There came on for consideration at a meeting of the Mayor and City Council of the City of Diamondhead, Mississippi, held on the **6th** day of **MAY, 2014,** the following Resolution:

A RESOLUTION OF THE MAYOR AND CITY COUNCIL OF THE CITY OF DIAMONDHEAD, MISSISSIPPI, FINDING AND ADJUDICATING THAT THE HEREIN DESCRIBED PARCEL OF LAND IS IN SUCH A STATE OF UNCLEANLINESS AS TO BE A MENACE TO THE PUBLIC HEALTH, SAFETY, AND WELFARE OF THE CITIZENRY OF THE CITY AND AUTHORIZING ADVERTISEMENT FOR BIDS TO HAVE SAID LAND CLEARED AND CLEANED AND TO ASSESS THE COSTS TO THE SAID PROPERTY

WHEREAS, Mayor and City Council of the City of Diamondhead, Mississippi, (the "City"), pursuant to Mississippi Code Annotated Section 21-19-11, 1972, as amended, finds, determines, and adjudicates, based upon the investigation of the City's Building Department, that the parcel of land described below is in such a state of uncleanliness as to be a menace to the public health, safety and welfare of the citizenry of the City; and

WHEREAS, said property, as described herein, is within the corporate boundaries of the City of Diamondhead, Hancock County, Mississippi; and

WHEREAS, the parcel investigated by the Building Department and recommended by the Building Official for adjudication as being in such a state of uncleanliness as to be a menace to the public health, safety and welfare of the citizenry of the City is identified as:

Tax Identification Parcel Number 067F-1-25-169.000

9736 Limu Way, Diamondhead Phase 1, Unit 4, Block 9, Lot 9

Clean and cut the property including shrubs, canes and small trees; Remove all trash and rubbish to a proper disposal site; Demolish the carport, structure, accessory structure and fence;(Green Tree Services)

WHEREAS, notice to the property owner was provided by the City pursuant to Mississippi Code Annotated Section 21-19-11, 1972, as amended, via legal notice of certified mail letter on April 7, 2014, a copy of said proof of certified mail letter receipt being attached hereto as Exhibit "A" and incorporated herein by reference; and pictures being attached hereto as Exhibit "B"; and

WHEREAS, the Mayor and City Council of the City of Diamondhead further

find, determine and adjudicate that advertisement for bids to clean the above referenced properties should be made in the form and manner as provided by law; and

WHEREAS, the Mayor and City Council further find, determine and adjudicate that the cost of the demolition and/or lot cleanup shall not exceed the aggregate amount of $10,000.00 per parcel per calendar year or the fair market value of the property subsequent to cleaning, whichever is less. Said amount shall be assessed as a lien against said property as provided by law and shall be enrolled in the office of the Circuit Clerk of Hancock County, Mississippi as other judgments are enrolled.

WHEREAS, the Mayor and City Council of the City of Diamondhead further find, determine and grant authority to the Building Department to re-enter the property not more than five (5) times for a period of one (1) year without any further hearings if notice is posted on this property and at City Hall, 5000 Diamondhead Circle, Diamondhead, MS 39525 at least ten (10) days prior to re-entering the property for resolution of the same type of violation;

NOW, THEREFORE, BE IT RESOLVED BY THE MAYOR AND CITY COUNCIL OF THE CITY OF DIAMONDHEAD, MISSISSIPPI, AS FOLLOWS:

SECTION 1. That the matters, facts and things recited in the Preamble hereto are hereby adopted as the official findings of the Governing Authority.

SECTION 2. That the property located at 9736 Limu Way, Diamondhead, Mississippi, (Tax Identification Parcel Number 067F-1-25-169.000) be and hereby is declared to be a menace to the public health, safety and welfare of the citizenry of the City of Diamondhead.

SECTION 3. That the City Clerk be and hereby is authorized to advertise for bids to cut and clean the property described hereinabove and lying within corporate boundaries of the City of Diamondhead, Hancock County, Mississippi, as well as remove all trash, rubbish and debris to a proper disposal site.

