City of Fayetteville Staff Review Form

2018-0187

Legistar File ID

5/1/2018

City Council Meeting Date - Agenda Item Only N/A for Non-Agenda Item

Yolanda Fields		3/29/2018	COMMUNITY RESC	OURCES (642)					
Submitted By	Submitted By		Division / Department						
	Actio	on Recommendation:							
Staff recommends approval of the located at 1946 N College Ave., and									
		Budget Impact:							
1010.642.6420-5315.04 Account Number 50033.1802 Project Number			1010						
		Fund Raze and Removal Project Title							
					Budgeted Item?	No	Current Budget	\$	4,715.00
							Funds Obligated	\$	4,715.00
		Current Balance	Ğ						
Does item have a cost?	Yes	Item Cost	\$	11,678.00					
Budget Adjustment Attached?	Yes	Budget Adjustment	\$	11,678.00					
-		Remaining Budget		141					
revious Ordinance or Resolution #				V20180209					
riginal Contract Number			proval Dato						

Comments:



CITY COUNCIL MEMO

MEETING OF MAY 1ST, 2018

TO:

Mayor and City Council

THRU:

Yolanda Fields, Community Resources Directo

FROM:

David Carver, Code Compliance Administrator

DATE:

April 9th, 2018

SUBJECT:

Raze and Removal of Structures at 1946 N College.

RECOMMENDATION:

Staff recommends approval of the Resolution ordering the Raze and Removal of a dilapidated and unsafe structure located at 1946 N College Ave., and to approve a budget adjustment in the amount of \$11,678.00 for the project.

BACKGROUND:

Service Request #177546 Case #23829: Code Compliance responded to a request concerning the structure located at 1946 N College Ave. The structure appeared to be in violation of Subsection 173.09(A), Unsafe Buildings, of the City Code of Ordinances.

On December 18th, 2017, a Notice of Violation was sent to the owner of record.

By Ordinance, the property owner was given until January 30th, 2018 to acquire a building permit or to Raze and Remove the structure.

On March 19thth, 2018 a Notice of Public Hearing was sent to the property owner informing them of the May 1st, 2018 Public Hearing.

DISCUSSION:

This address consists of a single story 2,295 square foot single family dwelling and a detached garage. The property has shown obvious signs of vagrant activity including 10 occasions that required the vacant structure to be secured from forced entry. The interior of the structure is highly concerning from a safety standpoint. Vagrant activity could easily lead to an interior fire. With difficult egress from the structure a fire could lead to loss of life. The deterioration of the structure would constitute a cost prohibitive repair. The property owner has been unresponsive as to any intentions for abatement. To date no building permits have been issued or applied for.

BUDGET/STAFF IMPACT:

If the property owner does not comply with the Raze and Removal order, Raze and Removal costs will be expensed at the current budget. A lien will be placed on the property for the incurred costs. The current budget balance of \$4,715.00 is obligated to a current raze and removal project, therefore, we are requesting a budget adjustment of \$11,678.00.

Attachments:

Attachments include the Process Summary, the Receipt of Bids, a Budget Adjustment, and a packet including notifications, property records, a map and photos.

City of Fayetteville, Arkansas - Budget Adjustment Form (Legistar)

Budget Year	Division	COMMUNITY DESCUIDATE 1/40)	Adjustment Number
2010	/Org2	COMMUNITY RESOURCES (642)	
2018	Requestor:	Yolanda Fields	

BUDGET ADJUSTMENT DESCRIPTION / JUSTIFICATION:

Budget Adjustment of \$11,678.00 requested for Raze and Removal of unsafe structure located at 1946 N College Ave.

					······	
				COUNCIL	_ DATE	
			LE	GISTAR FI	LE ID#	2018-0187
				Bud	lget D	irector Date
				TYI	PE:	
			D	ESCRIPTIC		
				GLDA	TE:	
RESOLUTION/ORDI	NANCE		İ	POSTE	ED:	
TOTAL	11,678	11,678				v.20180119
_	Increase / (Decrease)	<u>Projec</u>	:t.Sub#		
Account Number	Expense	Revenue	Project	Sub	AT	Account Name
1010.642.6420-5315.04	11,678	-	50033	1802	EX	Contract Services - Raze and Removals
1010.001.0001-4999.99	_	11,678 -			RE	Use Fund Balance - Current
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RECEIPT OF BIDS

