

CITY OF FOLEY
COMPLAINT FORM

incident #
76762

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 _____

in incode as: 7th AV/092.000

R-1A
7089

DATE: 5-9-2013

LOCATION: empty lot - between 421 & 407 7th AV

NOTES: (COMPLAINANT NAME & COMPLAINT) Overgrown - snakes & rats

CONTACT: _____

INSPECTION DATE: 5/10/13 STAFF: ABD ☒ PHOTOS TAKEN

FINDINGS: _____

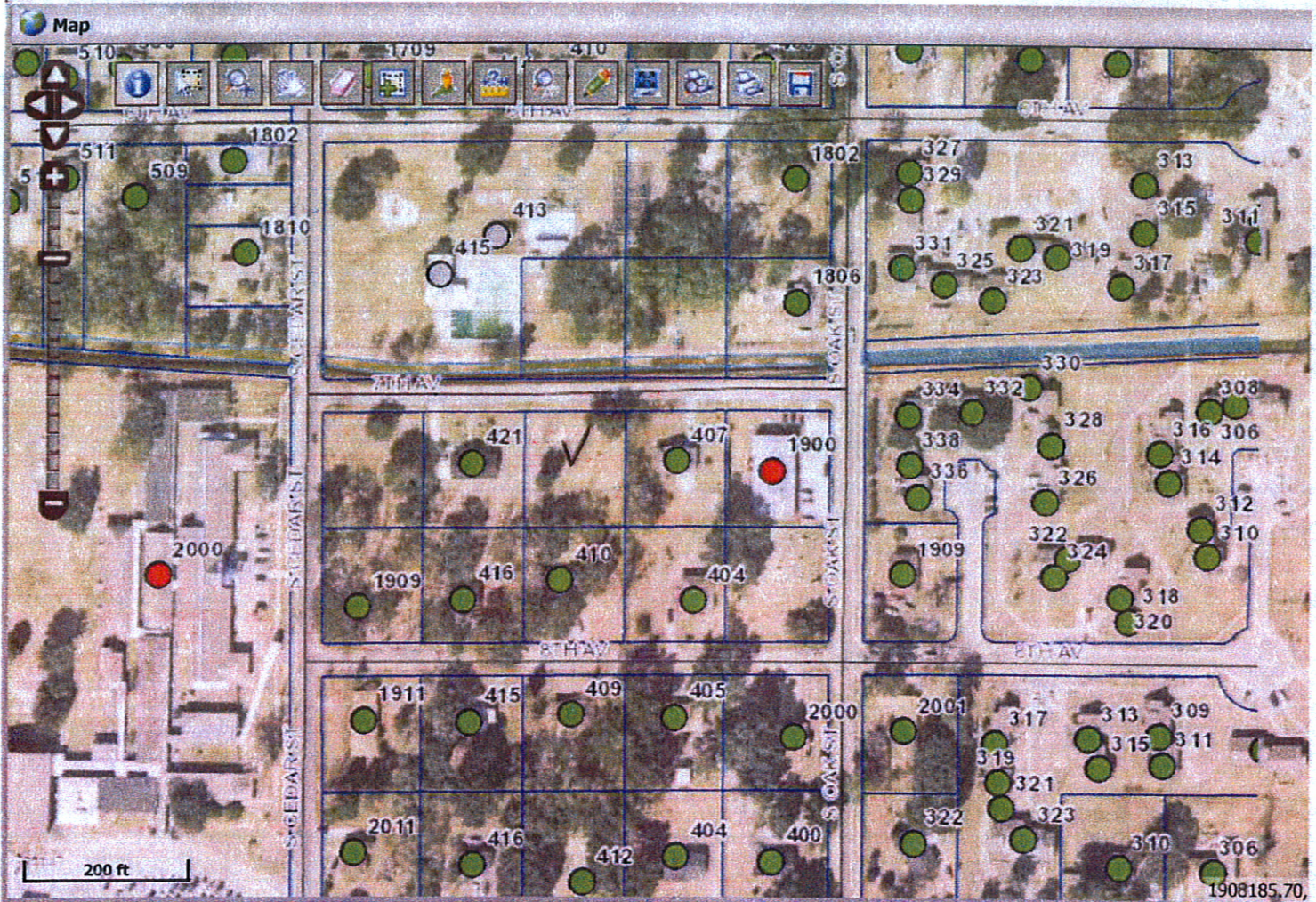
5/30/13
overgrown lot
letter mailed.

