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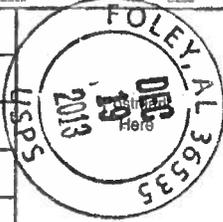
OFFICIAL USE

City of
ey
 KS OFFICE

Victoria Southern, CMC
 CITY CLERK

Katy Taylor
 ASSISTANT CITY CLERK

Postage	\$
Certified Fee	
Return Receipt Fee (Endorsement Required)	
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 Street, Apt. No., or PO Box No.: *PO Box 393*
 City, State, ZIP+4: *Gulf Shores, AL 36547*
 P.O. BOX 393

CERTIFIED, RETURN RECEIPT

Gulf Shores, AL. 36547

RE: Violation of Ordinance 1095-09 at 22996 U.S. HWY 98 in Foley, Alabama.

Dear Sir/Madam:

The Foley City Council, in regular session December 2, 2013 approved a Resolution 13-0591 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 **Tuesday, January 21, 2014** 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

Sincerely,
Katy Taylor
 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:

*Del Carter
 P.O. Box 393
 Gulf Shores AL 36547*

COMPLETE THIS SECTION ON DELIVERY

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Del Carter
 B. Received by (Printed Name) *DEL CARTER*
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4. Restricted Delivery? (Extra Fee) Yes

MAYOR JOE (Transfer from service label)

7010 1060 0000 7216 7026



Katy Taylor <ktaylor@cityoffoley.org>

Notice Of Public Hearing

Katy Taylor <ktaylor@cityoffoley.org>

Tue, Dec 10, 2013 at 1:56 PM

To: April <legals@gulfcoastnewspapers.com>

Cc: Brenda Shambo <bshambo@cityoffoley.org>, Melissa Franks <mfranks@cityoffoley.org>, Vickey Southern <vsouthern@cityoffoley.org>

April,

Please publish the following Notice of Public Hearing in the legal section of the Friday, January 3, 2014 and Friday, January 10, 2014, editions of the Onlooker. Affidavit is required.

Thank you.

NOTICE OF PUBLIC HEARING

The Foley City Council will hold a Public Hearing at 5:30 p.m. Monday, January 20, 2014 in Council Chambers to consider violations of the City's Lot Clearing & Weed Removal Ordinance 1095-09 at 22996 U.S. HWY 98, 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 **January 20, 2014, in order to be considered.**

/s/

Victoria Southern, CMC

City Clerk

Katy Taylor || Assistant City Clerk || City of Foley
407 East Laurel Avenue Foley, Alabama 36535 ||
251.943.1545 || ktaylor@cityoffoley.org



PH Notice 22996 US HWY 98.docx

16K



City of Foley, AL

407 E. Laurel Avenue
Foley, AL 36535

Signature Copy

Resolution: 13-0591-RES

File Number: 13-1186

Enactment Number: 13-0591-RES

**A RESOLUTION SETTING A PUBLIC HEARING
DECLARING WEEDS TO BE A PUBLIC NUISANCE
AND ORDERING ITS ABATEMENT AT 22996 US HWY 98**

WHEREAS, there have been complaints about the growth of grass, weeds and other vegetative growth located at 22996 US Hwy 98, Foley, Alabama, Tax Parcel ID# 05-54-07-26-0-000-008.000, 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 2nd day of December, 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, January 6, 2014.

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 2nd day of December, 2013.



President's Signature

JW Truesdell

Date

12-4-13

Attest by City Clerk

Katy Taylor
Acting City Clerk

Date

12-4-13

Mayor's Signature

[Signature]

Date

12/4/13

CITY OF FOLEY
COMPLAINT FORM

incident #
78363

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 _____

17857

DATE: 9-24-2013

LOCATION: 22996 US Hwy 98

NOTES: (COMPLAINANT NAME & COMPLAINT) overgrown

CONTACT: _____

INSPECTION DATE: 9/25/13 STAFF: LG PHOTOS TAKEN

FINDINGS: Grass overgrown

9/27 - Letter sent

Re-inspect 10-17-13

11/18 - Patches of high grass and weeds within 50ft buffer from Hwy 98

11/19 - Council for Violation

TASK:

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

DATE CLOSED: _____

Date Created: 9/20/2013



Overview



Legend

-  Main Highways
-  County Roads
-  Centerlines
-  Foley City Limits
-  County Mask
-  Parcels
-  Downtown Historic District
- Address Status**
-  Closed
-  Open
-  RV Lot
-  Utility
-  Vacant
-  Void
-  Streams and Creeks
-  Lakes and Bays

PIN - 17857

Par Num - 008.000
Acreage - 0.574
Subdivision - 01FH
Lot -
Street Name - US HWY 98
Street Number - 22996
Improvement - SHOP

Name - CARTER, DEL
Address1 - P O BOX 393
Address2 -
Address3 -
City - GULF SHORES
State - AL
Zip - 36547

Last Data Upload: 9/20/2013 3:18:49 AM

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COMMUNITY DEVELOPMENT DEPARTMENT
200 NORTH ALSTON STREET
Foley, Alabama 36535
www.cityoffoley.org

(251) 952-4011
FAX (251) 971-3442

September 27, 2013

Del Carter
P.O. Box 393
Gulf Shores, AL 36547

Dear Sir/Madam:

A complaint has been received concerning the overgrown grass and weeds becoming a public nuisance at 22996 U.S. Highway 98 in Foley, Alabama. This lot is further described as PIN 17857 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 September 25, 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,

Kaitlyn Hughes
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



11/18 - 22996 US HWY 98 *Kaitlyn Hughes*

