



REQUEST FOR COMMISSION ACTION
CITY OF INDEPENDENCE
May 28, 2020

Department Safety & Code Enforcement

Director Approval *David Cowan*

AGENDA ITEM Consider setting the date of July 23, 2020, for a public hearing to consider condemnation of 2009 ½ N. Penn Ave. {Structure in rear of property}.

SUMMARY RECOMMENDATION City staff recommends setting a public hearing date of July 23, 2020, to consider condemnation of 2009 ½ N. Penn Ave. as dangerous and unsafe.

BACKGROUND The structure was involved in a fire on May 14, 2020, that destroyed the interior of the house and the house is not inhabitable. The owner of this property resides in Oklahoma City, Ok. and the house is insured.

BUDGET IMPACT The budget impact would consist of the cost of demolition if the owner does not diligently pursue repair or removal.

SUGGESTED MOTION I move to set the date of July 23, 2020, at 5:30 p.m. for a public hearing to consider condemnation of the back residential structure of 2009 ½ N. Penn Ave.

SUPPORTING DOCUMENTS

1. Pictures
2. Resolution

















RESOLUTION NO. 2020-023

A RESOLUTION FIXING A TIME AND PLACE AND PROVIDING FOR NOTICE OF HEARING BEFORE THE GOVERNING BODY OF THE CITY OF INDEPENDENCE, KANSAS, OF WHICH OWNERS, OWNERS AGENTS, LIEN HOLDERS OF RECORD AND ANY OCCUPANTS, IF ANY, OF THE STRUCTURE OR STRUCTURES IDENTIFIED BELOW, IN SAID CITY MAY APPEAR AND SHOW CAUSE WHY SAID STRUCTURE OR STRUCTURES SHOULD NOT BE CONDEMNED AND ORDERED REPAIRED OR DEMOLISHED PURSUANT TO K.S.A. 12-1751 ET. SEQ.

WHEREAS, the enforcing officer of the City of Independence, Kansas, did on the 28th day of May 2020, file with the Governing body of said City, statements and reports in writing that the structure or structures located on said properties hereinafter described are unsafe and/or dangerous:

Legal: SUB Blocks 5 & 6; Highland Park Addition to the City of Independence, Montgomery County, Kansas

Common Address: 2009 ½ N. Pennsylvania Ave.

Mortgage:

NOW, THEREFORE, be it resolved by the Governing Body of the City of Independence, Kansas:

That a public hearing will be held on Thursday, **July 23, 2020** before the Governing Body of the City of Independence, Kansas, at **5:30 p.m.**, in the Veterans Room, Memorial Hall, Penn Ave. and Locust Streets, Independence, Kansas, at which time the owner, the owners agent, any lien holders of record and any occupant of the structure or structures located on the properties described herein, may appear and show cause why such structure or structures should not be condemned as unsafe and/or dangerous and ordered repaired or removed.

Be it further resolved that the City Clerk shall cause this Resolution to be published one time each week for two consecutive weeks on the same day of each week, that at least thirty (30) days shall elapse between the last publication and the date set for hearing and the City Clerk shall give notice of the aforesaid hearing in the manner provided by Ordinance and by law.

Be it further resolved by the Governing Body of the City of Independence that its authority for the actions set forth herein is established pursuant to K.S.A. 12-1751 ET. SEQ.

Adopted this 28th day of May 2020.

(SEAL)

Mayor

City Clerk