

**STATE OF NEW MEXICO  
COUNTY OF LEA  
RESOLUTION NO. 22-JUL-159R**

**A RESOLUTION FINDING A BUILDING AND PREMISES AT 4003 EAST MARLAND, 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](http://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 4003 E. Marland, 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.

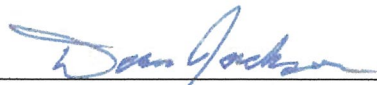
**BE IT FURTHER RESOLVED** If the owner, occupant or agent in charge of the building, structure, mobile home, manufactured home or premises fails to commence removing the building, structure, mobile home, manufactured home, ruins, rubbish, wreckage or debris within 10 days of being served a copy of the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

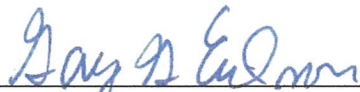
at the cost and expense of the owner. The reasonable cost of the removal shall constitute a lien against the building, structure, mobile home, manufactured home, ruins, rubbish, wreckage or debris so removed and against the lot or parcel of land from which it was removed. The lien shall be foreclosed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

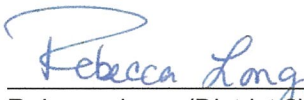
**BE IT FURTHER RESOLVED** that the Commission Chair and/or County Manager may finalize and sign any agreements consistent with the terms of this resolution.


**PASSED, APPROVED AND ADOPTED** on this 14<sup>th</sup> 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. Eidson (District 3), Vice Chair  
Voted: Yes No Abstain

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

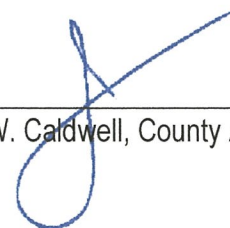
  
Jonathan Sena (District 4), Member  
Voted: Yes No Abstain

  
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

