

RESOLUTION NO. 108-2022

Date Adopted: _____

First Publication:

Second Publication:

A RESOLUTION SCHEDULING A HEARING AS REQUIRED BY K.S.A. 40-3903 AND K.S.A. 12-1752 FOR STRUCTURE CLAIMED TO BE DANGEROUS OR UNSAFE LOCATED AT 3125 SOUTH 145TH STREET EAST, WICHITA, KANSAS.

WHEREAS, a residence (“Structure”) located at 3125 South 145th Street East, Wichita, Kansas (“Premises”), a property in the unincorporated area of Sedgwick County, suffered tornado damage on or about the 29th day of April, 2022; and

WHEREAS, the Director of the Metropolitan Area Building and Construction Department (“MABCD”) has preliminarily determined that the Structure is dangerous and unsafe; and

WHEREAS, the County has received insurance proceeds and, pursuant to K.S.A. 40-3901 et seq. and Sec. 2.6.010 et seq. of the Wichita-Sedgwick County Unified Building and Trade Code, the County may utilize insurance proceeds to repair or remove a dangerous structure and make the premises safe and secure, by instituting legal proceedings pursuant to K.S.A. 12-1752 et seq.; and

WHEREAS, pursuant to K.S.A. 12-1752, the Board of County Commissioners shall fix a time and place at which the owner, the owner’s agent, any lienholders of record and any occupant of the structure may appear and show cause as to why the structure shall not be condemned and ordered repaired or demolished.

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF COUNTY COMMISSIONERS OF SEDGWICK COUNTY, KANSAS, AS FOLLOWS:

SECTION 1. ESTABLISHMENT OF HEARING TIME AND LOCATION. The Board of County Commissioners shall hold a hearing to consider all evidence submitted by the Structure’s owner, the owner’s agent, lienholders of record, occupants of the Structure, and County staff regarding whether the structure is dangerous or unsafe. The hearing will occur during the regular meeting of the Board of County Commissioners at 9:00 A.M., on Wednesday, the 7th day of September 2022, within Room 320 (the Board of County Commissioners Meeting Room) at 525 N. Main St., Wichita, Kansas. During said hearing, the Structure’s owner, said owner’s agent, any lienholders of record for the Structure and any occupant of the Structure may appear and show cause as to why the Structure shall not be condemned and ordered repaired or demolished.

SECTION 2. PUBLICATION. The Sedgwick County Clerk is directed to publish this Resolution on two (2) separate instances in the official county newspaper. The first publication shall be on Thursday, the 7th day of July, 2022. The second publication shall be on Thursday, the 14th day of July, 2022.

Commissioners present and voting were:

PETER F. MEITZNER
SARAH LOPEZ
DAVID T. DENNIS
LACEY D. CRUSE
JAMES M. HOWELL

aye
aye
aye
aye
aye

Dated this 22nd day of June, 2022.

ATTEST:

for Karlyn B.
KELLY B. ARNOLD, County Clerk



BOARD OF COUNTY COMMISSIONERS
OF SEDGWICK COUNTY, KANSAS

[Signature]
DAVID T. DENNIS, Chairman
Commissioner, Third District

[Signature]
SARAH LOPEZ, Chair Pro Tem
Commissioner, Second District

[Signature]
PETER F. MEITZNER
Commissioner, First District

[Signature]
LACEY D. CRUSE
Commissioner, Fourth District

[Signature]
JAMES M. HOWELL
Commissioner, Fifth District

APPROVED AS TO FORM:

Justin M. Waggoner
JUSTIN M. WAGGONER
Assistant County Counselor