

A public hearing having previously been set by Council on June 12, 2023, Council Member _____ introduced the following Resolution, which was seconded by Council Member _____.



RESOLUTION 082423

**A RESOLUTION AFFIRMING RECOMMENDATION FROM THE
ALABASTER FIRE MARSHAL
TO ABATE WEEDS ON FOUR PROPERTIES**

WHEREAS, the Mayor and City Council wish to provide for the general welfare of City residents pursuant to provisions of Ordinance No. 20-100, and

WHEREAS, it is the desire of the Mayor and City Council of the City of Alabaster to provide the citizens with the most efficient and effective means of completing the requirements of Sections 18-88 through 18-96 of the Alabaster Code of Ordinances as Amended by Ordinance No. 20-100, and

WHEREAS, after careful consideration, the Alabaster Fire Marshal recommends a declaration that the weeds located at the following properties constitute a nuisance and should be abated in accordance with the City’s Ordinance and State Law:

| | Owner | Property Address | Parcel Identification No |
|---|---|--|--------------------------|
| 1 | Anthony M and Catelin J Welshans 1804 Mohawk Dr. Alabaster AL 35007 | 1804 Mohawk Drive Alabaster, AL 35007 | 13 8 34 3 001 035.000 |
| 2 | Juan De Dios Chavez Lopez 36 Houston Dr Pelham AL 35124 | 98 Hickory Street Maylene AL 35114 | 23 2 04 0 001 077.001 |
| 3 | David Stroud 553 Pike Ave Phil Campbell AL 35581 | 1046 Independence Court Alabaster AL 35007 | 13 8 27 4 002 058.000 |
| 4 | AH Alabaster, LLC 4898 Valleydale Road B1 Birmingham AL 35242 | 544 1 st Street North Alabaster AL 35007 | 13 7 35 4 001 005.000 |

WHEREAS, the Fire Marshal does affirm the property owners were provided notices as required by law, and

WHEREAS, this date, the next regular council meeting of the City of Alabaster after report to the City Council of the condition of such property, is set to declare whether the weeds constitute a nuisance and to set a subsequent hearing as to whether the City should abate the nuisance if such was not done within thirty (30) days of said Council resolution.

WHEREAS, after careful consideration of the information provided by the Alabaster Fire Marshal and the public comments, if any, the weeds are deemed a nuisance and in need of abatement.

NOW THEREFORE, BE IT RESOLVED, AS FOLLOWS:

1. The weeds located at 1804 Mohawk Drive, 98 Hickory St, 1046 Independence Court, and 544 1st ST N Alabaster, Alabama are hereby found to be a public nuisance and is ordered to be abated.
2. The Fire Marshall is hereby ordered to place signage at the properties that a public hearing on Abatement will be had at the July 24th, 2023, Regular Council Meeting of the City of Alabaster, Alabama, 1953 Municipal Way, Alabaster, provide notices to the owners of the properties, and publish notices of the hearing in the Shelby County Reporter as required by law.
3. The City Council also authorizes Mayor Scott Brakefield to execute all documentation necessary to complete this transaction and City Clerk, Mark Frey, to attest and file required documentation.

ADOPTED AND APPROVED THIS 24TH DAY OF JULY 2023.

ATTEST:

CITY OF ALABASTER

J. Mark Frey, City Clerk

Sophie Martin, Council President

APPROVED:

Scott Brakefield, Mayor