



Agenda Item:

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COUNCIL COMMUNICATION City Manager's Office

GENERAL INFORMATION

Agenda Date: 10/25/04

Communication No.: 04-

555

Agenda Item Type: Resolution
No.:

Roll Call

Submitted by: Larry Hulse, Community Development Director

SUBJECT—

Public Nuisance recommendation and authorization of legal action for 1101 Scott Street.

SYNOPSIS—

Staff recommends that City Council affirm the determination of public nuisance, and authorize the Legal Department to take the appropriate legal action to cause the abatement of this public nuisance structure if the owner has not completed the work 30 days after this action.

FISCAL IMPACT—

Abatement of this property will cost a total of \$50,000. All costs will be collected from the owner by means of a personal judgment or assessed against the property.

RECOMMENDATION—

Approval

BACKGROUND—

The Building Official determined that the above referenced property represented a public nuisance due to the advanced state of deterioration and collapse of the roof. At the June 21, 2004, hearing, City Council granted the property owner, William Rice Jr., additional time to demolish

the structure himself. City Council granted Mr. Rice until the end of October to perform this task. Since that time, Mr. Rice has hired a plumbing contractor who has disconnected the sewer and water, and had those disconnections inspected. That inspection was performed and approved October 11, 2004.

In several discussions, Mr. Rice has indicated his intent to demolish the building. The most recent discussion was held October 19, 2004, when he indicated that he has hired a demolition contractor to demolish the building. He indicated he believed that they could start “within a few days.” When questioned about asbestos inspection and notification to the Department of Natural Resources (DNR), Mr. Rice indicated he had not yet taken those steps or had the building evaluated. DNR notification and inspection generally requires a minimum of 10 business days. As of October 21, 2004, Mr. Rice has not secured a demolition permit, nor has the removal of the building been initiated. Inspection reveals that that the building condition is unchanged and open.