

AGENDA

PROPERTY OWNERS APPEAL BOARD PUBLIC HEARINGS

**SEPTEMBER 6 & 7, 2023 ~ 6:00 P.M.
BLUE LION
101 NORTH 2ND STREET
ROOM B**

MEMBERS:

Megan Raynor, Chair; Bobbie Woodard-Andrews; Jack Swink; Justin Sparrow; and, Karen Lewis

WEDNESDAY, SEPTEMBER 6, 2023

CALL TO ORDER

ROLL CALL

STATEMENT OF QUALIFICATIONS AND INTRODUCTION OF CITY STAFF

ITEMS OF BUSINESS

Note: No RSVP's currently received

OTHER

ADJOURN

THURSDAY, SEPTEMBER 7, 2023

CALL TO ORDER

ROLL CALL

STATEMENT OF QUALIFICATIONS AND INTRODUCTION OF CITY STAFF

ITEMS OF BUSINESS

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OTHER

ADJOURN

MEMORANDUM

TO: Property Owners Appeal Board (POAB)
FROM: Sherri Gard, City Clerk
DATE: September 1, 2023
RE: Delinquent Property Cleanup Liens - 2023 Appeal Hearings

The purpose of the appeal hearings is to allow property owners that as of June 30, 2023 are ninety (90) days or more delinquent on payment of fees charged for abatement of property cleanup violations and who feel themselves aggrieved by action of the City.

The appeal hearings are scheduled for two (2) evenings, i.e. Wednesday, September 6 and Thursday, September 7, 2023. Certified letters dated July 31, 2023 were mailed to all respective property owners. Notice of the hearings was published in the River Valley Democrat Gazette on August 2, 2023.

Legal issues relative to the City's ordinances are not addressed in this forum. Such inquiries should be made to the City Clerk's Office.

City inspectors will provide file information to the POAB, as well as present the associated inspection video of the subject property. The property owner or representative will be given five (5) minutes to present their appeal. Property owners were provided the opportunity to RSVP; however, as of this date, no property owner has contacted the City Clerk's Office to indicate their intent to be in attendance.

Action by the POAB may consist of the following:

1. Adjust all or a portion of the delinquent cleanup lien(s).
2. Recommend to the City Board of Directors that the lien (either the full amount or balance due after any adjustment) be forwarded to the Sebastian County Tax Collector for collection on the following year's property tax statement. Upon certification, a 10% penalty will be assessed.

If a property cleanup lien is determined to be due and payable either in full or as adjusted by the POAB, in order to prevent certification to the Sebastian County Tax Collector, property owners may execute a twelve (12) month payment contract with the City Clerk. If payment in full is not accomplished within said time-frame, the amount due plus 10% penalty will be certified to the Sebastian County Tax Collector the following year without opportunity for additional appeal.

If property owners are not satisfied with the action taken by the POAB, an opportunity for final appeal before the City of Fort Smith Board of Directors will be provided at its regular meeting on Tuesday, **November 14, 2023**. Notice of the immediately aforementioned meeting will be provided to the property owner via certified mail and/or notice in the River Valley Democrat Gazette.