



STATE OF TEXAS

§

IN THE COMMISSIONERS COURT

COUNTY OF COMAL

§

**ORDER TO ABATE NUISANCE AT 301 GREENWOOD STREET**

**WHEREAS**, the Comal County Commissioners Court desires to abate nuisances in accordance with Comal County Public Nuisance Abatement Order #82 and the laws of the State of Texas in the interest of the health, safety and welfare of the citizens of Comal County, Texas;

**WHEREAS**, Texas Health and Safety Code §343.011(c)(1) states that a public nuisance is “keeping, storing, or accumulating refuse on premises in a neighborhood”;

**WHEREAS**, Texas Health and Safety Code §343.021 states that a County may abate a public nuisance under Chapter 343 by demolition or removal;

**WHEREAS**, Texas Health and Safety Code §343.023 states that a County may by Order assess the costs of abating the public nuisance, the cost of legal notification by publication, and an administration fee of not more than \$100.00 against the property on which the public nuisance exists;

**WHEREAS**, personal service was not obtainable and the address of the person to be notified is unknown; as such, written notice was posted on the premises on which the nuisance exists and was published in the New Braunfels Herald-Zeitung on September 29, 2016, and October 6, 2016, in accordance with Texas Health and Safety Code §343.022 and Comal County Public Nuisance Abatement Order #82; and

**WHEREAS**, the Comal County Commissioners Court finds that the owner, lessee, occupant, agent or person in charge of the property located at 301 Glenn Street, Lots 1, 10, 11 and 12, Scenic Heights 4, Comal County, Texas, is keeping, storing or accumulating refuse on premises in a neighborhood;

**NOW THEREFORE, BE IT ORDERED BY THE COMMISSIONERS COURT OF COMAL COUNTY THAT** upon proper notice as required by law, and upon motion duly made and seconded, and passed by a majority vote, as indicated by the signatures of the Commissioners below, that 301 Greenwood Street, Lots 1, 10, 11 and 12, Scenic Heights 4, Comal County, Texas, is hereby declared a public nuisance.

**BE IT FURTHER ORDERED THAT** that the public nuisance located at 301 Greenwood Street, Lots 1, 10, 11 and 12, Scenic Heights 4, Comal County, Texas, be abated, and the County Purchasing Agent and the County Engineer are authorized to take action to abate such public nuisance.

**BE IT FURTHER ORDERED THAT** the costs of abating the public nuisance, the cost of legal notification by publication, and an administrative fee of \$100.00 be assessed against the property with a lien in the real property records.

**EFFECTIVE THIS 19<sup>th</sup> DAY OF JANUARY, 2017.**

  
SHERMAN KRAUSE, COUNTY JUDGE

  
DONNA ECCLESTON,  
COUNTY COMMISSIONER PCT. #1

  
SCOTT HAAG,  
COUNTY COMMISSIONER PCT. #2

  
KEVIN WEBB,  
COUNTY COMMISSIONER PCT. #3

  
JEN CROWNOVER,  
COUNTY COMMISSIONER PCT. #4

ATTEST:   
BOBBIE KOEPP, COUNTY CLERK

