

## **RESOLUTION 01-2025**

WHEREAS, the City of Leon, Kansas, has determined that this property has a health nuisance (yard) that is a blight to the neighborhood that exists upon the following described real estate as defined in the Code of the City, Section 8-101(a)(e)(g) and 8-608(a)(1) and 8-608(b)(1)(b)(2): 502 N. East Street, Leon, Kansas.

WHEREAS the owner(s), George Worrell Jr. and family have been notified of such by the City in writing and failed to abate the conditions fully as requested;

WHEREAS the owner(s), George Worrell Jr., has been deceased since February of 2010, and the family has been notified of the violations of the property located at 502 N. East Street, Leon, Kansas;

WHEREAS the Leon Code Enforcement/Public Officer, Geri Ebersohl, determined the property is a blight to the neighborhood and community and has conditions that are injurious to the health, safety, or general welfare of the residents of the community or conditions which are detrimental to adjoining property, the neighborhood or the city on June 10, 2024;

WHEREAS the owner(s), George Worrell Jr., was mailed certified notification of the city's determination that the property is a blight to the neighborhood and community and has conditions that are injurious to the health, safety, and general welfare of the residents of the community or conditions which are detrimental to adjoining property, the neighborhood or the city;

WHEREAS the owner(s), George Worrell Jr., and/or family failed to accept the certified mail. The letter was mailed 1<sup>st</sup> class on July 8, 2024.

WHEREAS the City of Leon governing body has allowed the family of George Worrell Jr. more time in the past, as they have requested to alleviate the conditions but have failed to do so;

WHEREAS expressly, the most recent extension was granted on August 19, 2024, where Ryan Worrell (son of deceased) came before the governing body for a Public Hearing asking for an additional 60 days, which could possibly be longer but would communicate;

WHEREAS Ryan Worrell failed to communicate or make any significant on the property in the requested time and did not communicate until January 2025.

WHEREAS this property has been non-compliant for over fifteen (15) years in the City of Leon, the city has decided to allow one more extension of thirty (30) days to become fully compliant;

WHEREAS full compliance would be a certified inspection report to prove the mobile home on the property is habitable and all repairs made if the mobile home is to continue to be on the property, all metals, oils, debris, equipment, and any other items on the property are to be removed, all grass (dead or alive) needs to be maintained per the current codes, and all trees and shrubs are to be in the condition not to be a blight to the area;

WHEREAS the City of Leon Code allows, in addition to or as an alternative to prosecution, the Code enforcement officer/Public officer to pursue abatement of the violation by adoption of a resolution authorizing the City to abate the conditions at the end of thirty (30) days after the personal service of the owner and/or at the end of thirty (30) days after passage of the resolution;

WHEREAS the City of Leon has tried to certify mail to no avail and has had no response from 1st class mailing, the City of Leon will have this Resolution published in the official city newspaper(www.cityofleon.org) for two consecutive weeks and post a copy on the premises.

THEREFORE, be it resolved by the Governing Body of the City of Leon, Kansas, that the City, if after the additional thirty (30) days , it is necessary to abate the conditions to improve the premises to eliminate the conditions, place a lien upon the property for the costs of the abatement that the city clerk certify such costs to the county clerk for assessment to the property taxes of the described property;

IN ADDITION, be it resolved by the Governing Body of the City of Leon, Kansas, that the public officer may file a complaint in the municipal court against any person found to violate section 8-101(a)(e)(g) and 8-608(a)(1) and 8-608(b)(1)(b)(2). Upon such complaint in the municipal court, if found to violate section 8-101(a)(e)(g) and 8-608(a)(1) and 8-608(b)(1)(b)(2) shall upon conviction be punished by a fine of not less than \$100 nor more than \$100, or by imprisonment, for not more than 30 days, or by both such fine and imprisonment, for each offense. A separate offense shall be deemed committed each day during or on which such violation is permitted.

ADOPTED by the Governing Body of the City of Leon, Kansas, this 3<sup>rd</sup> day of February 2025.

*Kristina Semisch*

Kristina Semisch, Mayor

ATTEST:

*Jodie Laidler*

Jodie Laidler, City Clerk

