

CITY OF ROSWELL

RESOLUTION NO. 01-17

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.

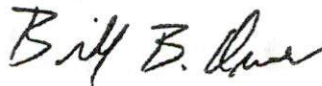
WHEREAS, the City Council of the City of Roswell, New Mexico, finds that the premises listed in Exhibit A attached hereto and purportedly owned of record, or occupied by the parties named, have accumulated rubbish, weeds, wreckage or debris so as to be a menace to the public health, safety and general 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.

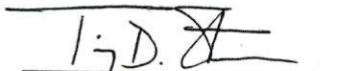
ADOPTED, SIGNED AND APPROVED the 14<sup>th</sup> day of June 2001.

CITY SEAL



Bill B. Owen, Mayor

ATTEST:

  
Timothy D. Stoessel, City Clerk

503 S. Delaware Ave. Hendricks-Delaware Summary Plat Lot B Andres Avila 503 S. Delaware Ave. Roswell, NM 88203 or Andres Avila 1101 Boutz #38 Las Cruces, NM 88011	(C)	2906 S. Lea Ave. South Plains Park Replat Blk 2A Lot 18 Jack N. Haynes 5113 Lubbock Court El Paso, TX 79924	(O)
1204 S. Washington Ave. North Plains Park Blk 1 Lot 2 S1.8' North Plainss Park Blk 1 Lot 3 Glenn Wayne Tanner 4411 East 6 <sup>th</sup> St. Cheyenne, WY 82001	(C)	2802 S. Lea Ave. South Plains Park Replat Blk 2A Lot 9 Rodney R. Olguin 8401 Spain Road NE #467 Albuquerque, NM 87113	(C)
807 Cimmaron Western Meadow 1 Block 1 Lot 2 William D. Montoya 14177 Miracerros Santa Fe, NM 87501	(C)	406 - 408 W. Gayle St. South Plains Park Replat Block 1A Lots 1, 2 Sandia Properties LTD Co. 10 Tramway Loop NE Albuquerque, NM 87122	(O)
303 South Evergreen Ave. McClain Lot 2 Block 2 Agustin Gonzales Montes Josepha Montes 303 S. Evergreen Ave. Roswell, NM 88203	(C)	2611 Palomar Dr. Palomar Rediv Lot 6 Martina Huebener 2611 Palomar Drive Roswell, NM 88203	(C)
201 Robins Drive Brasher Replat Blk 5 Lot 15 Manuel F. Berrones 1124 Rosario Dr. Topanga, VA 90290	(C)	1914 Heights Dr. South Highlands Heights Blk 1 Lot 18 S 26.6' South Highlands Heights Blk 1 Lot 19 less A TRI 36 x 138' on SW corner William A. Bicknell 1914 Heights Drive Roswell, NM 88203	(C)
500 Blk W. Brasher Rd. Fruitland Blk 25 Lot 8 Constellation Estates P O Box 2167 Roswell, NM 88202-2167	(O)	1607 S. Richardson Ave. Grand View Blk 1 Lot 21 Patrick Louis Sisneros 1207 W. Hobbs St. Trailer #3 Roswell, NM 88203	(C)
2912 S. Lea Ave. South Plains Park Replat Block 2A Lot 21 Manuel A. Perez P O Box 0393 Dexter, NM 88230	(O)	308 W. McGaffey St. South Highland's Blk 18 Lot 4 N 142.5 Western United Life Assurance Co. Dept. 11340 601 West 1 <sup>st</sup> Ave. Spokane, WA 99301-5013	(C)

