

CITY OF BASTROP

RESOLUTION NO. R-2023 - 137

**PARDON OF INTEREST ACCRUAL**

**A RESOLUTION OF THE CITY OF BASTROP, TEXAS, APPROVING THE PARDON OF INTEREST TOTALING \$522.49 ACCRUED ON LIENS ON THE PROPERTY LOCATED AT 2212 PECAN STREET, BASTROP, TEXAS 78602, BEING 0.411 ACRES MORE PARTICULARLY DESCRIBED AS FARM LOT, BLOCK 7 E M ST; AUTHORIZING THE EXECUTION OF LIEN RELEASES UPON PAYMENT BY THE PROPERTY OWNER OF THE PRINCIPAL AMOUNTS OWED TOTALING \$610.00; AND PROVIDING AN EFFECTIVE DATE.**

**WHEREAS**, the City of Bastrop, Texas (“City”), has general authority under Texas Local Government Code Section 51.001 to adopt an ordinance, rule, or police regulation that is for the good government, peace, or order of the City and is necessary or proper for carrying out a power granted by law to the City; and

**WHEREAS**, under Texas Health & Safety Code Chapter 342 and under the City’s Code of Ordinances Chapter 6, the City has authority to require real property owners in the City to keep property free from weeds, brush, and conditions constituting a public nuisance, and for the City to perform the necessary work or improvements to abate the public nuisance and charge the expenses to the property owner, including obtaining a lien against the property as security for the City’s expenditures; and

**WHEREAS**, Mr. Sayed Ahmed Ali is the owner (“Property Owner”) of property in the City located at 2212 Pecan Street, Bastrop, Texas 78602, being 0.411 acres more particularly described as Farm Lot, Block 7 E M ST (the “Property”); and

**WHEREAS**, the Property Owner failed to maintain the Property by keeping it free of weeds and brush in violation of Article 6.04(a) of the City’s Code of Ordinances; and

**WHEREAS**, pursuant to Chapter 342 of the Texas Health & Safety Code and Article 6.06 of the City’s Code of Ordinances, the City performed work to abate the nuisance on the Property, provided notice to the Property Owner of such work, and obtained two liens for the unpaid costs in 2014 and 2015, copies of which are attached hereto as Exhibit A; and

**WHEREAS**, the Property Owner requests that the interest on the unpaid liens be waived in exchange for payment of the principal amounts of the liens; and

**WHEREAS**, the principal amounts of the liens total \$610.00 (the "Principal") and there is currently an additional \$522.49 owed for the accrued interest (the "Interest"); and

**WHEREAS**, the City Council finds it to be in the public interest that the City pardon the Interest owed and release the liens on the Property upon the Property Owner's payment of the Principal owed.

**NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Bastrop:**

**Section 1:** The City Council hereby authorizes and directs the City Manager or Mayor to accept payment by the Property Owner of the Principal, in the amount of \$610.00, as the paid-in-full amount owed for the liens on the Property.

**Section 2:** The City Council hereby approves the release of liens on the Property in a form to be approved by the City Attorney and signed by the City Manager or Mayor upon the Property Owner's payment of the principal amounts owed on the liens. The Property Owner shall bear the costs for recording the release of liens in the public property records of Bastrop County.

**Section 3:** The meeting at which this Resolution was passed was open to the public, and that public notice of the time, place, and purpose of said meeting was given as required by the Texas Open Meetings Act.

**Section 4:** This Resolution shall be in full force and effect from and after its passage on the date shown below.

**DULY RESOLVED & ADOPTED by the City Council of the City of Bastrop, Texas, on this, the 12th day of September 2023.**

**APPROVED:**

\_\_\_\_\_  
Lyle Nelson, Mayor

**ATTEST:**

\_\_\_\_\_  
Ann Franklin, City Secretary

**APPROVED AS TO FORM:**

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Alan Bojorquez, City Attorney