

**City of Sedgwick
City Council Workshop
November 6, 2024**

TO: Mayor and City Council

SUBJECT: Distressed Property – 605 N. Franklin

INITIATED BY: Administration

AGENDA: New Business

Background: On August 6, 2024, the City commissioned a distressed property inspection report to be conducted at the residence located at 605 Franklin Ave in Sedgwick, Kansas. The report showed extensive damage to the residential structure, porch, stairway and roof. The addition of the residence has a large opening in the roof which has allowed for the rapid deterioration of the interior structure, providing an unsecured opening for vermin. The property owner filed a demolition permit with the City on May 3, 2023, which has since lapsed. To date, a new permit has not been filed.

At the time of the inspection, the property owner indicated that the residence would be removed within the next two to three months. That has yet to occur.

Analysis: Due to the ongoing deterioration of the structure, it is advised that the city pass resolution 11062024A setting forth the findings that support such determination and setting a date by which the owner or other interested persons must complete either repair or removal of the structure.

Financial Considerations: None.

Recommendations/Actions: To be determined.





RESOLUTION NO. 11062024A

A RESOLUTION FINDING THE STRUCTURE AT 605 N. FRANKLIN TO BE DANGEROUS AND UNSAFE AND, PURSUANT TO K.S.A. 12-1753, DIRECTING THE OWNER AND ANY OTHER PERSONS HAVING AN INTEREST IN SAID STRUCTURE TO EITHER REPAIR OR REMOVE THE STRUCTURE WITH SUCH WORK TO BE COMPLETED NO LATER THAN ____ DAYS FROM THE DATE OF THIS RESOLUTION.

WHEREAS, the Chief Building Inspector for the City has filed with the City Clerk and the governing body a statement in writing declaring that the structure located at 605 N. Franklin in the City of Sedgwick, Kansas, is dangerous or unsafe; and

WHEREAS, the provisions of state law allow the City to order the repair or demolition of such structures upon compliance with the requirements of K.S.A. 12-1750, et.seq., as amended; and

WHEREAS, pursuant to K.S.A. 12-1752, the City set November 6, 2024 as the date for a public hearing to receive evidence as to whether said structure was dangerous and unsafe and notice of such public hearing was sent to the owner of record; and

WHEREAS, the City held the public hearing required under state law and received evidence of the current condition of said structure.

NOW, THEREFORE, BE IT RESOLVED BY THE GOVERNING BODY OF THE CITY OF SEDGWICK, KANSAS, AS FOLLOWS:

1. After receiving evidence from the City's Building Official and all other interested parties, the City finds that the structure at 605 N. Franklin is dangerous and unsafe because there is a) significant structural damage to the residence, and b) accumulation of junk and debris.

2. The owner and any other persons having an interest in said structure shall have ____ days within which to complete either the repair or removal of said structure and if the owner or any other such person having an interest in the structure shall fail to complete such repair or removal or shall fail to diligently prosecute the work to complete such repair or removal, the City is authorized to cause such structure to be repaired or razed and removed and to assess the costs of the same against the real property at 605 N. Franklin, Sedgwick, Kansas.

3. This resolution shall be published once in the official city paper and a copy mailed to the owners, agents, lienholders of record and occupants in the same manner provided for the notice of hearing.

ADOPTED by the Governing Body of the City of Sedgwick, Kansas on November 6, 2024.

Bryan Chapman, Mayor

(Seal)

ATTEST:

Shelia Agee, City Clerk