

RESOLUTION 9670

A RESOLUTION DETERMINING CERTAIN
PROPERTY LOCATED AT 4727 2nd Ave. N, LOT 3,
BLOCK 3, HEREN ADDITION, CASCADE
COUNTY, MONTANA, TO BE A NUISANCE

* * * * *

WHEREAS, Larry Frates, owner(s) of certain personal and real property located at 4727 2nd Ave. N, Lot 3, Block 3, Heren Addition, Cascade County, Montana, was given notice pursuant to Section 8.49.040, OCCGF, of a hearing before the City Commission on July 17, 2007, 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. Mobile Homes (dilapidated) – two mobile homes in poor condition that have had the exterior weatherproofing partially or totally removed (specifically trailer #10 & #112).
2. Rubbish – numerous items of rubbish throughout the mobile home park
3. Junk Vehicles

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

1. That the property owner(s), Larry Frates, has failed to show cause why the subject property should not be declared 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 8.49.040, OCCGF, and hereby directs the owner(s) to commence the abatement within ten (10) days of the date of this resolution.

3. It is further ordered that, if owner(s) 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(s) 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 (6) month period from date of Resolution 9670.

PASSED by the Commission of the City of Great Falls, Montana, on this 17th day of July 2007.

Dona R. Stebbins, Mayor

ATTEST:

Cindy Kenczka, Deputy Clerk

(SEAL OF CITY)

APPROVED FOR LEGAL CONTENT:

David V. Gliko, City Attorney

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

I, Cindy Kenczka, Deputy Clerk of the City of Great Falls, Montana, do hereby certify that the foregoing Resolution 9670 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 17 day of July 2007, and approved by the Mayor of said City, on the 17th day of July 2007.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the Seal of said City, this 17th day of July 2007.

Cindy Kenczka, Deputy Clerk

(SEAL OF CITY)