PROJECT No: Bid# 18-23829

OWNER(S): City of Fayetteville - Community Resources Division

ADDRESS: 1946 N College

PROJECT TITLE: Raze and Removal - Code Compliance Program				
BID CLOSING DAY/DATE/TIME: February 20th, 2018 at	<u>4:00 pm</u>			
CONTRACTORS	BID AMOUNT: 11,678			
CONTRACTOR: DECLINED TO	BID AMOUNT:			
CONTRACTOR:	BID AMOUNT:			
CONTRACTOR:	BID AMOUNT:			
CONTRACTOR:	BID AMOUNT:			
Certified by: Witness:	Date: <u>Z.70.18</u> Date: <u>Z.70.18</u>			



RAZE & REMOVAL PROJECT BID#18-23829

ADMINISTRATOR: David Carver [email: dcarver@fayetteville-ar.gov]

PHONE #479.444.3451 or 479.575.8260 FAX # 479.444.3445

PROJECT LOCATION: 1946 N College Ave., Fayetteville, AR 72703

WC Parcel # 765-13516-000

CONTRACTOR'S SCOPE OF WORK

RAZE&REMOVAL

1. Completely tear down the entire dwelling.

- 2. Haul all contents inside the structure(s), debris from the structure(s), and other debris from the parcel to a legal landfill. All concrete associated with the structure(s) shall be removed from the lot (footings and slabs).
- 3. Mow and clean up parcel.

CLEANUP & DISPOSAL

- 1. Provide proof, such as receipts, that the debris was hauled to a legal landfill.
- 2. The city encourages the bidder to consider all waste diversion methods for materials collected. Any methods of disposal, excluding a legal landfill, must be deemed acceptable by the city prior to bid submittal.
- 3. The yard shall be semi-level and mow-able when the demo work is completed and before payment will be made.
- 4. Contractor shall be responsible for capping wells, utilities and/or any other requirements pertaining to the demolition permit.

• MISCELLANEOUS

- A Demolition Permit from the City of Fayetteville must be obtained before work begins. Demolition Permits are obtained through the Building Safety Division, 479-575-8233.
- 2. Proof of no less than \$250,000 liability insurance shall be provided by the contractor before work begins.
- 3. State Contractor License is required. A City Business License is required if your business is located in the city limits of Fayetteville.
- 4. If the situation is resolved by the property owner during the 30 day notice & comment period bids may be considered null & void.



DATE ISSUED: February 7th, 2018

BID PROPOSAL FORM BID 18-23829

ADMINISTRATOR'S NAME: David Carver
PROJECT ADDRESS: 1946 N College Ave., Fayetteville, AR 72703
DATE OF OPENING: Tuesday February 20th, 2018 at 4:00pm
My total bid price for the Raze & Removal Project is: \$1,678.00 (Bid will be valid for 120 days from Date of Opening)
Upon signing this Bid, the bidder certifies that they have viewed the property, read and agree to the requirements set forth in this bid proposal, including specifications, terms and standard conditions, and pertinent information regarding the articles being bid on, and agree to furnish these articles at the prices stated.
Date: <u>02/20/2018</u>
Complete Business Address
Name of Firm: Redline Contractors Phone # 479-841-3526
Street address or P O Box # P.O. Box 1893
City / State/ Zip Code Lowell / AR / 72745
Printed Name: Kyle Sargent
Signature Title: Vice President
Federal Tax ID # 74-3070281 or SSN

State Contractor # 0133140518 City Business License #



March 19th, 2018

ATR Properties LLC C/O Susan McClendon 1883 Winwood Dr Fayetteville, AR 72703

RE: Enforcement of Fayetteville Code 173.09 Arkansas Code Ann. 14-56-203

NOTICE TO PROPERTY OWNERS

Pursuant to A.C.A 14-56-203 as 173.09 of the Fayetteville Code, you are placed upon Notice that the Fayetteville City Council will conduct a public hearing to determine if the dwelling located at 1946 N College Ave (WC Parcel # 765-13516-000) should be Razed and Removed.

You are free to appear at this hearing to present any evidence or statements. If you need additional information concerning this process or if you have information that we are not aware of, please call the Code Compliance Office at (479) 575-8260.

