

  
**ROSEVILLE**  
**REQUEST FOR COUNCIL ACTION**

Date: 11/9/09  
Item No.: 12.b

Department Approval

City Manager Approval



PT/DM

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Item Description: **Community Development Department Request to Perform a City Abatement for an unresolved violations of City Code at 2026 Asbury Street**

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**BACKGROUND**

- The subject property is an owner occupied single family home at 2026 Asbury Street.
- The current owner is Ms. Grace Mwassa who lives in the house.
- Current violations include:
  - Very extensive outside storage of junk and household furnishings (Violation of City Code Section 407.03.H)
  - Similar violations occurred in 2003. Long grass violations in 2004 and 2009.
- A status update will be provided at the Council hearing.

**POLICY OBJECTIVE**

The City goals within the Comprehensive Plan are to protect and improve property values (Goal 3, 4, and 5; page 6 and, Section 3) and to adhere to performance standards which protect the integrity of the housing units and the neighborhood (Policy 6, page 8, Section 3).

**FINANCIAL IMPACTS**

City Abatement:

Abatement would encompass the following disposal:

- Removal and disposal of junk - \$250.00
- Removal, storage, and eventual disposal of household furnishings stored outside:
  - Removal and transfer to storage facility - \$1,250.00
  - 90 day storage - \$350.00
  - Potential sale/disposal (as per City Code Section 508) - \$1,000.00
- Total: Approximately - \$2,850.00.

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25 In the short term, costs of the abatement will be paid out of the:

- 26 • HRA budget, which has allocated \$100,000 for abatement activities (residential).

27 Following disposal of stored items per the process specified in Section 508.01, the property owner will  
28 then be billed for actual and administrative costs. If charges are not paid, staff is to recover costs as  
29 specified in Section 407.07B. Costs will be reported to Council following the abatement.

30 **STAFF RECOMMENDATION**

31 Staff recommends that the Council direct Community Development staff to abate the above referenced  
32 public nuisance violations at 2026 Asbury Street by removing all outside storage of junk and household  
33 items from the rear yard area. The junk will be disposed of, and the household items will be stored for  
34 60 days in a rented storage facility. If the items are not claimed by the owner (as well as all costs  
35 incurred by the City paid for) the City will sell/dispose of subject items per the process specified in  
36 Section 508.01.