SECTION 4. That the cost of cleanup of the herein described property, including any penalty assessed, shall be a lien against said property as provided by

law and shall be enrolled in the office of the Circuit Clerk of Hancock County, Mississippi.

SECTION 5. That the Mayor and City Council of the City of Diamondhead further find, determine and hereby grant authority to the Building Department to re-enter the property not more than five (5) times for a period of one (1) year without any further hearings if notice is posted on this property and at City Hall, 5000 Diamondhead Circle, Diamondhead, MS 39525 at least ten (10) days prior to re-entering the property for resolution of the same type of violation.

Councilmember _____ moved the adoption of the Resolution, which motion was seconded by Councilmember _____.

Upon being put to a roll call vote, the following ballots were cast:

	YEAS:	NAYS:	ABSENT:
Lopez			
Lafontaine			
Sislow			
Rech			
Knobloch			
Schafer			

WHEREUPON the Mayor declared the motion carried and the Resolution adopted, this the _____day of _____ _____ , 2014.

ATTEST: ADOPTED:

_____ _____
CITY CLERK MAYOR

Exhibit A

1

SENDER: *COMPLETE THIS SECTION*

- Complete items 1, 2, and 3. Also complete item 4 if Restricted Delivery is desired.
- Print your name and address on the reverse so that we can return the card to you.
- Attach this card to the back of the mailpiece, or on the front if space permits.

1. Article Addressed to:

Green Tree Services
1 Rider Trail Plaza Dr.
#100
Earth City, MO
63045

COMPLETE THIS SECTION ON DELIVERY

A. Signature
X Krystal Cosey ☐ Agent ☐ Addressee

B. Received by *(Printed Name)* | C. Date of Delivery

D. Is delivery address different from item 1? ☐ Yes
If YES, enter delivery address below: ☐ No

3. Service Type
☒ Certified Mail ☐ Express Mail
☐ Registered ☐ Return Receipt for Merchandise
☐ Insured Mail ☐ C.O.D.

4. Restricted Delivery? *(Extra Fee)* ☐ Yes

2. Article Number *(Transfer from service label)* 7012 3050 0000 1684 0010

PS Form 3811, February 2004 Domestic Return Receipt 102595-02-M-1540

UNITED STATES POSTAL SERVICE

07 APR 14

First-Class Mail
Postage & Fees Paid
USPS
Permit No. G-10

• Sender: Please print your name, address, and ZIP+4 in this box •

RECEIVED
APR 10 2014
BY:

City of Diamondhead
Building Department
5000 Diamondhead Circle
Diamondhead, MS 39525

