

RESOLUTION NO. 98-016

*pulled
NOT ADOPTED*

**A RESOLUTION ASSESSING REAL PROPERTY DESCRIBED
AS ASSESSOR'S MAP 1N 13E 3CD #6900, FOR THE
COST OF ABATEMENT OF A NUISANCE**

WHEREAS, Agnes J. Schelembaum is the owner of real property described as Assessor's Map No. 1 North, Range 13 East, Section 3CD, tax lot 6900, located at 701 East 12th Street, The Dalles, Oregon; and

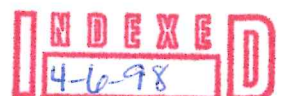
WHEREAS, following the posting of a nuisance notice, instructing Mrs. Schelembaum to abate nuisance conditions which existed on the above described property, which notice was not complied with, City staff contracted to clean up the property and abate the nuisances; and

WHEREAS, the Contractor (Allen Berg) provided services on September 10, 1997, for a total cost of \$480.92; and

WHEREAS, pursuant to General Ordinance No. 93-1162, the expense incurred by the City in abating the nuisance shall include an administrative cost of \$500.00; and

WHEREAS, notice of the proposed assessment was mailed to Mrs. Schelembaum, by certified mail, return receipt requested, on January 23, 1998, advising that the cost of the proposed assessment would become a lien upon the property if not paid in full within 30 days of the date of the notice; and

WHEREAS, the certified letter was returned to the City on February 10, 1998, unclaimed by Mrs. Schelembaum; and



WHEREAS, the deadline for filing objections to the proposed assessment, and for paying the assessment in full, has passed, and the assessment has 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, including a \$500 administrative fee, which existed upon the property located at 701 East 12th Street, The Dalles, Oregon, is hereby assessed upon the following described property, as set forth in the assessment roll which follows:

<u>Name and Address</u>	<u>Description</u>	<u>Final Assessment</u>
Agnes J. Schelembaum P.O. Box 321 The Dalles, OR 97058	1N 13E 3CD #6900	\$980.92

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 assessment:

- 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 Assessment. 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 by law.

PASSED AND ADOPTED THIS 23RD DAY OF MARCH, 1998

Voting Yes, Councilors: _____

Voting No, Councilors: _____

Absent, Councilors: _____

Abstaining, Councilors: _____

AND APPROVED BY THE MAYOR THIS 23RD DAY OF MARCH, 1998

SIGNED: _____


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 hereto assessed the cost of abatement of a nuisance upon property located at 701 East 12th Street, The Dalles, Oregon, which assessment was on the _____ day of _____, 1998, 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 the first publication of this notice which is the _____ day of _____, 1998, 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 or \$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