

RESOLUTION NO. 2022-03

A Resolution approving code compliance liens on properties to recover unpaid corrective action cost and civil penalty citations.

RECITALS:

Whereas, on August 13, 2019, the McMinnville City Council adopted Ordinances No. 5078 and 5079, amending the McMinnville Municipal Code to restructure the code compliance program with an emphasis on efficiency, timeliness, voluntary compliance, and the ability to abate properties and issue civil penalties when voluntary compliance was not achieved; and

Whereas, per Section 2.50.250(F) of the McMinnville Municipal Code, if the city needs to obtain a correction action warrant to abate properties that were not voluntarily abated for public safety, health, and welfare, the city can bill the property owner for the full cost recovery of that abatement; and

Whereas, per Section 2.50.250(F)(2) of the McMinnville Municipal Code, if the property owner refuses to pay the full costs of the correction action within thirty (30) days, the City Council can lien the property by resolution; and

Whereas, per Section 2.50.310 of the McMinnville Municipal Code, the city can issue a Notice of Civil Penalty to the property owner; and

Whereas, per Section 2.50.250(F)(2) of the McMinnville Municipal Code, if the property owner refuses to pay the civil penalties within thirty (30) days, the City Council can lien the property by resolution.

NOW, THEREFORE, BE IT RESOLVED BY THE COMMON COUNCIL OF THE CITY OF McMINNVILLE, OREGON, that the following properties have been assessed either corrective action costs or civil penalties that after due process and notification, the property owners have refused to pay within thirty (30) days and are now approved to be recorded as liens on the property:

Property Address	Violation Type	Amount of Lien
696 NW Fenton Street	Civil Penalty Citation	\$250.00
926 SE Villard Street	Civil Penalty Citation	\$750.00
1432 NE 10 th Avenue	Corrective Action Costs	\$951.89
1037 NE 28 th Street	Corrective Action Costs	\$549.93
2000 SE Davis Street	Corrective Action Costs	\$2,486.14

Adopted by the Common Council of the City of McMinnville at a meeting held the 25th day of January 2022 by the following votes:

Ayes: Drabkin, Garvin, Geary, Menke, Peralta, Chenoweth

Nays: _____

Approved this 25th day of January 2022.



MAYOR

Approved as to form:



City Attorney

Attest:



City Recorder