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STATE OF INDIANA  
LAKE COUNTY  
FILED FOR RECORD

2008 080346

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MICHAEL A. BROWN  
RECORDER

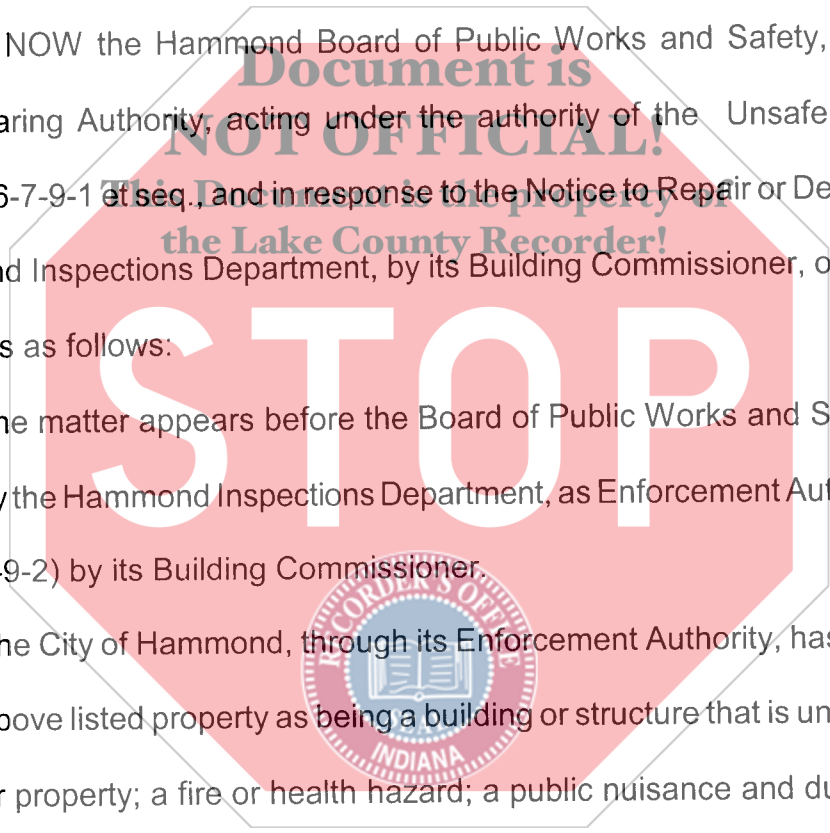
STATE OF INDIANA	)	BEFORE THE BOARD OF PUBLIC WORKS
	) ss	AND SAFETY
	)	
COUNTY OF LAKE	)	CITY OF HAMMOND, INDIANA

IN RE THE PROPERTY LOCATED AT: 860 Indiana Avenue, Hammond, IN

**FINDINGS AND ORDER**

COMES NOW the Hammond Board of Public Works and Safety, the statutory designated Hearing Authority, acting under the authority of the Unsafe Building Act, Indiana Code 36-7-9-1 et seq., and in response to the Notice to Repair or Demolish issued by the Hammond Inspections Department, by its Building Commissioner, on October 10, 2008, now finds as follows:

1. The matter appears before the Board of Public Works and Safety, brought by the Hammond Inspections Department, as Enforcement Authority (I.C. 36-7-9-2) by its Building Commissioner.
2. The City of Hammond, through its Enforcement Authority, has identified the above listed property as being a building or structure that is unsafe to person or property; a fire or health hazard; a public nuisance and due to condition or vacancy in violation of City Ordinance concerning Building Condition or Maintenance. (I.C. 36-7-9-4)



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3. Pursuant to these findings, and acting to eliminate blight and protect public health and safety, the Enforcement Authority issued notice of the condition of the above listed property, and required that the above listed property be repaired or demolished, pursuant to I.C. 36-7-9-5.
4. This Notice to Repair or Demolish complied with I.C. 36-7-9-5 and contained the required information including in part, the name of the person to whom the order was issued, a legal description and common address of the unsafe premises, the action requested on the unsafe property, the time frame permitted for compliance and notice of the time, date and place of a scheduled hearing before the Hammond Board of Public Works and Safety.
5. Service was made upon all parties possessing a known or recorded fee interest, life estate interest, substantial property interest, or equitable interest in the above listed property, as determined from information maintained by the Lake County Recorder.
6. Service on the above listed property was made upon, in the following manner on the following dates:  
Joel Torres Munoz & Theresa Torres Munoz, Certified Mail, returned  
Joel Torres Munoz & Theresa Torres Munoz, Regular Mail, returned  
Joel Torres Munoz & Theresa Torres Munoz, by publication in The Times, November 5 and 6, 2008  
Lake County Treasurer, Certified Mail, 10/14/08  
Kenneth M. Turner, Certified Mail, Returned unclaimed  
Kenneth M. Turner, Regular Mail, 10/30/08

Kenneth M. Turner by publication in The Times on November 5 and 6, 2008  
This above manner of service complies with the statutory requirements, and  
the Hearing Authority determines that a reasonable effort has been made to  
obtain service.

7. A hearing on the Notice and Order to Repair or Demolish was held before  
the Hammond Board of Public Works, pursuant to I.C. 36-7-9-7 on Thursday  
November 20, 2008, at 9:00 a.m., and was conducted on that date by the  
hearing authority at a public meeting.
8. No person, to whom the Notice and Order to Repair or Demolish was issued,  
appeared at the hearing, nor any party having a substantial property interest  
in the unsafe premises appeared, in person or by counsel, nor was there  
requested a continuance or rescheduling of the hearing by any party.
9. The property listed above was not substantially repaired nor demolished by  
the property owner prior to the scheduled hearing and the Notice and Order  
to Repair or Demolish issued by the Hammond Inspections Department  
proposes demolition of the unsafe property above, and that recommendation  
is reasonably related to the condition of the property, the failure of the  
owners of the property to remedy the condition, and given the nature and use  
of nearby properties. (36-7-9-5)
10. Demolition of the unsafe property is necessary and reasonable in relation to  
the present condition of the property, which requires services of the  
government in excess of ordinary property, and which creates a negative  
effect on property values, as well as effects the quality of life, and use, of the

surrounding area in the City of Hammond.

NOW THEREFORE it is the finding and decision of the Hammond Board of Public Works and Safety to AFFIRM the Notice and Order to Repair and Demolish issued by the Enforcement Authority on the above named unsafe building. This affirmation shall be an ORDER to demolish the structure which shall be recorded in the office of the Recorder of Lake County, Indiana, with demolition of the property to subsequently follow. The costs of this demolition shall be assessed against the property, and shall constitute a lien on the property.

SO ORDERED this 20<sup>th</sup> day of November, 2008

**NOT OFFICIAL!**  
This Document is the property of  
the Hammond Board of Public Works and Safety  
of the Lake County Recorder!

By: [Signature]  
President

[Signature]  
Vice President

[Signature]  
Member

Attest: [Signature]

I affirm, under the penalties for perjury, that I have taken reasonable care to redact each and every social Security Number in this document, unless required by law.

  
\_\_\_\_\_  
Kevin C. Smith

This instrument prepared by: Kevin C. Smith (#18169-45)  
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Dyer, IN 46311  
219-322-8222



