

Whereupon, Council member Pamperin moved that the following resolution be adopted:

### **Resolution 2024-47**

## **A RESOLUTION DETERMINING NUISANCE FOR 104 NE 6<sup>TH</sup> STREET**

WHEREAS, pursuant to Section 145.03(1) of the Eagle Grove Municipal Code of Ordinances, a Notice of Violation was served to the registered deed owner of 104 NE 6<sup>th</sup> Street on March 28, 2024; and,

WHEREAS, a Failure to Comply Notice was served on April 23, 2024 for the abovementioned property; and,

WHEREAS, pursuant to the Eagle Grove Municipal Code of Ordinances Chapter 50, the deed owner of 104 NE 6<sup>th</sup> Street, Eagle Grove, Iowa has requested a hearing in front of the City Council; and,

WHEREAS, the City Council having been provided with pictures, notices, and documentation in regard to the condition of the property finds that the condition of the property is in violation of Chapter 50 for the following reasons:

1. 145.03 (1) Various Inadequacies. Whenever the building or structure, or any portion thereof, because of (1) dilapidation, deterioration, or decay; (ii) faulty construction; (iii) the removal, movement, or instability or any portion of the ground necessary for the purpose of supporting such building; (iv) the deterioration, decay, or inadequacy of its foundation; or (v) any other cause, is likely to partially or completely collapse.
2. Repair the garage with new siding thus changing the dilapidated state of deterioration.

**NOW, THEREFORE, BE IT RESOLVED**, the City Council hereby declares that a nuisance exists at 104 NE 6<sup>th</sup> Street and hereby provides until August 05, 2024 for the property owner to abate the nuisance.

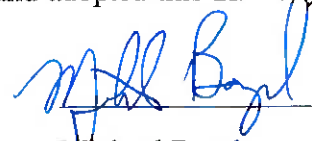
**BE IT FURHTER RESOLVED**, that the City Council directs the City Administrator/Clerk to abate the nuisance itself and assess the costs against the property owner and/or issue a municipal infraction seeking, among other things, civil penalties of \$750.00 for the first offense each day that the nuisance remains past the aforementioned deadline per current municipal code.

The motion was seconded by Council member Weland and after due consideration thereof, the roll was called and the following Council members voted:

Ayes: Vandewater, Pamperin, Axtell, Lorenzen, Limerick, Weland

Nays:

Whereupon, the Mayor declared said Resolution duly passed and adopted this 22<sup>nd</sup> day of April, 2024.



Michael Boyd  
Mayor

ATTEST:



---

Bryce Davis