

RESOLUTION NO. 2021- 3

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF OZARK, ARKANSAS, A RESOLUTION ENTITLED:

“A RESOLUTION FINDING AND DECLARING A PUBLIC NUISANCE ON CERTAIN PROPERTY WITHIN THE CITY OF OZARK AND AUTHORIZING THE CITY ATTORNEY TO COMMENCE CIVIL LITIGATION

WHEREAS, the real property located at 218 W. Commercial St. in the City of Ozark lies on the City Square, and has been allowed by its owner to fall into a state of extreme disrepair, so that the same constitutes a danger to the public at large and to adjoining property owners, all in violation of the City’s and State’s Building Codes, AND

WHEREAS, numerous notices of such violations and attempts to communicate with the property owner have been unsuccessful, and the City had to enter onto the property to prevent its collapse in 2020, by taking remedial temporary measures to stabilize the back wall of the building which sits upon the property,

NOW THEREFORE, it is further resolved,

1. The real property and its improvements located at 218 W. Commercial St. in Ozark, is hereby found and declared by the City Council to be a public nuisance, the same constituting a danger of physical injury or death to passersby in that the building is unstable and subject to collapse.

2. The City Attorney is hereby authorized and directed to immediately commence civil litigation for the elimination of the public nuisance and/or to enjoin compliance with the City’s Building Code enforcement ordinance.

Passed, this 8th day of February, 2021.

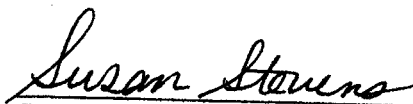
APPROVED:



Roxie Hall, Mayor

Approved date: Feb 8, 2021

ATTEST:



Susan Stevens, City Clerk

Attest date: February 8, 2021