

Resolution #2018-05

A RESOLUTION REQUESTING THE NUISANCE ABATEMENT OF A STRUCTURE SUBJECT TO A CONDEMNATION ORDER OF THE BUILDING OFFICIAL PURSUANT TO SECTION 6-171 THROUGH SECTION 6-183 OF THE CODE OF ORDINANCES OF THE CITY OF NEW PORT RICHEY; FINDING A HAZARD TO THE SAFETY OF PERSONS OR PROPERTY IN THE SUBJECT PROPERTY; CONDEMNING THE SUBJECT PROPERTY & AUTHORIZING THE DEMOLITION AND REMOVAL OF THE NUISANCE AT THE SUBJECT PROPERTY; FINDING THE SUBJECT PROPERTY TO CONSIST OF PARCEL ID: 05-26-16-0030-13400-0160 LOCATED AT 6013 MADISON STREET, LEGALLY DESCRIBED AS LOT 16, LESS THE SOUT 80 FEET THEREOF, AND THE EAST 30 FEET OF LOT 15, LESS THE SOUTH 80 FEET THEREOF, ALL IN BLOCK 134, REVISED PLAN FOR TOWN OF NEW PORT RICHEY, ACCORDING TO THE MAP OR PLAT THEREOF AS RECORDED IN PLAT BOOK 4, PAGE 49, PUBLIC RECORDS OF PASCO COUNTY, FLORIDA.

WHEREAS, the structure whose location is set forth herein is inhabitable and has become due to recent fire, dilapidated, unsightly, dangerous, obnoxious, unsafe, not fit for human habitation and detrimental to the public welfare of the City of New Port Richey, its citizens, and its residents;

WHEREAS, the condition of the Subject Property is unfit and unsafe to the safety of persons or property in the vicinity of the Subject Property;

WHEREAS, the condition of the Subject Property constitutes an immediate serious fire and health hazard to the City of New Port Richey, and unless actions are taken to remedy this situation by demolition and removal of said nuisance, there is a great likelihood that the surrounding property may be destroyed by fire originating from such unsafe and hazardous structures.

WHEREAS, the Subject Property consists of a single family structure which has been condemned and is uninhabitable; due to fire. Total loss is over 90% of property destroyed.

WHEREAS, the condemned building on the Subject Property possesses no electricity; or water.

WHEREAS, windows, doors and all trusses have been destroyed.

WHEREAS, building on the Subject Property shows total destruction of all electrical wiring, A/C and duct work, and trusses.

WHEREAS, the Building Official has posted an Order of Condemnation subject to Section 6-751, of the Code of New Port Richey upon the structure on the Subject Property;

WHEREAS, the structure on the Subject Property constitutes an immediate hazard to the health and safety of the citizens of New Port Richey, and they should be dismantled, demolished, abated, or removed for the purpose of eliminating such hazards.

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF NEW PORT RICHEY FLORIDA:

SECTION 1: That City Council hereby declares the structure located at the Subject Property identified in Section 4 below to be uninhabitable while constituting a hazard to the safety of persons or property.

SECTION 2: That City Council hereby declares that the structure located at the Subject Property identified in Section 4 has been ordered condemned by the City Building Official and the habitation or occupation of such structures has been prohibited.

SECTION 3: That City Council hereby declares the Subject Property consists of a single family structure that was damaged beyond 90% of the value of the structure; the building on the Subject Property possesses no electricity

and no service; and because of such conditions, the City Council declares the structure on the Subject Property to be a public nuisance and orders that they be dismantled, demolished, abated, or removed within 16 days.

SECTION 4: The property subject to this Resolution identified by parcel number 05-26-16-0030-13400-0160 located at 6013 Madison Street, legally described as Lot 16, less the south 80 feet thereof, and the east 30 feet of Lot 15, less the south 80 feet thereof, all in Block 134, Revised Plan For Town Of New Port Richey, according to the map or plat thereof as recorded in plat book 4, page 49, public records of Pasco County, Florida. The subject property is owned by Amanda Haystrand whose address is 6013 Madison Street, New Port Richey, Florida 34652. The City Of New Port Richey has made a reasonable effort under the circumstances to provide notice to Ms. Haystrand and any other person known to have an interest in the subject property.

SECTION 5: The City Council hereby declares the nuisance provided herein to constitute an unsafe and unfit structure which is a nuisance to the safety of persons or property pursuant to Section 6-171 of the Code of Ordinances of the City of New Port Richey. The City Council authorizes the Building Official in concert with the Public Works Department of the City of New Port Richey to dismantle, demolish, abate, or remove immediately the structure on the Subject Property or procure the use of an independent contractor without the invitation of bids but instead by securing price quotations in compliance with Section 6-179 of the Code of Ordinances for the City of New Port Richey.

SECTION 6: The owner of the Subject Property or any interested person can make arrangements for the abatement of such nuisance within the same time period as contemplated by the City Council, and in such a situation this resolution shall be adopted but shall be held in abeyance for a stated time in order to allow the owner or such interested person to proceed with the abatement or removal of the nuisance; provided however, that if the owner or any interested person does not proceed with the abatement in such manner, the nuisance shall be dismantled, demolished, abated, or removed in accordance with the provisions of the resolution. Nothing in this section shall prohibit the City of New Port Richey from immediately dismantling, demolishing, abating, or removing the nuisances on the Subject Property.

SECTION 7: That the provisions of this Resolution are hereby declared to be severable and if any section, phrase or provision shall be declared or held invalid, such invalidity shall not affect the remainder of the sections, phrases or provisions.

SECTION 8: That this Resolution shall be in full force and effect from and after its passage and approval.

SECTION 9: DONE AND RESOLVED this \_\_\_\_ day of \_\_\_\_\_, 2018

(seal)  
(Attest)

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Judy Meyers  
City Clerk

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Rob Marlowe  
Mayor-Councilmember

APPROVED AS TO LEGAL FORM AND CONTENT FOR THE  
SOLE RELIANCE OF THE CITY OF NEW PORT RICHEY, FLORIDA

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Timothy Driscoll  
City Attorney

**Exhibit A - Site Location Map**  
6013 Madison Street, New Port Richey, Florida 34652  
Parcel ID:05-26-16-0030-13400-0160

