

RESOLUTION NO. 99-011

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

WHEREAS, Roy Schelembaum is the current owner of real property described as Assessor's Map 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 the property owner to abate nuisance conditions which existed on the above-described property, which notice was not complied with, City staff contracted to have the property cleaned up and the nuisance abated; and

WHEREAS, the nuisance was abated by Allen Berg at a cost of \$480.92; and

WHEREAS, pursuant to General Ordinance No. 93-1162, the City shall assess a \$500.00 administrative fee when it abates nuisances; and

WHEREAS, notice of the proposed assessment was mailed to Mr. Schelembaum, by certified mail, return receipt requested, on June 16, 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 deadline for filing objections to the proposed assessment, and for paying the assessment in full, has expired, and the assessment has not been paid; NOW, THEREFORE,

BE IT RESOLVED BY THE CITY COUNCIL AS FOLLOWS:

Section 1. Assessment. The cost of abating the nuisance conditions 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 & Address</u>	<u>Description</u>	<u>Final Assessment</u>
Roy Schelembaum 6364 NE Mallory Portland, OR 97211	1N13E3CD #6900	980.92
TOTAL FINAL ASSESSMENT		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:

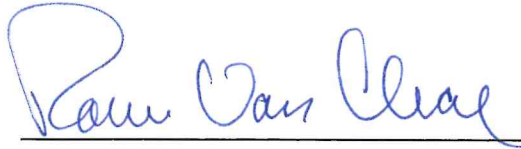
- a. The foregoing legal description of the property assessed;
- b. The name of the owner or owners or a statement that the owner is unknown;
- c. The sum assessed upon each lot or tract of land; and
- d. The date of the docket entry.

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 the 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 8TH DAY OF MARCH, 1999.


Voting Yes, Councilor: Davis, Broehl, Davison, Wasser
Voting No, Councilor: None
Absent, Councilor: Gosiak
Abstaining, Councilor: None

AND APPROVED BY THE MAYOR THIS 8TH DAY OF MARCH, 1999.

A handwritten signature in blue ink, reading "Robb Van Cleave", written over a horizontal line.

Robb Van Cleave, Mayor

Attest:

A handwritten signature in blue ink, reading "Julie Krueger", written over a horizontal line.

Julie Krueger, CMC/AAE, 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 _____, 1999; entered in the Docket of City Liens as follows:

<u>Name & Address</u>	<u>Description</u>	<u>Final Assessment</u>
Roy Schelembaum 6364 NE Mallory Portland, OR 97211	1N13E3CD #6900	980.92
TOTAL FINAL ASSESSMENT		980.92

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 _____, 1999, 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/AAE, City Clerk