

**CITY OF CULLMAN
RESOLUTION NO. 2025-01**

WHEREAS, the Appropriate Municipal Official for the City of Cullman, Alabama, has inspected or caused to be inspected property situated at 1509 Bower Dr SW in Cullman, Alabama, and has determined that the structure, any and all accessory structures, is unsafe to the extent of being a public nuisance; and

WHEREAS, the Appropriate Municipal Official for the City of Cullman, Alabama, did on 05/20/2024, cause to be and issued to owner(s) of record of the property, Notice to Demolish Structure, a copy of which is attached hereto as Exhibit "A", a copy of said document being permanently kept on file in the Office of the City Clerk of the City of Cullman, Alabama; and

WHEREAS, any structure located on said property has not been demolished as required by said notice, and no appeal having been taken therefrom as by law provided; and

WHEREAS, photographs showing the condition of the property are attached hereto as Exhibit B; and

WHEREAS, a copy of notice of the Public Hearing to hear, consider, and act upon all objections or protests, if any, for the removal of an unsafe structure located at 1509 Bower Drive SW, Cullman, Alabama 35055, on October 21st, 2024, at 7:00 p.m. in the Lucille N. Galin Auditorium of Cullman City Hall located at 204 Second Avenue NE, Cullman, Alabama 35055 along with Exhibit "A," certified mail signature of receipt by the owner of Exhibit "A," and a legal description of the property were, (i) recorded in the office of Probate Judge of Cullman County; (ii) provided to the Revenue Commissioner's Office of Cullman County; (iii) sent certified to the record property owner; (iv) sent certified to all mortgagees of record, lienholders of record, and any person known to the clerk or the Appropriate Municipal Official, if any; (v) posted on the structure; and (vi) notice only of the hearing run in a paper of general circulation within Cullman County; and

WHEREAS, the City through the Appropriate Municipal Official for the City of Cullman, Alabama, has determined that the cost of repair and rehabilitation is not economically feasible and is of the opinion that the structure(s) should be demolished, and has given a written statement to that effect along with supporting letters from the Fire Department and the Police Department, a copy of each which is attached hereto as Exhibit "C"; and

WHEREAS, in the judgment of the Appropriate Municipal Official for the City of Cullman, Alabama, the structure(s) in question cannot be reasonably repaired, and that demolition of the structure, including any and all accessory structures, and contents therein, if any, is necessary to protect the public health, safety and general welfare.

NOW, THEREFORE, BE IT RESOLVED, by the City Council of the City of Cullman, Alabama, that upon the expiration of twenty (20) days from today's date should no appeal be taken to the Circuit Court within ten (10) days, Appropriate Municipal Official for the City of Cullman, Alabama, is authorized to proceed, pursuant to § 11-40-30 et seq., *Code of Alabama* (1975), to demolish and remove the structure(s)

and contents, if any, at 1509 Bower Drive SW more particularly described as follows to-wit: Lot Number 19 of Arbor East Subdivision, a subdivision that lies in the Southeast Quarter of the Southeast Quarter of Section 14, Township 10, Range 3 West, in Cullman County, Alabama record in Map Book B-97-B, and to assess the reasonable costs for demolition and removal of debris against said property.

BE IT FURTHER RESOLVED, by the City Council of the City of Cullman, Alabama, that the Appropriate Municipal Official for the City of Cullman, Alabama, or his/her appointed designee, is hereby authorized to take all lawful and necessary actions to accomplish the foregoing.

ADOPTED BY THE CITY COUNCIL this the 21st day of October, 2024.

President of the City Council

ATTEST:

City Clerk

APPROVED BY THE MAYOR this the 21st day of October, 2024.

Mayor