

MINUTES HEARING OFFICER October 19, 2021

Minutes of the regular public hearing of the Hearing Officer, of the City of Tempe, which was streamed online on WebEx and broadcasted live on Tempe 11 at 5:00pm.

REGULAR SESSION 5:00 PM

Present:

Vanessa MacDonald, Hearing Officer
Drew Yocom, Community Development Planning and Research Analyst
Shelbie Meyer, Administrative Assistant
Jeff Tamulevich, Code Compliance Administrator

There were zero (0) interested citizens present.

Meeting convened at 5:00 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 November 2, 2021 at 3:00 PM, to the Community Development Department.

1. The following was noted:

• **Agenda Item No. 1**

October 5, 2021 Hearing Officer Minutes

Vanessa MacDonald, Hearing Officer, stated the October 5, 2021 Hearing Officer Minutes had been reviewed and were approved.

2. Request abatement of public nuisance items at the **MOORE PROPERTY** located at 438 W. Hermosa Drive. The applicant is the City of Tempe (**CE211993**).

Hector Heredia, Code Inspector, gave the following overview of this case:

- Inspector Heredia requested a 180-day open abatement for deteriorated landscaping and sidewalk obstruction.
- The property owner is deceased therefore, no contact was made in order to come into compliance. The case was initiated on March 26, 2021, an anonymous complaint was made for deteriorated landscaping and obstruction of sidewalk. The inspector verified the violations and sent the first correction notice.
- Fourteen (14) days later, no corrective action was made, and a final notice was issued.
- After the third inspection, a second final notice was issued.
- On June 3, 2021, the inspector had return mail indicating that the property owner was deceased.
- Another final notice was issued and posted to the property, in hopes for family members to remediate the issues.
- On June 21, 2021, no contact was ever made by any family members. The inspector sought the abatement process.

- On August 18, 2021 and August 24, 2021, more complaints were filed to the Code Compliance division regarding the state of the property.
- On September 13, 2021, the abatement packet was submitted for remediation.

Drew Yocom stated no contact was made by the property owner to speak on behalf of this case.

Hearing Officer MacDonald approved the 180-day open abatement.

3. Request abatement of public nuisance items at the **TOLIVER PROPERTY** located at 4120 S. La Corta Drive. The applicant is the City of Tempe (**CE212776**).

ABATEMENT REQUEST WITHDRAWN - PROPERTY IN COMPLIANCE

4. Request abatement of public nuisance items at the **NIETO PROPERTY** located at 721 W. Hermosa Drive. The applicant is the City of Tempe (**CE212337**).

ABATEMENT REQUEST WITHDRAWN - PROPERTY IN COMPLIANCE

5. Request abatement of public nuisance items at the **BRADFORD PROPERTY** located at 518 W. 11th Street. The applicant is the City of Tempe (**CE214266**).

Ashley Nichols, Code Inspector, gave the following overview of this case:

- Inspector Nichols requested a 180-day open abatement for tree obstructing the sidewalk and street,
- The case was initiated on July 16, 2021 by an anonymous complaint.
- The original inspector, Brandy Zedlar, went to the property, confirmed the violations, and issued a notice to the property owner.
- On July 26, 2021, an additional complaint was made for obstruction of sidewalk, as well as, deteriorated landscaping.
- On August 17, 2021, Inspector Nichols took over the case and inspected the property. The inspector confirmed the tree obstruction, deteriorated landscaping, over height grass/weeds, and observed dead landscaping debris on the roof and front yard landscaping. A notice was sent to the property owner.
- On September 3, 2021, more anonymous complaints were submitted to the Code Compliance Division regarding the condition of the property.
- On September 9, 2021, the inspector re-inspected the property, and no progress was made. A final notice was issued and posted to the property.
- On September 17, 2021, no progress was made and a notice to abate was posted to the property.
- Inspector Nichols had no contact with the property owner and noted that all the notices were still posted to the structure.

Drew Yocom stated no contact was made by the property owner to speak on behalf of this case.

Hearing Officer MacDonald approved the 180-day open abatement.

ANNOUNCEMENTS

- Drew Yocom announced that the next meeting will take place on November 2, 2021 online through WebEx and in the Tempe City Council Chambers.

With no further business, the public hearing adjourned at 5:18 PM.

Prepared by: Shelbie Meyer
Reviewed by: Drew Yocom

Drew Yocom, Planning and Research Analyst
For Vanessa MacDonald, Hearing Officer

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