

Councilmember \_\_\_\_\_ introduced the following resolution and moved for its adoption:

**RESOLUTION #21-102**

**A RESOLUTION APPROVING CODE ENFORCEMENT PLAN TO HIRE CONTRACTORS TO COMPLETE SIDING IN VIOLATION OF PROPERTY MAINTENANCE CODE AT 5393 141<sup>ST</sup> AVE NW**

**WHEREAS**, the property owner, Bryan Maki (the “Property Owner”), has an open code enforcement case on the property generally known as 5393 141<sup>st</sup> Avenue NW and legally described as follows:

LOT 18 BLK 2 FLINTWOOD HILLS 2ND ADD SUBJ TO EASE OF REC, Anoka County, Minnesota

(the “Subject Property”); and

**WHEREAS**, the Subject Property is zoned PUD (Planned Unit Development); and

**WHEREAS**, the Subject Property is approximately 0.18 acres in size; and

**WHEREAS**, the City has most recently opened a case on the Subject Property for violations related to damaged siding; and

**WHEREAS**, the violations on the Subject Property include the following:

- a. Violations of City Code Chapter 105, Rule 1309 and the International Property Maintenance Code; and

**WHEREAS**, the City inspected the property from the road on November 2, 2020 and found there were violations of the siding; and

**WHEREAS**, the City sent a formal letter on November 4, 2020 requesting a repair plan for the damaged siding by December 3, 2020; and

**WHEREAS**, the Property Owner stated they would find a contractor to complete the necessary repairs; and

**WHEREAS**, another complaint was received about the property on February 17, 2021 regarding incomplete siding of the home; and

**WHEREAS**, an inspection was conducted on March 12, 2021 with the Planning Technician, and Building Official which showed inadequate siding on the principal structure; and

**WHEREAS**, the Property Owner was given an additional two (2) weeks to find a contractor; and

**RESOLUTION #21-102**

**WHEREAS**, the Property Owner has not been making continued progress of the cleanup-required onsite.

### **FINDINGS OF FACT**

1. The City inspected the property from the road on November 4, 2020.
2. The City sent formal notices via US Mail on November 4, 2020 for a first notice of violation requesting they develop a repair plan and send it to the City for review by December 3, 2020.
3. The City discussed the violation with the Property Owner via telephone on:
  - a. November 25, 2020 to discuss requirements of the letter; and
  - b. December 16, 2020 to check the status of repair plan. No updates were provided; and
  - c. February 19, 2021 to schedule an inspection of the interior of the home to check for interior damage; and
  - d. April 2, 2021 to check if the Property Owner had found a contractor. The Property Owner stated they had not.
4. The City inspected the interior and exterior of the property with the Property Owner on March 12, 2021.

### **NOW THEREFORE, BE IT RESOLVED BY THIS CITY COUNCIL OF THE CITY OF RAMSEY, ANOKA COUNTY, STATE OF MINNESOTA, as follows:**

That the Ramsey City Council hereby grants approval of the hiring of a siding contractor on the Subject Property as outlined below, contingent upon verification of any violation(s) of City Code:

1. That the City of Ramsey hereby approves the hiring of a contractor to complete the siding of the principal structure, windows on the principal structure, and ensuring the house is in compliance with the property maintenance code.
2. That the City Staff will reach out to at least three (3) reputable contractors to complete the work and will choose the lowest responsible bid, and the cost of the work plus a 50% administrative charge will be assessed to the property taxes for repayment.
3. That future violations within twelve (12) months of the same type will result in financial penalties and quicker escalation of violation notices.
4. That the City Council reserves the right to escalate future violations directly to District Court for Temporary Restraining Order.
5. That if the Property Owner misses one of the aforementioned deadlines, Staff has the approval to:
  - a. Reinspect the Subject Property and document all items out of compliance.
  - b. Issue an abatement notice for specific items outlined in step (a).
  - c. Abate the Subject Property of items and charge abatement back to Property Owner.

The motion for the adoption of the foregoing resolution was duly seconded by Councilmember \_\_\_\_\_, and upon vote being taken thereon, the following voted in favor:

and the following voted against the same:

and the following abstained:

and the following were absent:

whereupon said resolution was declared duly passed and adopted by the Ramsey City Council this the 27<sup>th</sup> day of April, 2021.

