

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

RESOLUTION #21-216

**A RESOLUTION APPROVING HIRING CONTRACTORS TO ABATE VEHICLES
AND PUBLIC NUISANCE ITEMS FROM 7009 HIGHWAY 10 NW**

WHEREAS, the property owner Jim Frampton (the “Property Owner”) has an open code enforcement case on the properties generally known as 7009 Highway 10 NW and legally described as follows:

LOT 5 BLOCK 1 KOVAR ADD , EX RD SUBJ TO EASE OF REC, Anoka County,
Minnesota

and

LOT 6 BLOCK 1 KOVAR ADD , EX RD SUBJ TO EASE OF REC, Anoka County,
Minnesota

(the “Subject Properties”); and

WHEREAS, the Subject Properties are zoned H-1 Highway 10 Business District; and

WHEREAS, the Subject Properties are approximately 1.65 acres in size in total. The western parcel is 0.82 acres in size and the eastern parcel is 0.83 acres in size; and

WHEREAS, there are documented City Code violations dating back to 2004, with notices of violation regarding off-street parking; and

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

WHEREAS, the City sent a formal first notice of violation on July 9, 2021 for off-street parking violations; and

WHEREAS, the City of Ramsey City Code would allow the Subject Properties to have vehicles for sale openly stored outdoors, if parked on approved surfacing; and

WHEREAS, Staff is aware the Subject Properties have a trailer used for storage, and a plow truck, that are parked on the grass; and

WHEREAS, the Nuisance Regulations in the City Code regulate off-street parking standards; and

WHEREAS, the Property Owner has not been making continued progress of the cleanup required onsite; and

WHEREAS, the City Council authorized abatement of the Subject Properties at their regular meeting on July 27, 2021; and

FINDINGS OF FACT

1. The City inspected the property from the road on:
 - a. July 9, 2021.
2. The City sent formal notices via US Mail on:
 - a. July 9, 2021 for a first notice of violation requesting the trailer be removed and all vehicles be placed on appropriate surfacing.
3. The City discussed the code enforcement case with the Property Owner on:
 - a. July 15, 2021 regarding the status of the trailer and plow truck. The Property Owner stated he would seek legal counsel if necessary regarding grandfathered rights of the trailer and plow truck. City Staff relayed that they would verify grandfathered rights pertaining to the vehicles and return their call.
 - b. July 20, 2021 to relay that City Staff believes there are not any legal, nonconforming rights related to grass parking for the trailer or plow truck. The Property Owner stated they would be contacting their attorney and they would not be open to a meeting with City Staff.

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 Properties 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 August 11, 2021, the City of Ramsey will work with abatement contractors listed above to tow the trailer and plow truck from the Subject Properties.
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 Properties and document all items out of compliance.
- b. Issue an abatement notice for specific items outlined in step (a).
- c. Abate the Subject Properties 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 27th day of July, 2021.

