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**JAN 13 2024** AND **JAN 20 2024**

**RESOLUTION NO. 5-2024**

**RESOLUTION AND NOTICE OF HEARING WITH REFERENCE TO  
ALLEGED UNSAFE AND DANGEROUS STRUCTURE**

Where as, the Chief of the Fire Department and the Building Official of the City of Fort Scott, Kansas, pursuant to the provisions of Ordinance No. 3507 and 3500 of said City, has filed with the Board of Commissioners, the body of said City, a statement in writing that the structure and accessory structure located at **515 S. HEYLMAN** is unsafe for human habitation due to the dilapidated, unrepaired, and unsanitary condition of the structure and accessory structure located at: Parcel #006-127-25-0-40-16-005.00-0 legally described as G50-GUNN & MARR'S ADDITION, LOT 7 BLK 1 in Bourbon County, in the City of Fort Scott, Kansas, is unsafe and dangerous.

NOW, THEREFORE, BE IT RESOLVED BY THE GOVERNING BODY OF THE CITY OF FORT SCOTT, KANSAS.

Section 1. That a hearing be held in the City Commissioners' Meeting Room at City Hall, 123 South Main, of the City of Fort Scott, Kansas, **FEBRUARY 20, 2024 at 6:15 PM.** for the purpose of hearing evidence to be submitted by the Fire Chief and other representatives of said City with reference to the physical condition of the structure located on: Parcel #006-127-25-0-40-16-005.00-0, G50-GUNN & MARR'S ADDITION, LOT 7 BLK 1 in Bourbon County, in the City of Fort Scott, Kansas more commonly known as **515 S. HEYLMAN.** alleged to be unsafe and dangerous.

Section 2. The owner(s), his or their agent(s), any lienholders of record, and any occupant of such structure and accessory structure and any other person having an interest in said structure and accessory structure may appear at said hearing and show cause why such structure and accessory structure should not be condemned and ordered repair or demolished.

Section 3. This resolution shall be published once each week for two consecutive weeks on the same day of each week. At least 30 days shall elapse between the last publication and the date set for the hearing and a copy of said resolution shall be mailed by certified mail within three (3) days after its first publication to each such owner, agent, lienholders and occupant at his or its last known place of residence and shall be marked "delivered to the addressee only"; provided that if the owner is a resident of Bourbon County, Kansas, the resolution shall be personally served within five (5) days on such owner or delivered to his or their last known address in lieu of mailing the same, and in this case, at least one week shall elapse between the service on such owner and the date set for the hearing.

Section 4. If the governing body of the city at said hearing shall find that such structure and accessory structure is unsafe and dangerous, said governing body will by resolution direct the structure to be repaired or removed and the premises made safe and secure pursuant to said Ordinance No. 3507 and 3500 and the provisions of K.S.A. 12-

1750 to 12-1756 inclusive, as amended. Such resolution shall be published in the official City paper and a copy mailed to the owner(s), agent(s), lienholder(s) of record and occupant and other persons having an interest in the structure and accessory structure in the same manner provided for in the notice of hearing.

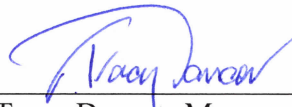
Section 5. This resolution shall be in full force and effect from and after the date of its adoption and publication.

Introduced, adopted, and approved this 9<sup>th</sup> day of JANUARY, 2024.

ATTEST:



  
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Lisa A. Lewis, City Clerk

  
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Tracy Dancer, Mayor