

## RESOLUTION NO. 23-018

### A RESOLUTION ASSESSING THE REAL PROPERTY LOCATED AT 2103 WEST 10<sup>th</sup> STREET 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>
2103 West 10 <sup>th</sup> Street	2N 13E 32 DD as Tax Lot 501	March 17, 2023

**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>
2103 West 10 <sup>th</sup> Street	Larry and Joy Eckart

**WHEREAS**, the Notice to Abate Nuisance required the removal of noxious vegetation and/or junk from the listed property pursuant to the provisions of Section 5.24.040 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 dates listed below, for the costs listed below:

<u>Property</u>	<u>Contractor</u>	<u>Date of Abatement</u>	<u>Cost</u>
2103 West 10 <sup>th</sup> Street	Rod Huante	April 21, 2023	\$5,000.00

**WHEREAS**, pursuant to Section 5.24.070 of The Dalles Municipal Code, on May 19, 2023, the City Clerk sent a Notice of Assessment by certified mail to Larry and Joy Eckart advising them the total cost of the assessment for the property was \$5,000.00, and the listed sum would become a lien upon the property if the amount was not paid by June 2, 2023, or the assessment was not protested by May 24, 2023 by Larry and Joy Eckart;

**WHEREAS**, Larry and Joy Eckart failed to file any objection by the stated deadline and 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 a boat, garbage and junk for the following property:

<u>Name/Address</u>	<u>Description</u>	<u>Final Assessment</u>
Larry & Joy Eckart	2N 13E 32 DD as Tax Lot 501	\$5,000.00

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:

- The foregoing legal description of the property assessed.
- The names of the owners or a statement the owners are unknown.
- The sum assessed upon each lot or tract of land.
- 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 27<sup>th</sup> DAY OF JUNE, 2023,**

Voting Yes, Councilors:

Long, Richardson, McBlathlin, Randall

Voting No, Councilors:

Absent, Councilors:

Runyon

Abstaining, Councilors:

**AND APPROVED BY THE MAYOR THIS 27<sup>th</sup> DAY OF JUNE, 2023.**

Richard A. Mays  
Richard A. Mays, Mayor

Attest:

Izetta Grossman CMC  
Izetta Grossman, CMC, City Clerk

Exhibit "A"

**LEGAL DESCRIPTION for 2103 West 10<sup>th</sup>**  
Assessor's Map No. 2N 13E 32 DD as Tax Lot 501

Parcel 1 of Partition Plat Number 2005-24 recorded August 25, 2005 under Microfilm No. 20054782, Records of Wasco County, State of Oregon, being a portion of Lot 5, Block 2, Mission Park Tracts, County of Wasco, State of Oregon.