

CITY OF ROSWELL

RESOLUTION NO. 2454

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:

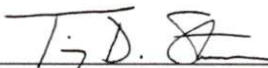
1. The premises set forth in Exhibit A are declared to be so covered with rubbish, weeds, wreckage or debris as to constitute a menace to the public comfort, health, safety and general welfare within the purview of Article 3-18-5 NMSA 1978.
2. The owners, occupants or agents in charge of said premises 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 13th day of May 1999.

CITY SEAL

  
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Bill B. Owen, Mayor

ATTEST:

  
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Timothy D. Stoessel, City Clerk

408 North Michigan Ave. Wildy's Block 1 Lot 4 S48.6' Dwayne H. Hardwick Mary L. Hardwick P O Box 8161 Roswell, NM 88201	(c)	904 West 10th Street Riverside Heights Block 4 Lot 3 Gretchen S. White P O Box 533 Roswell, NM 88202-0533	(c)
1505 North Washington Ave. Mountain View Block 3 Lot 9 N 60' S 180' Yolanda Armendariz 538 W. Hadley Milwaukee, WI 53212	(c)	1001 North Missouri Ave. West Side Block 27 Lot 8 Delbert Baier 810 Tocado Loop Belen, NM 87002	(c)
1209 West 13th Street 32-10-24 NW4NW4 S217' N426' E100' W570' S417' N627' E62' W508' Rudy Saiz Jr. P O Box 24 Fort Stanton, NM 88323-0024	(o)	2105 North Prairie Ave. Prairie Lot 3 P T Productions P O Box 344 Roswell, NM 88202-0344	(c)
2 West Byrne Sec 32-11-24 Mary Johnson 5 Taos Court Roswell, NM 88201	(c)	2107 North Prairie Ave Prairie Lot 4 P T Productions P O Box 344 Roswell, NM 88202-0344	(c)
1512 South Kansas Ave Terrace Hill Blk 2 Lot 2 J. R. Thiele J. M. Tiffin 340 The Village #116 Redonda Beach, CA 90277	(c)	2109 North Prairie Ave Prairie Lot 5 P T Productions P O Box 344 Roswell, NM 88220-0344	(c)
204 South Pennsylvania Ave West Side Blk 46 Lot 3 English Revocable Trust Frank A. & Margaret Trustees 2605 N. Washington Ave. Roswell, NM 88201	(c)	2113 North Prairie Ave Prairie Lot 6 P T Productions P O Box 344 Roswell, NM 88202-0344	(c)
206 South Pennsylvania Ave West Side Blk 46 Lot 4 English Revocable Trust Frank A & Margaret Trustees 2605 N. Washington Ave. Roswell, NM 88201	(c)	2114 North Prairie Ave. Garden Square Block 2 Lot 10 Paul H Taylor P O Box 344 Roswell, NM 88202-0344	(c)
1709 Pontiac Drive Crescent Heights Block 5 Lot 12 N 23' Block 5 Lot 12 S 32' Lena Ussery HC 2 Box 43 Bander, TX 78003	(o)	2115 North Prairie Ave Prairie Lot 7 P T Productions P O Box 344 Roswell, NM 88202-0344	(c)
		214 E. Summit S. Highlands Blk 3 Lot 1 W56' E206' N132.5' Nestor Rubio 3739 Naticoke Rd. RR2 Roswell, NM 88201	(o)

1005 S. Stanton  
S. Highlands Rediv  
Blk 1 Blk 1A Lots 9, 11  
Albert Peyton  
815 E. Albuquerque  
Roswell, NM 88201

(o)

511 Redwood St.  
Dale Bellamah Blk 5 Lot 25  
Veterans Administration  
500 Gold Ave. SW  
Albuquerque, NM 87102

(o)

320 E. Jefferson  
S. Highlands Rediv  
Blk 10B Lot 1  
Fernando Torrez  
10845 Foothill Ave  
Gilroy, CA 95020

(o)

1900 South Richardson Ave  
South Estates Blk 2 Lot 1  
Poco Seco, Inc.  
P O Box 1080  
Clovis, NM 88101

(c)

206 E. Wildy  
Greenways Lot 8  
Mayfield Construction  
1504 W. Thomas  
Carlsbad, NM 88220

(c)

405 South Sycamore Ave  
West View Amend Blk 2 Lot 18  
Waterman, Inc.  
P O Box 250  
Los Alamos, NM 87544

(o)

1219 S. Elm  
Henderson's Lot 14  
Eloise Alexander  
313 W Mathews  
Roswell, NM 88201

(o)

905 E. McGaffey  
4-11-24 SE4SE4 N180'  
S210' W81' E123'  
Charles Alan Clees  
P O Box 484  
Ruidoso Downs, NM 88346-0484

(o)

1412 S. Cahoon  
Johnson Allison S2 Blk2  
Lots 5,6,7,8 Fruitland Blk 8 Lot 7  
Ruby Wagoner  
218 E. Bonney  
Roswell, NM 88201

(o)

1419 E. McGaffey  
Hoagland Ammend Blk 1 Lots 21, 22  
Pedro Marquez  
P O Box 723  
Kingman, AZ 86402-0723

(c)

1003 South Lea Ave  
Valley View Blk 1 Lot 23  
Orlando L. Armendariz  
Adeline A. Armendariz  
1016 S. Lea Ave  
Roswell, NM 88201

(o)