

**RESOLUTION NO. 23-004**

**A RESOLUTION ASSESSING THE REAL PROPERTY LOCATED AT  
817 FLORAL COURT FOR THE COSTS OF NUISANCE ABATEMENT**

**WHEREAS**, the City Code Enforcement Officer posted a Notice to Abate Nuisance upon the following listed properties on the dates shown below:

<u>Property</u>	<u>Assessor's Map No.</u>	<u>Date of Posting</u>
817 Floral Court West	2N 13E 29 DC 9000	November 15, 2022

**WHEREAS**, according to Wasco County real property records, the following persons are the owners of record for tax purposes of the following listed property:

<u>Property</u>	<u>Owner</u>
817 Floral Court West	The Engman Family Trust UDT July 8, 2010

**WHEREAS**, the Notice to Abate Nuisance required the removal of garbage and junk from the listed property pursuant to the provisions of Section 5.04.140 of The Dalles Municipal Code;

**WHEREAS**, the Notice to Abate Nuisance further provided if the nuisance conditions were not abated the City would hire a contractor to abate the nuisance conditions, and the costs of the abatement would be charged to the owner of the property, and become a lien upon the property;

**WHEREAS**, as a result of the owners' failure to abate the nuisance conditions on the property, the City hired the following listed contractor, who abated the nuisance conditions on the date listed below, for the cost listed below:

<u>Property</u>	<u>Contractor</u>	<u>Date of Abatement</u>	<u>Cost</u>
817 Floral Court West	Rod Huante	December 19, 2022	\$3,299.00

**WHEREAS**, pursuant to Section 5.24.070 of The Dalles Municipal Code, on December 30, 2022, the City Clerk sent a Notice of Assessment by certified mail to Engman Family Trust/Ruth Postema advising them the total cost of the assessment for the property was \$3,299.00, and the listed sum would become a lien upon the property if the amount was not paid by January 17, 2023, or the assessment was not protested by January 9, 2023, by Engman Family Trust/Ruth Postema;

**WHEREAS**, Engman Family Trust/Ruth Postema failed to pay the balance of the assessment by the deadline listed in the Notices of Assessment, and the City Council finds the statement of the amount of the proposed assessments is correct and no reason exists to justify any delay in proceeding with the imposition of a lien upon the properties for the cost of the assessments.

**NOW, THEREFORE, THE CITY COUNCIL OF THE CITY OF THE DALLES  
RESOLVES AS FOLLOWS:**

Section 1. Assessment. The cost of the abatements of the nuisance conditions of garbage and junk for the following property:

<u>Name/Address</u>	<u>Description</u>	<u>Final Assessment</u>
The Engman Family Trust UDT July 8, 2010	2N 13E 29 DC 9000	\$3,299.00

The legal description for the properties is shown in the list of descriptions attached to and made part of this Resolution as Exhibit "A".

Section 2. Docket Entry. Upon passage of this Resolution and its approval by the Mayor, the following information shall be entered into the City Electronic Lien Docket:

- a. The foregoing legal description of the property assessed.
- b. The names of the owners or a statement the owners are unknown.
- c. The sum assessed upon each lot or tract of land.
- d. The date of the docket entry.

Section 3. Notices/Collection of Assessment. The City Clerk is directed to proceed with notice and collection of the assessment in accordance with the procedures prescribed by Oregon law for enforcement of liens and collection of assessments.

Section 4. Effective Date. This Resolution shall be effective upon adoption.

**PASSED AND ADOPTED THIS 23<sup>rd</sup> DAY OF JANUARY, 2023,**

Voting Yes, Councilors: Randall, McGlothlin, Long, Runyon, Richardson  
Voting No, Councilors: \_\_\_\_\_  
Absent, Councilors: \_\_\_\_\_  
Abstaining, Councilors: \_\_\_\_\_

**AND APPROVED BY THE MAYOR THIS 23<sup>rd</sup> DAY OF JANUARY, 2023.**

Richard A. Mays  
Richard A. Mays, Mayor

Attest:  
Izetta Grossman, CMC  
Izetta Grossman, CMC, City Clerk

**EXHIBIT "A"**  
Resolution No. 23-004  
Legal Description  
Assessor's Map No. 2N 13E 29 DC, Tax Lot 9000

The following described portion of Tract 30, SNIPES ACRES: beginning at a point which is 78 feet 2 inches Westerly from the Northeast corner of Tract 30 Snipes Acres: thence continuing West 100 feet; thence South 100 feet; to the North boundary line of Floral Court; thence East 100 feet along said North line of Floral Court; thence North 100 feet to point of beginning, County of Wasco and State of Oregon.