Exhibit A

04 01 2014 14 36

04 01 2014 14 37

04 01 2014 14 37

04.01.2014 14:37

04.01.2014 14:37

04.01.2014 14:37

04.01.2014 14:37

04 01 2014 14:38

04 01 2014 14:38

04.01.2014 14:40

04.01.2014 14:40

04.01.2014 14:40

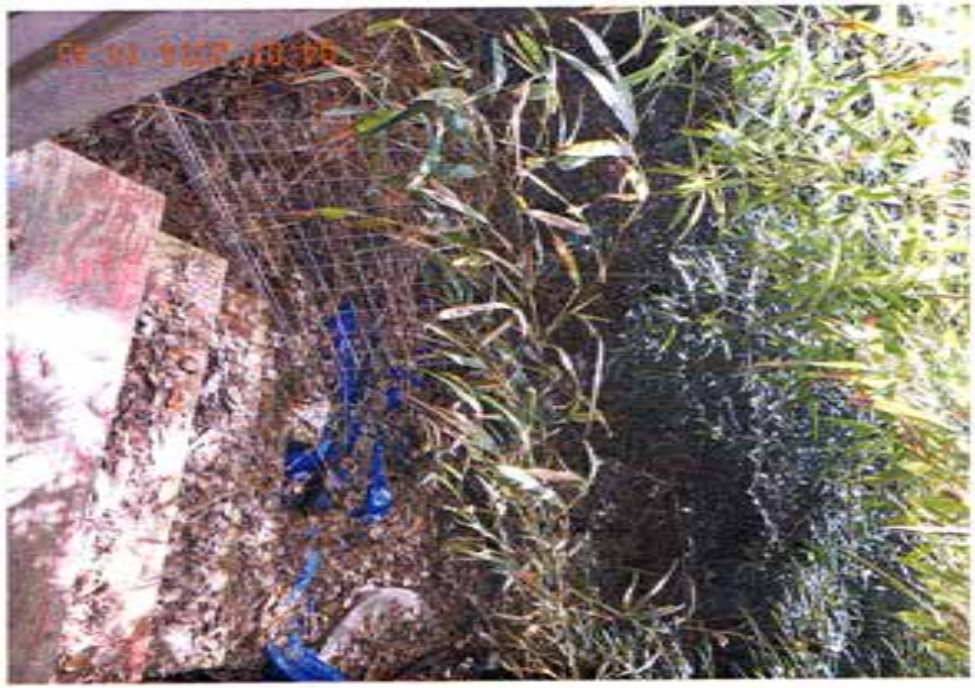
04.01.201

04.01.2014 14:41

04.01.2014 14:45

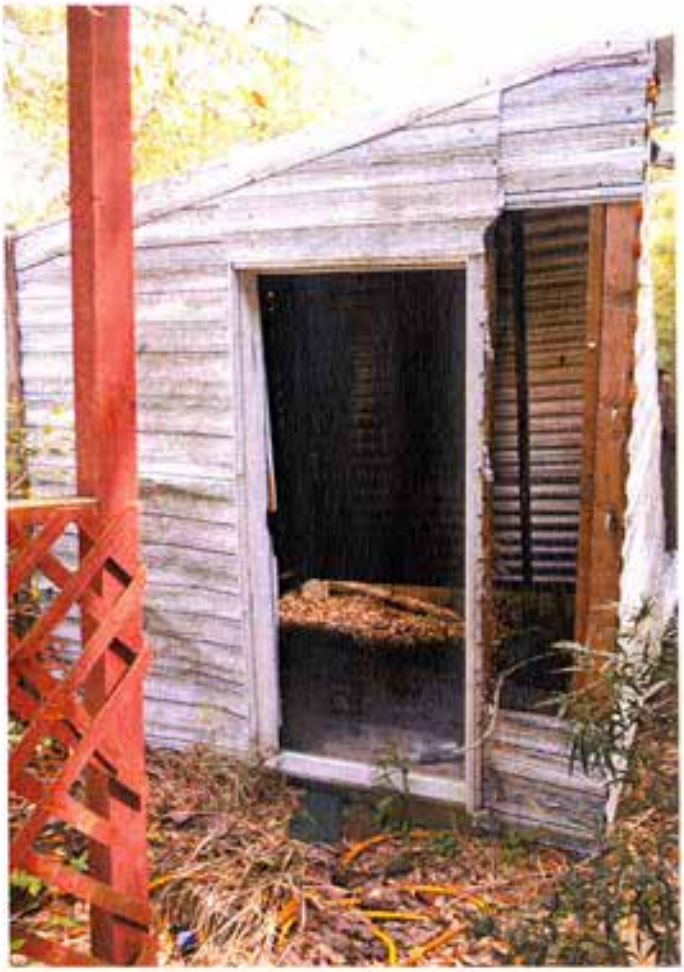
04.01.2014 14:43

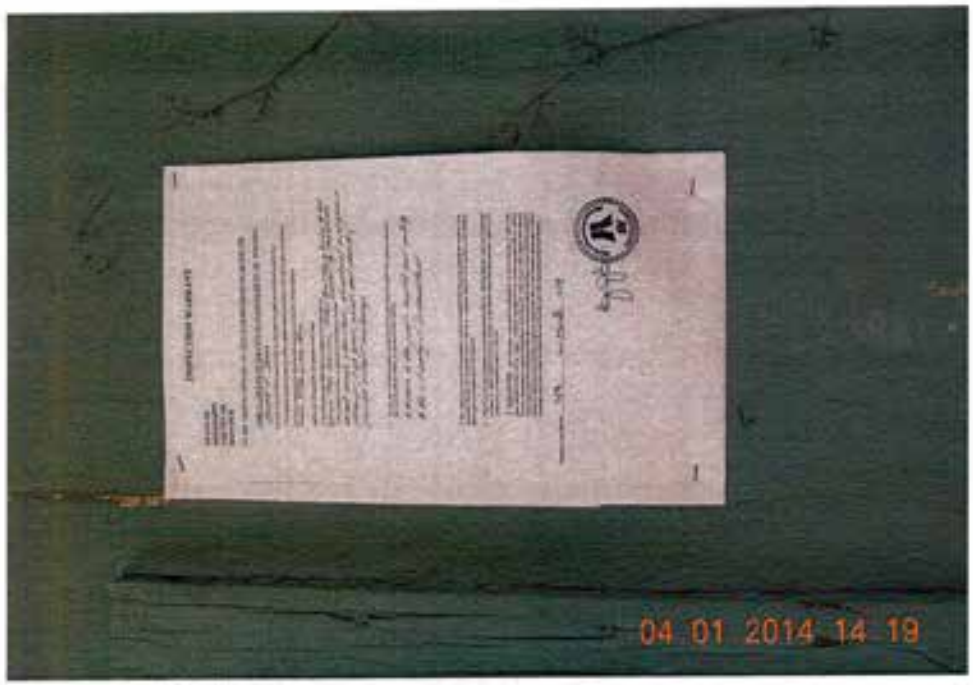