The hearing will be part of a regular City Council meeting on **May 1st, 2018** beginning at 5:30pm at the City Administration Building, 113 W. Mountain St., Fayetteville, AR 72701. The City Council Meetings are advertised in local newspapers and will contain an item concerning this hearing. You may also call the Fayetteville City Clerk's Office (479-575-8323) for information confirming the date of the public hearing.

PLEASE DISREGARD THE PREVIOUS NOTICE WITH A MEETING DATE OF APRIL 3RD, 2018. THE ITEM HAS BEEN RESCEDULED FOR MAY 1ST, 2018.

Sincerely,

David Carver

Code Compliance Administrato

SENDER: COMPLETE THIS SECTION	COMPLETE THIS SECTION	ON DELIVERY
■ Complete items 1, 2, and 3.	A. Signature	
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so that we can return the card to you.	11 2000011	☐ Addres
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- Sound Dominio.	Trace differen	at from item 1? Yes
ATR PROPERTIES LLC	delivery add	ress below: XINo
C/O SUSAN MC CLEND		/ ~
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1883 WINWOOD DR FAYETTEVILLE AR 7270	Section 1954, Order	IV Em Lud
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2 Article Number (Transfer from service label)	☐ Collect on Delivery Restricted Delivery	very 🛘 Signature Confirmatio
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PS Form 3811, July 2015 PSN 7530-02-00	(500)	
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	Street and Apt. No., or PO Box No.	

PS Form 3800, April 2015 PSN 7530-02-000-9047



February 28th, 2018

ATR Properties LLC C/O Susan McClendon 1883 Winwood Dr Fayetteville, AR 72703

RE: Enforcement of Fayetteville Code 173.09 Arkansas Code Ann. 14-56-203

NOTICE TO PROPERTY OWNERS

Pursuant to A.C.A 14-56-203 as 173.09 of the Fayetteville Code, you are placed upon Notice that the Fayetteville City Council will conduct a public hearing to determine if the dwelling located at 1946 N College Ave (WC Parcel # 765-13516-000) should be Razed and Removed.

You are free to appear at this hearing to present any evidence or statements. If you need additional information concerning this process or if you have information that we are not aware of, please call the Code Compliance Office at (479) 575-8260.

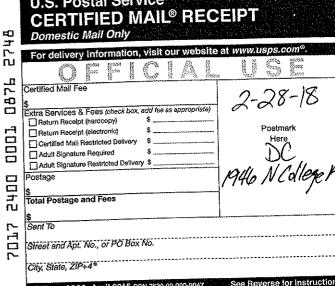
The hearing will be part of a regular City Council meeting on **April 3rd, 2018** beginning at 5:30pm at the City Administration Building, 113 W. Mountain St., Fayetteville, AR 72701. The City Council Meetings are advertised in local newspapers and will contain an item concerning this hearing. You may also call the Fayetteville City Clerk's Office (479-575-8323) for information confirming the date of the public hearing.

Sincerely,

David Carver

Code Compliance Administrator

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SENDER: COMPLETE THIS SECTION	COMPLETE THIS SECTION ON DELIVERY
 Complete items 1, 2, and 3. Print your name and address on the reverse so that we can return the card to you. Attach this card to the back of the mailpiece, or on the front if space permits. 	A. Signature X. Grand Manuel B. Received by (Printed Name) S. M. C. Date of Deliver S. M. C.
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CERTI Domestic	Information, visit our website at www.usps.com®.
Certified Mail Fe	e Fees (check box, add fee as appropriate) 2-28-18





PROCESS SUMMARY RAZE & REMOVAL

Property Address: 1946 N College Ave

WC Parcel # 765-13516-000

Hansen Case # 23829

City Code: 173.09

- On December 18th, 2017 Code Compliance received a Request for Service regarding the structure located at 1946 N College Ave.
- A Notice of Violation was sent to the Owner of Record on December 18th, 2017
- The certified mail was signed for on December 28th, 2017.
- On January 30th, 2018 the property was re-inspected and was found to still be in violation of City Code 173.09.



