLAND BLOCK 0 LOT 20 CHARLES WAGONER 5255 MEMPHIS #201 DENVER, CO 80239
1010 S MULBERRY AVE JOHNSON LOT 2 BLK 1 FRUITLAND BLOCK 0 LOT 19 CHARLES WAGONER 5255 MEMPHIS #201 DENVER, CO 80239	1623 S MULBERRY AVE MAYES BLOCK 7 LOT 13 & LOT 14 ROBERT S. BASINGER ESTATE 8496 STATE HWY 20 EUCHA, OK 74342
703 S PLAZA DR SOUTH PLAINS PARK BLOCK 8 LOT 2 WILLIAM I. SAMUEL; LILIAWA SAMUEL 7319 GILLET ST CANUTILLO, TX 79835	1015 S PLAINS PARK DR PLAINS PARK 2 BLOCK 6 LOT 14 E 45' & LOT 15 W 20' MENARD FAMILY TRUST GEORGE A MARGIE A MENARD, TRUSTEES 5975 7 th ST LATHROP, CA 95330
614 W JAFFA ST SOUTH PLAINS PARK 1 BLOCK C LOT 8 & LOT 9 E 1' LUIS CARLOS MENDOZA; CARMEN MENDOZA 801 E 3 rd ST APT A ROSWELL, NM 88201	606 S MICHIGAN AVE SPARKS BLOCK 5 LOT 4 ALFONSO MORENO; JOVITA MORENO 3110 PROSPECTOR RD VICTORVILLE, CA 92392