

CITY OF ROSWELL

RESOLUTION NO. 2339

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;

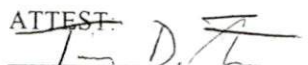
NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL, THE GOVERNING BODY OF THE CITY OF ROSWELL, NEW MEXICO, that:


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 12th day of December, 1996.

CITY SEAL

ATTEST


Timothy D. Stoessel, City Clerk


Thomas E. Jennings, Mayor

- (o) 812 ½ East Tilden Street
Flora Vista, Blk. 4, Lot 14
Aurentiana Gonzales
1204 Bay View Avenue
Wilmington, CA 90744
- (o) 1009 East Hendricks Street
Rose, Lot 9 E 110.17'
Albert S. Jimenez
%Roberto Hernandez
Auto Route West, Box 936
Roswell, NM 88201
- (o) 821 East Albuquerque Street
Flora Vista, Blk 5, Lots 49, 50
Roy Anderson
1744 North Ohio Avenue
Roswell, NM 88201
- (o) 1104 East Walnut Street
Vaughn, Blk 6, Lot
Francisco T. Cobian
6911 Vineyard
Dexter, NM 88230
- (o) Approximately 808 North Ohio
Avenue
Porters, Blk 6, Lot 3
Damian Rico Gomez
1608 South Holland Street
Roswell, NM 88201
- (o) Approximately 811 West 11th
Street
32-10-24 SE4NW4 W 450' E 765'
N 160'
Wayne A. Sartin
6212 North Main Street
HCR 31, Box 1056
Roswell, NM 88201
- (c) Approximately 900 West College
Blvd.
32-10-24 NW4 W 78.42' E 982.26'
Gary Tonjes
Shirley McCanna
13119 Cedarbrook Avenue, NE
Albuquerque, NM 87111
- (o) Approximately 1209 West 13th
(West 14th Street Dead end area)
32-10-24 NW4NW4 S 217' N 426'
E 100' W 570'/S 417' N 627' E 62'
W 508'
Rudy Sais, Jr.
P. O. Box 24
Fort Stanton, NM 88323
- (o) 1003 East 2nd Street
33-10-24 SE4 W 132' E 1200' M/L
S & E of Hondo River
Bell Trust
Gordon & Norma Bell Trustees
Rt. 2, Box 3713 East Brasher Road
Roswell, NM 88201
- (c) 420 East 3rd Street
Lea, Lot 84
Hiram Hudson, Jr.
Belinda J. Rich
420 East 3rd Street
Roswell, NM 88201
- (o) Approximately 2300 Block North
Grand Avenue
Salees Lots 35, 36
Salees S 140' E 30.37' of
Unnumbered Tract Adj. to Lot 36
Salees Lot 34
Salees E 330' W 470' S 475' N
835'/E 180.37' W 650.37' N 160' S
300' of Unnumbered Tract Adj.
Naranjo, Ltd.
P. O. Box 477
Roswell, NM 88202-0477

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|--|---|
| (c) 306 East Country Club Road
Military Heights Lot 4 W 130'
L. H. Goodpasture
715 South Atkinson Avenue
Roswell, NM 88201 | (c) 1005 Purdue
Mesa Park #4, Blk 15, Lot 3
Louis G. Angelos Trust
Louis G. & Patricia Trustees
P. O. Box 307
Roswell, NM 88202-0307 |
| (c) 312 East Country Club Road
Military Heights Lot 4 E 65' W
195'
L. H. Goodpasture
715 South Atkinson Avenue
Roswell, NM 88201 | (c) 1007 Purdue
Mesa Park #4, Blk 15, Lot 4
Louis G. Angelos Trust
Louis G. & Patricia Trustees
P. O. Box 307
Roswell, NM 88202-0307 |
| (c) 420 East Country Club Road
Military Heights, Lot 3 W 69' E
414.15' N 530.96'
Troy Carl
3501 Indian School Road NE, #174
Albuquerque, NM 87106 | (c) 2901 Princeton
Mesa Park #4, Blk 17, Lot 9
Louis G. Angelos Trust
Louis G. & Patricia Trustees
P. O. Box 307
Roswell, NM 88202-0307 |
| (c) 405 South Sycamore
West View Amend. Blk 2, Lot 18
Waterman, Inc.
P. O. Box 250
Los Alamos, NM 87544 | (c) 2804 Princeton
Mesa Park #4, Blk 18, Lot 11
Louis G. Angelos Trust
Louis G. & Patricia Trustee
P. O. Box 307
Roswell, NM 88202-0307 |
| (o) 807 South Pennsylvania
South Roswell, Blk 42, Lots 2, 4
Michael A. & Diana D. Guebara
3202 West Bland
Roswell, NM 88201 | (c) 2806 Princeton
Mesa Park #4, Blk 18, Lot 12
Louis G. Angelos Trust
Louis G. & Patricia Trustees
P. O. Box 307
Roswell, NM 88202-0307 |
| (o) 809 South Pennsylvania
South Roswell, Blk 42, Lots 2, 4
Michael A. & Diana D. Guebara
3202 West Bland
Roswell, NM 88201 | |
| (o) 302 West Mathews
South Roswell, Blk 56, Lot 11
Mrs. J. B. Green
%Larry Lowe
2313 Broadway
Lubbock, TX 79401 | |