

RESOLUTION NO. 23-04

A RESOLUTION CONDEMNING CERTAIN PROPERTY WITHIN THE CITY OF CANEY, KANSAS, AND ORDERING THE PROPERTY TO BE REPAIRED OR DEMOLISHED.

WHEREAS, on December 19, 2022, the Governing Body of the City of Caney adopted Resolution No. 1424, thereby directing the owner, owner's agent, lienholders of record, and any occupants of the property/structure located at 211 West 4th Street (the "Property") in the City of Caney, Kansas, to appear and show cause why the Property should not be condemned and ordered to be repaired or demolished; and

WHEREAS, Resolution No. 1424 established a show-cause hearing date and location of February 6, 2023, at 6:30 P.M., at the City Council's meeting room; and

WHEREAS, a copy of Resolution No. 1424 was mailed to the owner of record via certified mail, and published in the official City newspaper; and the show-cause hearing was conducted in accordance with the City's Code of Ordinances.

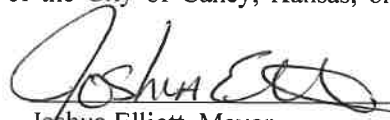
NOW THEREFORE, after hearing evidence presented, and being advised in the premises, the Governing Body of the City of Caney finds and orders, as follows:

1. The Property, as more fully described below, is determined to be unsafe or dangerous, to-wit:


Lot 6, Block 11, ORIGINAL City of Caney, Montgomery County, Kansas,
commonly referred to as 211 West 4th Street, Caney, Kansas.

2. The owner and any other interested persons be and are hereby directed to repair or remove the unsafe or dangerous conditions and make the premises safe and secure. The repairs or removal shall commence within 60 days from the date this Resolution is adopted. If the owner of such structure fails to commence the repair or removal of such structure within said time, or fails diligently to prosecute the same until the work is completed, the City, or its contractor, is authorized and directed to cause the unsafe or dangerous conditions to be removed.
3. Notice of any costs incurred by the City to make the Property safe and secure shall be given to the owner, according to law. If the cost is not paid within 30 days, the cost shall be assessed against the Property, as provided by law.
4. This Resolution shall be published once in the official city paper and a copy mailed to the owner(s), owner's agent(s), lienholder(s) of record, and any occupant(s) of the property, in the same manner provided herein for the notice of hearing.

ADOPTED BY THE GOVERNING BODY of the City of Caney, Kansas, on this 6th day of February, 2023.


Joshua Elliott, Mayor

Attest:


Amber Dean, City Clerk