

ORDINANCE

That the Code of the Town of Kure Beach, North Carolina, is hereby amended by adding Section 5-106.2, which shall read as follows:

Sec. 5-106.2 – Action in event of failure to take corrective action.

If the owner of a building or structure that has been condemned as unsafe pursuant to Sec. 5-106.2 shall fail to take prompt corrective action, the local inspector shall give owner written notice, by certified or registered mail to owner's last know address or by personal service:

- (1) That the building or structure is in a condition that appears to meet one of more of the following conditions:
 - a. Constitutes a fire or safety hazard.
 - b. Is dangerous to life, health, or other property.
 - c. Is likely to cause or contribute to blight, disease, vagrancy, or danger to children.
 - d. Has a tendency to attract person(s) intent on criminal activities or other activities which would constitute a public nuisance.
- (2) That a hearing will be held before the inspector at a designated place and time, no later than ten (10) days after the date of notice, at which time the owner shall be entitled to be heard in person or by counsel and to present arguments and evidence pertaining to the matter; and
- (3) That following the hearing, the inspector may issue such order to repair, close, vacate, or demolish the building or structure as appears appropriate.

If the name or whereabouts of the owner cannot, after due diligence, be discovered, the notice shall be considered properly and adequately served if a copy thereof is posted on the outside of the building or structure in question at least ten (10) days prior to the hearing and notice of the hearing is published in a newspaper having general circulation in the city at least once, not later than one week prior to the hearing.

Adopted this the _____ day of _____, 2010.

Dean Lambeth, Mayor

ATTEST:

Town Clerk