

ORDINANCE NO. 5711

AN ORDINANCE TO DETERMINE THE ASSESSMENTS AGAINST PROPERTIES SPECIFICALLY BENEFITED BY THE REMOVAL OR CUTTING OF NOXIOUS WEEDS AND VEGETATION PURSUANT TO THE PROVISIONS OF THE ALBANY MUNICIPAL CODE SECTIONS 7.84.160-7.84.180, PROVIDING FOR THE DOCKETING OF ASSESSMENTS AS CITY LIENS, AND DECLARING AN EMERGENCY.

WHEREAS, the Chief of the Albany Fire Department (Chief), on behalf of the City of Albany, has previously inspected certain property within the City and has determined that a nuisance exists on certain property as defined in Municipal Code 7.84.160; and

WHEREAS, notice was duly given as required by Municipal Code 7.84.170 for abatement of said nuisance by the owners of the properties hereinafter described; and

WHEREAS, the owners of the properties did fail and neglect to abate said nuisance; and

WHEREAS, the Chief, pursuant to the direction of Municipal Code 7.84.180 did cause to be removed and abated the nuisance on the property hereinafter described and did keep a complete record of the cost of labor and materials used in connection with such removal; and

WHEREAS, the Chief, has reported the same to the City Council and the report has been found in order by the City Council, and the costs deemed to be reasonable.

THEREFORE, THE PEOPLE OF THE CITY OF ALBANY DO ORDAIN AS FOLLOWS:

Section 1: A charge is hereby levied against the individual pieces of property hereinafter described by those sums of money set forth following the description of the property, and deemed to be an assessment for the removal of noxious weeds and vegetation and abatement of public nuisance as provided in Municipal Code 7.84.180.

Section 2: The total cost of the grass abatement charges is \$1,534.70

(See attachment for grass abatement assessment data)

Section 3: The City Recorder is hereby directed to enter a statement of the assessments in the docket of the City liens and give notice thereof as provided by law.

Section 4: Inasmuch as this ordinance is necessary for the immediate preservation of the peace, health and safety of the citizens of the City of Albany, Oregon, an emergency is hereby declared to exist, and this ordinance shall be in full force and effect immediately upon its passage by the Council.


Passed by Council: March 11, 2009

Approved by Mayor: March 11, 2009

Effective Date: March 11, 2009

  
\_\_\_\_\_  
Mayor

ATTEST:

  
\_\_\_\_\_  
City Clerk

Owner of Record

Property Description

Assessment Description

Anjum Inc  
2367 NW Kinderman Dr  
Corvallis, OR 97330

Acreage  
2.15 Acre Lot  
Tax Account: 0676540  
11S-03W-08DB-0100

Grass Abatement  
Mowing: \$150.00  
Admin Fee: \$45.00  
Total: \$195.00  
Account #: abate000-0001-001

Ronald D Hackett  
Janis L Hackett  
1248 Washington St SW  
Albany, OR 97321

Central Addition  
1248 Washington St SW  
Tax Account: 0140869  
11S-04W-12DA-08500

Grass Abatement  
Mowing: \$216.00  
Admin Fee: \$64.80  
Total: \$280.80  
Account #: abate000-0002-002

Teresa E Morgan  
Roberta J Grisales  
Kathleen M Spencer  
PO Box 2534  
Albany, OR 97321

Bryant's Addition  
325 Chicago St Se  
Tax Account: 077640  
11S-03W-05CD-05700

Grass Abatement  
Mowing: \$452.00  
Admin Fee: \$135.60  
Total: \$587.60  
Account #: abate000-0004-004

Barbara J Thornburg  
2020 NE Linnea  
Apt # 154  
Bend, OR 97701

Hackelman's Addition  
904 2<sup>nd</sup> Ave Se  
Tax Account: 085031  
11S-03W-06DD-01100

Grass Abatement  
Mowing: \$388.00  
Admin Fee: \$116.40  
Copy Charges: \$16.90  
Total: \$521.30  
Minus \$50.00 payment  
Total: \$471.30  
Account #: abate000-0005-005

