

ORDINANCE

CITY OF NEW ORLEANS

CITY HALL: August 15, 2007

CALENDAR NO.: 26,645

NO. _____ MAYOR COUNCIL SERIES

BY: COUNCILMEMBERS HEAD AND HEDGE-MORRELL

AN ORDINANCE to amend Section 26-263 of the Code of the City of New Orleans to provide for the means of notification and procedure for removal from the imminent health threat demolition list; and otherwise to provide with respect thereto.

WHEREAS, pursuant to Motion M-07-370, adopted by the Council on August 15, 2007, (certified copy attached and incorporated herein by reference thereto) this ordinance is being adopted pursuant to the emergency provisions of Section 3-112(11) of the Home Rule Charter; **NOW THEREFORE**

SECTION 1. THE COUNCIL OF THE CITY OF NEW ORLEANS HEREBY ORDAINS that Section 26-263 of the Code of the City of New Orleans be and is hereby amended and reordained to read as follows:

“Sec. 26-263. Emergency condemnation and demolition of buildings for threats to the public health, safety and welfare.

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(b) All notices provided under this section, except the posting on the City of New Orleans website and the Times Picayune, shall also include the following information:

(1) The municipal address of the property

(2) The specific reasons for the said violations as follows:

(a) Inside of home gutted and contents removed;

(b) Grass cut in front, back and side yards;

(c) All doors shut and secured; and

(d) All windows shut and secured.

(3) Information shall be provided to property owners detailing what action he/she must take to comply with the ordinance and thus cause the removal of the subject property from demolition. Additionally, the notice shall advise property owners that the City of New Orleans makes no legal representation that relief will or will not be granted.

(c) The method and means of demolition, removal, remediation, or any combination thereof, of buildings or structures so condemned shall be in accordance with other applicable ordinances, and state and federal laws.

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(e) The City shall maintain on its website, a current and accurate alphabetical listing of all properties deemed to be a “serious and imminent health threat” as provided by this Section.

(f) Any property owner may dispute the emergency condemnation and demolition under Section 26-263 by providing pictures and any other supporting documentation of the following:

(1) Inside of home gutted and contents removed;

(2) Grass cut in front, back and side yards;

(3) All doors shut and secured; and

(4) All windows shut and secured.

(g) Upon receipt of this documentation within fifteen (15) calendar days, the Office of Code Enforcement will respond in writing to the property owner as to whether the request to stop the demolition is granted or denied. If the Office of Code Enforcement denies the property

35 owner's request to stop the demolition, the Office of Code Enforcement shall provide written
36 justification for such denial.

37 (h) The Office of Code Enforcement shall conduct a final review of properties forty-eight
38 (48) hours prior to the scheduled demolition date."

ADOPTED BY THE COUNCIL OF THE CITY OF NEW ORLEANS _____

PRESIDENT OF THE COUNCIL

DELIVERED TO THE MAYOR ON _____

APPROVED:

DISAPPROVED: _____

MAYOR

RETURNED BY THE MAYOR ON _____ AT _____

CLERK OF COUNCIL

ROLL CALL VOTE:

YEAS:

NAYS:

ABSENT: