

RESOLUTION 05-2023

WHEREAS, the City of Leon, Kansas, has determined that this property has an exterior condition (structure), primary and accessory, that is deteriorated, dilapidated, and unsightly that exist upon the following described real estate as defined in the Code of the City, Section 8-608: 401 N. Main St.

WHEREAS the owner, Jamie Ballard was notified of such by the City in writing numerous times since September 2021 and failed to fully abate the conditions as requested;

WHEREAS the owner, Jamie Ballard has been cited and been seen by the Prosecuting attorney for the City of Leon, Ks. and has been charged fines.

WHEREAS the Designated Code Enforcement/Public Officer, Geri Ebersohl, determined the property to be deteriorated, dilapidated, and unsightly on December 14, 2022.

WHEREAS the owner, Jamie Ballard was sent notification by certified mail on December 28, 2022, of the city's designation of the property as an exterior condition (structure), primary and accessory, that is deteriorated, dilapidated, and unsightly.

WHEREAS the owner, Jamie Ballard failed to accept receipt of certified mail and it was returned to the City of Leon on January 19, 2023.

WHEREAS the City of Leon sent notification by 1st class mail on January 19, 2023. of the city's designation of the property as an exterior condition (structure) primary and accessory, that is deteriorated, dilapidated, and unsightly.

WHEREAS the owner, Jamie Ballard will be attempted to notified by personal service giving him thirty (30) days after being served, if able to serve personally, to alleviate the conditions or the City of Leon will.

WHEREAS the City will also publish this Resolution, due to personal service is not being successful in the past, in the Butler County Times Gazette for two (2) consecutive weeks since the owner Jamie Ballard has been difficult to serve in the past.

WHEREAS the City will also publish the Resolution on the City website (www.cityofleon.org) as it is designated the official paper of the City of Leon.

WHEREAS the City will also post this Resolution on the premises of both exterior structures where the conditions exist.

WHEREAS if the owner, Jamie Ballard has failed to abate the deteriorated, dilapidated, and unsightly conditions within the thirty (30) days after service or publication as allotted the City will proceed as stated in the City Code.

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 ten (10) days after the personal service of the owner and/or at the end of ten (10) business days after passage of the resolution, but as an alternative the City of Leon is allowing thirty (30) calendar days to alleviate the conditions.

THEREFORE, be it resolved by the Governing Body of the City of Leon, Kansas, that the City demolish the

structures on the property, improve the premises to eliminate the conditions, place a lien upon the property for the costs of the demolition and that the city clerk certify such costs to the county clerk for assessment to the property taxes of the described property if the conditions are not alleviated within the thirty (30) calendar days as stated in this Resolution.

ADOPTED by the Governing Body of the City of Leon, Kansas, this 6th day of March 2023.



Kristina Semisch, Mayor

ATTEST:



Jodie Laidler, City Clerk