**Report Total: \$1,534.70**

THIS MAP WAS PREPARED FOR ASSESSMENT PURPOSES ONLY

NW1/4 SE1/4 SEC.08 T. 11S. R.03W. W.M.  
LINN COUNTY, OREGON

1" = 100'

REVISED: 6 JAN 1999 CB  
MAP SOURCE ID NUMBER 4843  
CANCELLED TAX LOT NUMBERS:  
2600 INTO 2600  
2700 INTO 2500  
5301 INTO 5600  
5400 INTO 5300  
5500 INTO 5700

11 3W 8B  
ALBANY

SEE MAP 11 3W 8D

SEE MAP 11 3W 8CA

SEE MAP 11 3W 8DA

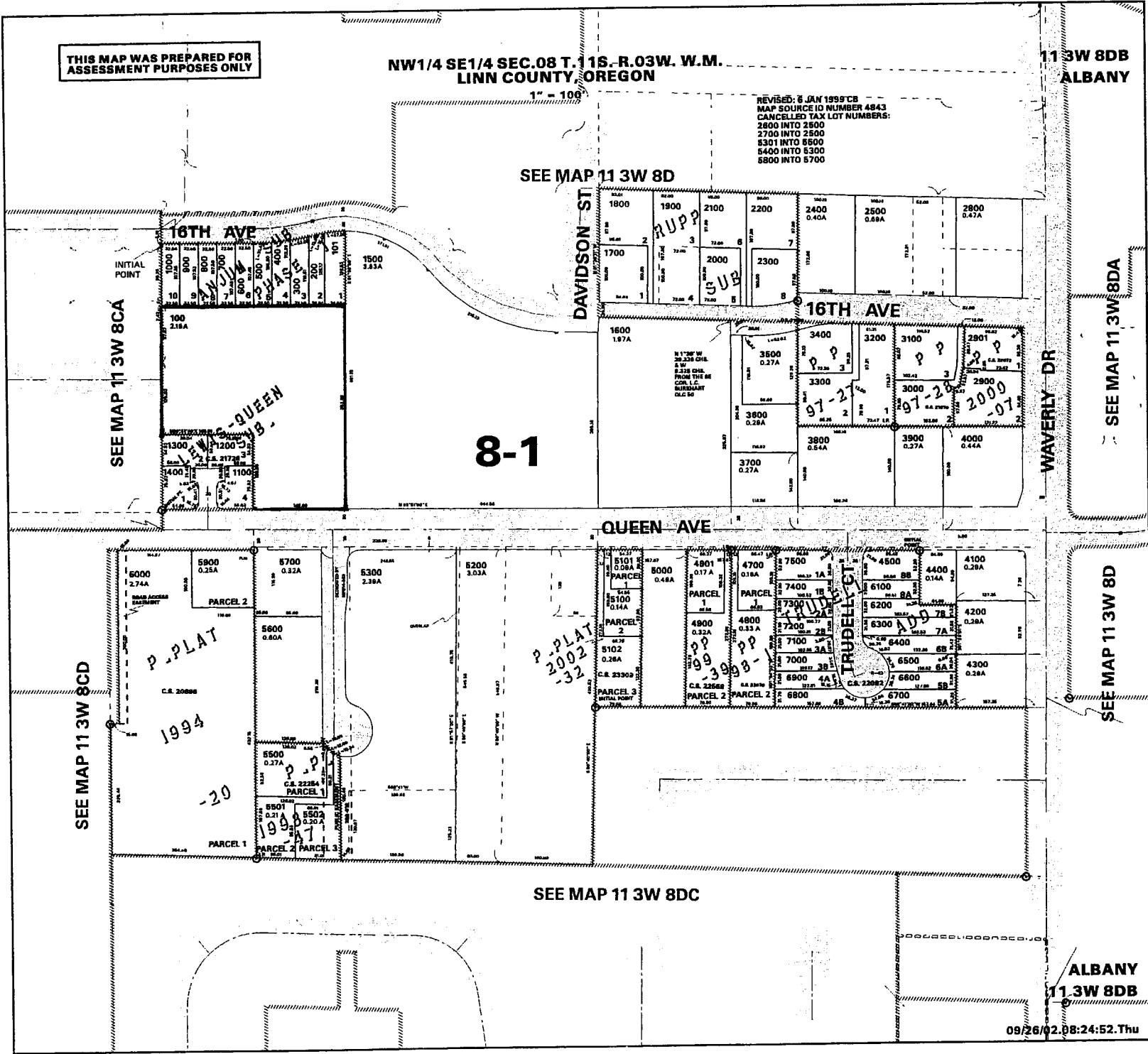
8-1

SEE MAP 11 3W 8CD

SEE MAP 11 3W 8D

SEE MAP 11 3W 8DC

ALBANY  
11 3W 8DB



THIS MAP WAS PREPARED FOR ASSESSMENT PURPOSES ONLY

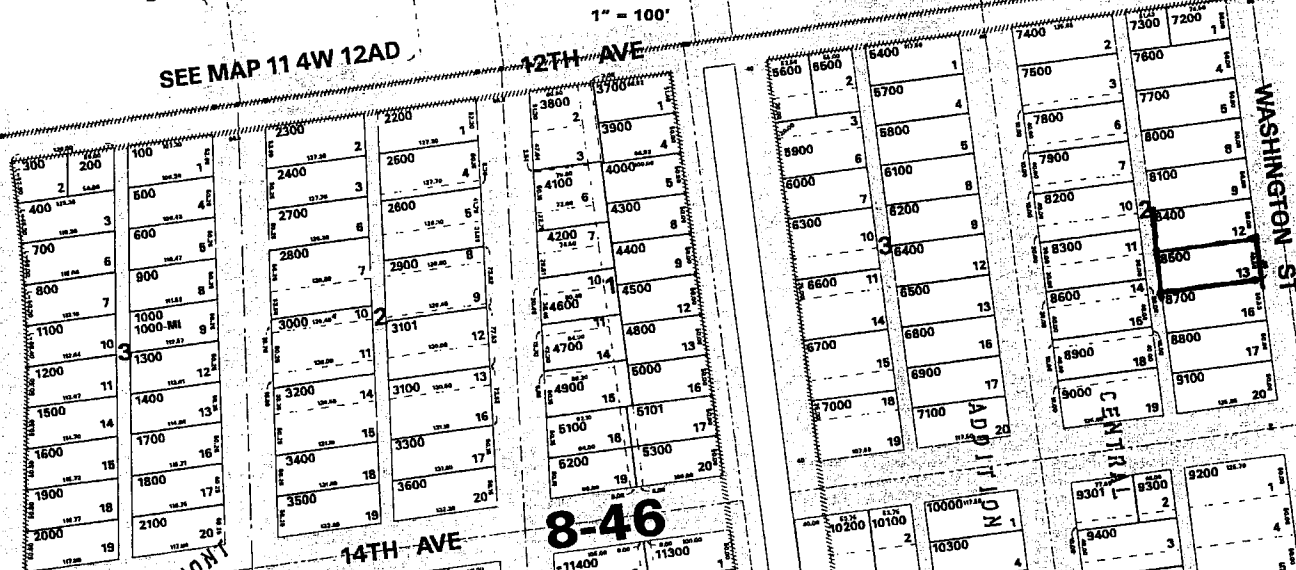
NE1/4 SE1/4 SEC. 12 T. 11S. R. 04W. W.M.  
LINN COUNTY, OREGON

1" = 100'

