

## DRAFT MINUTES HEARING OFFICER August 6, 2019

Minutes of the regular public hearing of the Hearing Officer, of the City of Tempe, which was held at the Tempe History Museum located at 809 East Southern Avenue, Tempe, Arizona 85282 at 5:00pm.

### REGULAR SESSION 5:00 PM

**Present:**

Vanessa MacDonald, Hearing Officer  
Jeff Tamulevich, Code Compliance Administrator  
Drew Yocom, Code Compliance Analyst  
Shelbie Meyer, Administrative Assistant

There was one (1) interested citizen present at the regular session.

Meeting convened at 5:05 PM and was called to order by Vanessa MacDonald. Hearing Officer MacDonald stated anyone wishing to appeal a decision will need to file a written appeal within fourteen (14) calendar days, by August 20, 2019 at 3:00 PM, to the Community Development Department.

1. The following was noted:

• **Agenda Item No. 1**

**July 16, 2019 Hearing Officer Minutes**

**Vanessa MacDonald**, Hearing Officer, stated the July 16, 2019 Hearing Officer Minutes had been reviewed and were approved.

2. Request abatement of public nuisance items at the HARRIS PROPERTY located at 63 W. 13th St. The applicant is the City of Tempe (CE191965).

Andres Lara-Reyes, Code Inspector, gave the following overview of this case:

- Requested a 180-day open abatement of this property for over height grass and weeds in front and back.
- Lara-Reyes indicated that notices were sent and citations were issued.
- Lara-Reyes indicated that there was contact with the owner stating the owner would have a cleaning crew out before abatement, yet the property remains in violation since March 19, 2019.

Hearing Officer MacDonald approved a 180-day abatement.

3. Request abatement of public nuisance items at the HOGAN PROPERTY located at 2004 E. Rice Drive. The applicant is the City of Tempe (CE192176).

Jack Scofield, Code Inspector, gave the following overview of this case:

- Requested a 180-day open abatement of this property for deteriorated landscape and obstruction of sidewalk.
- Scofield noted that two (2) notifications were sent with no avail. As well as a citation, which owner failed to appear in court.
- Scofield noted that he continues to receive complaints daily for this property.

Hearing Officer MacDonald approved a 180-day abatement.

4. Request abatement of public nuisance items at the LEHNEN PROPERTY located at 2308 E. Bishop Drive. The applicant is the City of Tempe (CE188411).

Michael Glab, Code Inspector, gave the following overview of this case:

- December 2018, Code Compliance received a complaint regarding this property where Inspector Glab proceeded with follow-up inspections going into 2019 with no change, resulting in a citation.
- April 2019, property owner spoke with Glab promising to clean-up property, with little progress.
- Glab requested a 180-day open abatement for this property until it is no longer in violation.

Hearing Officer MacDonald approved a 180-day abatement.

5. Request abatement of public nuisance items at the PATRON PROPERTY located at 1515 E. Del Rio Drive. The applicant is the City of Tempe (CE192204).

Julie Scofield, Code Inspector, gave the following overview of this case:

- Since March 2019, this property has been in violation for over height grass and weeds and junk and trash in the carport.
- Scofield indicated two notices were mailed to owner and citations were issued to owner, with no contact.

Hearing Officer MacDonald approved a 180-day abatement.

6. Request abatement of public nuisance items at the SONG PROPERTY located at 1849 E. Harvard Drive. The applicant is the City of Tempe (CE193262).

Jack Scofield, Code Inspector, gave the following overview of this case:

- Requested a 180-day open abatement of this property for deteriorated landscaping in front yard.
- Violation notices were mailed and posted to property owner, with no response. Property has changed ownership.

Sylvia Orioli, neighborhood resident, spoke on this case:

- She stated she has been affected by the property and how the deteriorated landscape is a nuisance to the neighborhood for years.
- Orioli stated she has witnessed theft in this vacant property and reported it to the police.
- Orioli wanted clarification on what Code Compliance can do.

Jeff Tamulevich, Code Compliance Administrator, spoke in response to Orioli:

- Tamulevich explained that Code Compliance only has the authority abate the property for the exterior. Otherwise, it is a police or building safety matter.

Hearing Officer MacDonald approved a 180-day abatement.

7. Request abatement of public nuisance items at the THORNBURN PROPERTY located at 1978 E. McNair Drive. The applicant is the City of Tempe (CE192249).

Jack Scofield, Code Inspector, gave the following overview of this case:

- Requested a 180-day open abatement of this property to address the inoperable and unregistered vehicles in the driveway.
- Violation notices have been mailed, citations have been issued, and contact with owner has been made. Owner stated he would come into compliance, with little progress.

Hearing Officer MacDonald approved a 180-day abatement.

8. Request abatement of public nuisance items at the WHITE PROPERTY located at 314 E. Loma Vista Drive. The applicant is the City of Tempe (CE192343).

**ABATEMENT REQUEST WITHDRAWN – PROPERTY IN COMPLIANCE**

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**ANNOUNCEMENTS**

- No announcements were made.

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With no further business, the public hearing adjourned at 5:27 PM.

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Prepared by: Shelbie Meyer  
Reviewed by: Jeff Tamulevich

Jeff Tamulevich, Code Compliance Administrator  
For Vanessa MacDonald, Hearing Officer

JT: sm