

Councilmember _____ introduced the following resolution and moved for its adoption:

RESOLUTION #21-115

A RESOLUTION APPROVING HIRING CONTRACTORS TO ABATE PUBLIC NUISANCE ITEMS FROM 7471 152nd AVE NW

WHEREAS, the property owner Paul M. Griffin (the “Property Owner”) has an open code enforcement case on the property generally known as 7471 152nd Avenue NW and legally described as follows:

E 200 FT OF W 800 FT OF S 220 FT OF N 660 FT OF SE1/4 OF SEC 21 TWP 32 RGE 25, EX RD, SUBJ TO EASE OF REC, Anoka County, Minnesota

(the “Subject Property”); and

WHEREAS, the Subject Property is zoned R-1 Residential (Rural Developing); and

WHEREAS, the Subject Property is approximately 0.85 acres in size; and

WHEREAS, there are documented City Code violations for the year 2021, with notices of violation regarding home occupation and public nuisance items; and

WHEREAS, the City has most recently opened a case on the Subject Property for violations related to home occupation and public nuisance items; and

WHEREAS, the City sent a formal first notice of violation on March 17, 2021 for home occupation and public nuisance violations; and

WHEREAS, the City of Ramsey City Code would allow the Subject Property to apply for a home occupation permit and properly store of all public nuisance items; and

WHEREAS, Staff estimates the Subject Property has over 10 lawnmowers on the property, alleged to be part of Subject home occupation violation; and

WHEREAS, the Nuisance Regulations in the City Code prohibit the outdoor storage of junk, debris, items that are not being put to their intended use, construction debris, and other stockpiles of materials; and

WHEREAS, the Home Occupation section in the City Code states that a home occupation will not become a nuisance to the neighborhood or otherwise violate these guidelines, and the property does not have a home occupation permit; and

WHEREAS, a second notice of violation and administrative citation were sent on April 2, 2021; and

WHEREAS, the Property Owner has not been compliant with Staff requests for inspections and has not been making continued progress of the cleanup required onsite.

RESOLUTION #21-115

WHEREAS, the Property Owner has not paid for the administrative citations and no contact has been established.

FINDINGS OF FACT

1. The City inspected the property from the road on:
 - a. March 17, 2021; and
 - b. April 2, 2021.

2. The City sent formal notices via US Mail on:
 - a. March 17, 2021 for a first notice of violation requesting the proper storage or removal of items being stored outside, and request for application for a home occupation permit. The notice cited City Code requesting public nuisance items to be removed and home occupation permit for lawnmower salvage operation. A home occupation permit questionnaire was included.
 - b. March 17, 2021 for a first notice of violation requesting the proper storage or removal of items being stored outside, and request for application for a home occupation permit. The notice cited City Code requesting public nuisance items to be removed and home occupation permit for lawnmower salvage operation. A home occupation permit questionnaire was included and first citation of \$75.00.

3. The City has received no payment or contact from the Property Owner.

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 proposed code enforcement action plan on the Subject Property as outlined below, contingent upon verification of any violation(s) of City Code:

1. The City of Ramsey shall utilize Northstar Towing and Reshetar Systems Inc. for abatement services per City policy.

2. That the week of May 25, 2021, the City of Ramsey will work with the abatement contractors listed above to remove pieces of machinery, salvage parts, lawnmowers and other nuisance items stored outside that are not being put to their intended use.

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 11th day of May, 2021.

