

RESOLUTION NO. \_\_\_\_\_

Resolution Declaring 33 South Frederick Avenue an Unsafe Structure

WHEREAS, Chapter 12 Article III of the Oelwein City Code allows council to take action on unsafe structures; and

WHEREAS, on June 22 the City hired VJ Engineering to provide a report on the exterior structure of 33 South Frederick Avenue; and

WHEREAS, The engineer provided in their professional opinion that the structure was unsafe;

WHEREAS, the engineer determined that on the south side near the east end, there is a severely tipped parapet and the wall below this tipped parapet is itself tipped outward. There is a section of brick masonry at the east end of the south wall that is dislodged and in danger of collapsing onto the city sidewalk; and

WHEREAS, Chapter 12 Article III of the Oelwein City Code allows City Council to make repair or demolish said unsafe structure; and

WHEREAS, any repair to this building would be economically unreasonable as the cost of repair would be significantly higher than the current value of the building; and

WHEREAS, the current owners have not made progress on repairing the building and have been delinquent on previous city orders; and

WHEREAS, the current property owners are Barbara Wegner Contract Seller and Tracy and Michelle Rupright, Contract Buyer; and

WHEREAS, the city is providing the current owner of 33 South Frederick Avenue fourteen (14) days to provide a solution to the unsafe structure with strict timelines on repair and progress; and

WHEREAS, failure of the property owner of 33 South Frederick Avenue to provide a solution within fourteen (14) days will result in the city hiring a company to demolish the building and assess all cost to the property owner;

NOW, THEREFORE, BE IT RESOLVED by the City Council of Oelwein, Iowa declares that 33 South Frederick Avenue is an Unsafe Structure.

Passed and Approved this 11<sup>th</sup> day of July, 2022.

Attest:

\_\_\_\_\_  
Dylan Mulfinger, City Administrator

Recorded July 12, 2022.

\_\_\_\_\_  
City Administrator

\_\_\_\_\_  
Brett DeVore, Mayor

It was moved by \_\_\_\_\_ and seconded by \_\_\_\_\_ that the  
Resolution as read be adopted, and upon roll call there were:

AYES      NAYS      ABSENT      ABSTAIN

Stewart

Weber

Lenz

Garrigus

Seeders

Payne