Sec. 17-59. Order of abatement.

Upon the expiration of the appeal period after issuance of the notice provided for in Section 17-57 of this Code, or at the time the final decision of the City Council upholding the notice of violation, the City Manager may issue an order of abatement providing for:

(a) The removal of all rubbish, trash, weeds, or other accumulation of filth, debris or dilapidated structures, including but not limited to removal of stagnant waters in swimming pools, spas and hot tubs which constitute a hazard to public health and safety by the City's employees or contractors within five (5) days or the remainder of the notice period, whichever is applicable. The order shall be in writing and signed by the City Manager or designee. The order shall include the estimated cost for the removal, plus a five percent (5%) surcharge, based on the estimated cost to cover the City's incidental costs.

(b) A copy of the order of abatement shall be posted upon the subject property. The order shall be sent by certified United States mail to the owner, occupant or lessee at their last known address or most recent address to which a tax bill was mailed. If the owner does not reside on the property, a duplicate notice shall also be sent to the owner at the owner's last known address.

(c) After five (5) days have elapsed from the date of issuance of the Order of Abatement, the City, its employees or contractors enter upon the property and remove all rubbish, trash, weeds, filth, debris or dilapidated structures, including but not limited to removal of stagnant waters in swimming pools, spas and hot tubs from any lot, parcel or tract.

(Ord. No. 93-01, 1/5/93, Enacted; Ord. No. 00-20, 5/16/00, Amended (a) and (c) (SUPP 2000-2); Ord. No. 04-212, 12/14/04, Amended (SUPP 2004-4))