

RESOLUTION NO. 1084

RESOLUTION OF DETERMINATION IN THE MATTER OF AN ORDER OF VIOLATION OF THE CODE OF THE CITY OF COLBY, KANSAS, 2007, CHAPTER VIII. HEALTH AND WELFARE, ARTICLE 3. JUNKED MOTOR VEHICLES ON PRIVATE PROPERTY AT 360 WEST FOURTH STREET, COLBY, KANSAS.

WHEREAS, PR's Investment, L.L.C. (Peter Roopchan) received an Order of Violation of the Code of the City of Colby, Kansas, 2007, Chapter VIII. Health and Welfare, Article 3. Junked Motor Vehicles on Private Property by reason of twelve (12) nuisance vehicles on the property located at 360 West Fourth Street, Colby, Kansas, by certified mail on June 30, 2015; and

WHEREAS, on July 1, 2015, Peter Roopchan requested a hearing before the Governing Body of the City of Colby, Kansas to contest the condition of twelve (12) nuisance vehicles on the property located at 360 West Fourth Street, Colby, Kansas; and

WHEREAS, said hearing was held before the Governing Body of the City of Colby, Kansas, on July 7, 2015, at 5:30 P.M.; and

WHEREAS, PR's Investment, L.L.C. presented evidence from two witnesses, to-wit: Peter Roopchan and Judie Withers and the Governing Body also heard comments from Terry Overton, Code Enforcement Officer, and Tyson McGreer, City Manager; and

WHEREAS, said hearing was concluded before the Governing Body of the City of Colby, Kansas, on July 7, 2015.

THEREFORE, BE IT RESOLVED BY THE GOVERNING BODY OF THE CITY OF COLBY, KANSAS:

That the vehicles located on the property at 360 West Fourth Street, Colby, Kansas, are nuisance vehicles as defined by the Code of the City of Colby, Kansas, 2007, Chapter VIII. Health and Welfare, Article 3. Junked Motor Vehicles on Private Property and Peter Roopchan has twenty-eight (28) days, or until August 18, 2015 at 5:30 P.M., after passage of this Resolution to abate the conditions caused by said nuisance vehicles.

Further, should Peter Roopchan fail to abate the nuisance within twenty-eight (28) days after passage of this Resolution, the City of Colby may abate the conditions causing the nuisance, and all costs shall be charged against the lot or parcel of ground on which the nuisance was located in the manner provided by the Code of the City of Colby, Kansas, 2007, Chapter VIII. Health and Welfare, Article 3. Junked Motor Vehicles on Private Property.

A copy of this Resolution shall be served upon Peter Roopchan in the manner provided by the Code of the City of Colby, Kansas, 2007, Chapter VIII. Health and Welfare, Article 3. Junked Motor Vehicles on Private Property.

Adopted by the Governing Body and Approved by the Mayor, this 21st day of July, 2015.

Gary L. Adrian, Mayor

ATTEST:

Joni L. Ketchum, City Clerk

SEAL