



City of Charles Town

101 East Washington Street, P.O. Box 14, Charles Town, WV 25414
Phone: (304) 725-2311 ♦ Web: www.charlestownwv.us

RESOLUTION

A Resolution Acknowledging Support for City Staff's Enforcement of a Final Court Order Concerning the Witteried Family Public Nuisance Case

WHEREAS, the City of Charles Town City has been in litigation with the Witteried family for many years regarding a public nuisance case affecting the properties at 416 S. George Street, 151 Academy Street (formerly known as 401 S. Charles Street), and 400 S. George Street, all located within the municipal corporate limits of Charles Town, for numerous code and building related matters;

WHEREAS, after several unsuccessful attempts by city officials, the property owners, and the Jefferson County Circuit Court to resolve the numerous code and building violations associated with the subject properties, the Circuit Court entered a *Final Order Granting Permanent Injunction* on December 31, 2016 that ordered certain actions and granted certain relief to the city with respect to the various properties and the general condition of the real property;

WHEREAS, Mr. Witteried appealed the Circuit Court Order to the Supreme Court of West Virginia, which later affirmed the Final Order; and

WHEREAS, on July 9, 2021 the city manager provided the attached letter to Mr. Witteried and others outlining the city's plans to enforce the Final Order.


NOW THEREFORE BE IT FURTHER RESOLVED that the Charles Town City Council is aware of city staff's actions concerning this matter and endorses the enforcement actions outlined in the July 9, 2021 letter.

Adopted the 7th day of SEPTEMBER, 2021.

Attest:



Robert M. Trajnor
Mayor



Daryl Hennessy
City Manager/Clerk