

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

RESOLUTION #21-132

**A RESOLUTION AUTHORIZING ABATEMENT AND
CODE ENFORCEMENT PROCESS FOR 6225 RIVLYN AVE NW**

RECITALS

1. The property owner Jessica Kidd (listed as Jessica Kiel at County) (the “Property Owner”) has an open code enforcement case on the property generally known as 6225 Rivlyn Avenue NW and legally described as follows:

AUD SUB NO 96 THAT PART OF LOT 26 AUD SUB NO 96 ANOKA CNTY, MN
DESC AS COMM AT THE POINT OF INTERSECTION OF THE NLY LINE OF
RIVLYN AVE AS LAID OUT IN THE PLAT OF DICKENSONS, Anoka County, MN
(the “Subject Property”); and

2. The Subject Property is zoned R-1 MUSA and is approximately 0.31 acres in size; and
3. There are documented code enforcement cases dating back to 2008, 2009, 2011, 2017, 2018, and 2019 on the Subject Property for outdoor storage, off-street parking violations, and nuisance issues; and
4. The City has most recently opened a case on the Subject Property for violations related to off-street parking and public nuisance items; and
5. Most recently, the City sent a formal first notice of violation on July 7, 2020, a second notice of violation on September 29, 2020, and a third notice of violation on April 20, 2021; and
6. The Nuisance Regulations in the City Code (Chapter 30) 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
7. City Code Section 117-355 prohibits more than 6 items on the Subject Property, prohibits vehicles stored on the grass, and outlines allowable parking on the Subject Property; and
8. Actions to date include:
 - a. July 7, 2020 - The City sent first formal notice via US Mail
 - b. August 4, 2020 – The City spoke to the property owner who said they were making progress and inspection scheduled for August 12, 2020.
 - c. August 19, 2020 - Inspection was attempted for property. Owner and husband were present, but did not allow Staff to take photos of the property. There were many public nuisance issues behind the fence. Requested a reinspection one week from today.
 - d. September 23, 2020 – Inspection of the property, slight progress was made, but photos were not allowed to document progress. Owner stated home is a triplex. Staff

scheduled a reinspection for October 7, 2020. An administrative search warrant sought after to inspect and document all violations on the property.

- e. September 29, 2020 - The City sent second formal notice via US Mail and included citation per City process.
 - f. October 13, 2020 – Inspection of the property. Property had made progress, but still outstanding items onsite.
 - g. November 20, 2020 – Email correspondence to John Kidd, who has identified himself as homeowner’s husband, laying out steps to compliance.
 - h. November 24, 2020 - Call to verify Mr. Kidd received email laying out steps to compliance.
 - i. February 8, 2021- The City completed an inspection of the property with an administrative search warrant in order to take photos of the property and do a full inspection of rear yard area.
 - j. April 20, 2021 - The City sent third formal notice via US Mail with citation per City process.
9. The City Council authorized the abatement of the property following the proposed processed outlined below.

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. The City of Ramsey shall inspect on May 12, 2021 as planned with the property owner.
3. If there are outstanding items on May 12, 2021, Staff will send an abatement notice with a \$250 citation indicating planned abatement for the week of May 26, 2021.
4. That the week of May 26, 2021, the City of Ramsey will work with the abatement contractors listed above to remove pieces of machinery, salvage parts, vehicles in violation of off-street parking regulations and other nuisance items stored outside that are not being put to their intended use.
5. That Staff is authorized to seek any necessary permits or warrants the City Attorney deems necessary for the abatement.
6. That future violations within twelve (12) months of the same type will result in financial penalties and quicker escalation of violation notices, including immediate \$250 citation with first notice of violation and abatement notice 2 weeks after first notice of violation.
7. That the City Council reserves the right to escalate future violations directly to District Court for Temporary Restraining Order.

8. That Staff will process the abatement and all associated costs in alignment with City Code.

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.

