

CITY OF ROSWELL
RESOLUTION 18-11

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agent or attorney and the City Council shall consider evidence whether or not its previous action shall be enforced or rescinded; if it shall be determined that the removal order should be enforced.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 15th day of March 2018.



Sharon Coll

Sharon Coll, City Clerk

Dennis Kintigh

Dennis Kintigh, Mayor

112 E. ALBUQUERQUE ST. 114 E. ALBUQUERQUE ST. 602 S. VIRGINIA AVE. PHYSICIANS DEVELOPMENT SUMMARY REPLAT Block 0 Lot 25A S RIVERS OF LIFE INTERNATIONAL, INC. 1101 E. BEECH ST. ROSWELL, NM 88203	505 E. ALBUQUERQUE ST. SOUTH ROSWELL Block 17 Lot 4 SIMONE, MATHEW W. 10266 PEBBLE BEACH DRIVE SANTEE, CA 92071
610 E. ALBUQUERQUE ST. BARNETTS Block 2 Lot 5 REYES, MAYRA ANGELICA 1100 HALL DR. ROSWELL, NM 88201	612 E. ALBUQUERQUE ST. BARNETTS Block 2 Lot 3 REYES, DANIEL JOSE 608 SHADOW VALLEY DR. LAS CRUCES, NM 88007
704 E. ALBUQUERQUE ST. BARNETTS Block 3 Lot 9 ANAYA, RUBEN G & VIRGINIA; C/O DEBRA LUCERO 7201 VIA CONTENTA ALBUQUERQUE, NM 87113	706 E. ALBUQUERQUE ST. BARNETTS Block 3 Lot 7 DUTCHOVER, M. LUANA 718 E. 3RD ST. APT. C ROSWELL, NM 88201-7380
712 E. ALBUQUERQUE ST. BARNETTS Block 3 Lot 3 GONZALES, FELIPE R. 1639 N. GULF AVE. WILMINGTON, CA 90744	611 E. BLAND BARNETTS Block 2 Lot 8 RUELAS, ALBERTA W. PO BOX 5 TORREON NM 87061
300 E. DEMING ST. 302 E. DEMING ST. SOUTH ROSWELL Block 46 Lot 1, 3, 5, 7 BROUSARD, LYDIA; BROUSARD, LAWRENCE 206 BILL DR. CROWLEY, LA 70526	400 E. DEMING ST. SOUTH ROSWELL Block 47 Lot 1 BK RODRIGUEZ, EDNA; RODRIGUEZ, RAFAEL R.; RODRIGUEZ, ANDRES F. 400 E. DEMING ST. ROSWELL, NM 88203
600 E. DEMING ST. BARNETTS Block 9 Lot 13 BK SILVA, EDUVIGEN MRS. C/O LOUIS MENDOZA 600 EL PARAISO ALBUQUERQUE, NM 87107	802 E. DEMING ST. BARNETTS Block 11 Lot 11 BK MARQUEZ, JESUS M.; LY, JULIO C. 802 E. DEMING ROSWELL, NM 88203
1010 W. MATHEWS ST. BECK Block 4 Lot 4 ROMERO, DAVID A.; SPERRY, CASSANDRA L. 1010 W. MATHEWS ST. ROSWELL, NM 88203	408 S. SPRUCE AVE. THORNE Block 4 Lot 5 HICKAM, WAYNE 21 COTTONWOOD LN. ROSWELL, NM 88201
403 S. HEMLOCK AVE. THORNE Block 1 Lot 19 LESS S 6FT JARAMILLO, ADAM 403 S. HEMLOCK AVE. ROSWELL, NM 88203	402 CHAMISAL AVE. ANTAH ABOHA AMEND Block B Lot 17 SENAGLOBAL LLC. PO BOX 3343 ROSWELL, NM 88202

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Exhibit A
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2800 S. LARGO DR. SOUTH PLAINS PARK Block 4 Lot 10 NALLEY, JAMES R. 2800 S. LARGO DR. ROSWELL, NM 88203	APPROX. 500 W. JAFFA SOUTH PLAINS PARK 1 Block B Lot 1 SOUTHERN SKY INVESTMENT INC. PO BOX 1618 ROSWELL, NM 88202
310 S. SYCAMORE AVE. OAK KNOLL Block 4 Lot 6 CARRILLO, JOE 2613 BEVERLY ST. ROSWELL, NM 88201	1500 N. KANSAS AVE. SUB: TERRACE HILL Block 2 Lot 8 CAROLYN HENDERSON DOVE PO BOX 3443 ROSWELL, NM 88201
2510 MIMOSA LN. DEL NORTE ESTATES 2 Block 4 Lot 2 AND Lot 3 S 34' ENG KANG 2510 MIMOSA LN. ROSWELL, NM 88201	