

CITY OF ROSWELL

RESOLUTION NO. 2288

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;

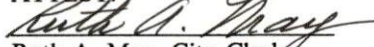
NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL, THE GOVERNING BODY OF THE CITY OF ROSWELL, NEW MEXICO, that:

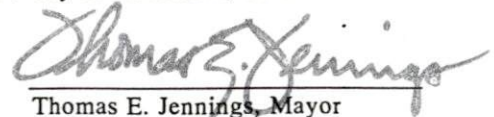
1. The premises set forth in Exhibit A are declared to be so covered with rubbish, weeds, wreckage or debris as to constitute a menace to the public comfort, health, safety and general welfare within the purview of Article 3-18-5 NMSA 1978.
2. The owners, occupants or agents in charge of said premises 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 9 day of November, 1995.

CITY SEAL

ATTEST:

  
Ruth A. May, City Clerk

  
Thomas E. Jennings, Mayor

- (c) 1205 West First Street  
Wright's Block 3, Lot 6 W  
50'E 108', Wright's Block  
3, Lot 7, W 50', E 108'  
Mrs. Mae Miles Estate  
% Marjorie Miller  
P. O. Box 240  
Aurora, CO 80040
- (o) 1208 West Walnut Street  
Wright's Block 9 Lot 12 E  
77'  
David Ernie Lovato  
Nancy Ann Lovato  
#2 La Paloma Place  
Roswell, NM 88201
- (o) 203 South Montana Avenue  
Wright's Block 9 Lot 11  
David Ernie Lovato  
Nancy Ann Lovato  
#2 La Paloma Place  
Roswell, NM 88201
- (o) 306 South Delaware Avenue  
Pauly, Block 4, Lot 2  
Wesley P. Collins  
%Jonathan Collins  
3001 Mason Avenue  
Las Vegas, NV 89102
- (o) 204 South Pennsylvania Ave.  
West Side, Block 46, Lot 3  
English Revocable Trust  
Frank A. & Margaret  
Trustees  
2605 North Washington Ave.  
Roswell, NM 88201
- (o) 206 South Pennsylvania Ave.  
West Side, Block 46, Lot 4  
English Revocable Trust  
Frank A. & Margaret  
Trustees  
2605 North Washington Ave.  
Roswell, NM 88201
- (o) 11 Wildy Drive  
North Plains Park 3  
Addition, Block 3, Lot 6  
Metmor Financial Inc.  
9225 Indian Creek Parkway  
Suite 300  
Overland Park, KS 66210
- (c) 1604 South Richardson Ave.  
Grandview, Block 2, Lot 3  
William J. Wachtler  
104 Jacob Brook Court  
Mauldin, SC 29662
- (o) 705 & 707 West Greenbrier  
St.  
Cannon, Block 2, Lots 12,  
13  
Taylor-Faust Const. Inc.  
P. O. Box 344  
Roswell, NM 88202-0344
- (o) 713 West Greenbrier Street  
Cannon, Block 2, Lot 16  
Louis G. Angelos Trust  
Louis G. & Patricia  
Trustees  
P. O. Box 307  
Roswell, NM 88202-0307
- (o) 3100 South Main St. (Rear  
Area)  
Fruitland, Block 20, Lot 1,  
W 50', E 300' N 184',  
Fruitland, Block 20, Lots  
2, 3, 4, N 184'  
Pecos Construction Co.  
345 1st Street  
Los Altos, CA 94022
- (o) 3300 South Washington Ave.  
Fruitland, Block 21, Lots  
5, 6, 7, S 281.51',  
Fruitland, Block 21, Lot 8,  
W 30.12', S 281.51', S  
35.94', E 326.05'  
Bellamah Community  
Development  
500 Marquette NW, Suite  
1390  
Albuquerque, NM 87102
- (o) 300 E. 7th Street  
Belle Plain, Lot 60, W 44'  
Roswell Investment &  
Develop. Co.  
1800 North Grady  
Tucson, AZ 85715
- (o) 340 East 8th Street  
Belle Plain, Lot 47, W  
52.8', E 105.6'  
Joseph H. Terrel  
10608 Snow Heights NE  
Albuquerque, NM 87112
- (o) 403, 403 1/2 East 5th  
Street  
Belle Plain, Lot 71, E 50',  
W 100'  
Staeden, Erwin D. & Evelyn  
P. O. Box 5776  
Roswell, NM 88202-5776

