

RESOLUTION NO. 1469

A RESOLUTION OF THE BROKEN ARROW CITY COUNCIL AUTHORIZING THE CITY LEGAL DEPARTMENT TO FILE AN ACTION IN DISTRICT COURT TO OBTAIN A DECREE ORDERING THE ABATEMENT OF A PUBLIC NUISANCE REGARDING THE PROPERTY LOCATED AT 1209 NORTH 31ST STREET, BROKEN ARROW, OKLAHOMA 74013

WHEREAS, the property located at **1209 N. 31st Street, Broken Arrow, Oklahoma 74013**, was inspected by representatives of the City of Broken Arrow who determined that the main structure in its present condition constitutes not only a menace to the health and safety of the public, but is also a public nuisance; and

WHEREAS, on February 9, 2022, a Notice to Abate a Nuisance public hearing letter was mailed by United States Postal Service to the owner of the property, at the address shown at the current year's tax rolls in the Tulsa County Treasurer's office, namely: Glen McGuire c/o Ralph Bailey, PO Box 637, Broken Arrow, Oklahoma 74013; and

WHEREAS, that the public hearing held on March 2, 2022, Norman Stephens, the Hearing Officer for the City of Broken Arrow, Oklahoma, found the structure at **1209 N. 31st Street, Broken Arrow, Oklahoma 74013**, to be in violation of City Ordinance § 15-1.C.15 and 15-4, and Oklahoma State Statute, 11 O.S. §§ 22-111, 112; and

WHEREAS, following the public hearing on March 2, 2022, an Order of Abatement was issued finding that the structure in its present condition was a dilapidated structure in violation of City Ordinance § 15-1.C(15) and 15-4, and Oklahoma State Statute, 11 O.S. §§ 22-111, 112; and

WHEREAS, the above-described public nuisance remains unabated.

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF BROKEN ARROW, OKLAHOMA, that the structure located at 1209 North 31st Street, Broken Arrow, Oklahoma 74013, on the real estate described as: Lot Eighty-six (86), ARROW VILLAGE MOBILE CITY, a subdivision being a part of the East Half of the Southwest Quarter of Section 6, Township 18 North, Range 15 East of the Indian Meridian, in Wagoner County, State of Oklahoma, according to the plat thereof, has previously been declared a public nuisance; and

BE IT FURTHER RESOLVED that the City Attorney is hereby authorized to file an action in District Court pursuant to 50 O.S. § 17, to obtain a Decree ordering the abatement of the public nuisance and should the owner fail to abate the nuisance as ordered, that the matter may be referred to Community Development to take all necessary action to demolish and remove said structure.

APPROVED AND PASSED in Open Meeting by the City Council of the City of Broken Arrow on this ____ day of June, 2022.

Mayor

ATTEST:

City Clerk

APPROVED AS TO FORM:

City Attorney