

RESOLUTION NO. -12**A RESOLUTION SETTING A PUBLIC HEARING TO DECLARE WEEDS
TO BE A PUBLIC NUISANCE AND ORDERING ITS ABATEMENT**

WHEREAS, there have been complaints about the growth of grass, weeds and other vegetative growth located at 1911 S. Cedar Street, Tax Parcel ID #05-54-09-32-3-000-009.000; 1708 S. Cedar Street, Tax Parcel ID #05-54-09-32-4-000-107.000; 7th Avenue Vacant Lot, Tax Parcel ID #05-54-09-32-4-000-092.000 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

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 this 20th day of August, 2012 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, October 1, 2012.
- 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, ADOPTED AND APPROVED this 20th day of August, 2012.

John E. Koniar, Mayor

ATTEST:

Vickey Southern, CMC
City Clerk

INTEROFFICE MEMORANDUM

TO: DONNA POOLE
FROM: LESLIE LASSITER
SUBJECT: GRASS COMPLAINT FOR 1911 SOUTH CEDAR STREET
DATE: 8/15/2012

7/17/2012 – RECEIVED COMPLAINT FOR GRASS ON 1911 SOUTH CEDAR STREET

7/17/2012 – INSPECTED AND OBSERVED GRASS VIOLATION

7/18/2012 – LETTER SENT TO BENNY GINWRIGHT & ISA LEE

8/13/2012 – GRASS VIOLATION NOT RESOLVED

PLEASE PLACE THIS VIOLATION FOR COUNCIL RESOLUTION.

THANK YOU.

CITY OF FOLEY COMPLAINT FORM

*incident #
73839*

ENVIRONMENTAL:☒ GRASS/WEEDS☐ TRASH/DEBRIS☐ TREES☐ PUBLIC NUISANCE☐ CONSTRUCTION☐ LITTER☐ ENVIRONMENTAL☐ SMOKING☐ RIPARIAN**BUILDING:**☐ DILAPIDATED BUILDING☐ NO PERMIT☐ OTHER _____**ZONING:**☐ HISTORIC DISTRICT☐ ZONING☐ SIGNS**ENGINEERING:**☐ DRAINAGE

05-54-69-32-4-800-107.000

DATE: 7-17-2012LOCATION: 1911^S Cedar St

NOTES: (COMPLAINANT NAME & COMPLAINT)

Benny Hinnwright's house

CONTACT: _____

INSPECTION DATE: 7/17/12STAFF: D. HAYES☒ PHOTOS TAKENFINDINGS: OVERGROWN

7/18 Letter Sent

Re-inspect 8-7-12

8/13 Property Not Cut - City Hall

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

DATE CLOSED: _____



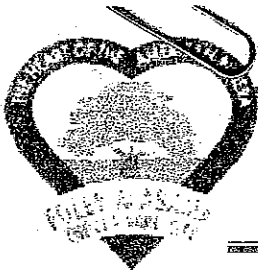
PIN - 16491
Par Num - 107.000
Acreage - 0.397
Subdivision - 01AC
Lot -
Street Name - CEDAR ST S
Street Number - 1911
Improvement - RES

Name - GINWRIGHT, BENNY & ISA LEE
Address1 - C/O JOYCE CAMERON
Address2 - 2601 SOUTH 11TH AVE
Address3 -
City - BROADVIEW
State - IL
Zip - 60155

1908727.73

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

Last Data: 07/16/2012 11:31:50 PM



City of
FOLEY

COMMUNITY DEVELOPMENT DEPARTMENT
200 NORTH ALSTON STREET

Foley, Alabama 36525
www.cityoffoley.org

(251) 952-4011
FAX (251) 974-8442

July 18, 2012

Benny Ginwright
c/o Joyce Cameron
2601 S 11th Av
Broadview, IL 60155

Dear Sir/Madam:

A complaint has been received concerning the overgrown grass and weeds becoming a public nuisance at **1911 S Cedar St** in Foley, Alabama. This parcel is further described as parcel 54-09-32-4-000-107.000 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 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 July 17, 2012 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.

