

**A RESOLUTION PURSUANT TO LMC)
8.08.150 DETERMINING AN ASSESSMENT)
FOR THE ABATEMENT OF A NUISANCE)
AND DIRECTING THE IMPOSITION OF A)
LIEN UPON REAL PROPERTY)**

**Resolution No. 33
for 2005**

WHEREAS, the City of Lebanon has determined that a nuisance existed upon real property located at 665 Walnut Street, Lebanon, Oregon, Linn County Tax Lot Number 122W-11DB-7400, deed reference MF 1296-334; and

WHEREAS, the City Council finds that on the 12th of September, 2005 notice was sent to the owner(s) of record for said real property as to the costs of said abatement; and

WHEREAS, the City Council finds that the sum of \$1,461.51 is an appropriate and reasonable sum to reimburse the City for actual costs incurred for the contract for the abatement of the nuisance, newspaper advertising as required by ordinance, staff time for the abatement of the nuisance and the cost of providing notice to the owner of the property; and

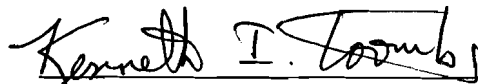
WHEREAS, the City Council finds that the cost of abatement has not been paid by the property owner as required by ordinance; and

WHEREAS, the City Council finds that the owner(s) of the property have not filed objections to the abatement costs as provided in LMC 8.08.130;

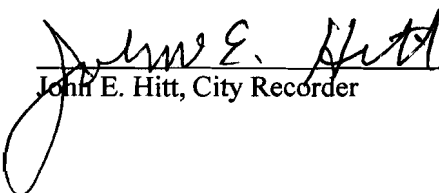
NOW, THEREFORE, BE IT RESOLVED AS FOLLOWS:

1. An assessment is hereby made and determined by the Lebanon Municipal Court, based upon the above recited findings, in the sum of \$1,461.51 against the real property described above.
2. The City Recorder is ordered to enter said assessment in the docket of city liens, and upon such entry being made, it shall constitute a lien upon the property described herein.
3. The assessment made herein shall be enforced in the same manner as liens for street improvements are enforced and shall bear interest at the rate of tenpercent yearly.
4. This Resolution shall become effective immediately upon its passage.

PASSED by the City Council for the City of Lebanon on the 9th day of November 2005, by a vote of 6 for and 0 against.


Kenneth I. Toombs, Mayor

ATTEST:


John E. Hitt, City Recorder



City of Lebanon
Police Department

30 E Maple Street, Lebanon Oregon 97355
Phone 541 451 1751 Fax 541 752 4051

INVOICE NO.: 00001

October 17, 2005

**TO: MICHAEL CROSS
810 NW MULEDEER STREET
SALEM, OR 97304**

**RE: 665 WALNUT STREET, LEBANON OREGON
12-2W-11DB-7400**

Nuisance Abatement	\$ 1,168.00
Hearing Notice - Publishing	41.08
Certified Mail	8.84
	Subtotal: \$ 1,217.92
20% Administrative Overhead	243.59
CURRENT AMONT DUE	\$1,461.51

CONTACT: KEVIN BUCHHEIT AT 541.451.1751 ext. 361

**NOTICE OF PUBLIC HEARING
LEBANON CITY COUNCIL**

NOTICE IS HEREBY GIVEN that a public hearing will be held before the Lebanon City Council on Wednesday, November 9, 2005 at 7:00 p.m. in the Santiam Travel Station, Large Conference Room, 750 South Third Street, to afford interested persons and the general public an opportunity to be heard and give testimony concerning the following matter:

**Final Assessment of the removal and disposal of trash and debris located at:
665 Walnut Street, Lebanon, Oregon. Assessor's Map 12-2W-11DB-7400.**

You are invited to attend the public hearing and give testimony that addresses the final assessment or you may submit written testimony on or before 5:00 p.m., Wednesday, November 9, 2005, to the City Recorder's office, 925 Main Street, Lebanon.

If you have questions or need further information regarding this hearing, please contact Kevin Buchheit, Code Enforcement Officer, at 451-1751 ext. 361.

Upon request, the City will provide an interpreter for hearing impaired persons. To request an interpreter, contact the City Administrator's Office at 258-4202 no less than 48 hours prior to the public hearing.