Code Compliance Program Unsafe Building Determination UDC 173.09 (A)

Address / Location: 1946 College

WC Parcel # 765-13516-000

UDC 173.09 (A)
I recommend the raze and removal of the structure.
I recommend securing the structure.
I have determined that the structure above is NOT in violation of Subsection 173.09 (A) of the City of Fayetteville's Unified Development Code
I recommend presenting the structure to City Council as a Property Nuisance for Raze & Removal
Code Compliance Admin. Z.K. Date
Observations:
an # 177516

SR # 1775**0**6

Case # 23829

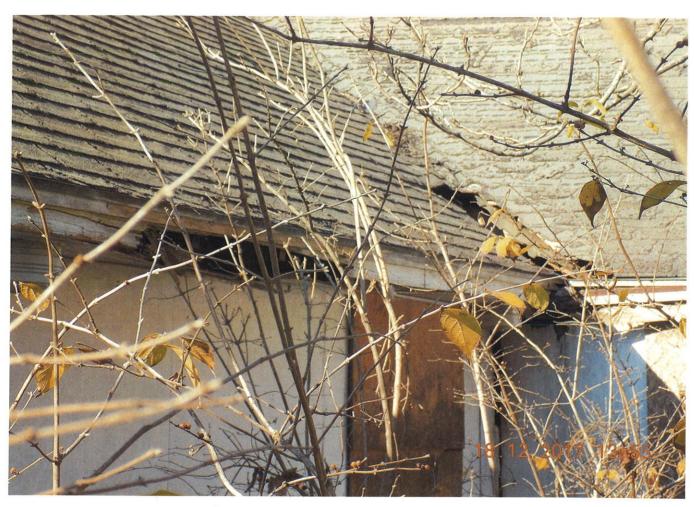
Community Resources Division Director

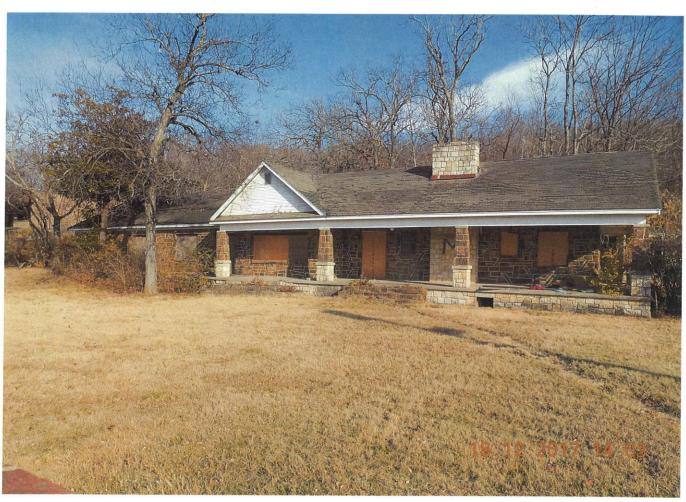
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REV (12.17)