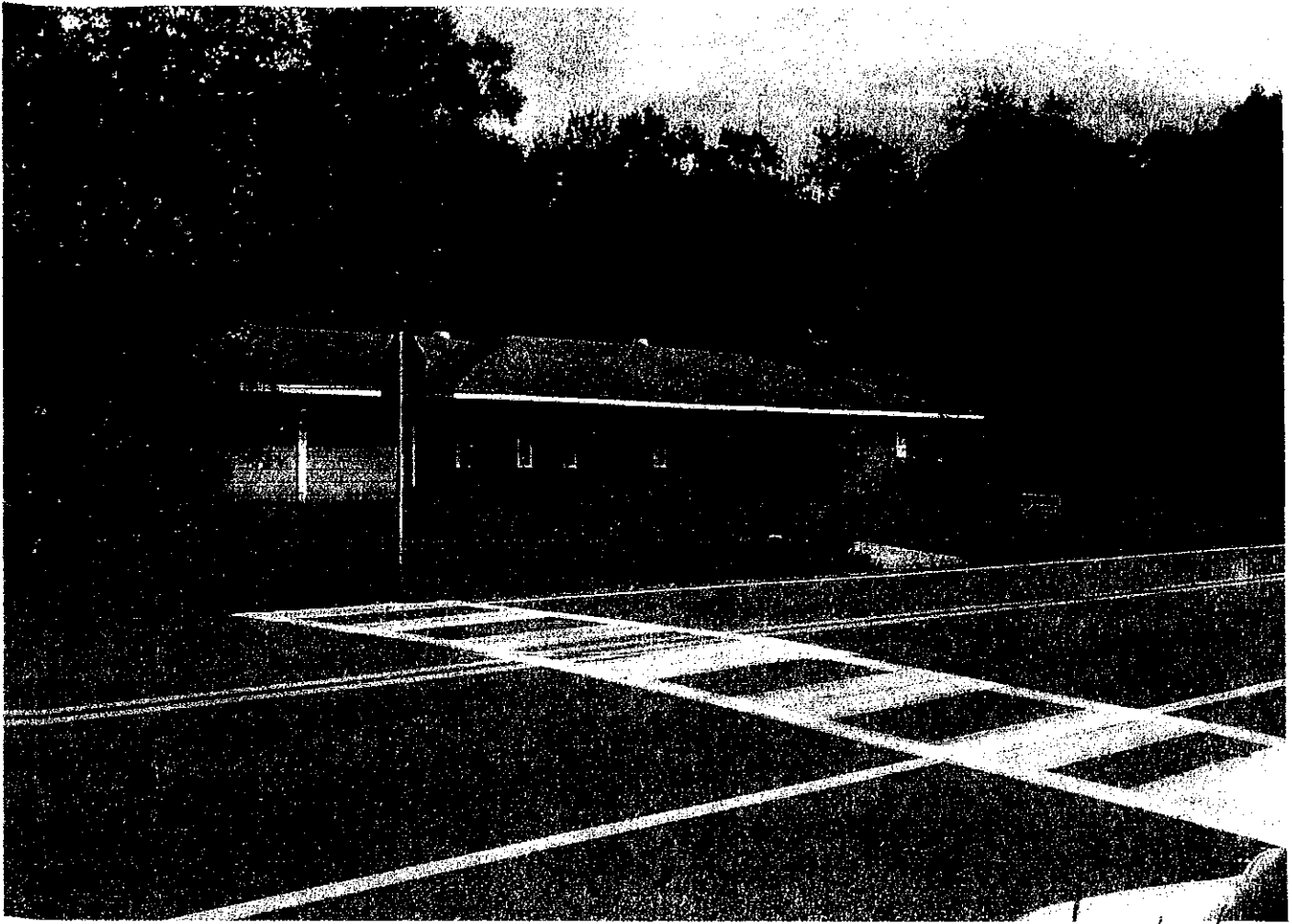
Sincerely,

Leslie Lassitter
Environmental Manager
City of Foley

FOR: John E. Koniar

FOR: A. Perry Wilbourne

FOR: J. Wayne Trawick; Vera Quaite; Ralph G. Hellmich; Cecil R. Blackwell; Charles Ebert III



7/17/12 *[Signature]*