

**PUBLIC HEARING AGENDA
PRATTVILLE CITY COUNCIL
TUESDAY, DECEMBER 16, 2014
6:00 P.M.**

ROLL CALL:

CALL TO ORDER:

1. RESOLUTION: To Declare Various Weeded Lots to be a Public Nuisance and Ordering Their Abatement per Title 11, Chapter 67 of the *Code of Alabama, 1975*, as Amended. (Sponsored By: Councilor Starnes)

2. RESOLUTION: To Grant a Restaurant Retail Liquor License to Jim N Nick's Auburn, LLC d/b/a Jim & Nick's Bar-B-Q Prattville. (Sponsored By: Councilor Starnes)

DRAFT

1 **RESOLUTION**

2
3 [To Declare Various Weeded Lots to be a Public Nuisance and Ordering
4 Their Abatement per Title 11, Chapter 67 of the *Code of Alabama, 1975*, as Amended.]

5
6 {Sponsored By: Councilor Starnes}

7
8 **WHEREAS**, an abundance of overgrown grass or weeds:

- 9
10 1. is injurious to the public health, safety and general welfare by providing a breeding
11 ground and shelter for rats, mice, snakes and mosquitoes and other vermin;
12 2. may cause the further spread of weeds;
13 3. may hide debris, such as glass or metal, that could inflict injury on a person going to
14 such property; and
15 4. may also pose a fire hazard and respiratory hazard; and

16
17 **WHEREAS**, the City Council of the City of Prattville declared in Resolution Book
18 2014-B, Page 179 that the abundance of overgrown grass and weeds at various addresses in
19 the City of Prattville constituted a public nuisance and set a public hearing to discuss said
20 nuisances; and
21
22

23
24 **WHEREAS**, notice, as required by §11-67-62 of the *Code of Alabama, 1975*, as
25 amended, was provided in *The Prattville Progress*, by certified mail, and by signage on the
26 subject property; and
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28

29
30 **WHEREAS**, the Prattville Police Department Code Enforcement Officer has
31 inspected the properties listed in Resolution Book 2014-B Page 179, adopted on November 18,
32 2014 and determined that the public nuisance still exists; and
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35
36 **WHEREAS**, the City Council of the City of Prattville held the required public hearing
37 at 6:00 p.m. on December 16, 2014 permitting the owners of same properties listed in
38 Resolution Book 2014-B, Page 179 to present evidence, objections and protest regarding the
39 proposed removal of weeds.
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42
43 **NOW, THEREFORE, BE IT RESOLVED** that the City Council of the City of
44 Prattville declares that the abundance of overgrown grass and weeds on the properties
45 continue to be a public nuisance:
46
47

- 48
49
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51 • **801 Wilberforce Avenue** – Frank Epkins, 470 West Drive, Prattville, AL 36067 (19-03-05-4-009-
52 014.000)
53 • **401 Marlette Drive** – Kecia Ellis, 1754 West Hickory Grove, Lapine, AL 36046 (19-05-16-4-010-001.086)
54 • **419 Marlette Drive** – William & Becky Moses, 1804 Hwy 14 West, Prattville, AL 36067 (19-05-16-4-010-
55 001.077)
56 • **Vacant lot on Sheila Blvd (old carwash)** – Frankie Herron, PO Box 210305, Montgomery, AL 36121 (19-
57 06-23-2-003-030.002)

58
59 **BE IT FURTHER RESOLVED** that:

60
61 The Mayor shall have the overgrown grass and weeds on the property listed above cut or
62 removed using city forces or the private contractors listed in Attachment A. Any property
63 owner shall have the right to have any weeds removed at his or her own expense provided
64
65

1 the removal is done prior to the commencement of work by employees or agents of the
2
3 City of Prattville. The Mayor shall keep an accounting of all costs related to the removal of
4
5 overgrown grass and weeds and report such cost to the City Council following their
6
7 removal.

8
9 **ADOPTED THIS 16th DAY OF DECEMBER, 2014.**

10
11
12
13 By: Willie L. Wood, Jr., President
14 Prattville City Council

15
16 **AUTHENTICATED THIS 16th DAY OF DECEMBER, 2014.**

17
18
19
20 By: Cathy Dickerson
21 City Clerk

22
23 **APPROVED:**

24
25
26
27 By: Bill Gillespie, Jr.
28 Mayor

DRAFT

1 **RESOLUTION**

2
3 [To Grant a Restaurant Retail Liquor License to Jim N Nick’s Auburn, LLC d/b/a Jim &
4 Nick’s Bar-B-Q Prattville.]

5
6 {Sponsored By: Councilor Starnes}

7
8 **WHEREAS**, Jim N Nick’s Auburn, LLC d/b/a Jim & Nick’s Bar-B-Q Prattville has
9
10 applied for a Restaurant Retail Liquor License for the business located at 2250 Cobbs Ford
11
12 Road, Prattville, Alabama, which is a restaurant; and

13
14 **WHEREAS**, a public hearing was set by Resolution Book 2014-B, Page 183 and held
15
16 on December 16, 2014 at 6:00 p.m. and that at such time and place all persons who desired
17
18 had an opportunity to be heard in favor of or in opposition to such Resolution.

19
20 **NOW, THEREFORE, BE IT RESOLVED** that the City Council of the City of
21
22 Prattville, hereby approves the issuance of a Restaurant Retail Liquor License for the business
23
24 located at 2250 Cobbs Ford Road, Prattville, Alabama, to Jim N Nick’s Auburn, LLC d/b/a
25
26 Jim & Nick’s Bar-B-Q Prattville.

27
28 **ADOPTED THIS 16th DAY OF DECEMBER, 2014.**

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30
31
32 _____
33 By: Willie L. Wood, Jr., President
34 Prattville City Council

35 **AUTHENTICATED THIS 16th DAY OF DECEMBER, 2014.**

36
37
38
39 _____
40 By: Cathy Dickerson
41 City Clerk

42 **APPROVED:**

43
44
45
46 _____
47 By: Bill Gillespie, Jr.
48 Mayor