



REQUEST FOR COMMISSION ACTION
CITY OF INDEPENDENCE
April 25, 2019

Department Safety

Director Approval David Cowan

AGENDA ITEM Setting the date for a public hearing to consider condemnation of 513 West Cottonwood Street.

SUMMARY RECOMMENDATION City staff recommends setting the date of June 27, 2019, for a public hearing on condemnation.

BACKGROUND On March 10, 2019, this structure was involved in a fire that caused damage to the living room and exterior wall of the structure. The structure was unoccupied and without utilities at the time of the fire.

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 June 27, 2019, at 5:30 p.m., for a public hearing to consider condemnation of the structure located at 513 W. Cottonwood Street.

SUPPORTING DOCUMENTS

1. Resolution
2. Pictures
3. Letter to owner

RESOLUTION NO. 2019-008

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 25th day of April 2019, 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: E 72' Lot 10, Block 10, Bunkers Addition to the City of Independence, Montgomery County, Kansas

Common Address: 513 W Cottonwood

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, **June 27, 2019** 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 25th day of April 2019.

(SEAL)

Mayor

City Clerk



Lacey R. Lies
Director of Finance
620-332-2500 • laceyl@independencesks.gov

811 West Laurel Street
Independence, KS 67301

April 9, 2019

Kent Johnson
5812 N Elgin
Tulsa, OK 74126

Re: 513 W Cottonwood

Dear Property Owner(s):

This letter is to inform you that the City Commission will consider starting condemnation proceedings on the above property at their April 25, 2019 meeting.

The meeting will be at Memorial Hall in the Veterans Room at 5:30 p.m. Please be there to discuss with the Commission your intent for the above property.

If you have any questions please contact Don Cushing at 620-205-7166.

Sincerely,

THE CITY OF INDEPENDENCE, KANSAS

Lacey R. Lies
Director of Finance