

RESOLUTION 9221

A RESOLUTION DETERMINING CERTAIN  
PROPERTY LOCATED AT 4727 2<sup>nd</sup> AVENUE  
NORTH, LOT 3, REPLAT OF LOT 3, BLOCK 3,  
HEREN ADDITION, GREAT FALLS, MONTANA,  
TO BE A NUISANCE

\* \* \* \* \*

WHEREAS, Larry E. Frates, owner of certain personal and real property located at 4727 2<sup>nd</sup> Avenue North, Lot 3, Replat of Lot 3, Block 3, Great Falls Heren Addition, Great Falls, Montana, was given notice pursuant to Section 8.49.040, OCCGF, of a hearing before the City Commission on April 2<sup>nd</sup>, 2002, wherein said property owner was ordered to show cause why the alleged property should not be declared a nuisance and abated, and

WHEREAS, City staff presented photographs of the subject premises and gave testimony regarding the following described property alleged to be a nuisance under City Code, to wit:

1. Dilapidated house trailer, Dodge van, Chevy pickup;
2. Scrap lumber, appliances, broken concrete, railroad ties & scrap metal;
3. Piles of dirt, grass & weeds in excess of 8 inches, limbs, brush, rubbish, etc.

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COMMISSION OF THE CITY OF GREAT FALLS, MONTANA:

1. That the property owner, Larry E. Frates, has failed to show cause why the subject property should not be declared to be a nuisance and abated; and

2. Staff having presented evidence of the condition of the subject property and having described the illegal and deplorable condition of the subject property, the City Commission does hereby find the same to be a nuisance pursuant to Section 8.49.050, OCCGF, and hereby directs the owner to commence and complete abatement within ten (10) days of the date of this resolution and to complete the abatement within thirty (30) days hereof; and

3. It is further ordered that, if owner fails to abate said nuisance as ordered and within the time allowed, the City is directed to take any and all steps necessary to abate the nuisance with all expenses to attach as a lien against the personal and real property owner.

4. City staff shall serve said owner with a copy of this resolution by regular mail as required by Section 8.49.050, OCCGF. This order shall be in effect for a six month period from date of Resolution.

PASSED by the Commission of the City of Great Falls, Montana, on this 2 day of April, 2002.

\_\_\_\_\_  
Randall H. Gray, Mayor

ATTEST:

\_\_\_\_\_  
Peggy J. Bourne, City Clerk

(SEAL OF CITY)

APPROVED AS TO FORM:

\_\_\_\_\_  
David V. Gliko, City Attorney

State of Montana        )  
County of Cascade     : ss.  
City of Great Falls    )

I, Peggy J. Bourne, City Clerk of the City of Great Falls, Montana, do hereby certify that the foregoing Resolution 9221 was placed on its final passage and passed by the Commission of the City of Great Falls, Montana, at a meeting thereof held on the 2 day of April, 2002, and approved by the Mayor of said City, on the 2 day of April, 2002.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the Seal of said City, this 2 day of April, 2002.

\_\_\_\_\_  
Peggy J. Bourne, City Clerk

(SEAL OF CITY)

Date March 18<sup>th</sup>, 2002

CERTIFIED

Name: Larry E. Frates  
Address: PO Box 1493  
City: Great Falls MT 59403-1493

RE: 4727 2<sup>nd</sup> Avenue North, Lot 3, Replat of Lot 3, Block 3, Great Falls Heren Addition,  
Great Falls Townsite, Cascade County, Montana

Dear Mr. Frates,

**NOTICE OF HEARING BEFORE CITY COMMISSION OF GREAT FALLS**

The owner of the real property situated at 4727 2<sup>nd</sup> Avenue North is hereby notified to appear before the City Commission of the City of Great Falls at its meeting to be held April 2<sup>nd</sup>, 2002, in the Commission Chambers, Civic Center Building, 2 Park Drive, Great Falls, Montana, at the hour of 7:00 p.m., or as soon thereafter as he/she may be heard, and to show cause why the items listed in the City's letter of January 4<sup>th</sup>, 2002, should not be declared to be a nuisance, the nuisance required to be abated by removal and the cost thereof charged to the owner.

The items listed are:

1. Dilapidated house trailer, Dodge van, Chevy pickup;
2. Scrap lumber, appliances, broken concrete, railroad ties & scrap metal;
3. Piles of dirt, grass & weeds in excess of 8 inches, limbs, brush, rubbish, etc.

Consequently, you are hereby notified to appear before the City Commission at 7:00 p.m. on April 2<sup>nd</sup>, 2002

Respectfully,

Jay Parrott, Code Enforcement

Community Development Department

cc: Read File  
Property File  
Post on Property

## PUBLIC NOTICE

NOTICE of hearing before the City Commission of the City of Great Falls, Montana.

The owner of the real property situated at 4727 2<sup>nd</sup> Avenue North is hereby notified to appear before the City Commission of the City of Great Falls at its meeting to be held April 2<sup>nd</sup>, 2002 at the City Commission Chambers, Civic Center Building, Great Falls, Montana, at 7:00 p.m., and show cause why Lot 3, Replat of Lot 3, Block 3, GF Heren Addition, 4727 2<sup>nd</sup> Avenue North should not be declared a nuisance and the nuisance be abated by repair, demolition, removal or other appropriate act and charge the cost thereof to the owner.

PUBLICATION DATE: March 23<sup>rd</sup>, 2002

90-day inspection

04-04-02