11 4W 12DA  
ALBANY

SEE MAP 11 4W 12AD

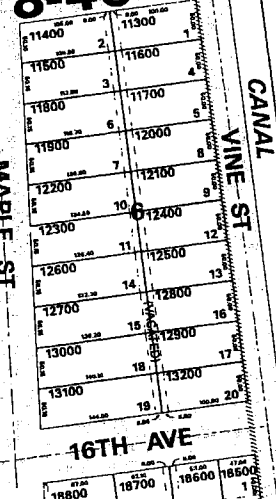
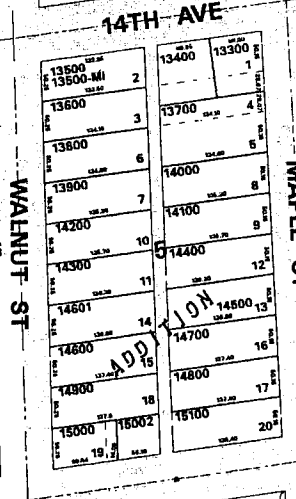
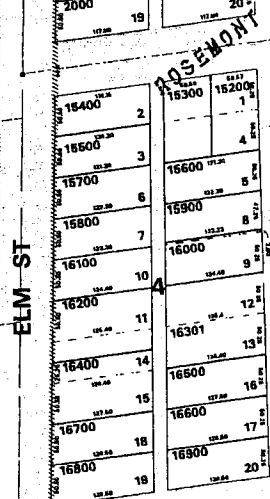
12TH AVE



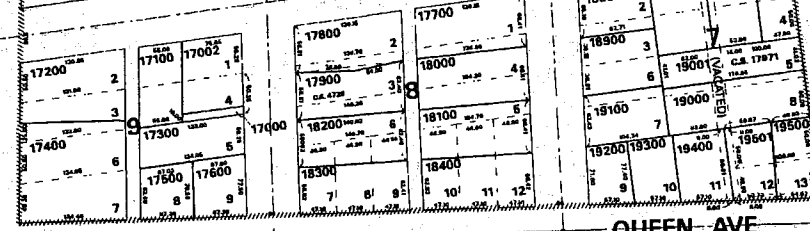
8-46

14TH AVE

SEE MAP 11 4W 12DB



16TH AVE



QUEEN AVE

SEE MAP 11 4W 12DD

SEE MAP 11 3W 7CB

WASHINGTON ST

CALAPOOIA ST

U.S. 99E

PACIFIC HIGHWAY

PARTITION  
PLAN  
2004-04

ALBANY  
11 4W 12DA



THIS MAP WAS PREPARED FOR  
ASSESSMENT PURPOSES ONLY

SE 1/4 SE 1/4 SEC. 06 T. 11S. R. 03W. W.M.  
LINN COUNTY, OREGON

1" = 100'

