

Resolution No. 2001-02

[Council Meeting Minutes 01/02/05](#)

RESOLUTION NO. 2001-02

A RESOLUTION of the City Council of the City of Lakewood, Washington, authorizing the expenditure of City funds to abate public nuisances and authorizing the City Manager or designee to take steps necessary to recover the expenditure of City funds

WHEREAS, in connection with the incorporation of the City of Lakewood, in Pierce County, Washington, the City Council adopted a number of health and safety codes and regulations, including regulations providing for fire, building, housing, litter, and other regulations to address adverse and negative impacts on citizens and property in the City; and,

WHEREAS, the City Council, further, took steps to implement enforcement activities for these codes and regulations, with the goal of preserving the health, safety and welfare of the citizens of the City of Lakewood;

WHEREAS, generally, code enforcement actions, including communication with affected property owners, dissemination of information about the health and safety codes of the City, and progressively including warning letters, notices to abate and notices of infractions filed with the Municipal Court have been successful in promoting positive responses by those responsible for those areas of code enforcement concern; and,

WHEREAS, notwithstanding those efforts, there are occasional situations where the persons responsible for public nuisances do not take those opportunities to address abatement measures, so that in order to ensure abatement of a public nuisance, and to protect the citizens and property of the City of Lakewood, it is necessary for the City to expend public funds for such public nuisance abatement; and,

WHEREAS, in such cases, it is also appropriate for the City to take steps, including filing legal action and liens on property, to secure the City's rights to recover the monies expended on the abatement of such public nuisances; and,

WHEREAS, the City is currently facing several such situations, where other, lesser efforts have not been successful in accomplishing the goal of abating public nuisances at the following addresses in Lakewood, Washington:

- (1) William Culver, 14610 Washington Avenue SW;
- (2) Robert Manning, 12116 Vernon Avenue SW;
- (3) Bret Probst, 12102 Cochise Lane SW; and
- (4) Bernie Barrett, 7305 146th Street SW,

so that it is appropriate for the City Council to authorize the City Manager to expend public funds to abate the nuisances located thereon and to, further, take steps to preserve the City's right to recover the public funds so expended; and,

WHEREAS, abatement measures taken, so far, by City staff and areas of public nuisance are set forth on the Memorandum identified as Exhibit "A" submitted with the Request for Council Action (Agenda Bill) for this Resolution on file with the Office of the City Clerk.

NOW, THEREFORE, THE CITY COUNCIL OF THE CITY OF LAKEWOOD, WASHINGTON HEREBY RESOLVES, as Follows:

Section 1. That public nuisances exists at the following properties: (1) William Culver, 14610 Washington Avenue SW, Lakewood, Washington; (2) Robert Manning, 12116 Vernon Avenue SW, Lakewood, Washington; (3) Bret Probst, 12102 Cochise Lane SW, Lakewood, Washington; and (4) Bernie Barrett, 7305 146th Street SW, Lakewood, Washington; which warrant steps taken by the City to abate the nuisances. The City Manager or designee is hereby authorized to expend such public funds as are necessary to abate the public nuisances thereon and to take such other steps, including legal process and liens on property, to secure the City's rights to recover the public funds so expended, and to take such other and further action as is necessary in furtherance hereof.

Section 2. That this Resolution shall be in full force and effect upon passage and signatures hereon.

PASSED by the City Council this 5th day of February, 2001.

CITY OF LAKEWOOD

Bill Harrison, Mayor

Attest:

Alice M. Bush, CMC/AE, City Clerk

Approved as to Form:

Daniel B. Heid, City Attorney

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