

A SUBSTITUTE ORDINANCE BY
COMMUNITY DEVELOPMENT/ HUMAN RESOURCES COMMITTEE

08-O-0694

AN ORDINANCE AUTHORIZING THE DEMOLITION AND CLEANING OF VARIOUS STRUCTURES PURSUANT TO ARTICLE III OF THE ATLANTA HOUSING CODE, AND HEARINGS CONDUCTED BY THE IN REM REVIEW BOARD ON THE DATES LISTED HEREIN; AND FOR OTHER PURPOSES.

WHEREAS, pursuant to Article III of the Atlanta Housing Code, entitled "In Rem Procedures", hearings were held before the In Rem Review Board on the dates listed below, after due notice to owners of and / or parties in interest, regarding certain structures at the addresses below, which were believed to be unfit for occupancy or habitation in violation of Article III; and

Address	Hearing Date
47 Booker St, NW	9/27/07
349 Chilton Dr NW	9/27/07
2555 Etheridge St. NW	3/31/07
1147 3 rd St. NW	6/30/07
1411 Belmont Ave. SW	6/30/07
3594 Boulder Park, Dr SW	6/30/07
974 Coleman St. SW	2/22/07
1655 Evans Dr. SW	9/27/07
1025 Oak St SW	2/22/07
2146 Penelope St. NW	8/30/07
123 Scott St. NW	6/30/07 reset 8/30/07
801 Hall St. NW	2/28/08
3294 Annelaine Drive SW	10/25/07
531 East Avenue NE	10/25/07

WHEREAS, at the hearings, the In Rem Review Board determined that the structures were unfit for occupancy or habitation, and could not be improved, repaired or altered at a cost less than 50% or less of the value of the structures, exclusive of the foundation and lots after the improvements were made; and

WHEREAS, the In Rem Review Board stated these facts in writing, and served an Order upon the owners and / or parties of interest, requiring those owners and/ or parties of interest to commence and complete the vacating and removal or demolition of said structures, and clean the premises; and

WHEREAS, the owners/ and or parties in interest were given 30 days to comply with the Order; and

WHEREAS, the owners/ and or parties in interest failed to comply with the Order of the In Rem Board within the specified time.

THE CITY COUNCIL OF THE CITY OF ATLANTA, GEORGIA, HEREBY ORDAINS, as follows:

SECTION 1: That the Commissioner of the Department of Planning and Community Development is hereby authorized to demolish and clean the following properties upon which structures are located:

47 Booker Street , NW	Demolition
349 Chilton Drive, NW	Demolition
2555 Etheridge Street, NW	Demolition
1147 3 rd Street, NW	Demolition
1411 Belmont Avenue, SW	Demolition
3594 Boulder Park Drive, SW	Demolition
974 Coleman Street, SW	Demolition
1655 Evans Drive, SW	Demolition
1025 Oak Street, SW	Demolition
2146 Penelope Street, NW	Demolition
123 Scott Street, NW	Demolition
801 Hall Street, NW	Demolition
3294 Annelaine Drive SW	Demolition
531 East Avenue NE	Demolition

SECTION 2: That the Commissioner of the Department of Planning and Community Development is authorized to:

- (1) Vacate the structure (if occupied)
- (2) Clean the premises and board the structure(s) in conformity with the In Rem Board's Order
- (3) Maintain the property in conformity with the In Rem Board's Order until the structure(s) are demolished
- (4) File a lien against the real property on which the structure(s) are attached in an amount necessary to recover the costs incurred by the City of Atlanta.

SECTION 3: That all Ordinances and parts of Ordinances in conflict herewith are hereby waived to the extent of the conflict.