Re-inspect 5-30-13
Reinspected on 5/30/13 - grass has not been cut.
- Council level

TASK:

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

DATE CLOSED: _____



PIN - 7089
Par Num - 092.000
Acreage - 0.401
Subdivision - 01AC
Lot -
Street Name -
Street Number - 0
Improvement -

Name - THOMAS, ANDREW
Address1 - 21035 DOC MCDUFFIE RD
Address2 - LOT 11
Address3 -
City - FOLEY
State - AL
Zip - 36535

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Last Data Upload: 5/4/2013 2:21:12 AM

Summary

Parcel	05-54-09-32-4-000-092.000	Zoning	R-1A
PIN	007089	Flood Zone	X
Tax District	N/A	Voter District	District 2
Property Address	N/A	Historic District	No
Neighborhood	FOLEY	City Limits	Yes
Subdivision	01AC	3-Mile Jurisdiction	Yes
Sec/Twp/Rng	32/7S/4E	Garbage Route	Tuesday & Friday
Lot Dimension	125X145	Recycle Route	Monday
		Yard Debris Route	Wednesday

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

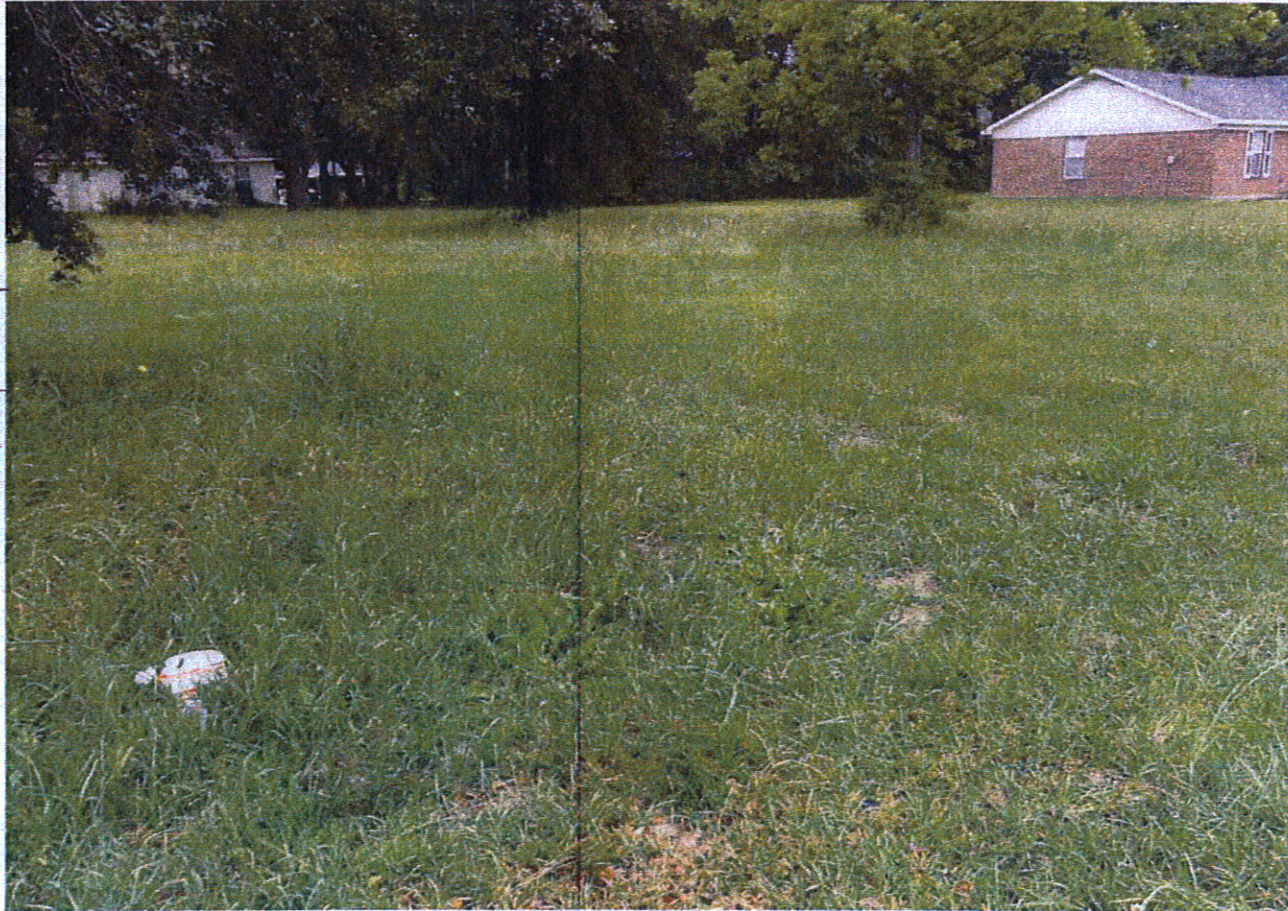
Owner

Owner Name:	THOMAS, ANDREW	Deed Type	IN
Owner Address	21035 DOC MCDUFFIE RD LOT 11	Book	0000
	FOLEY, AL 36535	Page	0595929
Previous Owner	CHAPMAN, OTIS	Last Deed Date	4/30/2001

The data referenced in this online mapping and GIS application is derived from the GIS Division of the City of Foley Community Development Department, the Se Regional Planning Commission, the Baldwin County Geographic Database and other public and private sources. These sources are generally considered to be de 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 imple accuracy, completeness, currentness, reliability, or suitability for any particular purpose of the information displayed on this map. Independent verification is adv making any commitments. Measurements are approximate, and this data is not intended to substitute for an actual survey. Additionally, the City of Foley and 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 t 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-mi jurisdiction lines, and/or planning jurisdiction lines displayed on this map.

