

Prepared by:  
City of Hattiesburg  
Code Enforcement  
P.O. Box 1898  
Hattiesburg, Mississippi 39403-1898

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City of Hattiesburg  
City Council's Office  
P.O. Box 1898  
Hattiesburg, Mississippi 39403-1898

There came on for consideration at a duly constituted meeting of the Mayor and Members of the City Council of the City of Hattiesburg, Mississippi, held on the **19<sup>th</sup> day of February, 2019**, the following resolution:

**RESOLUTION 2019-22**

**CONDEMNATION OF UNSAFE AND DILAPIDATED PROPERTY  
Case #1 609 Magnolia Ave**

**WHEREAS**, on the 22<sup>nd</sup> day of January 2019 the Council of the City of Hattiesburg, Mississippi, passed a resolution announcing the intention of the City Council to hold a hearing on, the 19<sup>th</sup> day of February, 2019, in the Council Meeting Room of City Hall in Hattiesburg, Mississippi, as provided by Section 21-19-11 of the Mississippi Code of 1972, as annotated and amended, to determine whether or not the following described property is in such a state of uncleanness as to be a menace to the health and safety of the community, to-wit:

PARCEL: 2-038H-15-091, 609 Magnolia Ave. HATTIESBURG, MS 39401 and better described as Part of Lots 2 and 3, Block 19, Burkett's Subdivision, Hattiesburg, Forrest County, Mississippi, as per the map or plat thereof on file in the office of the Chancery Clerk of Forrest County, Mississippi, and more particularly described as follows:

Commence at the Northeast corner of Lot 1, Block 19, Burkett's Subdivision, Hattiesburg, Forrest County, Mississippi and run West along the South Right of Way line of Magnolia Avenue for 112.00 feet to and for the point of beginning run West along said Right of Way line for 56. Feet, thence run South for 150.00 feet, thence run East for 56.00 feet, thence run North for 150.00 feet back to the point of beginning, together with all improvements lying thereon and appurtenances thereunto belonging.

**WHEREAS**, the owner of the property is: Carol Ann Rayborn

**WHEREAS**, proper and timely notice of said hearing was given to said parties more than two weeks prior to the date of the hearing; and

**WHEREAS**, at said hearing it was determined that the aforementioned property is in such a state of uncleanness as to be a menace to the health and safety of the community and should be condemned.

**NOW, THEREFORE, BE IT RESOLVED** by the Council of the City of Hattiesburg, Mississippi, as follows:

1. A period of fifteen (15) days shall be extended to the property owner for removal of the violations listed:

**Dangerous Structure (International Property Maintenance Code, Sec. 108.5)**  
**Overgrown Lot or Weeds (International Property Maintenance Code, Sec. 302.4)**  
**Trash and Litter (International Property Maintenance Code, Sec. 308.1)**  
**Vacant Structure (International Property Maintenance Code, Sec. 301.3)**

2. If the property owners do not take corrective action within fifteen (15) days to remove the violations, then after a complete and final legal review of the property conducted by the City Attorney, the City will take action to remove all violations listed, said work to be legally contracted with a private contractor or City crews, and the cost of same plus penalty to be certified to the City Clerk for further legal disposition.

3. A copy of this Resolution will be certified and recorded in the Chancery Clerk's Office of Forrest County, Mississippi.

The above and foregoing Resolution, after having been first reduced to writing, was introduced by Council Member Delgado, seconded by Council Vice President Dryden, was adopted by the following vote, to wit:

**YEAS:**  
**George**  
**Delgado**  
**Carroll**  
**Dryden**  
**Brown**

**NAYS:**  
**None**

**ABSENT:**  
**None**

The motion having received the affirmative vote of a majority of the Council members present, the President declared the motion carried and the resolution adopted, on this the 19<sup>th</sup> day of February, 2019.

(SEAL)

**ATTEST:**

**ADOPTED:**

  
CLERK OF COUNCIL

  
COUNCIL PRESIDENT

The above and foregoing Resolution having been submitted to and approved by the Mayor, this the 19<sup>th</sup> day of February, 2019.

**ATTEST:**

**APPROVED:**

  
CITY CLERK

  
MAYOR