04.01.2014 14:53


04.01.2014 14:30

04 01 2014 14:54

04.01.2014 14:57




04 01 2014 14 19

04.01.2014 14:24

04.01.2014 14:23

04.01.2014 14:30

04.01.2014 14:30

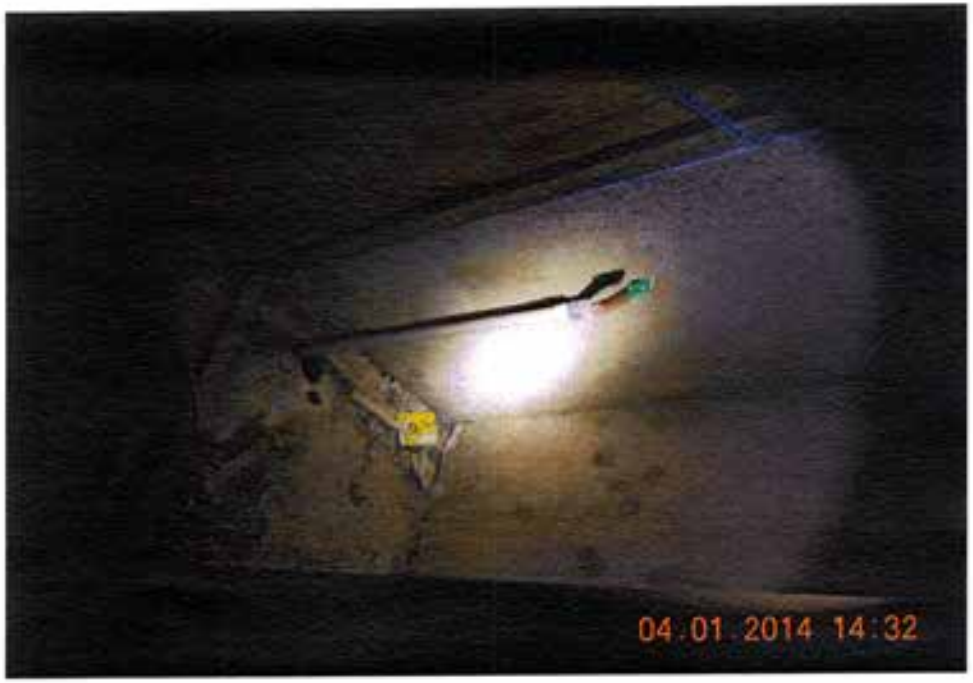
04.01.2014 14:29

04.01.2014 14:30

04.01.2014 14:31

04.01.2014 14:32

04.01.2014 14:31


04.01.2014 14:32

04.01.2014 14:33

04.01.2014 14:32

04.01.2014 14:33

04 01 2014 14:34

04 01 2014 14:34

04 01 2014 14:34