

**ORDINANCE (AS AMENDED)
CITY OF NEW ORLEANS**

AN ORDINANCE to amend Section 26-262 of Division 4 of Article IV of Chapter 26 of the Code of the City of New Orleans by extending the deadline for the remediation or demolition of properties damaged by Hurricanes Katrina and/or Rita, and providing that properties located in the Lower Ninth Ward shall be deemed hardship cases eligible for exceptions to the deadline.

SECTION 1. THE COUNCIL OF THE CITY OF NEW ORLEANS HEREBY ORDAINS that Section 26-262 of Division 4 of Article IV of Chapter 26 of the Code of the City of New Orleans is hereby amended to read as follows:

“Division 4. Substandard Buildings

* * *

Section 26-262. Remediation of Housing following Hurricane Katrina.

- (a) When buildings used for living purposes have become and remain vacant as a result of damage sustained by Hurricanes Katrina and/or Rita, such buildings shall be subject to inspection by various inspection agencies of the city where the safety, health or welfare of the citizens of the city is concerned. The city may utilize records of public utilities or private utilities regulated by the city to determine when a premise is vacated.
- (b) Every owner of a dwelling or dwelling unit shall be responsible for mold remediation, cleaning, gutting, and properly securing the premises of all properties so damaged in a manner so as to render the premises environmentally sound and not open to the public.
- (c) Every owner of a dwelling or dwelling unit shall take appropriate measures to complete this work as soon as possible, but no later than ~~August 29, 2006~~ one year after the city serves notice on the owners of the dwelling or dwelling unit of the owners' duty under this Article to take such measures. Communications from the city providing notice shall include a list of the names and telephone numbers of resource providers that are available to assist owners in taking such measures.
- (d) All dwellings and dwelling units which, after inspection, are found not to comply with the requirements of this section are hereby declared to be public nuisances and shall be abated by repair, rehabilitation, ~~demolition~~ or removal in accordance with the provisions of this Article.
- (e) Have a proper review processing committee set up to review hardship cases and possible exceptions. Provided, however, that all dwellings or dwelling units that are located in the Lower Ninth Ward shall be deemed to be hardship cases eligible for possible exceptions to the deadline.

- (f) When notices are sent out to advise someone that their property is under consideration for public nuisance that the appeal process be included within that notice.