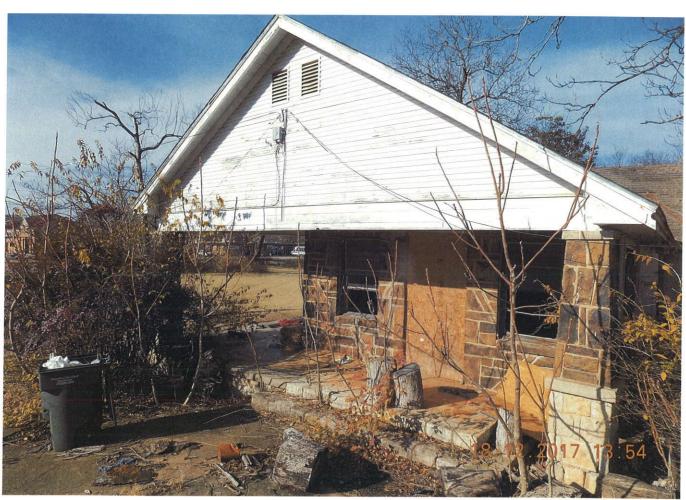


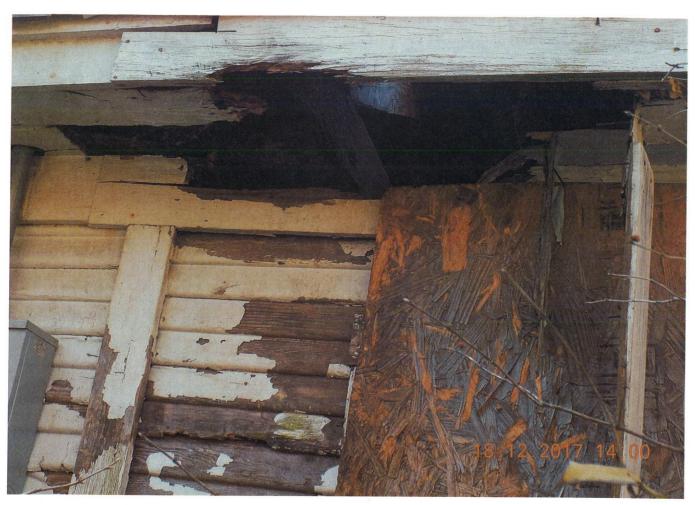


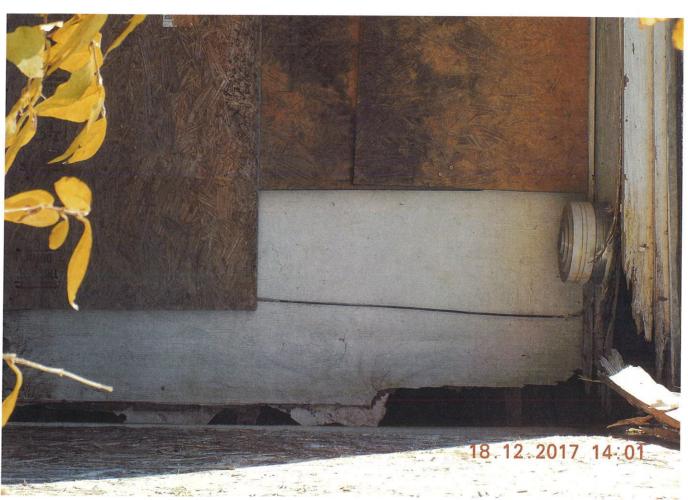






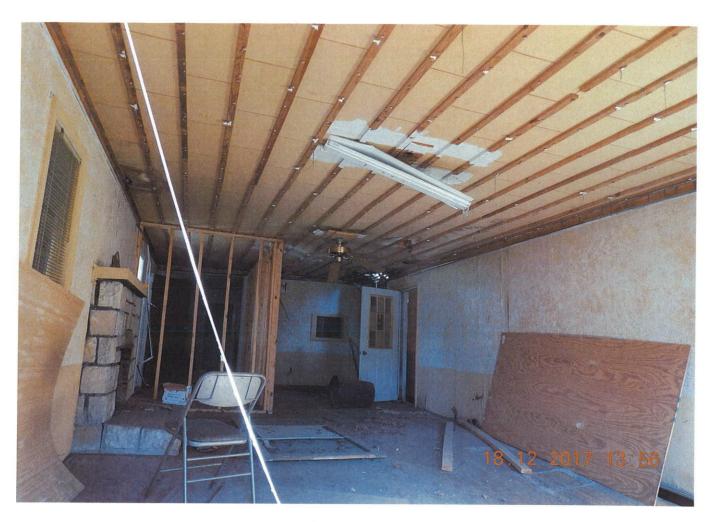




















VIOLATION NOTICE

December 19, 2017

Owner:

ATR PROPERTIES, LLC

C/O SUSAN MC CLENDON

1883 WINWOOD DR

FAYETTEVILLE, AR 72703

RE:

Property @ 1946 N COLLEGE AVE, Fayetteville, AR

WC Parcel #

765-13516-000

Case #

23829

Dear Property Owner:

It appears that your property contains a violation of the Fayetteville Unified Development Ordinance. It is our goal to notify and assist property owners to correct violations of city ordinances before taking actual enforcement actions. If you need clarification of this notice or advice on how to correct the problem, please call our office at (479)444-3428 or (479) 575-8260.

Suspected Violation That Needs Correction:

§173.09 Unsafe Buildings. No persons, partnership, corporation or association, hereinafter referred to as "owner", shall keep or maintain any house or building within the corporate limits of the City which has become dilapidated, unsafe, unsanitary, or detrimental to the public welfare.

How This Violation Can Be Voluntarily Corrected:

By making repairs as needed or razing the structure and remove all debris from the lot. A building permit may be required, based on review of the Building Safety Director.

Possible Penalties:

If this violation is not corrected within thirty (30) days from the service of this notice, you can be issued a Criminal Citation for the above violation and be summoned to appear in court. Our office can also suggest the structure be razed and removed. The costs shall be charged to the owner(s) of the property and the city shall have a lien against such property for such costs. If you disagree with our conclusion that your property contains a violation of our ordinances, you have the right to appeal to the appropriate City Board, Commission or City Council. Please see Chapter 155 of the Unified Development Code.

