

CITY OF ROSWELL

RESOLUTION NO. 06-01

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agent or attorney and the City Council shall consider evidence whether or not its previous action shall be enforced or rescinded; if it shall be determined that the removal order should be enforced.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 12<sup>th</sup> day of January 2006.

CITY SEAL

  
Bill B. Owen, Mayor

ATTEST:

  
David A. Kunko, City Clerk

211 S. Pennsylvania Ave. (O)  
Thurber's Blk 1 Lot 9 W100'  
Edwin Daryle Jones  
Gloria Cardenas  
14 Sunshine Pl.  
Roswell, NM 88203  
and/or  
Edwin Daryle Jones  
Gloria Cardenas  
211 S. Pennsylvania Ave.  
Roswell, NM 88203

615 S. Michigan Ave. (O)  
Lewis 1<sup>st</sup> Amnd Blk 1 Lot 7  
James Beeman  
Belinda Beeman  
615 S. Michigan Ave.  
Roswell, NM 88203  
and/or  
James Beeman  
Belinda Beeman  
1710 W. Juniper St.  
Roswell, NM 88203

808 W. Tilden St. (C)  
Pauly Blk 12 Lot 1 E50'  
Pauly Blk 12 Lot 2 E50'  
Joshua Carrell  
808 W. Tilden St.  
Roswell, NM 88203  
and/or  
Joshua Carrell  
5505 Seward  
Roswell, NM 88201  
and/or  
Joshua Carrell  
P O Box 2307  
Roswell, NM 88202-2307

614 S. Cedar Ave. (C)  
Di Paolo Blk 2 Lot 8  
Douglas Archer  
5280 Duke St., Apt. 317  
Alexandria, VA 22304

1003 S. Lea Ave. (O)  
Valley View Blk 1 Lot 23  
Orlando L. Armendariz  
Adeline A. Armendariz  
5000 S. Main St., Sp. B  
Roswell, NM 88203  
and/or  
Orlando L. Armendariz  
Adeline A. Armendariz  
1003 S. Lea Ave.  
Roswell, NM 88203

86 W. Byrne St. (O)  
Pecos Valley Village Blk 1 Lot 12  
Todd Allan Mohr  
Judy A. Mohr  
2700 Cornell Dr.  
Roswell, NM 88203

106 W. Byrne St. (O)  
Pecos Valley Village Blk 1 Lot 1  
Pecos Valley Village Blk 1 Lot 2  
Johanna VanArkel  
c/o Sister Aguin  
8134 S. Albany  
Chicago, IL 60652-2625

717 E. Hendricks St. (C)  
Flora Vista Blk 3 Lots 43, 44  
Delia M. Lucero  
333 E. Lewis St.  
Roswell, NM 88203

407 W. Reed St. (O)  
Valley View Blk 1 Lot 13 E 58.85'  
Valley View Blk 1 Lot 14 E 58.85'  
Valley View Blk 1 Lot 15 E 58.85'  
Rick D. Hendricks  
407 W. Reed St.  
Roswell, NM 88203

604 S. Sunset Ave. (O)  
6-11-24 SE4SE4NE4 W170'E200'N90'S200'  
Keith W. Rodibaugh  
Shanna L. Rodibaugh  
604 S. Sunset Ave.  
Roswell, NM 88203

1804 W. Juniper St. (C)  
Rhoads & Meyer Blk 1 Lot 13  
Jose Cintron Jr.  
Rosa T. Cintron  
409 Saipan Place  
El Paso, TX 79905

1107 Princeton Dr. (C)  
Mesa Park 2 Blk 9 Lot 13  
Christopher Irvin Coleman  
1107 Princeton Dr.  
Roswell, NM 88203

71 W. Byrne St. (O)  
Pecos Valley Village Blk 4 Lot 11  
Michael A. Flett  
Trudy D. Flett  
71 W. Byrne St.  
Roswell, NM 88203

601 E. Bland St. (O)  
Barnett's Blk 2 Lot 14  
Ronnie W. Lara & Ishmael Lara  
183 Monte Largo NE #4  
Albuquerque, NM 87123

600 E. Bland St. (O)  
Barnett's Blk 8 Lot 13  
Sony Romo  
4422 W. Douglas Ave.  
Visalia, CA 93291-4176

3104 N Montana (C)  
Naranjo Summary Subdivision Lot 1  
Jose Nunez  
3104 N. Montana  
Roswell, NM 88201

1001 Kings Dr. (O)  
Crescent Heights Blk 1 Lot 16  
Geore or Patrick Finley  
1118 LaFayette  
Albuquerque, NM 87106

211 N Washington (C)  
Westside Blk 12 Lt 12 N2 Westside Blk 12 Lt 13  
Henry Morgan Smith  
5007 W. Second St.  
Roswell, NM 88201

631 E. Sixth St. (O)  
Haymaker Daughtry Blk 1 Lot 12  
Richard Zafarano  
631 E. Sixth St.  
Roswell, NM 88201

709 W Ninth St. (O)  
Riverside Heights Amend Blk 6 Lt 8  
Shannon R Vandewark  
4 E Martin  
Roswell, NM 88201

318 E Seventh St. (O)  
Belle Plain Lt 59 W69' E109'  
Mary L. Degray  
1204 N. Kentucky  
Roswell, NM 88201

1200 W. Stone (O)  
New Melrose Height Blk 2 Lot 3  
Gary W. Ford  
334 Kay Bar St.  
Roswell, NM 88201

2301 N Grand (O)  
Howard Lewis Blk 2 Lot 19 W20' S46'  
Howard Lewis Blk 2 Lot 20 S46'  
John P. Or Shirley R Dipaolo  
3601 Woodhaven Ct.  
Bedford, TX 76021-2433

2407 N Cole (O)  
Coles Lot 9  
J P Morgan Chase Bank  
Homecomings Financial Network  
9275 Sky Park Court Suite 300  
San Diego, CA 92130

3604 Bandolina (C)  
Tierra Berrenda 4 Blk 7 Lot 3  
Jovonna Clark  
3604 Bandolina  
Roswell, NM 88201