



Legislation Details (With Text)

File #: R-20-81
Type: Resolution
File created: 8/3/2020
Status: Enacted
In control: City Council
Final action: 9/21/2020
Enactment date: 10/2/2020
Enactment #: R-2020-095
Title: A Nuisance, Substandard Dwelling Or Structure In Need Of Abatement At 8411 Central Ave NE 87108 Within The City Limits Of Albuquerque, New Mexico Is So Ruined, Damaged And Dilapidated As To Be A Menace To The Public Comfort, Health, Peace Or Safety And That It Is To Be Required To Be Removed (Davis, by request)

Sponsors:

Indexes:

Code sections:

Attachments: 1. R-81, 2. R-81Enacted

Date	Ver.	Action By	Action	Result
10/2/2020	2	City Clerk	Published	
10/1/2020	2	Mayor	Signed by the Mayor	
9/25/2020	2	City Council	Sent to Mayor for Signature	
9/21/2020	1	City Council	Introduced (Immediate Action Requested)	
9/21/2020	1	City Council	Accepted with a Recommendation Do Pass	
9/21/2020	1	City Council	Motion	Pass
9/21/2020	1	City Council	Passed	Pass
9/14/2020	1	Finance & Government Operations Committee	Sent to Council with a recommendation of Do Pass	Pass
9/14/2020	1	Finance & Government Operations Committee	Sent to Council for Immediate Action	Fail
8/3/2020	1	President	Referred	
8/3/2020	1	City Council	Introduced and Referred	

CITY of ALBUQUERQUE TWENTY FOURTH COUNCIL

COUNCIL BILL NO. R-20-81 **ENACTMENT NO.:** _____

SPONSORED BY: Pat Davis, by request

RESOLUTION

A Nuisance, Substandard Dwelling Or Structure In Need Of Abatement At 8411 Central Ave NE 87108 Within The City Limits Of Albuquerque, New Mexico Is So Ruined, Damaged And Dilapidated As To Be A Menace To The Public Comfort, Health, Peace Or Safety And That It Is To Be Required To Be Removed (Davis, by request)

A NUISANCE, SUBSTANDARD DWELLING OR STRUCTURE IN NEED OF ABATEMENT AT 8411 CENTRAL AVE NE 87108 WITHIN THE CITY LIMITS OF ALBUQUERQUE, NEW MEXICO IS SO RUINED, DAMAGED AND DILAPIDATED AS TO BE A MENACE TO THE PUBLIC COMFORT, HEALTH, PEACE OR SAFETY AND THAT IT IS TO BE REQUIRED TO BE REMOVED.

WHEREAS, the building, structure or premises is located at 8411 CENTRAL AVE NE ALBUQUERQUE NM 87108, which is located and is more particularly described as: * 004 006MESA VERDE E POR ALL L4 5 6 7 & 8; and

WHEREAS, the Planning Department, Code Enforcement Division of the City of Albuquerque has investigated the condition of said building, structure of premises and has found same to be so ruined, damaged and dilapidated that it constitutes a menace to the public comfort, health, peace or safety and warrants abatement and removal.

BE IT RESOLVED BY THE COUNCIL, THE GOVERNING BODY OF THE CITY OF ALBUQUERQUE:

Section 1. That the findings of said Code Enforcement, in regard to said building, structure or premises, be and are hereby approved and adopted and that said building, structure or premises is found to be ruined, damaged and dilapidated, as to be a menace to the public comfort, health, peace or safety pursuant to Section 3-18-5, N.M.S.A., 1978.

Section 2. That PADILLA DOLORES OTERO PR ESTATE OF CECILIA B OTERO & DONLJO OTERO ETAL, record owner of said building, structure or premises shall commence removal of same within ten (10) days after service of a copy of this Resolution or within said ten (10) day period, file written objection to findings herein with the City Clerk/Recorder of the City of Albuquerque, asking for a hearing before the City Council.

Section 3. If there is a failure of compliance with the provision of Section 2 herein, the City of Albuquerque shall proceed to remove said building, structure or premises and abate said unsafe condition and the cost thereof shall constitute a lien against such property so removed and against said lot or parcel of land from which such removal be made, all as required and allowed by law.

Section 4. SEVERABILITY CLAUSE. If any section, paragraph, sentence, clause, word

or phrase of this resolution is for any reason held to be invalid or unenforceable by any court of competent jurisdiction, such decision shall not affect the validity of the remaining provisions of this resolution. The Council hereby declares that it would have passed this resolution and each section, paragraph, sentence, clause, word or phrase thereof irrespective of any provisions being declared unconstitutional or otherwise invalid.

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