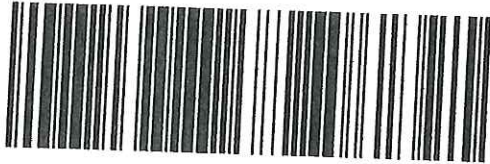


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CERTIFIED MAIL



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SEP 3 0 2015

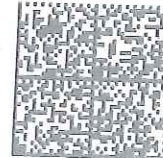
Leonard Jernigan Contractors, Inc.
8680 Scenic HWY Box 18
Pensacola, FL 32514

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6/21

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36536@1750



U.S. POSTAGE PITNEY BOWES

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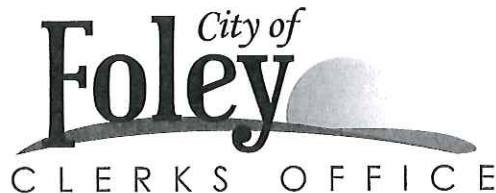
RETURN TO SENDER
UNCLAIMED
UNABLE TO FORWARD

BC: 36536175050 *2139-00258-19-38



407 East Laurel Ave.
Foley, AL 36535

(251) 943-1545
Fax (251) 952-4014
www.cityoffoley.org



Victoria Southern, CMC
CITY CLERK

Katy Taylor
ASSISTANT CITY CLERK

91 7199 9991 7035 8987 6409

September 19, 2015

Leonard Jernigan Contractors, Inc.
8680 Scenic HWY Box 18
Pensacola, FL. 32514

CERTIFIED, RETURN RECIEPT

RE: Violation of Ordinance 1095-09 at the Meadow Run Detention Pond

Dear Sir/Madam:

The Foley City Council, in regular session August 17, 2015 approved a Resolution declaring the above property in violation of the Lot Clearing and Weed Removal Ordinance. Enclosed is a copy of the Notice of Public Hearing pursuant to the Code of Alabama Sections 11-67-20 through 11-67-28. The public hearing will be held on **October 19, 2015** at 5:30 p.m. in the City of Foley's Council Chambers located at 407 East Laurel Avenue, Foley Alabama to discuss the violation.

The City of Foley is supplying you with a list of Alabama Agriculture and Industries Board Certified contractors who also hold business licenses with the City of Foley. The City does not guarantee or recommend their work. If you remove the weeds, grass or other vegetative growth, the City will stop the abatement proceedings. However, failure to do so will ensure that City forces will remove the nuisance and the costs incurred by the City will result in a lien against your property.

Your cooperation in this matter is greatly appreciated.

Sincerely,

A handwritten signature in black ink that reads "Katy Taylor".

Katy Taylor
Assistant City Clerk

Enclosures

NOTICE OF PUBLIC HEARING

The Foley City Council will hold a Public Hearing at 5:30 p.m. Monday, October 19, 2015 in Council Chambers to consider violations of the City's Lot Clearing & Weed Removal Ordinance 1095-09 at the Meadow Run Detention Pond in Foley, Alabama, pursuant to the Code of Alabama, Sections 11-67-20 through 11-67-28.

All persons wishing to be heard may speak in person at the Public Hearing, or may respond in writing to the City of Foley, P.O. Box 1750, Foley Alabama 36535 before October 19, 2015 in order to be considered.

/s/

Victoria Southern, CMC
City Clerk

City of Foley
Landscapers

Name	Address	City	State	Zip
LANDSCAPE WORKSHOP INC	3601 PARKWOOD RD SE	BESSEMER	AL	35022
OVERSTREET IRRIGATION & LANDSCAPE	2635 CALLAWAY ROAD	GULF SHORES	AL	36542
CHILDRRESS LANDSCAPING	17700 KENDRICK ROAD	ROBERTSDALE	AL	36567
COASTAL EXPOSURES LANDSCAPE	PO BOX 2479	DAPHNE	AL	36526
SOUTH BALDWIN LANDSCAPE SRVS	PO BOX 1388	FOLEY	AL	36536
TRUGREEN CHEMILAWN	PO BOX 646	THEODORE	AL	36590
NIX LANDSCAPE & MAINT, INC	PO BOX 7531	GULF SHORES	AL	36547
JUBILEE LANDSCAPE MANAGEMENT	PO BOX 171	DAPHNE	AL	36526
LIVE OAK LANDSCAPE, INC	9570 PINE CONE DRIVE	CANTONMENT	FL	32533
KENTS LANDSCAPING LLC	16050 W BRIGADOON TR	GULF SHORES	AL	36542
GREENPRO LANDSCAPERS, INC.	11585 B CO RD 65	FOLEY	AL.	36535
GRASS TECH/TROAS ROGER RABREN	25111 TROAS RABREN RD	ROBERTSDALE	AL	36567



City of Foley, AL

407 E. Laurel Avenue
Foley, AL 36535

Signature Copy

Resolution: 15-2265

File Number: 15-0478

Enactment Number: 15-2265

**A RESOLUTION SETTING A PUBLIC HEARING DECLARING WEEDS TO BE A PUBLIC
NUISANCE AND ORDERING ITS ABATEMENT AT MEADOW RUN DETENTION AREA**

