

City of St. Helens
RESOLUTION NO. 1801

**A RESOLUTION ASSESSING COST OF ABATEMENT AS A LIEN
AGAINST 215 N. 5TH STREET, ST. HELENS, OREGON**

WHEREAS, St. Helens Municipal Code (SHMC) Section 8.12.070(1)(a) and 8.12.150(2) provide that no person in charge of any premises shall permit to remain unguarded upon said premises any machinery, automobile bodies or parts thereof, equipment, structures, buildings or other devices having the characteristic of an attractive nuisance or which is liable to attract children, and that the keeping of junk to be on or remain out of doors on any public or private premises within the City is prohibited; and

WHEREAS, on February 22, 2017, notification to the owner of record was accomplished as set forth in SHMC 8.12.250(1) through (3), in that the property located at 215 N. 5th Street, St. Helens, Oregon, was posted with a notice to abate the nuisance and such notice was also mailed via certified first class mail, with a direction to remove or abate the nuisance within 30 days of the notice; and

WHEREAS, since the legal owner of record did not remove or abate the nuisance on the property within the time specified in the order, the City proceeded to abate the nuisance; and

WHEREAS, the legal owner of record was notified by certified first class mail on August 8, 2017, of the costs incurred by the City with an invoice to pay the abatement costs within 30 days; and

WHEREAS, 30 days have passed since the mailing and they have not paid.

NOW, THEREFORE, THE CITY OF ST. HELENS RESOLVES that the total expense to the City for abatement of the nuisance is \$287.48, including a five percent overhead charge, has not been paid by the legal owner of record as requested by the City's August 8, 2017, certified mail letter; and it is further

BE IT FURTHER RESOLVED, that the \$287.48 expense to the City for abatement of the nuisance at the property known as 215 N. 5th Street, Tax Account No. 5N1W33-DD-12300, hereby be assessed as a lien in that amount against that property, entered on the docket of City and County liens and bear interest at the rate of ten percent per annum until due as required.

Approved and adopted by the City Council on October 18, 2017, by the following vote:

Ayes: Locke, Carlson, Conn, Morten, Scholl

Nays: None



Rick Scholl, Mayor

ATTEST:



Kathy Payne, City Recorder