

**CITY OF BAYOU LA BATRE
RESOLUTION 2013-011**

**RESOLUTION DECLARING WEEDS UPON SPECIFIED
PROPERTY ARE A PUBLIC NUISANCE AND ORDERING
ABATEMENT THEREOF**

WHEREAS, pursuant to §11-67-21, et seq., of the Code of Alabama and City of Bayou La Batre Resolution 2013-005 the City Council of the City of Bayou La Batre, Alabama finds as follows;

THAT the weeds growing upon the street, sidewalk and/or private property described herein are of a wingy and/or downy nature and/or have attained a large growth and have become a fire menace, are noxious and dangerous and a threat to public health and safety and are a nuisance to the public; and

THAT the presence of such overgrown weeds are a fire hazard, a public safety hazard and said conditions endanger the safety of the public; and

THAT, by reason of the foregoing, the weeds, grass, stubble, refuse and/or other material growing or existing upon the private property hereinafter described, and upon any streets and/or sidewalks adjacent thereto constitute a recurrent public nuisance and should be abated as such.

THAT the private property, together with the streets and/or sidewalks adjacent thereto as referred to herein, is more particularly described as follows, to-wit: 13950 Jernberg Avenue, Bayou La Batre, Alabama, Key Number 01336370, Parcel Number R024407263006029, Lots 18, 19, 20 & 21, Blk 1 Henderson Place DBK 156 NS P 590-591 #Sec 26 T7S R3W #MP44 07 26 3 006;

THAT a public hearing was held on this matter by the City Council on May 20, 2013 and no owner of the herein described property nor any representative for said owner was present to present any objection and no such objection having been submitted to the Council in writing or otherwise from the property owner as to why the nuisance should not be abated; and

THAT the City Council caused notice of its intent to abate said weeds to be published in the Mobile Press Register once a week for two (2) weeks and notice to be placed upon the subject property prior to the May 20, 2013, hearing, as is required by the Code of Alabama; and

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF BAYOU LA BATRE, ALABAMA that pursuant to the findings by this Council that the weeds, grass, stubble and/or refuse in and upon the real property hereinabove described constitute and are hereby declared a public nuisance and no evidence or objection having been presented to the Council by the subject property owner as to why the nuisance should not be abated, the City Council of the City of Bayou La Batre hereby

RESOLVES AND DECLARES the weeds growing upon and/or in front of the property known as 13950 Jernberg Avenue, Bayou La Batre, Alabama, and more particularly described herein, constitute a public nuisance and the same shall be abated by the removal of the noxious or dangerous weeds; and

HEREBY orders the abatement and removal of the nuisance by City authorities; and

HEREBY orders such City Authorities to prepare a detailed list of costs and expenses associated with said abatement to be presented to the Council for further consideration upon completion of said abatement.

ADOPTED AND APPROVED BY THE CITY COUNCIL OF THE CITY OF BAYOU LA BATRE, ALABAMA ON THIS THE 23RD DAY OF MAY, 2013.


IDA MAE COLEMAN
CHAIRMAN PRO-TEMPORE

ATTEST:


DONNA GAINEY, CITY CLERK