

RESOLUTION 10236

**A RESOLUTION DECLARING AND CERTIFYING A
NUISANCE LOCATED ON CERTAIN PROPERTY AT 1425 3RD
AVENUE SOUTHWEST, LOT 3A, BLOCK 9, COMMUNITY
HALL 2, CASCADE COUNTY, MONTANA, HAS BEEN ABATED**

WHEREAS, on December 5, 2017, the City Commission of the City of Great Falls held a public hearing pursuant to OCCGF Section 8.49.050 to receive public testimony regarding and consider Resolution 10173 declaring certain property at 1425 3rd Avenue Southwest to be a nuisance; and

WHEREAS, after said public hearing, the City Commission adopted Resolution 10173 declaring said property a nuisance; and

WHEREAS, Wayne A. Preston, (hereinafter “property owner”), owner of the real property and structures ordered to be abated, answered said order to abate the nuisance and did satisfactorily remove the nuisance as so ordered; and

WHEREAS, the City Commission has considered Resolution 10236 on June 5, 2018, regarding the property pursuant to OCCGF Section 8.49.050, hearing the testimony of the City personnel and the public comment of any other interested party, who may be present, and desired to testify respecting the condition of the property and the abatement of said nuisance.

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

1. Staff and other interested parties having presented evidence of the condition of the subject property, and having described the condition of the subject property, the City Commission does hereby find the nuisance has been abated pursuant to OCCGF Section 8.49.080.
2. It is further declared that, the owner, Mr. Wayne Preston has voluntarily completed the abatement as so ordered by the City Commission and pursuant to OCCGF Section 8.49.070, no statement of expense or lien against the property is required.
3. City staff shall file a certificate in the form of this resolution with the County Clerk and Recorder’s Office stating that the nuisance has been satisfactorily abated, as required by Section 8.49.080, OCCGF.

BE IT FURTHER RESOLVED BY SAID CITY COMMISSION that this Resolution shall become effective immediately upon its passage and approval.

PASSED AND ADOPTED by the City Commission of the City of Great Falls, Montana, on June 5, 2018.

Bob Kelly, Mayor

ATTEST:

Darcy Dea, Deputy City Clerk

(SEAL OF CITY)

APPROVED FOR LEGAL CONTENT:

Sara R. Sexe, City Attorney