

CITY OF CALEDONIA, MINNESOTA

RESOLUTION 2019-012

A RESOLUTION ORDERING THE REPAIR OR RAZING OF A HAZARDOUS BUILDING AT 916 E. MAIN ST.

WHEREAS, pursuant to Minn. Stat. §§ 463.15 and 463.261, the City Council of Caledonia finds the building located at 916 E. Main St. (the “Property”) to be a hazardous building for the following reasons:

1. There are at least a half-dozen broken windows that expose the interior of the building to the outside;
2. The side porch is separating from the main structure;
3. The roof of the side porch is sagging;
4. A portion of the roof is missing on the back porch;
5. There are holes in the soffit of the main structure;
6. There are broken beams on the side porch; and,
7. Cats, skunks, possums, vermin, and rodents have been observed on the property;

WHEREAS, the conditions listed above are further documented in the following:

1. Letter prepared by Caledonia City Clerk/Administrator Adam Swann to Gordon J. Tippman and Eunice D. Tippman, who are the fee title owners of the Property, and Angela Dolan and Lola Loverink, who have legal power of attorney authorization to act on behalf of the Tippmans, on August 2, 2019, a copy of which is attached to this resolution as Exhibit A; and
2. Photographs of the building located on the Property taken by Assistant to the Clerk/Administrator Carson Coffield on July 29, 2019, copies of which are attached to this resolution as Exhibit B;

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF CALEDONIA, MINNESOTA AS FOLLOWS:

1. That pursuant to the foregoing findings and in accordance with Minn. Stat §§ 463.15 and 463.261, the Council orders the record owners of the above hazardous building or their representatives to make the following corrections on the property at 916 E. Main St.:
 - a. Repair all broken windows on the exterior of the building;
 - b. Secure the side porch to the main structure;
 - c. Repair the sagging roof on the side porch;
 - d. Repair any holes in the roof on the back porch;
 - e. Repair all holes in the soffit of the main structure;
 - f. Repair any broken beams on the side porch, and
 - g. Eliminate any areas in or around the building that would provide shelter to cats, skunks, possums, vermin, and rodents.
2. That a motion for summary enforcement of this Order will be made to the District Court of Houston County in which the hazardous building or property is situated unless

corrective action is taken as described herein within 20 days, or unless an answer is filed within 20 days, pursuant to Minn. Stat. § 463.18, by filing such an answer in the office of Court Administrator of Houston County District Court.


3. That in accordance with Minn. Stat. § 463.24, the owner or occupant must remove all personal property and/or fixtures that will reasonably interfere with repairing or razing the building by the deadline for abating the hazards of the building. If the property and/or fixtures are not removed and the City enforces this order, the City dispose of any personal property, fixtures, and/or salvage materials, or if the fixtures have value, will dispose of the same at a public auction according to law.

4. That if the City must take actions to enforce this order, all enforcement costs will be specially assessed against the property and collected in accordance with Minn. Stat. §§ 463.22, 463.161, and 463.21, which may include obtaining a judgment against the owners of the real estate.

5. That the city attorney is authorized to serve this order upon the owners of the premises at 916 E. Main St. and all lien-holders of record.

6. That the city attorney is authorized to proceed with the enforcement of this order as provided in Minn. Stat. §§ 463.15 and 463.261.

ADOPTED by the Caledonia City Council this 26th day of August, 2019.


DeWayne "Tank" Schroeder, Mayor

ATTEST:


Adam G. Swann, Clerk-Administrator

STATE OF MINNESOTA)
COUNTY OF HOUSTON)
CITY OF CALEDONIA)

I, Adam Swann, city clerk and administrator of the City of Caledonia, do hereby certify that this is a true and correct transcript of the resolution that was adopted at a meeting held on the 26th day of August, 2019, the original of which is on file in this office. I further certify that 5 members voted in favor of this resolution and that 5 members were present and voting.

Signed Adam Swann

Date August 29, 2019