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Empty lot between 421 & 407 7th avenue
5/10/13 photos: AB. Duffe





City of

FOLEY

COMMUNITY DEVELOPMENT DEPARTMENT

200 NORTH ALSTON STREET

Foley, Alabama 36535

www.cityoffoley.org

(251) 952-4011

FAX (251) 971-3442

May 13, 2013

Andrew Thomas
21035 Doc McDuffie Road
Lot 11
Foley, AL 36535

Dear Sir/Madam:

A complaint has been received concerning the overgrown grass and weeds becoming a public nuisance at a vacant lot off of 7th Avenue in Foley, Alabama. This lot is further described as PIN 7089 on the Baldwin County Tax Maps.

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.

A visual inspection, conducted on May 10, 2013 revealed that the above described property was 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,

Austin B. Duffie
Environmental Assistant
City of Foley

MAYOR: John E. Koniar

CITY ADMINISTRATOR: Michael L. Thompson

CITY CLERK: Vickey Southern

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



City of Foley, AL

407 E. Laurel Avenue
Foley, AL 36535

Signature Copy

Resolution: 13-0346-RES

File Number: 13-0753

Enactment Number: 13-0346-RES

A RESOLUTION SETTING A PUBLIC HEARING
DECLARING WEEDS TO BE A PUBLIC NUISANCE
AND ORDERING ITS ABATEMENT AT VACANT LOT ON 7TH AVENUE

WHEREAS, there have been complaints about the growth of grass, weeds and other vegetative growth located between 407 and 421 7th Avenue, Foley, Alabama, Tax Parcel ID# 54-09-32-4-000-092.000, 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 June 17, 2013, 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, August 5, 2013.

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 15th day of June 2013.

President's Signature _____

Date _____



Attest by City Clerk

Victoria S. Miller

Date 6-18-2013

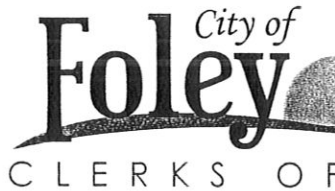
Mayor's Signature

[Signature]

Date 6/19/2013

407 East Laurel Ave.
Foley, AL 36535

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



U.S. Postal Service
CERTIFIED MAILTM RECEIPT
(Domestic Mail Only; No Insurance Coverage Provided)
For delivery information visit our website at www.usps.com

OFFICIAL USE

Postage	\$
Certified Fee	
Return Receipt Fee (Endorsement Required)	
Restricted Delivery Fee (Endorsement Required)	
Total Postage & Fees	\$

Sent To: Andrew Thomas
Street, Apt. No., or PO Box No. P.O. Box 931
City, State, ZIP+4 Foley AL 36536

PS Form 3800, August 2006
PS Form 3800, August 2006
See Reverse for Instructions
See Reverse for Instructions

7216 6227
0000 1060 1010

June 24, 2013

Andrew Thomas
21035 Doc McDuffie Road
Lot 11
Foley, AL. 36535

CERTIFIED, RE

RE: Violation of Ordinance 1095-09 at a vacant lot off of 7th Avenue in Foley,
Alabama.

Dear Sir/Madam:

The Foley City Council, in regular session June 17, 2013 approved Resolution 13-13-0346 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 **Monday, August 5, 2013** 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. If you do not, the City's forces will remove the nuisance vegetation from your property.

Your cooperation in this matter is appreciated.

Sincerely,

Katy Taylor
Assistant City Clerk

Enclosures

SENDER: COMPLETE THIS SECTION

- Complete items 1, 2, and 3. Also complete item 4 if Restricted Delivery is desired.
- Print your name and address on the reverse so that we can return the card to you.
- Attach this card to the back of the mailpiece, or on the front if space permits.

1. Article Addressed to:

Andrew Thomas
P.O. Box 931
Foley AL 36536

COMPLETE THIS SECTION ON DELIVERY

A. Signature
☐ Agent
☒ Addressee

B. Received by (Printed Name) SAMUEL J FAIRLEY

C. Date of Delivery 22 2013

D. Is delivery address different from item 1? ☐ Yes
If YES, enter delivery address below

3. Service Type
☒ Certified Mail
☐ Registered
☐ Insured Mail
☐ Express Mail
☒ Return Receipt for Merchandise
☐ C.O.D.

4. Restricted Delivery? (Extra Fee) ☐ Yes

7216 6227
0000 1060 1010

NOTICE OF PUBLIC HEARING

The Foley City Council will hold a Public Hearing at 5:30 p.m. Monday, August 5, 2013 in Council Chambers to consider violations of the City's Lot Clearing & Weed Removal Ordinance 1095-09 at a vacant lot off 7th Avenue, 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 36536 **before August 5, 2013, in order to be considered.**

Victoria Southern, CMC
City Clerk