

CITY OF ROSWELL

RESOLUTION NO. 2425

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agent or attorney and the City Council shall consider evidence whether or not its previous action shall be enforced or rescinded; if it shall be determined that the removal order should be enforced.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

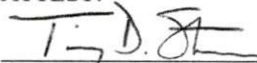
ADOPTED, SIGNED AND APPROVED the 10th day of September, 1998.

CITY SEAL



Bill B. Owen, Mayor

ATTEST:


Timothy D. Stoessel, City Clerk

2700 Blk N Pennsylvania Ave (C)
Quail Village Replat Lots 51, 52
Paul H Taylor
P O Box 0344
Roswell, NM 88202-0344

500 La Fonda Dr (C)
Linda Vista Estates 2 Blk 18 Lot 1
Thomas Gallagher
P O Box 0250
Mescalero, NM 88340-0250

314 E. 7th (O)
Belle Plain Lot 59 E 48'W93'
Erwin D. & Evelyn Staeden
209 Paloma Blanca
Chaparral, NM 88021

209 N. Railroad (C)
Lea Lots 93, 94, 95
Southern Sky Inv. Inc.
P O Box 2167
Roswell, NM 88201

409 & 409 1/2 E. 3rd (C)
Lea Lot 49 E1', Lea Lot 50
Carlos M. Dominquez
3180 S.W. 13th St. Apt #3
Miami, FL 33145

512 S. Holland (C)
4-11-24 E2SW4SE4NE4
W135'E158'N50'S300'
Marcos Parra
5000 Old Clovis Highway
Roswell, NM 88201

512 E. Mathews (O)
South Roswell Blk 49 Lot 13
J.C. & Macola Smith
c/o Marva Washington
1023 Vermont NE
Albuquerque, NM 87110

701 E. Reed (O)
Fruitland Blk 1 Lot 3 S2
Jimmy P. Jimenez
505 Redwood
Roswell, NM 88201

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

1420 S. Garden (O)
South Highland Redivision
Blk 29B Lot 10
Thomas C. Upshaw
3305 N. 24th St.
Waco, TX 76708-1917

1416 S. Garden (O)
South Highland Redivision
Blk 29B Lot 9
Madison Trust W.F. Madison Trustee
P O Box 255
Roswell, NM 88201

1416 S. Monroe (O)
South Highland Redivision
Mary R. Franco
P O Box 302
Roswell, NM 88202-0302

Approx 1303 Sunset Pl. (C)
Mesa Manor Blk 32 Lot 10
Donald F. Oden
1414 Ferguson
Carlsbad, NM 88220

Approx 1307 Sunset Pl. (C)
Mesa Manor Blk 32 Lot 12
Donald F. Oden
1414 Ferguson
Carlsbad, NM 88220

510 S. Michigan Ave. (O)
Sparks Blk 6 Lot 5 E90'
Patricia Christensen
14487 Los Gatos
Almaden Rd.
Los Gatos, CA 95032

814 E. 5th
Greenwood Rediv. Blk 1 Lot 4
Luana Dutchover
1401 S. Madison Ave.
Roswell, NM 88201

1603 ½ N. Washington Ave. (O)
A. L. Fales Lot 3
Bobby W. Greer
Rt 4 5100 Clayton Rd
Roswell, NM 88201

1603 N. Washington (O)
A.L. Fales Lot 10
Roger Dale & Shirley Ann Cain
277 Darby Rd.
Dexter, NM 88230

1614 N Missouri Ave. (O)
Mountain View Blk 4 Lot 3 N 50'
Chaves County Enterprise Inc.
103 W. Pinelodge Rd.
Roswell, NM 88201

906 N. Ohio Ave (C)
Dearr Friend Blk 3 Lot 2 S33'
Dearr-Friend Blk 3 Lots 4, 7
Thomas J. Armstrong
1100 N Kentucky Ave.
Roswell, NM 88201

706 S. Heights Dr. (C)
South Highlands Heights Blk 1 Lot 28
John L. Divine
1099 W. Road 11 North
Center, CO 81125

1613 N. Missouri Ave. (O)
Mountain View
Blk 1 Lot 10 S50' W100'
Kathleen Ruth Riley
1613 N Missouri Ave
Roswell, NM 88201