WHEREAS, there have been complaints about the growth of grass, weeds and other vegetative growth located at Meadow Run Detention Pond, Foley, Alabama, Tax Parcel ID# 05-61-02-09-0-001-004.046, and

WHEREAS, investigations by City forces have substantiated the growth is of the type and character that can be a public nuisance as defined in the State of Alabama Code, 1975, §11-67-21, and City Ordinance 1095-09, and

WHEREAS, the City Council of Foley will now give notice as prescribed by the State of Alabama Code, 1975, §11-67-22 and §11-67-23, of a Public Hearing to be held to determine if the area should be declared a public nuisance and give the property owners an opportunity to remove the growth of grass, weeds and other vegetative growth.

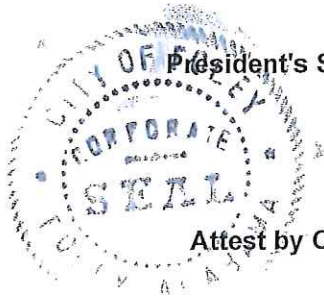
NOW, THEREFORE BE IT RESOLVED by the Foley City Council in regular session 17th day of August, 2015, as follows:

Section 1: Notice of public hearing on the matter shall be given by certified mail, return receipt requested to the property owners. The notice shall be set for 5:30 p.m. Monday, September 21, 2015.

Section 2: Notice shall also be given in The Onlooker once a week for two consecutive weeks. The first notice shall be published at least fourteen (14) days prior to the date scheduled for the public hearing in Section 1 of this resolution.

Section 3: Two signs shall be conspicuously posted on the properties described in this resolution. The wording of the signs shall be not less than one inch in height and shall be substantially in the form of the notice contained in Section 11-67-23 of the State of Alabama Code. The notice shall be posted at least seven days prior to the time for the public hearing to hear objections to declaring the property, as described in this resolution, a public nuisance.

PASSED, APPROVED AND ADOPTED this 17th day of August, 2015.



President's Signature

JW Frank

Date

8-18-15

Attest by City Clerk

Victoria Southern

Date

8-18-2015

Mayor's Signature

[Signature]

Date

8/18/15

CITY OF FOLEY
COMPLAINT FORM

85893

ENVIRONMENTAL:

- ☐ GRASS/WEEDS
☐ TRASH/DEBRIS
☐ TREES
☒ PUBLIC NUISANCE
☐ CONSTRUCTION
☐ LITTER
☐ ENVIRONMENTAL
☐ SMOKING
☐ RIPARIAN

BUILDING:

- ☐ DILAPIDATED BUILDING
☐ NO PERMIT

ZONING:

- ☐ HISTORIC DISTRICT
☐ ZONING
☐ SIGNS

ENGINEERING:

- ☐ DRAINAGE

☐ OTHER _____

PUD
283834

Meadow Run/004.016

DATE:

6/30/2015

LOCATION:

Meadow Run Retention Pond

NOTES: (COMPLAINANT NAME & COMPLAINT)

pond not draining (maintained) - overgrown

CONTACT:

Jernigan Contractors

INSPECTION DATE:

6/30/15

STAFF:

JAF

☒ PHOTOS TAKEN

FINDINGS:

pond is overgrown w/ vegetation; beginning to block drains; need Jernigan Contractors contact info. JAF

7.1.15 Letter sent. Reinspect 7/15/15. JAF

7.15.15 property still in violation of ordinance - 2nd letter sent. Reinspect 7/29/15. JAF 8/4/15 - Council

TASK:

- ☐ 1 PERSONAL CONTACT ☒ 2 LETTER ☐ 3 STOP WORK ☐ 4 CITATION ☐ NO VIOLATION

DATE CLOSED:

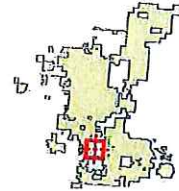
Foley, AL



Date Created: 7/1/2015



Overview



Legend

- Main Highways
- County Roads
- Centerlines
- Foley City Limits
- County Mask
- Foley City Limit Background
- Parcels
- Lot Lines
- Streams and Creeks
- Lakes and Bays

334
- 004.046
0.884
n - MREP2

ne -
nber - 0
ent -

Name - LEONARD JERNIGAN CONTRACTORS INC
Address1 - 8680 SCENIC HWY BOX 18
Address2 -
Address3 -
City - PENSACOLA
State - FL
Zip - 32514

Last Data Upload: 6/30/2015 10:37:58 PM

contained in the digital data distributed by the Baldwin County Commission is derived from a variety of public and private sources and is not guaranteed. The Baldwin County Commission makes no warranty, expressed or implied, as to the accuracy, completeness, currency, reliability, or suitability for any particular purpose of information or data generated from the county geographic database. Additionally, the Baldwin County Commission or any agent, servant, or employee assume no liability associated with the use of the data and assume no responsibility to maintain it in any matter or form.



