

ORDINANCE NO. 660

**A SPECIAL ORDINANCE SPREADING AND LEVYING ASSESSMENTS ON
PROPERTY FOLLOWING NUISANCE ABATEMENT BY THE CITY; SAID
ABATEMENT PROCEDURE SPECIFIED IN SECTIONS 6.230-6.260 OF THE CITY OF
WILSONVILLE CODE.**

WHEREAS, the City of Wilsonville has notified the property owner listed below of high grass/noxious vegetation growing uncontrolled on their property on July 31st 2008 and again on August 18th 2008; and

WHEREAS, the existence of the high grass/noxious vegetation on said property does constitute a nuisance and a hazard in that it increases the fire danger and poses a risk to adjoining properties during the warm and dry months of the year; and

WHEREAS, after two attempts to have the owner control the high grass/noxious vegetation the City performed the abatement of the nuisances on August 25th 2008 by mowing. Said mowing was completed and inspected by the Building Official; and

WHEREAS, the Building Official filed a statement of all costs per Wilsonville Code, Section 6.242(3) with the City Recorder; and

WHEREAS, pursuant to Wilsonville Code, Section 6.244, Notices of Assessment were mailed to the affected property owner, giving the affected property owner an opportunity to either object to or pay the proposed assessment; and

WHEREAS, thirty (30) days have passed from the date of mailing said notice, and there have been no payments or objections received on the proposed assessment; and

WHEREAS, Section 6.244(3) requires any assessment to be made by ordinance and a special ordinance is, therefore, necessary.

NOW, THEREFORE, THE CITY OF WILSONVILLE ORDAINS AS FOLLOWS:

Section 1. Assessment. The following assessment for the following property and property owners is hereby set out and made:

Assessment #1

Mary C. Vankleeck

3S1W13CA Lot 04800, Clackamas County

Located at 7562 SW Wimbledon Ct., Wilsonville, Oregon

\$360.00

Section 2. Lien. The Finance Director is hereby directed to enter in the Docket of City Liens, a statement of the amount assessed up on the above described parcel of land, together with the description of the improvements, the name of the owners and the date of the assessment ordinance, as required by Section 6.244(3) in the City of Wilsonville's Code, and upon entry, the same constitutes a lien.

Section 3. Interest. Said lien shall bear interest at the rate of **one percent (1%) per month** from ten (10) days after date of entry in the lien docket.

SUBMITTED to the Wilsonville City Council and read for the first time at a special meeting thereof on the 18th day of February, 2009, and scheduled for a second reading at a regular meeting of the Council on the 16th day of March, 2009, commencing at the hour of 7:00 P.M. at Wilsonville City Hall.

Sandra C. King, MMC, City Recorder

ENACTED by the City Council on the ____ day of March 2009, by the following votes:

Yes: _____

No: _____

Sandra C. King, MMC, City Recorder

DATED and signed by the Mayor this _____ day of March 2009.

TIM KNAPP, MAYOR

SUMMARY OF VOTES:

Mayor Knapp	_____
Councilor Kirk	_____
Councilor Ripple	_____
Councilor Núñez	_____
Councilor Hurst	_____



**FINANCE DEPARTMENT
STAFF REPORT**

Date: February 17, 2009

To: Honorable Mayor and City Council

From: Gary S. Wallis, Finance Director

Subject: Ordinance to Docket a Lien

The Ordinance before you is a rare occurrence. Generally, staff is able to resolve a collection issue on code violations. In this case, however, the property owner has ceased to communicate with us and we are left to follow the procedures outlined in our city code which entail recording a lien on the property with a stated interest rate. The owner can choose to pay the lien plus interest at a later date or eventually it will be satisfied when the property needs a clear title.

Background: The subject property is vacant and last summer was over grown with weeds. The owner was contacted two times to take care of the problem but did not take corrective action. In August city staff mowed and cleared the weeds. Five attempts to contact the owner for payment of city costs (\$360) have been unproductive.