

ORDINANCE NO. 2018-10-4471

AN ORDINANCE LEVYING SPECIAL ASSESSMENTS TO PAY COSTS INCURRED BY THE CITY OF ARKANSAS CITY FOR ABATING PUBLIC NUISANCES FOR UNLAWFUL DEPOSIT OR ACCUMULATION OF REFUSE AS PROHIBITED BY SECTION 46-2 and 46-4 AND INOPERATIVE OR ABANDONED VEHICLES AS DEFINED BY SECTION 42-27 OF THE ARKANSAS CITY MUNICIPAL CODE.

WHEREAS, notice was given to the owners of record or tenants of the real estate as hereinafter legally described as provided by Section 46-3 of the Arkansas City Municipal Code as to the existence of unlawful deposit or accumulation of refuse as prohibited by Section 46-2 and 46-4 and inoperative or abandoned vehicles as defined by Section 42-27 of the Arkansas City Municipal Code, thereby constituting a public nuisance and giving notice and reasonable time to abate such nuisance(s); and,

WHEREAS, the owners or tenants of the following described properties have failed to abate said nuisances, thereby requiring the City to abate such nuisances, thereby incurring costs as hereinafter specified.

NOW, THEREFORE, BE IT ORDAINED BY THE GOVERNING BODY OF THE CITY OF ARKANSAS CITY, KANSAS:

SECTION ONE: The following amounts are hereby assessed against the hereinafter described property for:

- a. The abatement of public nuisance(s), consisting of unlawful deposit or accumulation of refuse, contrary to Section 46-2 and 46-4 of the Arkansas City Municipal Code. Record of the costs of abatement of the hereinbefore referenced nuisances are on file in the City Clerk’s Office and the owners of said real estate have been notified as to the costs incurred and have failed to pay the same within thirty (30) days after receipt of billing from the City requesting payment, to-wit:

Name		Address	Cama #	Addition	Block	Lot	Total
DAVISON	ROBERT	220 E TAYLOR AVE	2993103007011000	ENTERPRISE	228	W43 LTS 16-18	\$305.00
EASLEY	EDITH	604 N C ST	2993002011007000	ARKANSAS CITY	26	11 - 12	\$550.00
HAYES	GRACE	1109 N 4TH ST	3062404013023000	BITTLE'S ADD , BLOCK 2 , S13.8 LT 4 & N36.2 LT 5 BLK 2 BITTLES ADD & LTS 8 & 9 BLK 21 2 DEETS ADD			\$400.00
LOWERY	RICHARD	838 S B ST	2993102016010000	CANAL CO'S	169	10	\$410.00
PACHECO	THOMAS	201 S 8TH ST	3072503004022000	LOVE'S 1ST	3	E80 LTS 1-2	\$335.00
PERRY	SHAWN	503 N 7TH ST	3072501023009000	ARKANSAS CITY	157	13 - 14	\$819.60
PHILLIPS	OWEN	508 S 6TH ST	307250404004000	ARKANSAS CITY	114	5 - 6	\$566.45
POTTS	DAVID	1025 N 3RD ST	3062404012024000	ANDERSON	210	3 - 4	\$550.00
Total							\$ 3,936.05

- b. Unpaid administrative fine(s) per vehicle which the City Clerk certifies remains unpaid, to wit:

Name	Address	Cama#	Addition	Block	Lot	Total	
PACHECO	THOMAS	201 S 8TH ST	3072503004022000	LOVE'S 1ST	3	E80 LTS 1-2	\$ 200.00

SECTION TWO: The City Clerk shall certify to the County Clerk of Cowley County, Kansas, the special assessments and administrative fines(s) levied under Section One of this Ordinance, and the County Clerk shall extend the same on the tax rolls against the property as hereinabove described, and the amount so certified shall be collected the same as *ad valorem* taxes against said real estate.

SECTION THREE: This ordinance, or a summary thereof, shall be published one time in the official city newspaper, and shall take effect and be in force from and after said publication.

PASSED AND ORDAINED by the Governing Body of the City of Arkansas City, Kansas, on October 2, 2018.

Dan Jurkovich, Mayor

ATTEST:

Lesley Shook, City Clerk

APPROVED AS TO FORM:

Tamara L. Niles, Attorney