

CITY OF ROSWELL

RESOLUTION NO. 05-16

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.

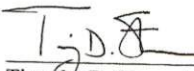
3. In the event the owner or other person aggrieved shall file a protest within the time provided, the City Council shall thereafter fix a date for hearing. At the hearing, the protestant shall be entitled to be heard in person, by agent or attorney and the City Council shall consider evidence whether 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 14th day of July 2005.

CITY SEAL

ATTEST:



Timothy D. Stoessel, City Clerk



Bill B. Owen, Mayor

1509, 1511 S. Jackson Ave. (O)
Fruitland Blk 4 Lot S96' N296'E130'W168'
Dorothy M, Chris R & Karen T. Davis
1511 S. Jackson Ave.
Roswell, NM 88203

707 E. Fifth St. (C)
Daughtry Blk 1 Lot 16
Bobby Eugene Boydston
707 E. Fifth St.
Roswell, NM 88201

1514 S. Stanton Ave. (C)
Fruitland Blk 4 Lot 3 N50'S300'E132'
Robert M. Reyna
P O Box 564
Peoria, AZ 85345

720 E. Tilden St. (O)
Flora Vista Blk 3 Lot 3, 4
Manuel A & Michelle D Andrade
200 S. Atkinson Ave.
Roswell, NM 88203

806 E. Reed. St. (O)
Fruitland Blk 1 Lot 8 E2' W60' N100'
Charles Weldon Cook
1505 W. 16th St.
Alamogordo, NM 88310-4814

411 E. Forest St. (O)
South Highland Redivision Blk 12A Lot 12
Jeff Roden and
Mariana Cobb
411 E. Forest St.
Roswell, NM 88201

1417 S. Poplar Ave. (C)
Johnson & Allison S2 Blk 2 Lots 5,6,7,8
Fruitland Blk 6 Lot 16
Juan & Erika Santillan
1417 S. Poplar Ave.
Roswell, NM 88203

920 E. Jefferson Ave. (O)
4-11-24 SE4SE4N200'S410'W100'E830'
Robert Berry
32 Kiva Court
Sandia Park, NM 87047

54 Werkheister Pl. (C)
Pecos Valley Village Blk 17 Lot 24
Jeffery Scott Miller
1206 W. Mathews St.
Roswell, NM 88203

Pecos Valley Village Tract G (O)
Jonathan N. Rothschild
dba East Byrne Park Inc.
68 E. Byrne St.
Roswell, NM 88203

83, 85 E. Wells St. (O)
Pecos Valley Village Blk 10 Lot 15
Sandra S. Bishop
83 E. Wells
Roswell, NM 88203

1209 W. Eighth St. (O)
Riverside Heights Amend Blk 12 Lot 5
Maria Rosario Aranda
1211 W. Eighth St.
Roswell, NM 88201

903 W. Fourteenth St. (O)
Howard Place Blk 1 Lot 1
Manual D. And Rosemary Torres
2599 Shavano Peak Rd.
Rio Rancho, NM 87144

905 W. Fourteenth St. (O)
Howard Place Blk 1 Lot 2
Manuel D. And Rosemary Torres
2599 Shavano Peak Rd.
Rio Rancho, NM 87144

1818 N. Michigan Ave. (C)
Johnson & Allison Rediv Blk 1
Victoria Heights Blk B Lot 3
Associates Financial Services Co.
100 High Tower Blvd. Suite 200
Pittsburgh, PA 15205

