



Legislation Details (With Text)

File #:	16-0634R	Name:	
Type:	Resolution	Status:	Passed
File created:	8/16/2016	In control:	Planning and Economic Development
On agenda:	8/29/2016	Final action:	8/29/2016
Enactment date:		Enactment #:	
Title:	RESOLUTION AUTHORIZING THE BUILDING OFFICIAL TO ABATE NUISANCES BY REMOVAL OF A STRUCTURALLY UNSOUND BUILDING IN THE CITY OF DULUTH IN AN AMOUNT NOT TO EXCEED \$40,000.		

Sponsors:

Indexes:

Code sections:

Attachments:

Date	Ver.	Action By	Action	Result
8/29/2016	1	City Council	adopted	
8/29/2016	1	Mayor	approved	

RESOLUTION AUTHORIZING THE BUILDING OFFICIAL TO ABATE NUISANCES BY REMOVAL OF A STRUCTURALLY UNSOUND BUILDING IN THE CITY OF DULUTH IN AN AMOUNT NOT TO EXCEED \$40,000.

CITY PROPOSAL:

RESOLVED, that the council finds as follows:

(a) The building official of the city of Duluth duly issued condemnation orders for the structure located upon the parcel of land described below located within the city of Duluth after determining that the criteria of Section 10-3 of the city of Duluth Legislative Code was met:

5907 Grand Avenue, Tax Parcel Number 010-4510-00490. Notification of condemnation for demolition to St. Louis County Land Department, by certified mail delivered June 10, 201 and by posting on the site of the condemned building.

(b) The orders are now final; and

(c) The cost for demolition of the structures has been estimated to not exceed \$40,000.

BE IT RESOLVED, that pursuant to Section 10-3(b) of the city of Duluth Legislative Code the building official is authorized to:

(a) Proceed with the work ordered or to contract to have the work done, payable from DEDA funds.

(b) Should the sale of the salvage from such work exceed the cost of the demolition, the balance in excess of the cost shall be paid to the owner of said building or to such other persons as may by law be entitled thereto; and

(c) Submit to the city council a statement of the cost of such work for its further determination of the manner by which such costs shall be recouped as provided by Section 10-3(b) of the city of Duluth Legislative Code.

STATEMENT OF PURPOSE: This resolution identifies a building that is subject to final demolition orders and authorizes the building official to take appropriate action for removal. The council finds that the structure is substandard and constitutes spot slum and blight conditions on the community. Buildings damaged or deteriorated in excess of 60% of their market value are subject to an order to the owner to demolish the building within 30 days. Owners are notified via certified mail, or, if confirmed delivery is unsuccessful, through publication in the *Duluth News Tribune* on two dates, and the order is posted on the damaged building. Owners are informed of their right to appeal to the Building Appeal Board within 15 days of receipt of the order. If appealed, the Board can grant up to 18 months additional time for rehabilitation if the appellant shows dedication of sufficient funds and has entered into a valid contract to complete the work within the prescribed time. Demolition orders are final when the appeal period has lapsed without the filing of an appeal or when an appeal has been granted but the additional given time has elapsed without completion of repair and rehabilitation. Once a demolition order is final, the city council may direct the building official to proceed with the work ordered or to contract to have the work done. The estimated total cost for demolition of this structure is \$40,000.