37 **REQUESTED COUNCIL ACTION**

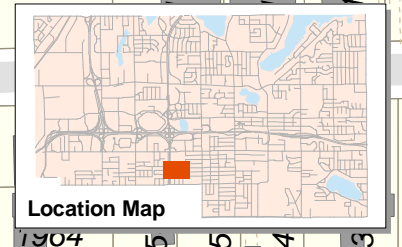
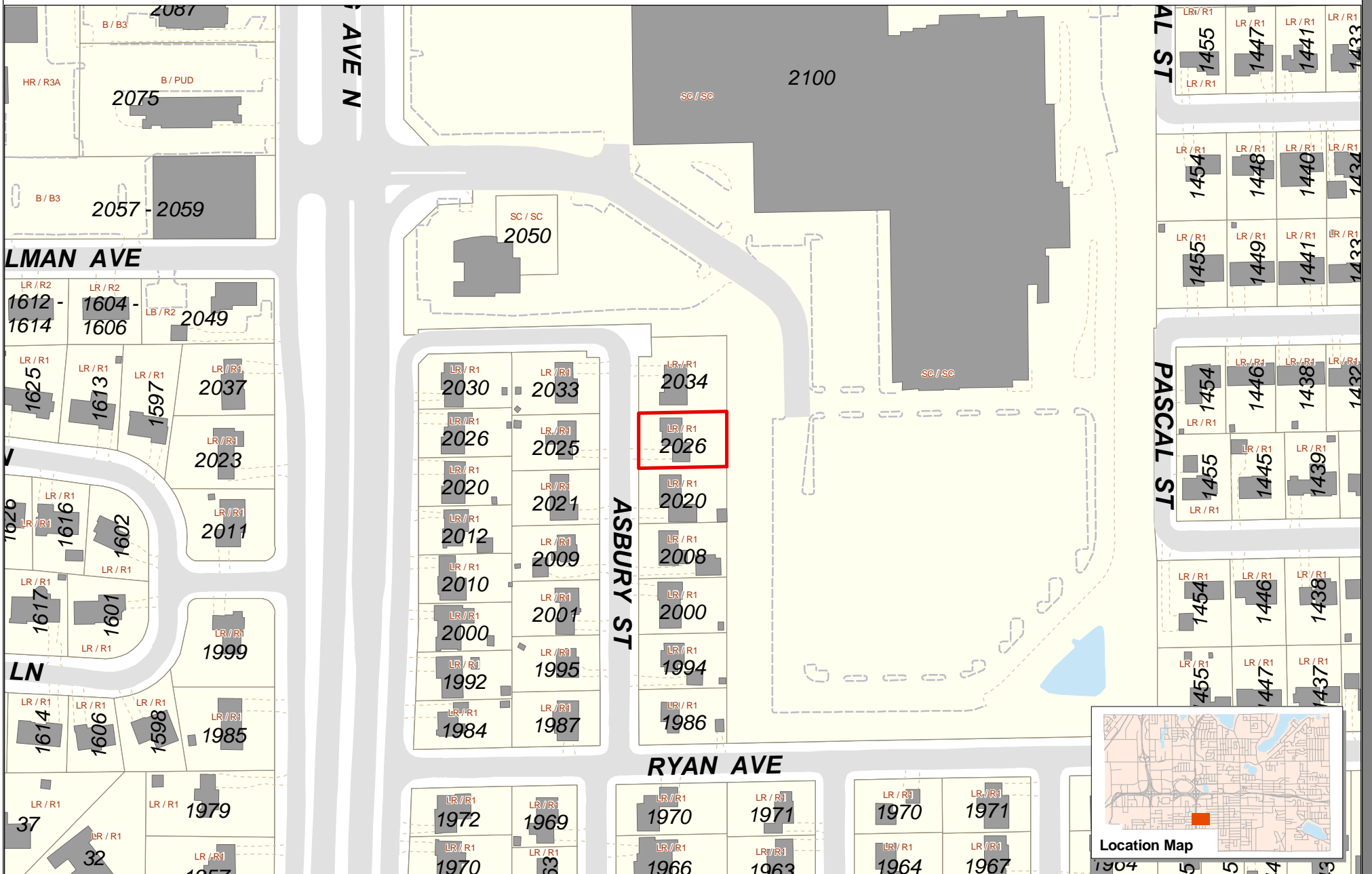
38 Direct Community Development staff to abate the above referenced public nuisance violations at 2026  
39 Asbury Street by hiring a general contractor to remove the outside storage, dispose of the junk, and  
40 place the household furnishings in a rental storage facility. If the storage items are not claimed by the  
41 owner, the stored items will be disposed as per the process specified in City Code Section 508.01. The  
42 property owner will then be billed for actual and administrative costs. If charges are not paid, staff is to  
43 recover costs as specified in Section 407.07B.

Prepared by: Don Munson, Permit Coordinator

Attachments: A: Map of 2026 Asbury Street  
B: City Code Section 508.01

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# 2026 Asbury St N



Prepared by:  
Community Development Department  
Printed: October 21, 2009



**Site Location**

LR / R1 Comp Plan / Zoning Designations

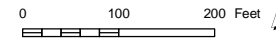
**Data Sources**

\* Ramsey County GIS Base Map (9/29/2009)

For further information regarding the contents of this map contact:  
City of Roseville, Community Development Department,  
2660 Civic Center Drive, Roseville MN

**Disclaimer**

This map is neither a legally recorded map nor a survey and is not intended to be used as one. This map is a compilation of records, information and data located in various city, county, state and federal offices and other sources regarding the area shown, and is to be used for reference purposes only. The City does not warrant that the Geographic Information System (GIS) Data used to prepare this map are error free, and the City does not represent that the GIS Data can be used for navigational, tracking or any other purpose requiring exacting measurement of distance or direction or precision in the depiction of geographic features. If errors or discrepancies are found please contact 651-792-7085. The preceding disclaimer is provided pursuant to Minnesota Statutes §466.03, Subd. 21 (2000), and the user of this map acknowledges that the City shall not be liable for any damages, and expressly waives all claims, and agrees to defend, indemnify, and hold harmless the City from any and all claims brought by User, its employees or agents, or third parties which arise out of the user's access or use of data provided.



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**508.01: SALE OF UNCLAIMED PROPERTY:**

The Chief of Police is authorized to administer the disposal of property lawfully coming into the possession of the City and remaining unclaimed by the owner after 60 days. Disposal shall be by sale to the highest bidder at public auction or sale including electronic auction. A notice specifying the date, time and place of any auction or sale shall be published in a newspaper of general circulation throughout the City at least one week prior to such auction or sale. The net proceeds of sale shall be placed in the City's General Fund, subject to the right of the former owner to payment of the net proceeds upon application and presentation of satisfactory proof of ownership within six months of the sale. Net proceeds means the sale price less all costs of handling, storage or sale. (Ord. 849, 6-11-79) (Ord. 1380, 12-15-2008)