

RESOLUTION NO. 20 - 18-7

**A RESOLUTION FINDING AND DECLARING IMPROVEMENTS  
SITUATED ON CERTAIN REAL PROPERTY SITUATED LOCATED AT  
453 East Gaines IN THE CITY OF MONTICELLO TO BE  
A NUISANCE, ORDERING THE NUISANCE TO BE ABATED  
WITHIN THIRTY DAYS, AUTHORIZING ABATEMENT BY THE  
CITY AND IMPOSITION OF A LIEN FOR EXPENSES INCURRED  
BY THE CITY, AND FOR OTHER PURPOSES**

WHEREAS, it is found that the structures situated on real property located at 453 East Gaines in the City of Monticello and owned by Theo & Sammie Lindsey, constitutes a nuisance and should be condemned pursuant to the Ordinances enacted by the City of Monticello;

WHEREAS, the property constitutes a nuisance in that the structures on the premises have fire damage and/or are dilapidated and cannot be inhabited and are unsafe, further, that the vegetation in the yard is unsightly and that there is significant trash and refuse in the yard, constituting a health and safety concern;

WHEREAS, the City of Monticello has sent letters and notices to the owner of record pursuant to City Ordinance prior to the consideration of this resolution and sufficient action has not been taken by the owner to abate the nuisance as requested within such letters and notices, and

WHEREAS, the aforesaid findings have been made after due and timely notice was given to the owner that this resolution would be considered at this time and place, and said owner failed to show cause why this resolution should not be adopted:

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF MONTICELLO, as follows:

Section 1. That the aforesaid structures situated on the real property located at the 453 East Gaines of this City are hereby found and declared to be a nuisance, that the said structures are a hazard to the health and safety of the public in general and are hereby condemned.

Section 2. That the owner is ordered to remove the said structures from the property or to otherwise repair the structures to inhabitable condition within thirty (30) days of the posting of a true copy of this Resolution on the structures.

Section 3. That should the owner refuse or fail to so remove or repair the structures within thirty (30) days, the City of Monticello shall remove the structures by demolition, or other corrective action. And shall file a lien against the owner's title to this property for the costs incurred by the City for such demolition or other corrective action.

(END OF RESOLUTION)

ADOPTED on this 27 day of MARCH, 2018

And. T. Clark  
City Clerk/Treasurer