

**AN ORDINANCE OF THE CITY COUNCIL
OF
FAYETTEVILLE, NORTH CAROLINA**

**Requiring the City Building Inspector
to correct conditions with respect to,
or to demolish and remove a structure
pursuant to the
Dwellings and Buildings Minimum Standards
Code of the City**

The City Council of Fayetteville, North Carolina, does ordain:

The City Council finds the following facts:

- (1) With respect to Chapter 14 of the Dwellings and Buildings Minimum Standards Code of the City, concerning certain real property described as follows:

111 Jasper Street
PIN 0428-86-6041-

LEGAL: BEGINNING at a stake, formerly James White's South east corner on Butler Street, the beginning corner of the lot of which it is a part, and running thence with the Northern line of Butler Street East 50 feet to a stake; thence North 150 feet to a stake; thence West 50 feet to a point formerly James White's North East corner; thence South 150 feet to the beginning, being the western half of a certain lot described in a deed from G.L Butler, and wife, Bertha Butler, to the said John W. White, and wife, Celia J. White, dated September 19, 1946, and registered in Book 500, page 186, said lot being Lot 21, as shown on a plat entitled, BERTHA BUTLER, recorded in Book of Plats, Book 12, Page 42, Cumberland County Registry, North Carolina.

The owner(s) of and parties in interest in said property are:

Unknown Heirs of Arthur Davis, III
c/o Arthur Davis, IV
622 Wall Street
PO Box 79532
Los Angeles, CA 90079

- (2) All due process and all provisions of the Dwellings and Buildings Minimum Standards Code of the City having been followed, the Hearing Official duly issued and served an order requiring the owners of said property to: repair or demolish the structure on or before February 15, 2023.
- (3) And said owners without lawful cause, failed or refused to comply with said order; and the Code Enforcement Official is authorized by said Code, and NC General Statute 160D-1203(5), when ordered by

Ordinance of the City Council, to do with respect to said property what said owners were so ordered to do, but did not.

- (4) The City Council has fully reviewed the entire record of said Hearing Official thereon, and finds, that all findings of fact and all orders therein of said Hearing Official are true and authorized except:
None.
- (5) That pursuant to NC General Statute 160D-1203(7), the cost of the demolition shall be a lien against the real property upon which the cost was incurred.

Whereupon, it is ordained that:

SECTION 1

The Code Enforcement Official is ordered forthwith to accomplish, with respect to said property, precisely and fully what was ordered by said Hearing Official as set forth fully above, except as modified in the following particulars:

This property is to be demolished and all debris removed from the premises, and the cost of said removal shall be a lien against the real property as described herein.

SECTION 2

The lien as ordered herein and permitted by NC General Statute 160D-1203(7) shall be effective from and after the date the work is completed and shall have priority as provided by law, and a record of the same shall be available in the office of the City of Fayetteville Finance Department, Collections Division, 2nd Floor - City, 433 Hay Street, Fayetteville, NC 28301.

SECTION 3

This ordinance shall be in full force and effect from and after its adoption.

Adopted this _____ 22nd _____ day of _____ May _____, 2023.

CITY OF FAYETTEVILLE

BY: _____
Mitch Colvin, Mayor

ATTEST:

Pamela Megill, City Clerk