

ORDINANCE BILL NO. 11-08

1 AN ORDINANCE ASSESSING FOR DEMOLITION AND REMOVAL OF A BUILDING
2 AGAINST BENEFITTED PROPERTY LOCATED AT 4192 SYLVIA STREET SE, CITY OF
3 SALEM, OREGON; MAKING PROVISIONS THEREFOR; AND DECLARING AN
4 EMERGENCY.

5 *The City of Salem ordains as follows:*

6 **Section 1. Findings.** The Council of the City of Salem finds as follows:

7 (a) A building located on that certain real property commonly known as "4129 Sylvia St. SE"
8 (the Property) located in Salem, Oregon, was declared a dangerous building pursuant to SRC
9 56.230 on June 14, 2006.

10 (b) The Property is identified in the Assessor's records for Marion County as Tax Lot
11 082W06AC02400, and more particularly described as:

12 Lot 1, Block 3, Shrake Addition, Salem, Oregon

13 (c) Katherine E. Flynn, the owner of the Property, failed to abate the dangerous conditions
14 within the time provided by therefor by the Building Official, pursuant to SRC 56.56.280.

15 (d) Pursuant to SRC 56.360, the Building Official caused a petition to be filed with the City
16 Council, to have the building demolished, as provided by SRC 56.390, and to have the costs
17 therefor assessed against the Property.

18 (e) After hearing on the petition on January 14, 2008, and upon due notice to the owner of the
19 Property and any lienholders thereon, the City Council ordered the demolition of the
20 building.

21 (f) The building was demolished on or about January 18, 2008.

22 (g) The Building Official has certified the costs of demolition to be as follows:

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Marion County Clerk Recording Fees	
Recordation of Notice and Order	\$26.00
Recordation of Deed Modification	<u>\$26.00</u>
	\$52.00
Process Service Notification	
Katherine Flynn	\$100.00
Northwest Trustees	\$100.00
Oregon Dept Human Services	\$ 80.00
Nick Shivers	<u>\$ 90.00</u>
	\$370.00

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Certified Mailing Notification	
Katherine Flynn	\$ 4.64
Northwest Trustees	\$ 4.64
Oregon Dept Human Services	\$ 4.64
Nick Shivers	\$ 4.64
	<u>\$18.56</u>

Stark Trucking / Demolition Contractor	\$4,860.00
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Total Costs / Recommended Lien	\$5,300.56
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Section 2. The total cost and expense for the demolition and removal of the Building is \$5,300.56, and such sum is hereby assessed upon and against the Property, as more particularly described in Section 1, which assessment is hereby declared to be a lien against the Property. The Director of Finance is hereby directed to enter in the City of Salem Lien Docket, a statement of the assessment made hereunder, and to prepare and to serve upon the Owner a notice of assessment and lien, as provided in SRC 56.390.

Section 3. Severability. Each section of this ordinance, and any part thereof, is severable, and if any part of this ordinance is held invalid by a court of competent jurisdiction, the remainder of this ordinance shall remain in full force and effect.

Section 4. Emergency Clause. This act being necessary for the immediate preservation of the public peace, health and safety, an emergency is declared to exist, and this ordinance shall be in full force and effect from and after the date of its passage.

PASSED by the City Council this _____ day of _____, 2008.

ATTEST:

City Recorder

Approved by City Attorney: _____



Checked By: B. Rogers

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