

**Resolution 2022 - 36**

**A RESOLUTION DECLARING CERTAIN REAL PROPERTY LOCATED AT  
600 EASTWOOD DR., SEARCY WHITE COUNTY, ARKANSAS, A  
NUISANCE; DIRECTING THE REMOVAL OF THE IMPROVEMENTS  
CONSTITUTING THE NUISANCE; AND FOR OTHER PURPOSES**

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF SEARCY, TO-WIT

WHEREAS, The Searcy City Council has been made aware of the conditions certain real property located at 600 Eastwood Dr., Searcy, White County, Arkansas, more particularly described, to wit:

Beginning at the Northeast Corner of Southwest Quarter (SW ¼) of Section Three (3) Township Seven (7) North, Range Seven (7) West, and run thence South 150 feet; thence West 143 feet; thence North 150 feet; thence East to point of beginning.

(The "Nuisance Property"); and

WHEREAS, the Code Enforcement Department of the City of Searcy has advised the Searcy City Council that the record title owner of the Nuisance Property is Samantha Endiss.

WHEREAS, the Code Enforcement Department of the City of Searcy has advised the Searcy City Council that the Nuisance Property comprises a nuisance on the following bases:

- 1) Vacant Structure & Land: Ordinance 2016-14 Chapter 9 Section 9-3-1-3. The structure has become severely dilapidated after the windows on the structure had been broken out. This property is a sever safety hazard to the City of Searcy and the Citizens that live around the property. There has been a lot of criminal activity at this location. Code Enforcement has written the property up on several occasions for high grass, trash, garbage, rubbish and other violations. The City of Searcy has had to board the property up because the structure had no water, sewer, gas or electricity and people were trying to live in it. The inside of the home is nothing but trash. This is a place for pest and vermin are living and breeding.

WHEREAS, the Code Enforcement Department of the City of Searcy has made contact with the owners of the said real property on a number of occasions seeking to have these conditions remedied, with some success as of the date of the adoption of this resolution, but no talk of having the structure repaired or torn down.

Now, therefore, be it resolved the City Council of the City of Searcy, Arkansas, to-wit:

Section 1. That the Nuisance Property is declared by the Searcy City Council to be a nuisance pursuant to Chapter 9 Section 9-2-7-1 of the Code of Ordinances of the City of Searcy, Arkansas, for the reasons set forth herein.

Section 2. The Mayor and/or City Clerk, or their designee, are directed to forward a certified copy of this Resolution to the owners of the said real property described herein, and to all persons having an interest in the said real property as reflected in a review of the real property records of the Recorder or, if unable to be located, to cause to be posted a copy of the Resolution upon the Nuisance Property.

Section 3. If, after thirty (30) days from the date of such notice, the bases for finding that the Nuisance Property is a nuisance pursuant to Chapter 9 of the Searcy Code of Ordinances have not

been corrected or otherwise abated to the satisfaction of the Mayor of the City of Searcy, the Mayor may direct that the improvements or other conditions constituting the nuisance may be torn down, razed or removed by the City and any saleable material be liquidated as provided in Chapter 9 Section 9-2-7-9 of the Searcy Code of Ordinances, with any such proceeds to be applied pursuant to Chapter 9 Section 9-2-7-10 of the Searcy Code of Ordinances.

Section 4. Upon the removal of any improvements, or other conditions constituting a nuisance upon the Nuisance Property, the costs, fees and expenses of such remediation or abatement may constitute a lien upon the Nuisance Property as provided in Chapter 9 Section 9-2-7-11 of the Searcy Code of Ordinances.

PASSED AND ADOPTED on this 11<sup>th</sup> day of October, 2022.

/s/ Kyle Osborne

Mayor of Searcy

ATTEST:

/s/ Jerry Morris

Searcy City Clerk