Sincerely.

LAURA WILSON
Code Compliance Officer
code_compliance@fayetteville-ar.gov

	SENDER: COMPLETE THIS SECTION	COMPLETE THIS SECTION ON DELIVERY
	 Complete items 1, 2, and 3. Print your name and address on the reverse so that we can return the card to you. Attach this card to the back of the mailpiece, or on the front if space permits. 	A. Signature X
	ATR PROPERTIES LLC c/o SUSAN MC CLENDON 1883 WINWOOD DR	ass different from item 1? ☐ Yes slivery address below: FI No ☐ ☐ ☐ ☐ ☐ ☐ ☐ ☐ ☐ ☐ ☐ ☐ ☐ ☐ ☐ ☐ ☐ ☐
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U.S. Postal Service" CERTIFIED MAIL® RECEIPT Domestic Mail Only

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	City, State, ZIP+4*	See Powerse for Instruction



Parcel: 765-13516-000 Previous Parcel: 146678-000-00 As of: 3/14/2018 9:05:39 PM ID: 48830

Washington County Report

Property Owner

Name: ATR PROPERTIES LLC

Mailing 1200 N JOYCE BLVD Address: FAYETTEVILLE, AR 72703

Type: (CR) Comm./Res.

Tax District: (011) FAYETTEVILLE SCH,

FAY

Millage Rate: 57.45

Property Information

Physical 19 Address:

1946 N COLLEGE AVE

Subdivision:

3-16-30 FAYETTEVILLE

OUTLOTS

Block/Lot: N/A / N/A

S-T-R: 03-16-30

Size (Acres): 0.00

Legal: See Extended Legal

Extended Legal

PT SW SW 0.91A PT NW SW (100 X 560) & (100 X 540)

Market and Assessed Values

TOTAL PARTIES AND	Estimated Market Value	Full Assessed (20% Market Value)	Taxable Value
Land	352,050	70,410	70,410
Building	26,700	5,340	5,340
Totals	378,750	75,750	75,750

Taxes

Estimated Taxes:	\$4,352	
Homestead Credit:	\$0	Note: Tax amounts are estimates only. Contact the county/parish tax collector for exact amounts.

Land

Land Use	Size	Units
	2.370	Acres
	1.000	House Lot
Total	3.37	er de de de mentre de la companya de la companya de de de de de desenverses de la companya de la companya de d La companya de la companya de la companya de de desenverses de la companya de la companya de la companya de la

Deed Transfers

Document Images brought to you by your County Circuit Clerk, Kyle Sylvester

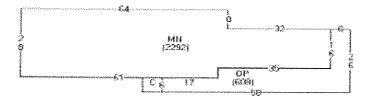
View Image	Date	Book	Page	Deed Type	Stamps	Est. Sale	Grantee	Code	Туре
	3/31/2006	2006	13167	Warr. Deed	3217.50	\$975,000	ATR PROPERTIES LLC	Change After Sale	Improv
	3/14/2005	2005	11670	Warr. Deed	2392.50	\$725,000	HUDDLE CLUB VENTURE LTD	Valid	Improv
	4/29/1991	1412	367	Warr. Deed	772.20	\$351,000	CATE, LEO & TAWANA	Valid	Improv
	7/10/1979	1001	169		0.00	\$0	MILLS, CHARLES ALLAN & PATSY		
:	2/5/1949	396	581	Warr. Deed			MORROW, SAM E	:	The state of the s
;	10/17/1935	285	619	Warr. Deed			MORROW, SAM E & CLEO		
	10/12/1935	285	632	Warr. Deed			MORROW, SAM & CLEO		
	5/26/1932	277	584	Warr. Deed			MATHIS, HAYDEN P &JJ		
<	6/23/1922	205	488	Warr. Deed	o de testo do servicio de constante e		MINLER, JOHN		

Details for Residential Card 1

Occupancy		Construction	Liv			Year Built		Beds
Single Family	ONE	Masonry Veneer	2292	4	75		Average	N/A

Exterior Wall:	MASONVEN	Plumbing:	Full: 1 Half: 1
Foundation:	Closed Piers	Fireplace:	Type: 1s Sgl. Qty: 1
Floor Struct:	Wood with subfloor	Heat/Cool:	HotAir/F
Floor Cover:	Carpet & Tile	Basement:	N/A
Insulation: Ceilings Walls		Basement Area:	N/A
Roof Cover: Asphalt Shingle		Year Remodeled:	N/A
Roof type:	Gable	Style:	N/A