11 3W 6DD  
ALBANY

SEE MAP 11 3W 6DA

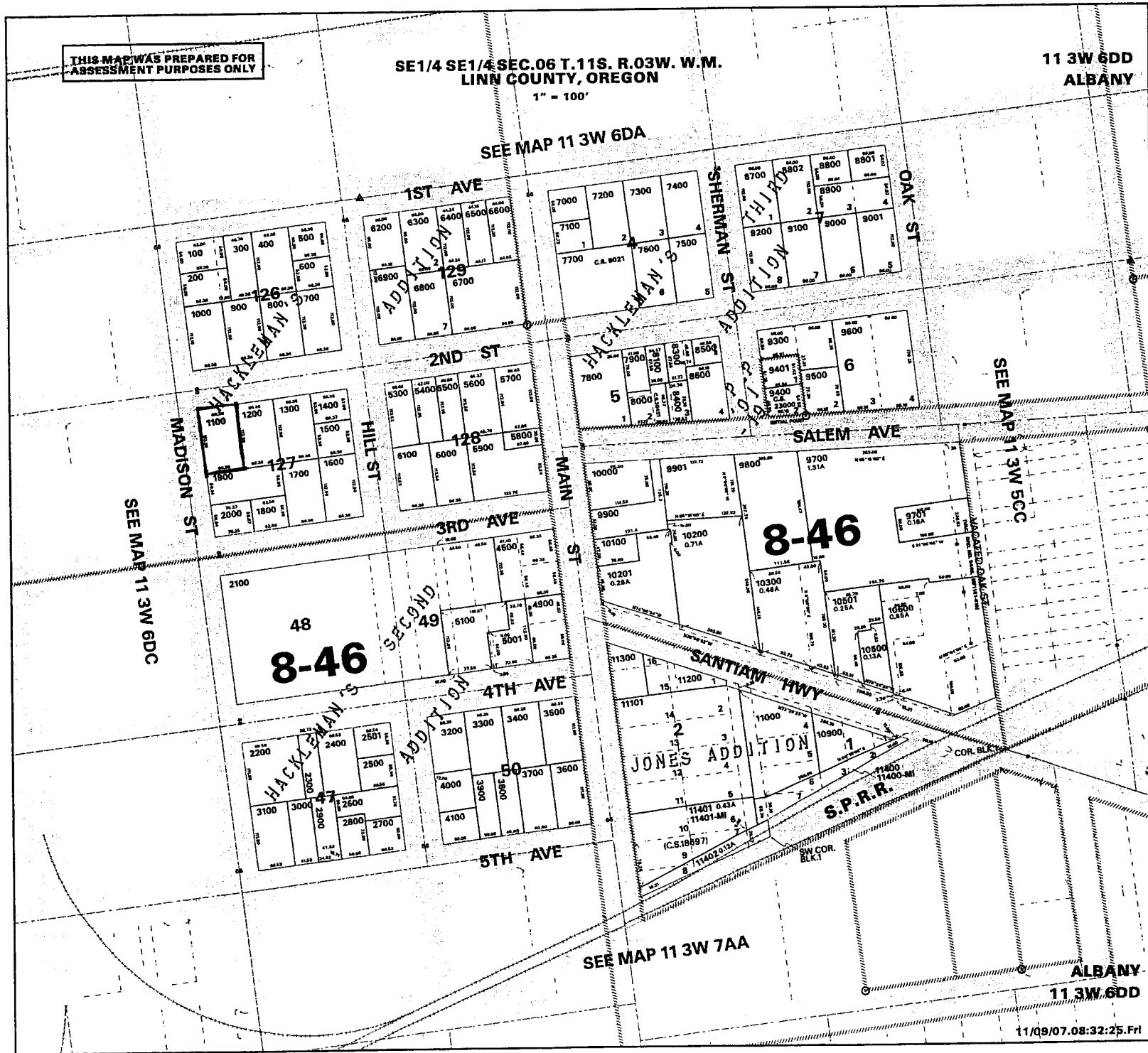
SEE MAP 11 3W 6DC

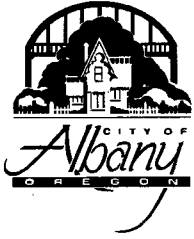
SEE MAP 11 3W 6CC

SEE MAP 11 3W 7AA

ALBANY  
11 3W 6DD

11/09/07.08:32:25.Fri





TO: Albany City Council

VIA: Wes Hare, City Manager  
Stewart Taylor, Finance Director *ST*

FROM: Michael Trabue, Fire Marshal

DATE: March 11, 2009, for the March 11, 2009 Council Meeting

SUBJECT: Grass Abatement

RELATES TO STRATEGIC PLAN THEME: Safe City  
Great Neighborhoods

Action Requested:

Conduct a public hearing on March 11, 2009, and adopt an ordinance to lien properties.

The Albany Fire Department has forwarded to the Finance Department a request to submit to the City Council an ordinance for approval to lien properties for the purpose of grass abatement expenditure reimbursements.

Discussion:

Last summer the Albany Fire Department (AFD) inspected properties for fire hazards related to grass, weeds, or noxious vegetation. If the property was found to be in violation of Albany Municipal Code 7.84.160 – 7.84.180, the property owner(s) were sent a certified letter notifying them to resolve the fire hazard situation. The property owner(s) had ten days within the receipt of the notice to resolve the situation. After the ten days expired, AFD personnel inspected the property for compliance. If the property was found to remain in violation, AFD contracted with Green Thumb Landscape & Maintenance or Robert Brillon to abate/remove the fire hazard.

The amount owed for the contractual service has been paid by AFD and property owners have been invoiced for the costs incurred. The amount uncollectible as of **March 9, 2009** ~~February 28, 2009~~ is **\$1,534.70** ~~\$1,835.00~~ and is comprised of **four (4)** ~~five (5)~~ properties.

Budget Impact:

\$1,172.90	\$1,403.90	Mowing Charges
<u>\$ 361.80</u>	<u>\$ 361.80</u>	Administrative Fees
\$1,534.70	\$1835.00	Total

ST:ll  
Attachments

c: John Bradner, Fire Chief  
Michael Trabue, Fire Marshal