

RESOLUTION NO. 1116

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 2701 E. NORMAN PL., BROKEN ARROW, OKLAHOMA 74014

WHEREAS, the property located at 2701 E. Norman Pl., Broken Arrow, Oklahoma 74014, 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 12, 2018, a Notice to Abate a Nuisance public hearing was mailed to the owner of the property by United States Postal Service at 2701 E. Norman Pl. Broken Arrow, Oklahoma 74014 at the address shown at the current year's Tax roll in the Wagoner County Treasurer's Office, namely to John Straton, 2701 E. Norman Pl., Broken Arrow, Oklahoma 74014; and

WHEREAS, following the public hearing on April 5, 2018, an Order of Abatement was issued finding that the structure at 2701 E. Norman Pl., Broken Arrow, Oklahoma 74014, in its present condition was a dilapidated structure in violation of City Ordinance Section 15-1.C (15) and 15-4 and Oklahoma State Statute, Title 11 O.S. §§ 22-111, 112 and constituted a public nuisance; and

WHEREAS, the above-described public nuisance remains unabated.

NOW, THEREFORE, BE IT RESOLVED BY THE COUNCIL OF THE CITY OF BROKEN ARROW that the main structure on the property legally described as ARROW VILL MOB CITY Lot 274 1.00 Lots, Broken Arrow, Wagoner County, State of Oklahoma, and locally known as 2701 E. Norman Pl., Broken Arrow, Oklahoma 74014, constitutes a public nuisance; and

BE IT FURTHER RESOLVED that the Acting 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 the Development Services Department to take all necessary action to demolish and remove said main structure.

APPROVED AND PASSED in Open Meeting by the City Council of the City of Broken Arrow on this 7th day of August, 2018.

ATTEST:

Mayor

(SEAL) City Clerk

APPROVED:

Acting City Attorney