

RESOLUTION NO. 96-060

**A RESOLUTION ASSESSING REAL PROPERTY DESCRIBED AS
ASSESSOR'S MAP 1N 13E 3CD #14900 AND 1N 13E 4AD #10500
FOR THE COST OF ABATEMENT OF NUISANCES**

WHEREAS, Gilberto & Joan Zapien are the owners of real property described as Assessor's Map 1N 13E 3CD #14900, located at 604 East 13th Street, The Dalles, Oregon; and

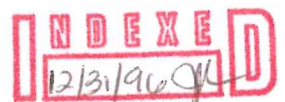
WHEREAS, Josephine Sutton is the owner of real property described as Assessor's Map 1N 13E 4AD #10500, located at 209 West 9th Street, The Dalles, Oregon; and

WHEREAS, following the posting of nuisances instructing the above named owners to abate nuisance conditions which existed on the above described properties, which notices were not complied with, City staff contracted with Allen Berg to clean up the properties and abate the nuisances; and

WHEREAS, Allen Berg provided services on August 30, 1996 at the Zapien property, for a total cost of \$350.00, and on October 7, 1996 at the Sutton property, for a cost of \$747.00; and

WHEREAS, pursuant to General Ordinance No. 93-1162, the City is allowed to assess an additional sum for administrative expenses in the amount of \$500.00 for each occasion when a nuisance is abated; and

WHEREAS, notices of the proposed assessments were mailed to the property owners by certified mail, return receipt requested, advising that the cost of the proposed assessments would become a lien upon the property if not paid in full within 30 days of the date of the notices; and



WHEREAS, the deadline for filing objections to the proposed assessments, and for paying the assessments in full, has passed, and the assessments have not been paid; **NOW**,

THEREFORE

THE COUNCIL OF THE CITY OF THE DALLES RESOLVES AS FOLLOWS:

Section 1. Assessment. The cost of abating the nuisance conditions which existed upon the property located at 604 East 13th Street and 209 West 9th Street, The Dalles, Oregon, are hereby assessed upon the following described properties as set forth in the assessment roll which follows:

<u>Name and Address</u>	<u>Description</u>	<u>Final Assessment</u>
Gilberto & Joan Zapien 604 East 13th Street The Dalles, OR 97058	1N13E3CD #14900	\$ 850.00
Josephine Sutton 209 West 9th Street The Dalles, OR 97058	1N13E4AD #10500	\$1,247.00

Section 2. Docket Entry. Upon passage of this resolution and its approval by the Mayor, the City Clerk is instructed and directed to enter in the Docket of City Liens the following matters in relation to the assessments:

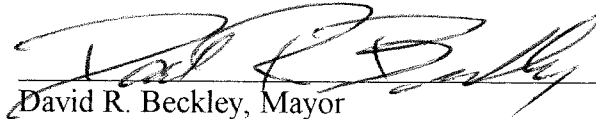
- a. The foregoing legal description of the property assessed;
- b. The name of the owner or owners or a statement that the owner is unknown;
- c. The sum assessed upon each lot or tract of land; and
- d. The date of the docket entry.

Section 3. Notices/Collection of Assessments. The City Clerk is hereby directed to give notice of the foregoing assessment by publication in the manner provided for by Section 9 of General Ordinance No. 91-1127, which notice shall be substantially in the form of Attachment I, attached hereto and by this reference made a part hereof. At the time of publication, the City Clerk shall also cause a notice of collection of assessment to be mailed to the owner of each lot or tract of land at the owner's last known address. The mailed notice shall conform to the requirements of Section 9 of General Ordinance No. 91-1127. The City Clerk shall thereafter diligently proceed to collect the assessed amounts in the manner provided for by law.

PASSED AND ADOPTED THIS 23RD DAY OF DECEMBER, 1996.

Voting Yes, Councilors:	<u>Hill, Davis, Briggs, Koch</u>
Voting No, Councilors:	<u>None</u>
Absent, Councilors:	<u>Van Cleave</u>
Abstaining, Councilors:	<u>None</u>

AND APPROVED BY THE MAYOR THIS 23RD DAY OF DECEMBER, 1996.


David R. Beckley, Mayor

ATTEST:


Julie Krueger, CMC, City Clerk

ATTACHMENT I

NOTICE OF COLLECTION OF ASSESSMENT

Notice is hereby given that the Council of the City of The Dalles has heretofore assessed the cost of abatement of nuisances upon property located at 604 East 13th Street and 209 West 9th Street, The Dalles, Oregon, which assessments were on the _____ day of December, 1996, entered in the Docket of City Liens as follows:

(Here follows a list of assessments)

Notice is hereby further given that if within twenty days from the date of first publication of this notice which is the 29th day of December, 1996, the sum assessed upon any lot, parcel or part thereof, as set forth in this notice, is not paid or bonded within 20 days, as provided in the Bancroft Bonding Act, to the City Clerk, the City may thereafter proceed to foreclose the assessment lien upon said property according to law.

Notice is further given pursuant to Oregon law and City ordinances, that the owner of any property so assessed in the sum of \$25 or more, may at any time within twenty days after notice is first published, file with the City Clerk a written application to pay said assessment in installments. The application may be obtained from the City Clerk on request. However, the amount remaining unpaid upon assessment may not be bonded for payment in installments if the amount remaining unpaid upon the assessment together with the unpaid balance of any previous assessments for improvements against the same property equals or exceeds double the assessed valuation of the property as shown by the last tax roll of Wasco County, Oregon.

CITY OF THE DALLES
Julie Krueger, CMC, City Clerk

TREASURER RECEIPT

CITY of THE DALLES

313 Court Street
THE DALLES, OREGON 97058

DATE 9/17/96 1996

OFFICE	MAIL	CASH	CHECK	MONEY O.	AMOUNT PAID
<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	\$ <u>850.00</u>

REC'D. FROM:

Wasco Title, Inc.
Check # 20892

EXPLANATION:

Payment on Nuisance
Abatement @ 604 E 13th St.
Sapien, Joan

FUND	DEPT.	LINE ITEM NO.	MAP#	ORD#
<u>001</u>	<u>88</u>	<u>3419000</u>		
				\$ <u>850.00</u>
				\$
				\$
				\$

A 19651

BOHN'S PRINTING, THE DALLES, OREGON

BY: Laundbet
TREASURER

2apien assessment paid
prior to adoption of Resolution —
Not entered into Lien Docket
or published in newspaper.

JKrueger

12-24-96

RECEIVED SEP 17 1996

CITY OF THE DALLES

14-37287

EIGHT HUNDRED FIFTY AND 00/100 DOLLARS

NUISANCE ABATEMENT 604 E 13TH ST JOAN SAPIEN

ESCROW ACCOUNT
WASCO TITLE, INC.
512 WASHINGTON
THE DALLES, OREGON 97058

FIRST INTERSTATE BANK
OF OREGON, N.A.
THE DALLES, OR 97058-0541
24-12-1230

20892

DOLLARS

EIGHT HUNDRED FIFTY AND 00/100 DOLLARS

DATE

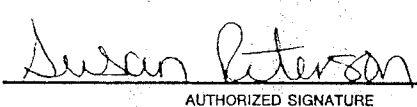
AMOUNT

PAY
TO THE
ORDER
OF

CITY OF THE DALLES

SEPTEMBER 16, 1996

*****850.00***



AUTHORIZED SIGNATURE

⑈020892⑈ ⑆123000123⑆334 003628 5⑈