developed by
The Schneider Corporation
www.schneidercorp.com

Date Created: 7/1/2015

Summary

Parcel	05-61-02-09-0-001-004.046	Zoning Overlay District	N/A
PIN	283834	Zoning	PUD
Tax District	N/A	Flood Zone	X
Property Address	N/A	Voter District	District 3
Neighborhood	FOLEY	National Historic District	No
Subdivision	MREP2	City Limits	Yes
Sec/Twp/Rng	09/8S/4E	3-Mile Jurisdiction	Yes
Lot Dimension		Garbage Route	Tuesday
		Recycle Route	Friday
		Yard Debris Route	Wednesday

[View Property Appraisal](#)
[View Tax Record](#)

Owner

Owner Name:	LEONARD JERNIGAN CONTRACTORS INC	Deed Type	IN
Owner Address	8680 SCENIC HWY BOX 18	Book	0000
		Page	0948588
	PENSACOLA, FL 32514	Last Deed Date	12/15/2005

Previous Owner

The data referenced in this online mapping and GIS application is derived from the City of Foley Geographic Database, the South Alabama Regional Planning Commission, the Baldwin County Geographic Database and other public and private sources. These sources are generally considered to be dependable, but the City of Foley makes no attempt to verify or confirm any information provided by any source, and the City of Foley makes no warranties, expressed or implied as to the accuracy, completeness, currentness, reliability, or suitability for any particular purpose of the information displayed on this map. Independent verification is advised prior to making any commitments. Measurements are approximate, and this data is not intended to substitute for an actual survey. Additionally, the City of Foley and its agents, servants, and employees assume no liability or responsibility for the use of this map and expressly disclaim any liability and any damages that may arise from the use of or reliance on this map. The City of Foley expressly disclaims any representation as to the validity, accuracy, and currentness of any municipal corporate limits, 3-mile equidistant jurisdiction lines, and/or planning jurisdiction lines displayed on this map.

Last Data Upload: 6/30/2015 10:37:58 PM

6.30.15

Meadow Run detention pond

JAT







City of

FOLEY

COMMUNITY DEVELOPMENT DEPARTMENT

200 NORTH ALSTON STREET

Foley, Alabama 36535

www.cityoffoley.org

(251) 952-4011

FAX (251) 971-3442

July 1, 2015

Leonard Jernigan Contractors, Inc.
8680 Scenic Hwy Box 18
Pensacola, FL 32514

Dear Sir/Madam:

A complaint has been received concerning the overgrown grass and weeds becoming a public nuisance within the detention pond in the Meadow Run Subdivision in Foley, Alabama. This is affecting the flow and drainage of water and creates a breeding ground for mosquitoes. The PIN is 283834 on the Baldwin County Tax map. The parcel number is 004.046 and is 0.884 acres in size.

The City of Foley Ordinance No. 1095-09 Regarding the Clearing and Maintenance of Lots that Constitute a Public Nuisance Section 4-104 states that a nuisance may be declared when grass and weeds which bear seeds of a wingy or downy nature, which attain a large growth so as to become a fire menace when dry, or otherwise noxious or dangerous. Private property owners should take regular steps to maintain the property in a manner to prevent the nuisance. The City of Foley Ordinance No. 1066-08 Regarding the Public Nuisance Abatement Section 9-61 declares that it is unlawful to maintain a public or private nuisance upon any public or private property. The ordinance also declares that all bodies of water shall be properly maintained so as not to create a safety hazard, harbor insect infestations, be polluted, become stagnant, deteriorated or blighted.

A visual inspection, conducted on June 30, 2015 revealed that the above described properties were overgrown by grass and weeds which may constitute a public nuisance. Please be advised that as of this date you are placed on notice that this violation must be corrected within 10 days from your receipt of this letter. Failure to do so may result in a Resolution by the City Council that finds and declares that the weeds, grass and other vegetation are a public nuisance and orders the abatement of the nuisance subject to its findings after a public hearing.

If you have any questions or concerns please contact our office at 251-952-4011.

Sincerely,

Jacqueline Trimble
Environmental Assistant
City of Foley

MAYOR: John E. Konlar

CITY ADMINISTRATOR: Michael L. Thompson

CITY CLERK: Vickey Southern

COUNCIL MEMBERS: J. Wayne Trawick; Vera Quailes; Ralph G. Hellmich; Cecil R. Blackwell; Charles Ebert III



City of

FOLEY

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July 15, 2015

Leonard Jernigan Contractors, Inc.
8680 Scenic Hwy Box 18
Pensacola, FL 32514

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A visual re-inspection, conducted on July 15, 2015 revealed that the above described properties were still overgrown by grass and weeds which may constitute a public nuisance. Please be advised that as of this date you are placed on notice that this violation must be corrected within 10 days from your receipt of this letter. Failure to do so may result in a Resolution by the City Council that finds and declares that the weeds, grass and other vegetation are a public nuisance and orders the abatement of the nuisance subject to its findings after a public hearing.

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Sincerely,

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7.15.15

Meadow Run pond

grass/weeds

JAT



7.29.15

Meadow Run Pond

grass/weeds

SDD