213 E. 23rd St. (O)
Coles Lot 26 W91.64'S133'
Stan H. Erickson
213 E. 23rd St.
Roswell, NM 88201

1200 W. Stone St. (C)
New Melrose Heights Blk 2 Lot 3
Gary W. Ford
334 Kay Bar St.
Roswell, NM 88203

1400 N. Maple Ave. (O)
Keith Blk 1 Lot 4
Edward T. Strehlou
2315 Suddrorth
Ruidoso, NM 88234

1404 N. Maple Ave. Keith Blk 1 Lots 1, 2 Teresa and Clotario L. Nunez 18 N. Linda Ave. Tucson, AZ 85745-2961	(O)	Approx 501 S. Cypress Ave. 6-11-24 S2SW4NE4N319.5'W490' Phelps Anderson c/o Sun Valley Energy Corp. PO Box 1000 Roswell, NM 88202-1000	(C)
900 W. College Blvd. 32-10-24 NW4W78.42'E982.26' S164.74' N194.74' Gary Tonjes and Shirley McCanna 4707 Winnetha Ct. NE Albuquerque, NM 87111	(O)	Approx 704 S. Utah Ave. 6-11-24 SW4NW4SE4N200'S380' E129.86'W630' Israel Villa Clara Villa 418 Elizabeth Rd. Roswell, NM 88203	(C)
805 S. Pennsylvania Ave. South Roswell Blk 42 Lot 1 S50' Carl M. Hilliard 805 S. Penn. Ave. Roswell, NM 88203	(O)	Approx 706 S. Utah Ave. 6-11-24 SW4NW4SE4 N150'S180'E79.07'W630' Israel Villa Calra Villa 418 Elizabeth Rd. Roswell, NM 88203	(C)
605 S. Missouri Ave. Alameda Heights Blk 11 Lot 2 S50' Trina Zemke 605 S. Missouri Ave. Roswell, NM 88203	(C)	Approx 701 Parkview 6-11-24 SW4NW4SE4 E129.86'W498.93' N50.75'N630.75' Kenneth R. Maxwell PO Box 2746 Roswell, NM 88202-2746	(C)
607 W. Van Buren St. Myers Rediv Blk 1 Lot 7 E51' Myers Rediv Blk 1 Lot 8 & Lot 9 W36' Marvin Dale Sutherland 150 Valencia Dr. Bosque Farms, NM 87068	(C)	Approx 702 Parkview 6-11-24 SW4NW4SE4 N50'S480'E101.01'W309.2' N21.66'S451.66'E28.85'W208.45' Corine E. Maples Plumler 5608 Remington Rd. Carlsbad, NM 88220	(C)
310 S. Michigan Ave. Sparks Blk 8 Lot 4 Betty L. Stacy 310 S. Michigan Ave. Roswell, NM 88203	(C)	Approx 704 Parkview 6-11-24 SW4NW4SE4E101.01'W309.2' N50'S530' Corine E. Maples Plumler 5608 Remington Rd. Carlsbad, NM 88220	(C)
1505 W. Albuquerque St. Binns Blk 2 Lot 20 Jesus A. Hernandez Lydia Hernandez 1505 W. Albuquerque St. Roswell, NM 88203	(C)	Approx 703 S. Cypress Ave. 6-11-24 SW4NW4SE4S52'N208'E140'W170' Reuben L. Hancock 1505 N. Delaware Ave. Roswell, NM 88201	(C)
515 S. Sequoia Ave. Shearman Addn Blk 2 Lot 12 N50.2' Shearman Addn Blk 2 Lot 13 S16.1' R. G. Slator Sallie Slator Jeffrey W. Slaton 21 Camino Arroyo Seco Española, NM 87532-9422	(O)	Approx 711 S. Cypress Ave. 6-11-24 SW4NW4SE4 N150'S330'E129.6'W159.6' Ina M. Cole 6543 Y O Rd. Dexter, NM 88230	(C)

Approx 1600-1700 Blk W. Summit St.(C)
West Springs 1 Blk 1 Lots 4 thru 11
West Springs 1 Blk 2 Lots 5 thru 8
West Springs 1 Blk 3 Lots 4 thru 11
West Springs 1 Blk 4 Lots 1 thru 4
CRA Properties, LLC
PO Box 8279
Roswell, NM 88202-8279

Approx 1600-1700 Blk W. Summit St.(C)
West Springs 2 Blk 1 Lots 1 thru 17
West Springs 2 Blk 2 Lots 1 thru 28
West Springs 2 Blk 3 Lots 1 thru 18
West Springs 2 Blk 4 Lots 1 thru 18
West Springs 2 Blk 5 Lots 1 thru 3
CRA Properties, LLC
PO Box 8279
Roswell, NM 88202-8279

Approx 1600-1700 Blk W. Summit St.(C)
George Blk 1 599.47'x279.3'
George Blk 1 599.47'x279.2'
Phelps Anderson
c/o Sun Valley Energy Corp.
PO Box 1000
Roswell, NM 88202-1000

Approx 1600-1700 Blk W. Summit St.(C)
DiPaolo Blk 1 Lt 2 S29.92'
DiPaolo Blk 1 Lts 3,4,5,6,7,8,9,10
DiPaolo Blk 4 Lts 1,2,3,4,5,6,7,8,9,10
Phelps Anderson
c/o Sun Valley Energy Corp.
PO Box 1000
Roswell, NM 88202-1000

Approx 1600-1700 Blk W. Summit St.(C)
6-11-24 W2 E2 NE4SW4S390'N660'E150'
Phelps Anderson
c/o Sun Valley Energy Corp.
PO Box 1000
Roswell, NM 88202-1000

Approx 1600-1700 Blk W. Summit St.(C)
6-11-24 W2E2NE4SW4W180'E330'
S540'N660'/E330'S660'N1320'
Phelps Anderson
c/o Sun Valley Energy Corp.
PO Box 1000
Roswell, NM 88202-1000

Approx 1600-1700 Blk W. Summit St.(C)
6-11-24 SW4NW4SE4N100'S580'
E129.86'W498.67'
Phelps Anderson
c/o Sun Valley Energy Corp.
PO Box 1000
Roswell, NM 88202-1000

Approx 1600-1700 Blk W. Summit St.(C)
6-11-24 SW4NW4SE4 E101.01'W309.2'
N100.37'S630.37'
Phelps Anderson
c/o Sun Valley Energy Corp.
PO Box 1000
Roswell, NM 88202-1000

Approx 1600-1700 Blk W. Summit St.(C)
6-11-24 SW4NW4SE4
N140'S330'E129.6'W498.67'
Phelps Anderson
c/o Sun Valley Energy Corp.
PO Box 1000
Roswell, NM 88202-1000

Approx 1600-1700 Blk W. Summit St.(C)
6-11-24 SW4NW4SE4N50'S480'
E129.86'W498.93'
Phelps Anderson
c/o Sun Valley Energy Corp.
PO Box 1000
Roswell, NM 88202-1000

910 S. Plains Park Dr. (C)
Plains Park 2 Blk 5 Lot 17 W4'
Plains Park 2 Blk 5 Lot 18
U S Bank National Assoc
TTE CSFB Mtg. Pass-Thru Certs
Series 2001-HE12
c/o Little & Dranttel PC
3803 Atrisco Blvd. NW, Suite A
Albuquerque, NM 87120

2905 S. Lea Ave. (C)
South Plains Park Replat Blk 1A Lot 19
Nellie B. Haider
305 Hermosa Dr.
Roswell, NM 88201