

**STATE OF NEW MEXICO
COUNTY OF LEA
RESOLUTION NO. 22-JUL-158R**

A RESOLUTION FINDING A BUILDING AND PREMISES AT 2003 EAST LINDA LANE, HOBBS, NEW MEXICO TO BE A MENACE TO THE PUBLIC AND REQUIRING THE REMOVAL THEREOF

WHEREAS, the Lea County Board of County Commissioners has adopted Ordinance No. 97, an Ordinance Governing Dangerous Buildings in Lea County area, a copy of which may be obtained at the Office of the County Clerk, 100 N. Main, Lovington, New Mexico 88260, or online at www.leacounty.net/p/open-government/ordinances; *and*

WHEREAS, such Ordinance provides for this Board of County Commissioners to determine if any building or structure is ruined, damaged and dilapidated, or any premises is covered with ruins, rubbish, wreckage or debris; *and*

WHEREAS, Lea County staff has provided testimony, photographs, and other evidence of the property at 2003 E. Linda Lane, Hobbs, New Mexico, which sits within the geographic boundaries of Lea County.

NOW, THEREFORE, BE IT HEREBY RESOLVED by the Board of County Commissioners of Lea County that it finds that the structure, mobile homes, and manufactured homes at such address are ruined, damaged and dilapidated, and that the premises at such address is covered with ruins, rubbish, wreckage, and debris. This Board further finds that these conditions are a menace to the public comfort, health, peace or safety and require the removal of the building, structure, ruins, rubbish, wreckage, and debris.

BE IT FURTHER RESOLVED that a copy of the resolution shall be served on the owner, occupant or agent in charge of the building, structure, mobile home, manufactured home or premises. If the owner, as shown by the real estate records of the County Clerk, occupant or agent in charge of the building, structure, mobile home, manufactured home or premises cannot be served within the County, a copy of the resolution shall be posted on the building, structure, mobile home, manufactured home or premises, and a copy of the resolution shall be published one time in a local newspaper of general circulation in the County.

BE IT FURTHER RESOLVED that within 10 days of receipt of a copy of the resolution or of the posting and publishing of a copy of the resolution, the owner, occupant or agent in charge of the building, structure, mobile home, manufactured home or premises shall commence removing the building, structure, mobile home, manufactured home, ruin, rubbish, wreckage or debris, or file a written objection with the County Clerk asking for a hearing before the Board of County Commissioners.

BE IT FURTHER RESOLVED If the owner, occupant or agent in charge of the building, structure, mobile home, manufactured home or premises fails to commence removing the building, structure, mobile home, manufactured home, ruins, rubbish, wreckage or debris within 10 days of being served a copy of the resolution or of the posting and publishing of such resolution, the County

may remove or may contract for the removal of the building, structure, mobile home, manufactured home, ruins, rubbish, wreckage or debris at the cost and expense of the owner. The reasonable cost of the removal shall constitute a lien against the building, structure, mobile home, manufactured home, ruins, rubbish, wreckage or debris so removed and against the lot or parcel of land from which it was removed. The lien shall be foreclosed in the manner provided in NMSA §§ 3-36-1 through 3-36-6.

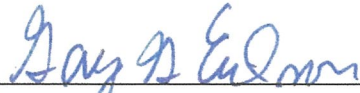
BE IT FURTHER RESOLVED that the Commission Chair and/or County Manager may finalize and sign any agreements consistent with the terms of this resolution.

PASSED, APPROVED AND ADOPTED on this 14th day of July, 2022, by the Lea County Board of County Commissioners in an open meeting in Lovington, New Mexico.

LEA COUNTY BOARD OF COUNTY COMMISSIONERS



Dean Jackson (District 1), Chair
Voted: Yes No Abstain



Gary G. Eldson (District 3), Vice Chair
Voted: Yes No Abstain



Rebecca Long (District 2), Member
Voted: Yes No Abstain



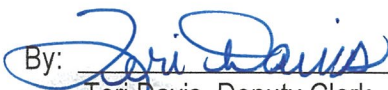
Jonathan Sena (District 4), Member
Voted: Yes No Abstain



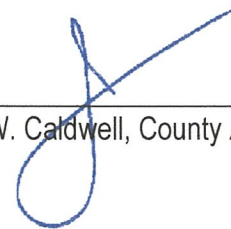
Pat Sims (District 5), Member
Voted: Yes No Abstain

ATTEST: Keith Manes
Lea County Clerk

**APPROVED AS TO FORM AND LEGAL
SUFFICIENCY:**

By: 

Teri Davis, Deputy Clerk



John W. Caldwell, County Attorney

