

CITY OF ROSWELL
RESOLUTION NO. 14-12

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.

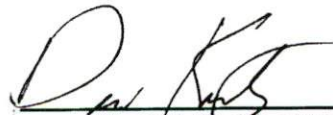
2. The owners, occupants or agents in charge of said premises are hereby ordered to remove such accumulated rubbish, weeds, wreckage or debris within ten (10) days of the receipt of notice by certified mail or from the date of publication of this resolution. In the event such removal is not commenced 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 10th day of April 2014.

CITY SEAL


Dennis J. Knuth, Mayor

ATTEST:


Sharon Coll, City Clerk

APPROX 200-300 W. GAYLE PLAINS PARK ESTATES Block 1 Lots 1-7 JANICE GREENWOOD 22131 NEEDLES ST CHATSWORTH, CA 91311	APPROX 200-300 W. GAYLE PLAINS PARK ESTATES Block 2 Lots 1-12 JANICE GREENWOOD 22131 NEEDLES ST CHATSWORTH, CA 91311
APPROX 200-300 W. GAYLE PLAINS PARK ESTATES Block 3 Lots 1-25 JANICE GREENWOOD 22131 NEEDLES ST CHATSWORTH, CA 91311	APPROX 200-300 W. GAYLE PLAINS PARK ESTATES Block 4 Lots 1-36 JANICE GREENWOOD 22131 NEEDLES ST CHATSWORTH, CA 91311
APPROX 200-300 W. GAYLE PLAINS PARK ESTATES Block 5 Lot 1 & 5-18 JANICE GREENWOOD 22131 NEEDLES ST CHATSWORTH, CA 91311	APPROX. 5 AUTUMN WIND BRIAR RIDGE UNIT A Lot 86 VIRGIL OR GLENDA HOOGESTRAAT 700 W. JAFFA ST. ROSWELL, NM 88203
SENA DR. BRIAR RIDGE Unit A Lots 25-29 W S WRIGHT LLC P.O. BOX 127 HONDO, NM 88336	410 E 3RD ST LEA Lot 90 SALITO, SHARON LEE 8273 SUNFLOWER ALTA LOMA, CA 91701
718 E ALAMEDA ST FLORA VISTA Block 2 Lot 1 And Lot 2 GONZALES, CARLOTA & RAYMOND LEE; ALVAREZ, ALICE 510 E FOREST ROSWELL, NM 88203	1510 STANTON AVE. FRUITLAND Block 4 Lot 3 AGUILAR, ANNIE T. 1511 STANTON AVE. ROSWELL, NM 88203
314 S BEECH AVE ROSE Lot 6 S 62.5' E 90.35' HERRERA, REYES ; C/O DONNA & RAY HERRERA 101 CRISTOL DR FREDERICKSBERG, TX 78624-5201	407 HOLLAND AVE JOHNSON Lot 9 LOPEZ, JOE C ; LOPEZ, ANGIE HCR 64 BOX 17B CHIMAYO, NM 87522
APPROX: 600-800 BLOCK OF E. 2 ND BELLE PLAIN Lot 43 W 90' N 125.2' S 200.2' E 240' S 200.2' KELLY, JOSEPH J ET AL P.O. BOX 310 ROSWELL, NM 88202	BRIARWOOD PLACE BRIAR RIDGE UNIT D REPLAT Lots 1-33 Lot 10 DOFFING FAMILY TRUST- DOROTHY DOFFING TRUST 3525 DOUGLAS DR. HASTINGS, MN 55033
707 W. 9 TH ST. RIVERSIDE HEIGHTS AMEND Block 6 Lot 9 JOYCE AGUILAR 707 W. 9 TH ST. ROSWELL, NM 88201	IRONWOOD PLACE BRIAR RIDGE Unit E Lots 43, 44, 45 TUCKER RENOVATIONS, INC. P.O. BOX 1267 PORTALES, NM 88130
1317 N. MAPLE AVE. KEITH Block 2 Lot 10 WILLIAM KNUDSON 1317 N. MAPLE AVE. ROSWELL, NM 88201	IRONWOOD PLACE/ BENT TREE ROAD BRIAR RIDGE Unit E Lots 29-31, 39, 46-52 VALLEY SPRINGS GOLD CREEK, INC. 28082 NICHOLS RD. GALT, CA 95632
APPROX. 26 WESTERN BRIAR BRIAR RIDGE UNIT D TRACT B BRIAR RIDGE RESIDENCE LTD. PARTNERSHIP 1901 HARRISON ST., FL. 2 ND OAKLAND, CA 94612-3652	BRIARWOOD PLACE BRIAR RIDGE UNIT D REPLAT Lots 1-33 Lot 12 JOSEPH C. DOFFING 3 HIDDEN CORNER, 42 NEWBURY RD. KINGSCLERE, BROOKSHIRE RG205SH ENGLAND
CORNER OF BRIARWOOD PLACE/ PEACH TREE COURT BRIAR RIDGE UNIT D REPLAT Lots 1-33 Lot 33 TERESA NORIEGA CESAR IBARRA 710 S. CEDAR AVE. ROSWELL, NM 88203	