

RESOLUTION 22-2025

WHEREAS, the City of Leon, Kansas, has determined that this property has a health nuisance (yard), environmental code, and weed nuisances 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), 8-203(1), and 8-302(1)(4)(5):

1103 N. Olive St., Leon, Kansas.

WHEREAS the owner(s), Carla Mendenhall has been notified of such by the City in writing and failed to abate the conditions fully as requested;

WHEREAS the owner(s), Carla Mendenhall has been notified of the violations of the property located at 1103 N. Olive St., 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 November 26, 2024;

WHEREAS the owner(s), Carla Mendenhall, 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), Carla Mendenhall has accepted the certified mail. The letter was claimed on December 9, 2024.

WHEREAS the City of Leon code compliance has allowed Carla Mendenhall more time, in the past, as requested to alleviate the conditions but have failed to do so;

WHEREAS the City of Leon governing body, at the request of the Leon Code Enforcement/Public Officer, Geri Ebersohl, will allow Carla Mendenhall forty-five (45) days to come into complete compliance of the City Codes to certain areas of the house and yard and ten (10) days to others as listed below;

WHEREAS the City of Leon governing body determines complete compliance within forty-five (45) days, which involves having windows, doors, and the porch all in good repair and within code, the railroad ties removed or utilized in an acceptable manner, the garage door in working order, and all vehicles currently registered in Butler County. Along with the forty-five (45) days the wood fence surrounding the property in good working

order and standing on its own, if significant work needs done to it a new fence permit must be filled out and approved.

WHEREAS the City of Leon governing body determines complete compliance within ten (10) days is to have all dead brush and trees removed, all fencing that is barbed wire removed along with the post holding them, all dirt piles in the yard, all debris and personal property in the yard in good condition or it needs removed, along with all the area north of the house in the back along the fence and in the yard to be in good condition or removed and items that could be present or added.

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 give citations and/or abate the conditions stated for the ten (10) days at the end of ten (10) days after the personal service of the owner and/or at the end of ten (10) days after passage of the resolution;

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 give citations and/or abate the conditions stated for the forty-five (45) days at the end of forty-five (45) days after the personal service of the owner and/or at the end of forty-five (45) days after passage of the resolution;

WHEREAS at the completion of ten (10) or forty-five (45) days and if significant progress has been made but not completed, Carla Mendenhall is to attend the next scheduled meeting to ask for additional time.

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 7th for the ten (10) day items and May 5th for the forty-five (45) items 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 a 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 3rd day of March 2025.



Kristina Semisch, Mayor

ATTEST:



Jodie Laidler, City Clerk

[SEAL]