607 W. Van Buren Ave. Myers Blk 1 Lot 7 E51' Myers Blk 1 Lot 9 W36' Marvin Dale Sutherland 150 Valencia Drive Bosque Farms, NM 87068	(O)	1817 N. Cambridge Johnson Allison Rediv Blk 1 Victoria Heights Blk B Lot 21 Mary Guillen Montoya 2142 Stardust Apt. 3 Alamogordo, NM 88310-3312	(O)
1012 S. Kentucky Ave. Valley View Blk 1 Lot 7 Joe A. Bagley P O Box 3012 Suerta Vista, AZ 85636-3012	(C)	1517 N. Delaware Schnedar's Blk 1 Lot 19 William & Carmen Parker 720 E. College Blvd. Suite 7 Roswell, NM 88201	(O)
501 W. Reed St. Valley View Blk 2 Lot 11 E50'/E100'W121.85' MECO Co. Inc. P O Box 1270 Roswell, NM 88202-1270	(O)	904 W. 10 <sup>th</sup> St. Riverside Heights Amend. Blk 4 Lot 3 Gretchen S. White P O Box 533 Roswell, NM 88202-0533	(O)
701 S. Kansas Ave. Wetmore's Lot 1 Lewis 1 <sup>st</sup> Amend Blk 2 Lot 11 N60' Johnny McClain 701 S. Kansas Ave. Roswell, NM 88203	(C)	1209 W. 13 <sup>th</sup> St. Howard Place Blk 3 Lot 29 Maxwell Family Partnership 1207 S. Missouri Ave. Roswell, NM 88203	(O)
609 S. Kansas Ave. Pauly Blk 24 Lots 5 - 6 Johnny McClain 701 S. Kansas Ave. Roswell, NM 88203	(C)	1206 N. Ohio Ave. 32-10-24- NW4NW4E165'W530'S50'N892' Jessie Robles 304 Texas NE Albuquerque, NM 87108	(O)
1202 W. Mathews St. Lynwood Redivision Blk 1 Lot 18 Foundation Mortgage LLC P O Box 10847 Midland, TX 79702	(C)	910 N. Missouri Ave. West Side Block 5 Lot 2 Rosalio N. Bueno 1852 Dean Jones El Paso, TX 79936	(C)
511 S. Ohio Ave. Pauly Blk 16 Lot 7 less E40' S45' Vincent Montoya P O Box 0735 Elephant Butte, NM 87935-0735	(O)	710 W. 11 <sup>th</sup> St. Riverside Heights Blk 1 Lot 2 W50' Rick & Brenda Bryant 710 W. 11 <sup>th</sup> St. Roswell, NM 88201	(C)
2301 F N. Grand Howard Lewis Blk 2 Lot 19 W20'S46' Howard Lewis Blk 2 Lot 20 S46' John P. DiPalo P O Box 342 Roswell, NM 88202-0342	(C)	1308 N. Maple Ronnie Phillips Lot 2 Danny & Macia Wilhite 202 Adobe Mesa Dr. Roswell, NM 88201	(O)
		1205 N. Kansas 32-10-24NE4NW4N43.56'S430' W30'E820' m/l Arroyo Amend Blk 2 Lot 5 Ben & Delores Peralta P O Box 2486 Roswell, NM 88202-2486	(O)

1603 N. Washington Ave. A. L. Fales Lot 10 Bobby & Lillie Greer Rt. 4, 5100 Clayton Rd. Roswell, NM 88201	(O)	1411 South Stanton Ave. South Highlands Rediv Blk 29 A Lots 14, 15 Jack Taylor 2001 McKinley Carlsbad, NM 88220	(C)
1603 ½ N. Washington Ave. A. L. Fales Lot 3 Bobby & Lillie Greer Rt. 4, 5100 Clayton Rd. Roswell, NM 88201	(O)	Pecos Valley Village Tract G Frank Castro Maria Guadalupe Castro 514 E. 3 <sup>rd</sup> St. Roswell, NM 88201	(O)
1812 N. Cambridge Ave. Allison Rediv Blk 1 Lot 6 Ignacio Ramirez 410 E. Albuquerque St. Roswell, NM 88203	(C)	28 E. Byrne St. Pecos Valley Village Blk 6 Lot 10 Debora Lynn Venturo 28 E. Byrne St. Roswell, NM 88203 and Bank of America 400 Chesterfield Center #110 Chesterfield, MO 63017	(O)
522. 522 ½ E. 4 <sup>th</sup> St. Lea Lot 22 N108.9' Consumers Insurance Co. 601 W. 1 <sup>st</sup> Ave. Spokane, WA 99201	(C)	Area south of 91 E. Eyman St. Youngblood Summary Plat Amended Tract H A Tri 36.70'x39.28'x52.12' Charles M. Fullinwider Margaret H. Fullinwider 91 E. Eyman St. Roswell, NM 88203	(O)
324 E. 8 <sup>th</sup> St. Belle Plain Lot 48 W50' Rody D. & Lynnae T. Benson 2717 San Mateo NE Albuquerque, NM 87110	(O)		
317 E. 8 <sup>th</sup> St. 33-10-24 NE4SW4E50'W450'N82.7' Candido Vega 317 E. 8 <sup>th</sup> St. Roswell, NM 88201	(O)		
1316 E. Hoagland St. Hoagland Amend Blk 2 Lot 5 United Companies Lending Corp. P O Box 1591 Baton Rouge, LA 70821	(C)		
1408 E. Hoagland St. Hoagland Amend Blk 1 Lot 8 Cathy A. Carr 202 E. Lewis St. Roswell, NM 88201	(C)		
213 E. Wildy St. Levers & Johnson Rediv Blk B Lot 9 Jesse Zamora Salin Zamora 213 E. Wildy St. Roswell, NM 88203	(C)		