

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

RESOLUTION #21-160

A RESOLUTION APPROVING HIRING CONTRACTORS TO ABATE OFF-STREET PARKING ITEMS FROM 16855 SAINT FRANCIS BLVD NW

WHEREAS, the property owner Ronald Hinshaw (the “Property Owner”) has an open code enforcement case on the property generally known as 16855 Saint Francis Blvd NW and legally described as follows:

THAT PRT OF NW1/4 OF SE1/4 OF SEC 11-32-25 DESC AS FOL BEG AT INTER OF C/L OF T H NO 47 & N LINE OF SD 1/4, 1/4, TH S ALG SD C/L 195.20 FT, TH E AT RT ANG 203 FT, TH N PRL/W SD C/L TO SD N LINE, TH W ALG SD N LINE TO POB; EX RD; SUBJ TO EASE OF REC, Anoka County, Minnesota

(the “Subject Property”); and

WHEREAS, the Subject Property is a rental property and currently tenant occupied; and

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

WHEREAS, the Subject Property is approximately 0.66 acres in size; and

WHEREAS, there are documented City Code violations dating back to 2009 with notices of violation regarding accessory structure, unsafe structures and equipment, public nuisance items, outdoor storage of inoperable vehicles, and outdoor storage of vehicle parts; and

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

WHEREAS, the City sent a formal first notice of violation on April 8, 2021 for home off-street parking violations; and

WHEREAS, the City of Ramsey City Code would allow the Subject Property to properly store all items in accordance with Section 117-355 regarding residential off-street parking; and

WHEREAS, the residential off-street parking in the City Code prohibits the storing items in the front yard on unimproved surfaces in the R-1 Rural Developing zoning district; and

WHEREAS, a second notice of violation and administrative citation were sent on April 26, 2021; and

WHEREAS, the current tenants have been compliant with Staff requests for inspections and have been making continued progress of the cleanup required onsite; and

WHEREAS, the Property Owner has not paid for the administrative citation, but discussed the violation with City Staff on May 11, 2021; and

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WHEREAS, the Property Owner has not paid for the administrative citation, but discussed the violation with City Staff on May 28, 2021; and

WHEREAS, a third notice of violation was sent on May 28, 2021 to the tenants and property owner, allowing them additional time to move the ice house and notify them of the potential abatement.

FINDINGS OF FACT

1. The City inspected the property from the road on:
 - a. April 7, 2021; and
 - b. May 28, 2021.
2. The City inspected the property with the tenants on:
 - a. May 3, 2021; and
 - b. May 4, 2021
3. The City sent formal notices via US Mail on:
 - a. April 8, 2021 for a first notice of violation requesting the proper storage or removal of items being stored outside. The notice cited City Code requesting off-street parking violation items to be removed or properly stored.
 - b. April 26, 2021 for a second notice of violation requesting the proper storage or removal of items being stored outside. The notice cited City Code requesting off-street parking violation items to be removed or properly stored, and included a first citation of \$75.00.
 - c. May 14, 2021 requesting payment for the administrative citation from the property owner.
 - d. May 28, 2021 for a third notice of violation requesting proper storage of the ice house on the Subject Property, or the City will move towards abatement with the City Council on June 8, 2021.
4. The City has not received payment from the Property Owner for the administrative citation, but the case was discussed on May 11, 2021 via telephone.

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 23, 2021, the City of Ramsey will work with the abatement contractors listed above to remove the ice house from the property.
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 8th day of June, 2021.