DataScout, LLC



Base Structure

ltem	Label	Description	Area
A	MN	Main Living Area	2292
В	OP	Porch, open	608
C	OP2	Porch, half open	36

Outbuildings and Yard Improvements

Item	Type Size / Dim Unit Multi. Quality A	Age
Driveway, concrete	26x38	
Asphalt Driveway	10x86	
Asphalt Driveway	57x70	
Fence, chain link 4'	160	
Garage - masonry unfinished, d	28x38	
Garage - masonry unfinished, d	26x26	

Details for Commercial Card 2

Business Name(s):	NATE'S FUN LAND		
Number of Units:	N/A	Total Floor Area:	0
Site Work:	N/A	Floor Cover:	N/A
Foundation:	N/A	Ceilings:	N/A
Floor Structure:	N/A	Interior Finish:	N/A
Structure Frame:	N/A	Insulation:	N/A
Exterior Walls:	N/A	Appliances:	N/A
Ext. Wall Load:	N/A	Plumbing:	N/A
Roof Structure:	N/A	Electrical:	N/A
Roof Cover:	N/A	Misc:	N/A

Reappraisal Value History

Tax Year	Total Value	Total Assessed
2017	378,750.00	75,750.00
2016	378,750.00	75,750.00
2015	378,750.00	75,750.00

Мар



Search Incorporations, Cooperatives, Banks and Insurance Companies

Printer Friendly Version

LLC Member information is now confidential per Act 865 of 2007

Use your browser's back button to return to the Search Results

Begin New Search

For service of process contact the Secretary of State's office.

Corporation Name

ATR PROPERTIES, LLC

Fictitious Names

Filing #

800081547

Filing Type

Limited Liability Company

Filed under Act

Domestic LLC; 1003 of 1993

Status

Good Standing

Principal Address

Reg. Agent

SUSAN MCCLENDON

Agent Address

1883 N WINWOOD DR

FAYETTEVILLE, AR 72703

Date Filed

03/31/2006

Officers

PATRICK J HARRIS , Manager TRAVIS D. GILMORE , Incorporator/Organizer KENDAL PO , Tax Preparer

Foreign Name

Foreign Address State of Origin

N/A

N/A

Purchase a Certificate of Good

Standing for this Entity

Pay Franchise Tax for this corporation

EXHIBIT "A"

A part of the West Half (W 1/2) of the Southwest Quarter (SW 1/4) of Section Three (3) in Township Sixteen (16) North, Range Thirty (30) West, in Washington County, Arkansas, and being more particularly described as follows, to-wit: Beginning at the Southeast corner of the NW 1/4 of the SW 1/4 of said Section 3, and running thence South 130.00 feet, thence West 310.98 feet; thence North 6 degrees 45' 0" East 99.27 feet; thence North 68 degrees 07' 30" West 69.01 feet, thence South 89 degrees 35' 36" West 75.63 feet, thence North 75 degrees 04' 51" West 112.10 feet, thence North 10 degrees 03' 40" East 180.15 feet, thence East 515.84 feet, thence South 200.00 feet to the point of beginning, and containing 3.37 acres, more or less. ALSO, a part of the West One-Half (W 1/2) of the Southwest Quarter (SW 1/4) of Section Three (3), Township Sixteen (16) North, Range Thirty (30) West, and being more particularly described as follows, to-wit: Beginning at the Southeast corner of the Northwest Quarter (NW 1/4) of the Southwest Quarter (SW 1/4) of said Section Three (3), and running thence South 130 feet, thence West 310.98 feet to the true point of beginning, and running thence North 06 degrees 45' 00" East 99.27 feet, thence West 310.98 feet to the true point of beginning, and running thence North 06 degrees 45' 00" East 99.27 feet, thence North 68 degrees 07' 30" West 69.01 feet, thence South 89 degrees 35' 36" West 75.63 feet, thence North 75 degrees 04' 51" West 112.10 feet, thence South 10 degrees 03' 40" West 155.00 feet, thence East 263.41 feet to the true point of beginning, and containing 0.76 acres, more or less.

Subject to easements, right-of-ways, and protective covenants of record, if any