

RESOLUTION NO. 533-02

At a regular meeting of the Mitchell County Board of Supervisors on September 17, 2002, adoption of the Resolution was moved, seconded and adopted.

WHEREAS, Curt Beyer has property for sale in Mitchell County, Iowa: and

WHEREAS, Curt Beyer was previously issued a permit for the construction of a new house conditioned upon the removal of the old house from the property; and

WHEREAS, despite the passage of more than two years, the house has not been removed from the property; and

WHEREAS, the Mitchell County Board of Supervisors has been informed that it will be difficult or impossible to sell the property because potential purchasers are afraid of incurring criminal and/or civil liability; and

WHEREAS, the Mitchell County Board of Supervisors deems it to be in the best interests of the County to allow additional time to remove the old house;

NOW, THEREFORE, BE IT RESOLVED:

1. The County Attorney is directed not to take any action against Curt Beyer until he has received his discharge in bankruptcy.

2. Any purchaser of the Curt Beyer property shall have 60 days from the date of closing in which to remove the old house from the property. If the house is removed within 60 days then the purchaser of the property will incur no civil or criminal liability. However, if the house is not removed within 60 days then each day which the house remains on the property shall constitute a violation of the building certificate.

WHEREUPON, the adoption of the Resolution was moved, seconded and unanimously passed.



ATTEST:

