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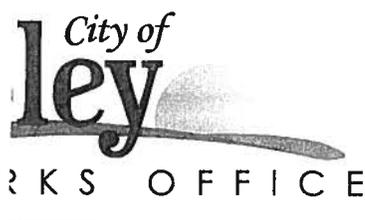
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Total Postage & Fees	\$

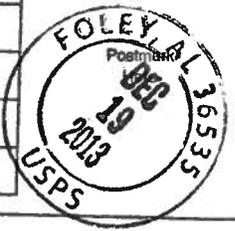
Sent To: Chen Realty Co. Inc.
 Street, Apt. No., or PO Box No.
 City, State, ZIP+4

PS Form 3800, August 2006 See Reverse for Instructions



Victoria Southern, CMC
 CITY CLERK

Katy Taylor
 ASSISTANT CITY CLERK



CERTIFIED, RETURN RECEIPT

P.O. Box 361213
 Birmingham, AL. 35236

RE: Violation of Ordinance 1095-09 at Lot South of Pensacola Pools in Foley, Alabama. PIN # 211746

Dear Sir/Madam:

The Foley City Council, in regular session December 2, 2013 approved a Resolution 13-0593 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 from your property.

Your cooperation in this matter is appreciated.

Sincerely,

 Katy Taylor
 Assistant City Clerk

Enclosures

SENDER: COMPLETE THIS SECTION		COMPLETE THIS SECTION ON DELIVERY	
<ul style="list-style-type: none"> 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. 		A. Signature <input checked="" type="checkbox"/> Agent <input type="checkbox"/> Addressee	
1. Article Addressed to: <u>Chen Realty Company, Inc.</u> <u>P.O. Box 361213</u> <u>Birmingham, AL 35236</u>		B. Received by (Printed Name) <u>Victoria Southern</u> C. Date of Delivery <u>DEC 31 2013</u>	
2. Article Number (Transfer from service label) <u>7010 1060 0000 7216 6807</u>		D. Is delivery address different from item 1? <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No If YES, enter delivery address below:	
3. Service Type <input checked="" type="checkbox"/> Certified Mail <input type="checkbox"/> Registered Mail <input type="checkbox"/> Insured Mail <input type="checkbox"/> Express Mail <input checked="" type="checkbox"/> Return Receipt for Merchandise <input type="checkbox"/> C.O.D.		4. Restricted Delivery? (Extra Fee) <input type="checkbox"/> Yes	



City of Foley, AL

407 E. Laurel Avenue
Foley, AL 36535

Signature Copy

Resolution: 13-0593-RES

File Number: 13-1188

Enactment Number: 13-0593-RES

**A RESOLUTION SETTING A PUBLIC HEARING
DECLARING WEEDS TO BE A PUBLIC NUISANCE
AND ORDERING ITS ABATEMENT AT SOUTH MCKENZIE STREET**

WHEREAS, there have been complaints about the growth of grass, weeds and other vegetative growth located at South McKenzie Street, Foley, Alabama, Tax Parcel ID# 05-61-03-08-1-001-006.001, 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.

Summary

Parcel	05-61-03-08-1-001-006.001	Zoning	B-1A
PIN	211746	Flood Zone	X
Tax District	N/A	Voter District	District 3
Property Address	N/A	Downtown Historic District	No
Neighborhood	59SOUTHCO	National Historic District	No
Subdivision	AFCO	City Limits	Yes
Sec/Twp/Rng	08/8S/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:	CHEN REALTY COMPANY I N C	Deed Type	IN
Owner Address	P O BOX 361213	Book	0000
		Page	0862269
	BIRMINGHAM, AL 35236	Last Deed Date	12/22/2004
Previous Owner	AFCO L L C		

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 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: 12/6/2013 2:15:22 AM

Weed Abatement

Created By: KTaylor
Date Created: 12/6/2013



Overview



Legend

-  Main Highways
-  County Roads
-  Centerlines
-  Foley City Limits
-  County Mask
-  Foley City Limit Background
-  Parcels
-  Downtown Historic District
-  Streams and Creeks
-  Lakes and Bays

PIN - 211746
Par Num - 006.001
Acres - 23.691
Subdivision - AFCCO
Lot - 3A
Street Name -
Street Number - 0
Improvement -

Name - CHEN REALTY COMPANY I N C
Address1 - P O BOX 361213
Address2 -
Address3 -
City - BIRMINGHAM
State - AL
Zip - 35236

Last Data Upload: 12/6/2013 2:15:22 AM

The information contained in the digital data distributed by the Baldwin County Commission is derived from a variety of public and private sources considered to be dependable, but the accuracy, completeness, currency, thereof are not guaranteed. The Baldwin County Commission makes no warranties, expressed or implied, as to the accuracy, completeness, currency, reliability, or suitability for any particular purpose of information or data contained in or generated from the county geographic database. 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.



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 The Schneider Corporation
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Scanned into Z drives for Leslie and updated 11-20-13 gt

CITY OF FOLEY COMPLAINT FORM

incident # 78666

- | | | | |
|---|---|--|-----------------------------------|
| ENVIRONMENTAL: | BUILDING: | ZONING: | ENGINEERING: |
| <input checked="" type="checkbox"/> GRASS/WEEDS | <input type="checkbox"/> DILAPIDATED BUILDING | <input type="checkbox"/> HISTORIC DISTRICT | <input type="checkbox"/> DRAINAGE |
| <input type="checkbox"/> TRASH/DEBRIS | <input type="checkbox"/> NO PERMIT | <input type="checkbox"/> ZONING | |
| <input type="checkbox"/> TREES | | <input type="checkbox"/> SIGNS | |
| <input type="checkbox"/> PUBLIC NUISANCE | | | |
| <input type="checkbox"/> CONSTRUCTION | | | |
| <input type="checkbox"/> LITTER | <input type="checkbox"/> OTHER _____ | | |
| <input type="checkbox"/> ENVIRONMENTAL | | | |
| <input type="checkbox"/> SMOKING | | | |
| <input type="checkbox"/> RIPARIAN | | | |

S McLenzie St/06.001

(lots south of Pensacola Pools)

DATE: 10/16/13

LOCATION: Hwy 59 South - ~~PW 308319~~ and 211 746 ^{B-1A}

NOTES: (COMPLAINANT NAME & COMPLAINT) _____

Overgrown lots along Hwy 59 causing visibility issues + public nuisance

CONTACT: (Shake)

INSPECTION DATE: 10/18/2013 STAFF: KLH PHOTOS TAKEN

FINDINGS: Grass Overgrown - 10/18
10-21-2013 Letter sent

Reinspect 11-10-13

11/18 - Grass and weeds overgrown in 50 ft buffer from 59. Trash/debris scattered on lot.

11/19 - Council for Violation

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

DATE CLOSED: _____

B-1A

City of Foley, AL *S McKenzie St/06.001* beacon™

Date Created: 10/16/2013



Overview



Legend

- Main Highways
- County Roads
- Centerlines
- Foley City Limits
- ▣ County Mask
- ▤ Foley City Limit Background
- Parcels
- Downtown Historic District
- Streams and Creeks
- Lakes and Bays

PIN - 211746
 Par Num - 006.001
 Acreage - 23.691
 Subdivision - AFCO
 Lot - 3A
 Street Name -
 Street Number - 0
 Improvement -

Name - CHEN REALTY COMPANY I N C
 Address1 - P O BOX 361213
 Address2 -
 Address3 -
 City - BIRMINGHAM
 State - AL
 Zip - 35236

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Foley

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

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

October 21, 2013

Chen Realty Company
P.O. Box 361213
Birmingham, AL 35236

Dear Sir/Madam:

A complaint has been received concerning the overgrown grass and weeds becoming a public nuisance at the lot on South Hwy 59, just south of Pensacola Pools in Foley, Alabama. This lot is further described as PIN 211746 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 October 18th, 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,



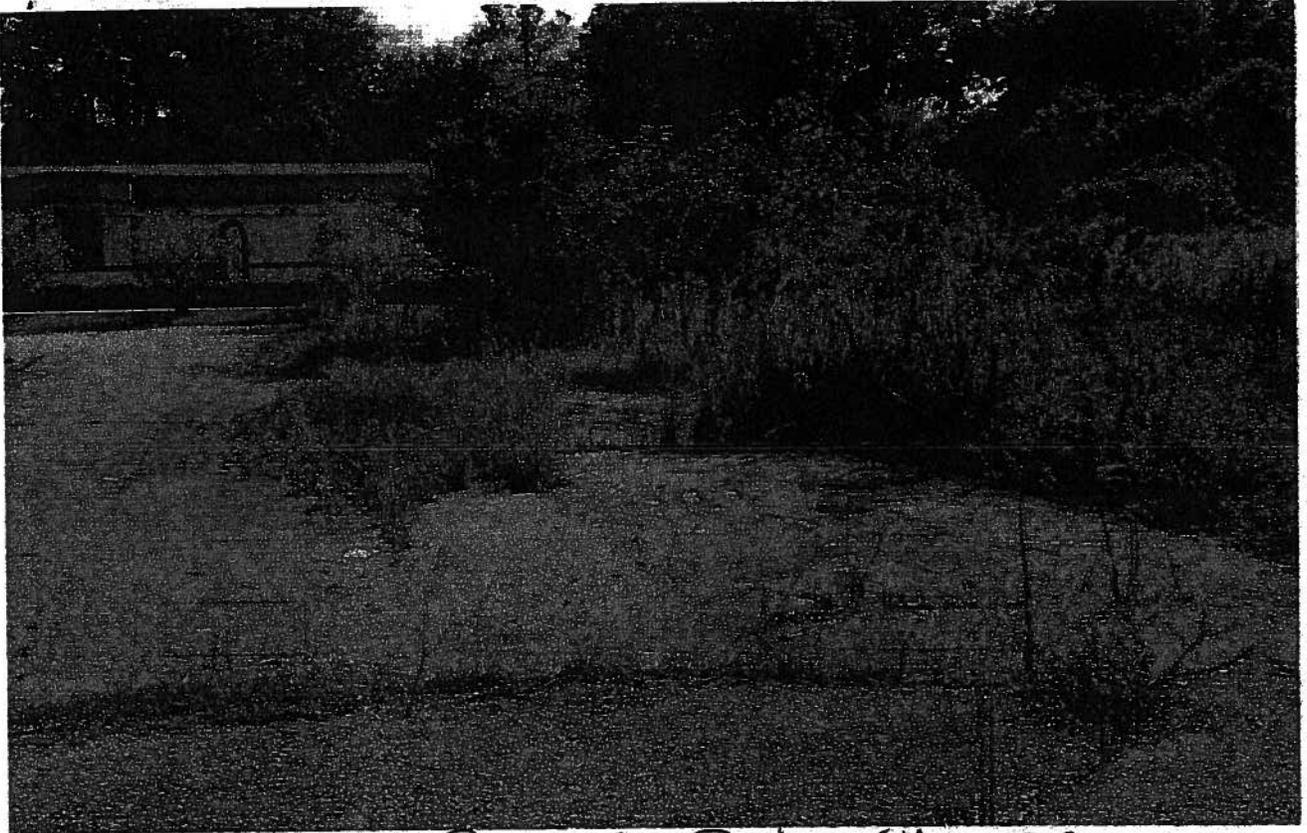
Kaitlyn Hughes
Environmental Assistant
City of Foley

