

RESOLUTION NO. 2021-8

RESOLUTION ESTABLISHING AN ADMINISTRATIVE ABATEMENT PROCESS FOR THE ABATEMENT OF JUNK AND REFUSE THAT IS DETERMINED TO BE A NUISANCE IN ACCORDANCE WITH THE CITY OF WOODWARD CODE OF ORDINANCES.

WHEREAS, The City Council of Woodward has passed Resolution No. 2021-5 Establishing Civil Penalties for Noncompliance with Established City Ordinances and Resolutions and;

WHEREAS, The City Council of Woodward has passed Resolution No. 2021-6 Establishing the Notification and Administrative Abatement Process for Noncompliance with Established City Ordinances and Resolutions and;

WHEREAS, The City of Woodward has established Chapter 50 – “Nuisance Abatement Procedure” in the Code of Ordinances for Woodward, Iowa and;

WHEREAS, The City of Woodward has established Chapter 51 – “Junk and Junk Vehicles” in the Code of Ordinances for Woodward, Iowa and;

WHEREAS, The City of Woodward has established Chapter 155 – “Property Maintenance Code” in the Code of Ordinances for Woodward, Iowa and;

WHEREAS, This Resolution documents the process for addressing nuisance abatement of excess Junk and Debris and;

WHEREAS, Junk is defined as all old or scrap copper, brass, lead, or any other non-ferrous metal, old or discarded rope, rags, batteries, paper, trash, rubber, debris, waste or used lumber, or salvaged wood, dismantled vehicles, machinery and appliances or parts of such vehicles ... or discarded household goods or hardware and;

WHEREAS, Refuse is defined as any material that has lost its value for the original purpose for which it was created or manufactured ... which is not securely stored in a building and;

WHEREAS, Accumulation of junk or refuse to the prejudice of others is declared a nuisance.

SECTION ONE: The City of Woodward shall consider the acceptable period for the removal of junk and refuse to be 14 days from the instance, complaint or observation and verbal notification by Woodward City representatives.

SECTION TWO: After the initial period of 14 days, Woodward City Representatives will formally notify the responsible party for the property in question by written notification of non-compliance. The written notification will allow for another period of 14 days for the responsible party to abate the nuisance.

SECTION THREE: After the period of 28 days with no remediation, the compliance officer may issue appropriate civil penalties for non-compliance. Additional penalties may be issued for additional offenses for additional 14-day periods of non-compliance.

SECTION FOUR: After multiple remediation periods have passed, and the appropriate penalties have been assessed, in the interest of public safety and civic harmony, it may be necessary for the city to initiate abatement actions under this administrative abatement process. At this time, the responsible party will be notified in writing that the city is going to abate the nuisance and will also inform the responsible party that they will be responsible for any and all costs associated with the abatement action. Once the decision is made to initiate abatement actions, there is no further waiting period required as long as the formal notification is initiated at the same time.

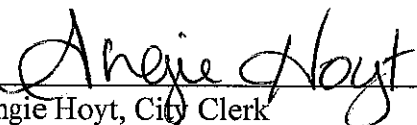
That this Resolution shall be in full force and effect from April 12, 2021.

PASSED and APPROVED THIS 12th day of April, 2021.



Todd Folkerts, Mayor

ATTEST:



Angie Hoyt, City Clerk