

ORDINANCE NO. 1364-2023

AN ORDINANCE OF THE CITY OF TAHLEQUAH, OKLAHOMA, AMENDING THE TAHLEQUAH CITY CODE, PART 8, HEALTH AND SANITATION; CHAPTER 8-6, DILAPIDATED BUILDINGS; SECTION 8-602, DEFINITIONS; BY AMENDING THE DEFINITION OF A DILAPIDATED BUILDING; PROVIDING FOR CODIFICATION, SEVERABILITY, REPEALER, AND SETTING AN EFFECTIVE DATE.

NOW THEREFORE, BE IT ORDAINED BY The City Council of the City of Tahlequah, Oklahoma:

SECTION 1. AMENDATORY. Chapter 8-6 of Part 8 of the Tahlequah City Code is hereby amended to read as follows:

Section 8-602 Definitions.

As used in this chapter:

ADMINISTRATIVE OFFICER

The compliance officer or such other employee designated by the City of Tahlequah to enforce the provisions of this Code.

DILAPIDATED BUILDING

- A. A structure which through neglect or injury lacks necessary repairs or otherwise is in a state of decay or partial ruin to such an extent that the structure is a hazard to the health, safety, or welfare of the general public.
- B. A structure which is unfit for human occupancy due to the lack of necessary repairs and is considered uninhabitable or is a hazard to the health, safety, and welfare of the general public.
- C. A structure which is determined by the municipal governing body or administrative officer of the municipal governing body to be an unsecured building, as defined by 11 Oklahoma Statutes Section 22-112.1, more than three times within any twelve-month period.
- D. A structure which has been boarded and secured, as defined by 11 Oklahoma Statutes Section 22-112.1, for more than ~~36~~ six (6) consecutive months.
- E. A structure declared by the abatement board to constitute a public nuisance.

OWNER

The owner of record as shown by the most current tax rolls of the county Treasurer.

SECTION 2. CODIFICATION. The City Clerk is hereby directed to enter the added section into the appropriate place in the Tahlequah City Code of Tahlequah, Oklahoma, as authorized and approved by this Ordinance.

SECTION 3. SEVERABILITY. If any provision, paragraph, word, section of article of this Ordinance is invalidated by any court of competent jurisdiction, the remaining provisions, paragraphs, words, sections and chapters shall not be affected and shall continue in full force and effect.

SECTION 4. REPEALER. All other Ordinances and parts of other Ordinances Inconsistent or conflicting with any part of this Ordinance are hereby repealed to the extent of such inconsistency or conflict.

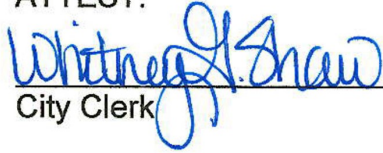
SECTION 5. EFFECTIVE DATE. This Ordinance shall take effect thirty (30) days after its publication as provided by law.

PASSED AND APPROVED BY THE CITY COUNCIL OF THE CITY OF TAHLEQUAH, OKLAHOMA, THIS 5th DAY OF SEPTEMBER, 2023.




Suzanne Myers, Mayor

ATTEST:


City Clerk

I-2023-006374 Book 1392 Pg 23
09/07/2023 10:47am **Pg 0022-0023**
Fee: \$20.00 Doc: \$0.00
Cheryl Trammel - Cherokee County Clerk
State of OK



Approved as to form and legality this 5th day of September, 2023.


John Tyler Hammons, City Attorney