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Linda W. Douglas, Register of Deeds
Richmond County, NC

Linda W. Douglas

ORDINANCE DIRECTING THE BUILDING INSPECTOR TO REMOVE AND
DEMOLISH PROPERTY AS UNFIT FOR HUMAN HABITATION AND
DIRECTING THAT A NOTICE BE PLACED THEREON THAT THE SAME MAY
NOT BE OCCUPIED: 201 MONROE AVENUE - ORDINANCE NO. 2017-04

PARCEL IDENTIFICATION NUMBER – 749109077347

WHEREAS, The City Council of the City of Hamlet finds that the dwelling described herein is unfit for human habitation under the provisions of the Housing Code, and that all of the procedures of the City of Hamlet, North Carolina, have been complied with;

WHEREAS, this dwelling should be removed or demolished, as directed by the Building Inspector, and should be placarded by placing thereon a notice prohibiting the use for human habitation;

WHEREAS, the owner of this dwelling has been given a reasonable opportunity to bring the dwelling up to the standards of the Housing Code pursuant to an Order issued by the Building Inspector and the owner has failed to comply with the lawful order of the Building Inspector to repair or demolish the property within the time therein described; and

WHEREAS, G.S. 160A-443 (5) and Section 5-101 – 5-111 of the Code of the City of Hamlet, North Carolina, empower the City of Hamlet to have its inspector to remove or demolish a dwelling when an Order of the Building Inspector has not been complied with. Now, therefore it is hereby ordained as follows:

Section 1. The Building Inspector is hereby authorized and directed to place a placard containing the legend:

“This building is unfit for human habitation; the use or occupation of this building for human habitation is prohibited and unlawful.”

on the building located at 201 Monroe Avenue in the City of Hamlet, North Carolina.

Section 2. The Building Inspector is hereby authorized and directed to proceed to vacate the dwelling of all occupants and to remove or demolish the dwelling, said dwelling being located at 201 Monroe Avenue, in the City of Hamlet, North Carolina, and owned by Elizabeth B. Ewing, in accordance with the Order of the Building Inspector issued pursuant to the Section 5-101 – 5-111 of the Code of the City of Hamlet.

Section 3. (a) As provided by G.S. 160A-446(6), the amount of the cost of any removal or demolition caused to be made or done by the inspector

pursuant to this article shall be a lien against the real property upon which such cost was incurred. Such lien shall be filed in the office of the City Tax Collector, and shall have the same priority and be enforced and the costs collected as provided by G.S. 160A, Art. 10.


(b) Upon completion of the required removal or demolition, the Building Inspector shall sell the materials of the dwelling and credit the proceeds against the cost of removal or demolition. The Building Inspector shall certify the remaining balance to the Tax Collector. If a surplus remains after sale of the materials and satisfaction of the cost of removal or demolition, the Building Inspector shall deposit the surplus in the Superior Court where it shall be secured and disbursed in the manner provided by G.S. 160A – 443 (5).

Section 4. It shall be unlawful for any person to remove or cause to be removed the placard from any building to which it is affixed. It shall likewise be unlawful for any person to occupy or to permit the occupancy of any building therein declared to be unfit for human habitation. Use or occupation of any building so posted shall constitute a misdemeanor.

Section 5. This Ordinance shall be recorded in the office of the register of deeds of the county, and shall be indexed in the name of the property owner in the grantor index, as provided by G.S. 160A-445(5). A copy of this Ordinance shall be served upon the above-named property owner and other persons interested in the same by registered mail or other lawful means.

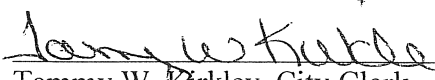
Section 6. This Ordinance shall become effective upon its adoption.

The foregoing Ordinance was adopted the 8th day of August, 2017.



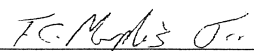
Bill Bayless, Mayor

ATTEST:

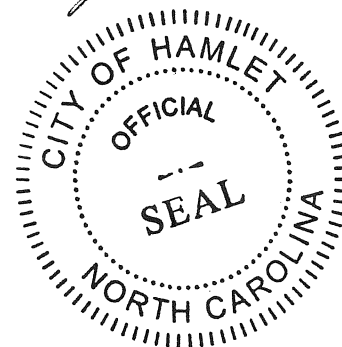


Tammy W. Kirkley, City Clerk

APPROVED AS TO FORM AND LEGAL SUFFICIENCY:



TC Morphis, Attorney



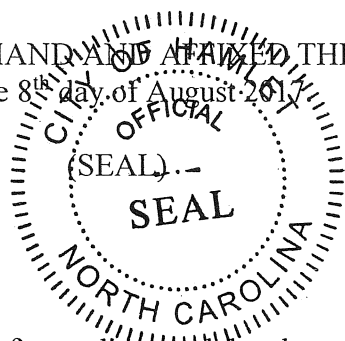
NORTH CAROLINA, RICHMOND COUNTY

CLERK'S CERTIFICATION

I, Tammy Kirkley, City Clerk of the City of Hamlet, North Carolina, do hereby certify that the attached is a true and correct copy of Ordinance No. 2017-04, which was adopted at a meeting of the Hamlet Governing Body on the 8th day of August, 2017 the original of which is now on file in the Office of the City Clerk of Hamlet, North Carolina.

IN WITNESS WHEREOF, I HAVE HEREUNTO SET MY HAND AND AFFIXED THE OFFICIAL Seal of the City of Hamlet, North Carolina, this the 8th day of August 2017.

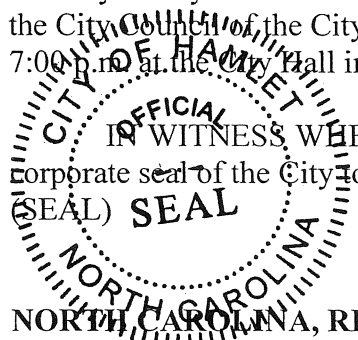

Tammy Kirkley, City Clerk

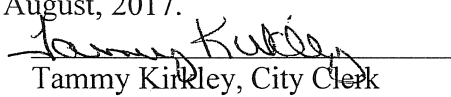


NORTH CAROLINA, RICHMOND COUNTY

I hereby certify that the foregoing is a true and accurate copy of an ordinance duly adopted by the City Council of the City of Hamlet, North Carolina, at a meeting held on August 8, 2017, at 7:00 p.m. at the City Hall in the City of Hamlet.

IN WITNESS WHEREOF, I have hereunto set my hand and have caused the official corporate seal of the City to be affixed, this the 8th day of August, 2017.




Tammy Kirkley, City Clerk

NORTH CAROLINA, RICHMOND COUNTY

I, Gail M. Strickland, a Notary Public of the County and State aforesaid, certify that Tammy Kirkley personally appeared before me this day and acknowledged that she is the City Clerk of Hamlet, North Carolina, a body politic, and that by authority duly given as an act of the Hamlet City Council of Hamlet, North Carolina, the foregoing instrument was signed in its name by Bill Bayless, Mayor, sealed with its official seal and attested by Tammy Kirkley, as its City Clerk.

Witness by hand and official stamp or seal, this the 8th day of August 2017.


Notary Public

(SEAL)

My Commission Expires: 8-24-2018

