

## RESOLUTION 12-2025

WHEREAS, the City of Leon, Kansas, has determined that this property has an exterior condition (structure) that is a blight to the neighborhood that exist upon the following described real estate as defined in the Code of the City, Section 8-608: 605 Olive Street, Leon, Kansas.

WHEREAS the owner(s), Jeff Elliott was notified of such by the City in writing and failed to abate the conditions fully as requested;

WHEREAS the Leon Code Enforcement/Public Officer, Geri Ebersohl, determined the property is a blight to the neighborhood and community and has conditions which 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 most recently on September 10, 2024;

WHEREAS the owner(s), Jeff Elliott was notified by certified mail service on October 15, 2024, he signed for the certified mail on October 18, 2024, that stated the city's determination the property is a blight to the neighborhood and community and has conditions which 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;

WHEREAS the owner(s), Jeff Elliott requested a Public hearing within the allotted given time and Jeff Elliott was notified of their public hearing date by personal service within the 5 days allotted by the City Code;

WHEREAS a Public Hearing was completed on December 2, 2024, with Jeff Elliott and the governing body;

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;

WHEREAS the City of Leon governing body did allow Jeff Elliott more time, in the past, as he has requested to alleviate the conditions but has failed to do so;

WHEREAS the City of Leon governing body, at the request of the Leon Code Enforcement/Public Officer, Geri Ebersohl, did allow Jeff Elliott one hundred and eighty (180) additional days to come into complete compliance of the City Codes at the last Public Hearing on January 03, 2023, and he failed to do so;

WHEREAS the City of Leon governing body determined that complete compliance involves resolving the garage's exterior condition by having the roof completed and the garage door completed properly to be in good exterior condition, complying with the current city codes, and having items that could be present or added in the one hundred and eighty (180) days be in compliance with the City of Leon's current codes.

WHEREAS after one hundred and eighty (180) days significant progress had been made but not completed Jeff Elliott is to attend the next meeting to ask for additional time.

WHEREAS Jeff Elliott did not follow through with the above conditions and came before the governing body again on December 2, 2024, where the governing body did allow sixty (60) days with his agreement to have a roof on his garage and to start on other work;

WHEREAS the City of Leon governing body allows, due to the weather, thirty (30) additional days from this passage of the Resolution to show any progress with the stated improvements listed in this Resolution;

WHEREAS the City of Leon Code allows, in addition to or as an alternative to prosecution, the above set out conditions in this Resolution to be resolved or on April 7<sup>th</sup> a Resolution authorizing the City of Leon to abate the Public Nuisance(s) that remain;

THEREFORE, be it resolved by the Governing Body of the City of Leon, Kansas, that the City, if after the times given, it is necessary to abate the conditions to improve the premises to eliminate the conditions, will 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 be in violation of section 8-608. Upon such complaint in the municipal court, if found to be in violation of section 8-608 shall upon conviction be punished by a fine of not less than \$50 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 on each day during or on which such violation is permitted to exist.

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

  
\_\_\_\_\_  
Kristina Semisch, Mayor

ATTEST:

  
\_\_\_\_\_  
Jodie Laidler, City Clerk

