

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

RESOLUTION #21-098

A RESOLUTION APPROVING HIRING CONTRACTORS TO ABATE VEHICLES AND PUBLIC NUISANCE ITEMS FROM 7111 175th AVE NW

WHEREAS, the property owner Tracy Phillippi (the “Property Owner”) has an open code enforcement case on the property generally known as 7111 175th Avenue NW and legally described as follows:

THE E 200 FT OF W 437 FT OF S 217.8 FT OF NW1/4 OF SW1/4 OF
SEC 3 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 0.89 acres in size; and

WHEREAS, there are documented City Code violations dating back to 2011, with notices of violation regarding off-street parking; and

WHEREAS, the City has most recently opened a case on the Subject Property for violations related to off-street parking and refuse; and

WHEREAS, the City sent a formal first notice of violation on January 15, 2021 for off-street parking, refuse, and fence violations; and

WHEREAS, the City of Ramsey City Code would allow the Subject Property to have six (6) total vehicles of outdoor storage, including one (1) unlicensed or inoperable vehicle on a proper parking surface; and

WHEREAS, Staff estimates the Subject Property has approximately eight (8) personal vehicles on the property, with some parked on the grass; 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 R-1 Residential District section in the City Code states that a zoning permit is required for the construction of a fence, and the property does not have a zoning permit on file for the fence; and

WHEREAS, the Subject Property has outdoor storage of construction materials; and

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

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WHEREAS, the City Council discussed the proposed case for abatement with the Property Owner at their regular meeting on April 13, 2021; and

WHEREAS, the City Council granted a thirty (30) day extension to resolve all violations at their regular meeting on April 13, 2021; and

WHEREAS, the thirty (30) day extension granted by the City Council on April 13, 2021 has expired as of May 14, 2021; and

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:
 - a. January 15, 2021; and
 - b. March 2, 2021; and
 - c. May 17, 2021

2. The City sent formal notices via US Mail on:
 - a. January 15, 2021 for a first notice of violation requesting the reduction in the number of motor vehicles, application of a fence permit for the fence onsite, and removal or storage of items being stored outside. The notice cited City Code requesting a limit of six (6) vehicles, that all vehicles be parked on an improved surface, and that no more than one (1) inoperable vehicles were allowed on the property.
 - b. March 2, 2021 for a first notice of violation requesting the reduction in the number of motor vehicles, application of a fence permit for the fence onsite, and removal or storage of items being stored outside. The notice cited City Code requesting a limit of six (6) vehicles, that all vehicles be parked on an improved surface, and that no more than one (1) inoperable vehicles were allowed on the property. An administrative citation of \$75 was included.

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 June 9, 2021, the City of Ramsey will work with abatement contractors listed above to tow vehicles from the Subject Property until six (6) remain.

3. That the week of June 16, 2021, the City of Ramsey will work with the abatement contractors listed above to remove the fence, construction materials, and other nuisance items stored outside that are not being put to their intended use.
4. That future violations within twelve (12) months of the same type will result in financial penalties and quicker escalation of violation notices.
5. That the City Council reserves the right to escalate future violations directly to District Court for Temporary Restraining Order.
6. 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 25th day of May, 2021.

