

RESOLUTION NO. 22-670

CITY OF GENTRY, ARKANSAS

RESOLUTION DECLARING THE PROPERTY LOCATED AT 420 SOUTH BYERS AVENUE IN THE CITY OF GENTRY TO BE A NUISANCE; PROVIDING A PERIOD OF TIME FOR THE PROPERTY OWNERS TO ABATE SAID NUISANCE; AND FOR OTHER PURPOSES.

WHEREAS, the City Code Enforcement Officer has found the property located at 420 South Byers Avenue, Gentry, Arkansas, more particularly described as Lot 11, Block 2, Pluck's Addition to the Town of Gentry, Benton County, Arkansas (the "Property"), to be unsightly and unsanitary, and in violation of various provisions of the Gentry Municipal Code and the International Property Maintenance Code of 2003 as adopted by the City of Gentry (the "IPMC").

Whereas, the City Code Enforcement Officer has notified the owners of the Property of the aforementioned violations on multiple occasions in February and March 2022, and a citation was issued on April 6, 2022, for violation of Gentry Municipal Code Section 5.04.04(A), but the situation has not been remedied; and

Whereas, the owners of the property have been provided notice of this hearing by certified mail at least 15 days prior to the date hereof;

NOW THEREFORE BE IT RESOLVED by the City Council for the City of Gentry:

Section 1. The Council finds that the Property is in violation of Gentry Municipal Code Section 5.04.04(A) and of IPMC 302.1 and 307.1, in that the owners thereof have failed to maintain the premises in a clean, safe and sanitary condition, and have allowed a large quantity of garbage, rubbish, and other unsightly or unsanitary articles and things to accumulate thereon, as depicted in the attached photographs.

Section 2. The Property is accordingly declared to be a public nuisance.


Section 3. The City Code Enforcement Official or the City Attorney shall provide a copy of this Resolution to the owners of the Property and shall post a copy at a prominent place on the Property.

Section 4. The record owners of the Property are hereby directed to abate the said nuisance within 30 days after the posting of a copy of this Resolution on the Property.

Section 5. If the aforementioned nuisance has not been removed and abated within 30 days after the posting of a copy of this Resolution upon the Property, it shall be abated by the City Code Enforcement Officer or his designated representative. Each day after the aforesaid 30 days that the nuisance is not abated shall constitute a separate and distinct offense punishable as provided in the Gentry Municipal Code.

Section 7. This Resolution shall be in full force and effect from and after its passage and approval.

PASSED, APPROVED AND ADOPTED THIS 6th day of June, 2022.


Kevin Johnston, Mayor

ATTEST:


Tonya Carney, Director of Finance

