

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

RESOLUTION #21-166

**A RESOLUTION DECLARING A BUILDING A HAZARDOUS STRUCTURE,
APPROVING CODE ENFORCEMENT PROGRESS AND AUTHORIZING
ABATEMENT AT 8106 ALPINE DRIVE NW**

WHEREAS, the property owner Lowell Vasseur (the “Property Owner”) has an open code enforcement case on the property generally known as 8106 Alpine Drive NW and legally described as follows:

W1/2 OF NE1/4 OF SE1/4 EX THAT PRT PLATTED AS WHISP- ERING PINES ESTATES PLAT 2;
SUBJ TO EASE OF REC; EX RD, Anoka County, Minnesota

(the “Subject Property”); and

WHEREAS, the Subject Property is an owner-occupied property; and

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

WHEREAS, the Subject Property is approximately 4.62 acres in size; and

WHEREAS, the City has most recently opened a case on the Subject Property for violations related to off-street parking, outdoor storage, public nuisances, and work without a permit; and

WHEREAS, the City sent a formal first notice of violation on May 21, 2021 for off-street parking, outdoor storage, public nuisances, and work without a permit; 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 of more than eight (8) items on the Subject Property in the R-1 Developing Rural zoning district; and

WHEREAS, the City of Ramsey Staff inspected the Subject Property with the Property Owner on June 2, 2021; and

WHEREAS, the Property Owners has been allowed a month to address garbage on the rear property and to obtain roofing quotes; and

WHEREAS, during inspection Ramsey City Staff discovered health hazards regarding accumulations of feces, refuse, and other debris; and

WHEREAS, Ramsey City Staff discovered a possible safety hazard regarding the roof on the principle structure.

FINDINGS OF FACT

1. The City inspected the property from the road on:
 - a. May 21, 2021
2. The City inspected the property with the Property Owner on:
 - a. June 2, 2021
3. Property Owner responded by phone call to initial letter on May 28, 2021 requesting more information for schedule June 2, 2021 inspection.
4. The City sent formal notices via US Mail on:
 - a. May 21, 2021 for a first notice of violation requesting permits be applied for, removal of refuse and garbage, and removal or proper storage of inoperable vehicles over the permitted one (1) per property.

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

1. That the City Council declares the building a Hazardous Structure per Minnesota Statute Chapter 463.
2. The City of Ramsey shall utilize Northstar Towing and Reshetar Systems Inc. for abatement services per City policy.
3. The City of Ramsey Staff shall be given authority to conduct building inspection for safety of the roof and living conditions.
4. The City of Ramsey Staff shall utilize Anoka County to determine habitability of property and resources for the Property Owner.
5. The City of Ramsey Staff shall have the authority to determine the process of bringing property into habitable standards after a determination of living conditions is reached.
6. That the week of June 28, 2021, the City of Ramsey will work with the abatement contractors listed above to remove:
 - a. Vehicles, equipment, or outdoor storage items until at eight (8) items
 - b. Refuse and garbage on the property
 - c. Construction materials and items stored outside under tarps

- d. Any inoperable, non-licensed vehicles over one (1) allowed
- 7. That future violations within twelve (12) months of the same type will result in financial penalties and quicker escalation of violation notices.
- 8. That the City Council reserves the right to escalate future violations directly to District Court for Temporary Restraining Order.
- 9. 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.

CITY OF RAMSEY:

By: _____
City Clerk

By: _____ Mayor