- (o) 811 & 813 North Garden Avenue  
Long Subd., Lots 4 & 5  
Staeden, Erwin D. & Evelyn  
P. O. Box 5776  
Roswell, NM 88202-5776
- (o) 207 Three Cross Drive  
Tierra Berrenda 2, Blk. 19,  
Lot 4  
James Trust  
James, Erwin & Rosetta  
Trustees  
606 Gary Drive  
Roswell, NM 88201
- (o) 211 Three Cross Drive  
Tierra Berrenda 2, Blk.  
19, Lot 6  
James Trust  
James, Erwin & Rosetta  
Trustees  
606 Gary Drive  
Roswell, NM 88201
- (c) Approximately 2900 blk  
North Main  
Berrendo Irrigated Farms,  
Blk. 20, Lot 8, S 1018.3',  
W 349.69', E 651.69'  
James M. Stockton ET AL  
%Joe Stockton  
4501 23rd Street  
Lubbock, TX 79407
- (o) Approximately 200 blk W.  
Mescalero  
Berrendo Irrigated Farms,  
Blk. 20, Lot 8, E 114.69',  
W 667.52', S 678.18'  
Marshall-Stephens  
P. O. Box 1712  
Roswell, NM 88202-1712
- (o) Vacant lot north of Vista  
Parkway Cr.  
Berrendo Irrigated Farms,  
Blk. 20, Lot 8, N 638.18',  
W 667.52'  
Claribel Y. Marshall  
P. O. Box 1712  
Roswell, NM 88202-1712
- (c) 1707 North Lea Ave  
Military Heights, Lot 45, N  
50', S 196.57', W 158.14',  
E 2  
Leonard & Jeanne Kunko  
1601 S. Kentucky Ave.  
Roswell, NM 88201
- (c) 1207, 1209, 1211 N.  
Delaware  
32-10-24 NW4NW4, N  
208.71', S 640', W 175', E  
350'  
Daniel Savedra  
P. O. Box 1034  
Socorro, NM 87801
- (o) 1707 North Pontiac  
Crescent Heights, Blk 5, Lot  
12, S 55'  
Norman Guthrie  
341 Arroyo Grande Dr.  
El Paso, TX 79932
- (c) 1210 North Delaware  
NW4NW4, W 191', E 612', N  
75' S 555'  
Dell Mae Smith  
Byron F. & Howard Smith,  
Jr.  
38 Del Norte Dr.  
Roswell, NM 88201
- (o) 404 East Hendricks Street  
South Roswell, Blk. 18, Lot  
5  
Maria T. Horton Ramirez  
Gary Horton  
15330 Ella Blvd., #901  
Houston, TX 77090
- (o) 300 East Hendricks Street  
South Roswell, Blk 19, Lot  
1  
Loretta Mendoza  
Agapito A. & Manuelita  
Mendoza  
816 San Pedro SE  
Albuquerque, NM 87108
- (c) 203 South Elm Avenue  
Acequia, Blk. 5, Lots 17,  
18  
The Salvation Army  
P. O. Box 897  
Roswell, NM 88202-0897
- (c) Approximately 205 South Elm  
Ave.  
Acequia, Blk 5, Lot 14, N  
2; Acequia, Blk 5, Lot 15  
Hilverto M. Lopez  
709 Venus  
Roswell, NM 88201

- (c) 204 South Ash Avenue  
Acequia, Blk 5, Lots 3, 4  
Acequia, Blk 5, Lot 5 N 2  
Bill G. Taylor  
Jack A. Taylor  
1106 North Country Club  
Road  
Carlsbad, NM 88220
- (o) 50 Werkheister Place  
Pecos Valley Village  
Blk. 17, Lot 26  
Edward Daniels  
P. O. Box 84708  
Fairbanks, AK 99708
- (c) 809 East Alameda Street  
Acequia, Blk 5, Lot 7, W  
50', S 20';  
Acequia, Blk 5, Lot 8, W  
50';  
Acequia, Blk 5, Lot 9, W  
50'  
El Centro De La Familia,  
Inc.  
%706 East Albuquerque  
Street  
Roswell, NM 88201
- (c) 811 East Alameda Street  
Acequia, Blk 5, Lot 7, E  
40'  
Acequia, Blk 5, Lot 8, E  
40'  
Acequia, Blk 5, Lot 9, E  
40'  
El Centro De La Familia,  
Inc.  
%706 East Albuquerque  
Street  
Roswell, NM 88201
- (c) 1600 East Tilden Street  
Burton, Tract A, B, C, D  
State of New Mexico  
Property Control Division  
Dept. of Finance &  
Administration  
Bataan Memorial Building  
Santa Fe, NM 87501
- (o) Approximately 201 East  
Jefferson  
South Highlands Redivision,  
Blk 9 A, Lot 20  
Lorenzo Baca  
P. O. Box 4353  
Sonora, CA 95370
- (o) 22 East Byrne Street  
Pecos Valley Village, Blk  
6, Lot 7  
Resolution Trust Corp,  
Receiver  
%Simon Asset Mtg. Group  
12805 Burlingame Ave.  
Oklahoma City, OK 73120-  
8706