MAYOR: John E. Koniar

CITY ADMINISTRATOR: Michael L. Thompson

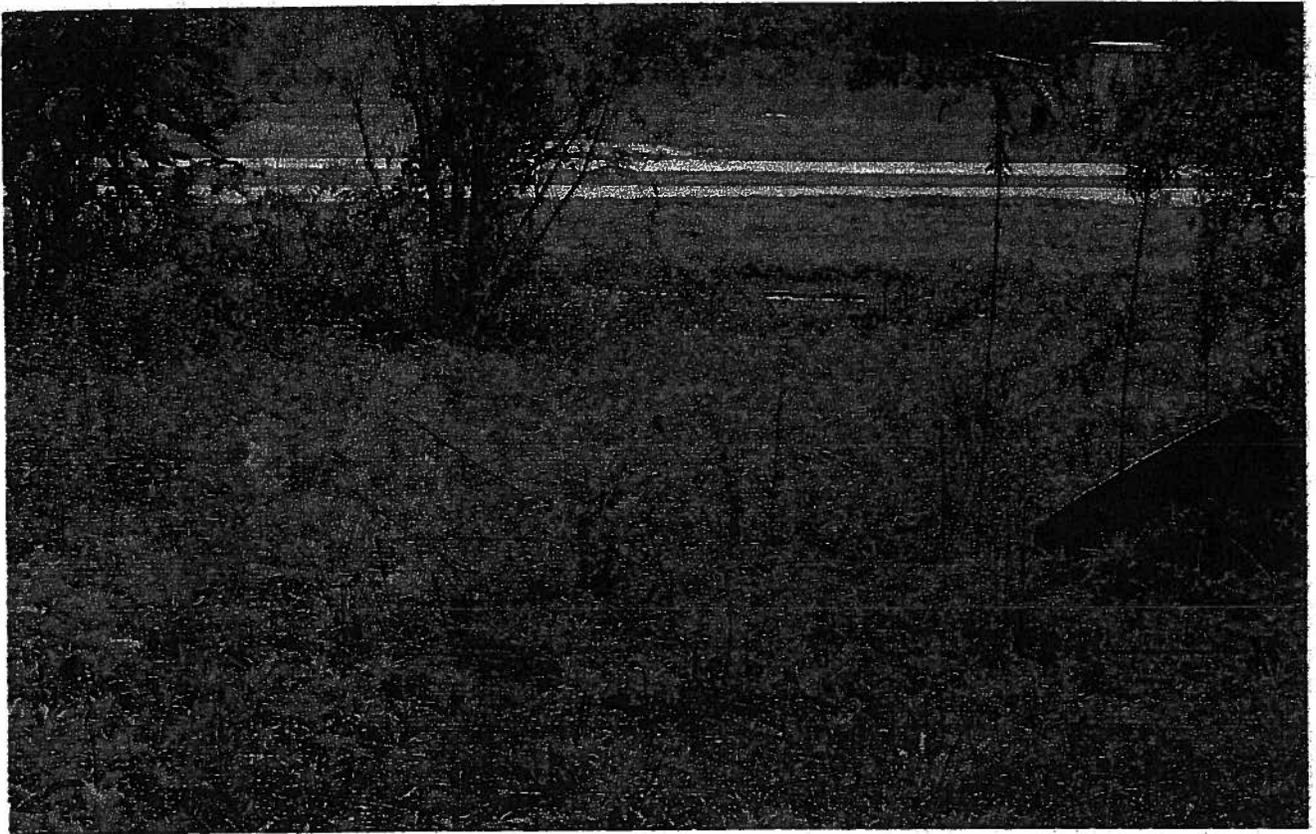
CITY CLERK: Vickey Southern

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



Lot south of Pensacola Pools - SHwy 59
Moulton Hughes ~~10/18/2013~~ 10/18/2013





11/18 - Lots South of Pensacola Pools HWY 59 S
Kathryn Kuyfuss