

RESOLUTION NO. XXXXX It was moved by Commissioner X and duly seconded by Commissioner X to adopt the following Resolution:

WHEREAS, pursuant to Section 30-15-401(1)(a)(I.5)(A), the Board of County Commissioners adopted Arapahoe County Ordinance 2021-1 relating to the accumulation of weeds and brush on residential lots; and

WHEREAS, pursuant to said Ordinance all residential property owners are required to cut the weeds growing on their lots; and

WHEREAS, a complaint was filed with the Zoning Section of the Public Works and Development Department on the property located at 172 S. Fetzer St., Byers, CO 80103; and

WHEREAS, after investigation, the Zoning Administrator determined that weeds existed on said property; and

WHEREAS, the Zoning Administrator notified the property owner of her determination and ordered the weeds to be removed; and

WHEREAS, said notice was provided by posting the property for a period of ten days with the notice as required by said Ordinance; and

WHEREAS, the Zoning Administrator also caused the notice to be sent to the property owner by registered or certified mail return receipt requested at the address as shown on the tax rolls of Arapahoe County; and

WHEREAS, the property owner failed to comply with the notices; and

WHEREAS, the Zoning Administrator caused the weeds to be removed by the hiring of a private contractor; and

WHEREAS, a Statement and Notice of Costs was prepared showing the cost of removal, including an additional ten percent of incidental costs; and

WHEREAS, said Statement and Notice of Costs was served on the property owner by registered or certified mail, return receipt requested, at the address shown on the tax rolls of Arapahoe County; and

WHEREAS, the property owner failed to pay the statement within thirty days as required by the Statement and Notice; and

WHEREAS, the property owner did not appeal or otherwise object to the Statement of Costs as allowed by Arapahoe County Ordinance No. 2021-1; and

WHEREAS, the Zoning Administrator has forwarded the Statement of Costs to the Board of County Commissioners for an assessment against the property in the amount as shown on said Statement.

NOW, THEREFORE, BE IT RESOLVED by the Board of County Commissioners of Arapahoe County, Colorado as follows:

FINDINGS OF FACT

The Board makes the following findings of fact:

1. Notice of the existence of weeds and an order to remove said weeds was properly given to the property owner in accordance with Arapahoe County Ordinance No. 2021-1
2. A Statement and Notice of Costs has been prepared and served upon the property owner in accordance with Arapahoe County Ordinance 2021-1
3. The property owner has failed to pay said statement and has not appealed or otherwise objected to the statement
4. This matter is properly before the Board for a Resolution of Assessment against the property.

DETERMINATION AND DECISION

It is hereby ordered that an assessment in the amount of \$375.00 is hereby placed against the following described property:

Address: 172 S. Fetzer St., Byers, CO 80103

Schedule No.: 1985-16-2-02-005

Legal Description: Lots 19-20 Blk 7 Town of Byers

Said assessment constitutes a lien against the property effective as of the date of this Resolution until paid.

The Clerk to the Board is hereby directed to record a certified copy of this Resolution and to certify this Assessment Resolution to the Arapahoe County Treasurer who shall collect the assessment, together with an additional ten percent penalty for the cost of collection, in the same manner as other taxes are collected. Once the Arapahoe County Treasurer has collected the assessment, the Treasurer shall remove the lien from the above described property.

The vote was:

Commissioner Baker, X; Commissioner Holen, X; Commissioner Jackson, X; Commissioner Sharpe, X; Commissioner Warren-Gully, X.

The Chair declared the motion carried and so ordered.