

## *CITY OF BETHEL, ALASKA*

### **RESOLUTION #13-07**

#### **A RESOLUTION DECLARING A PUBLIC NUISANCE AT 390 FIRST AVENUE, BETHEL, ALASKA AFTER A HEARING REQUIRING ABATEMENT OF THE NUISANCE AND PROVIDING FOR THE RELIEF OF DEMOLITION COSTS TO THE PROPERTY OWNER AND PROVIDING FOR THE AUTHORIZATION OF THE CITY'S DEMOLITION OF THE IDENTIFIED BUILDING**

**WHEREAS**, on December 13, 2012, pursuant to Bethel Municipal Code 15.04.010 the City Planner reported that a particular parcel, property or structure constitutes a fire hazard, health hazard or public nuisance;

**WHEREAS**, the shack located at 390 First Avenue is a threat to general welfare of the community do to the conditions if the building as described in the City Planner's Report of Property as Fire Hazard, Health Hazard, or Public Nuisance, dated December 13, 2012;

**WHEREAS**, the Report identifies the property has being: cluttered with trash; overgrown with grass/weeds/shrubs; in a state of abandonment; lack of repairs, paint, and maintenance; not conforming to building codes; illegally occupied; broken/missing doors; structures unsecured; dangerous conditions; lack of sewer services; foul and unhealthy conditions;

**WHEREAS**, the Report additionally suggests, transients occupy the building and there has been a recent freezing death in the building; it has also been identified by the Bethel Police Department as a Public Nuisance;

**WHEREAS**, the apparent title holders/owners of such property Carrie Kashatok, Lucy Gunlik, Ella Kashatok, Dorthy Kashatok, McLaughlin Kashatok and Daniel Kashatok have provided statements of consent in the Demolition Agreement submitted by the City Manager to allow for the demolition of the said structure by the City of Bethel, at no cost to the property owner;

**WHEREAS**, the City, without further action of Council, is hereby authorized to abate the nuisance with City forces or an independent contractor;

**WHEREAS**, the City of Bethel City Council authorizes the abatement of this property without the special assessment or charges to the property owner as provided in the Demolition Agreement submitted by the City Manager;

**NOW, THEREFORE, BE IT RESOLVED** that the City Council of Bethel, Alaska, that:

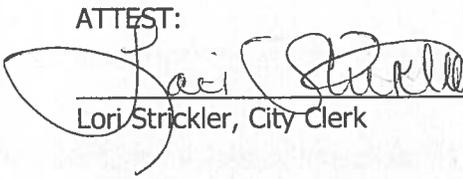
**Section 1.** The conditions at issue are considered a public nuisance and are more fully described as cluttered with trash; overgrown with grass/weeds/shrubs; in a state of abandonment; lack of repairs, paint, and maintenance; not conforming to building codes; illegally occupied; broken/missing doors; structures unsecured; dangerous conditions; lack of sewer services; foul and unhealthy conditions;

Introduced by: City Manager Foley  
Date: April 8, 2013  
Action: Passed  
Vote: 5-0

Section 2. The City shall abate the nuisance and the cost of abatement shall not be the responsibility of the property owners.

**PASSED AND APPROVED THIS 8 DAY OF APRIL 2013, BY A VOTE OF 5 IN FAVOR AND 0 IN OPPOSITION.**

  
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Joseph A. Klejka, Mayor

ATTEST:  
  
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Lori Strickler, City Clerk