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## ADMINISTRATIVE VIOLATION REVIEW BOARD

### MEETING MINUTES

September 16, 2020 – 2:00pm

City Hall, Fourth Floor Conference Room

	<u>Name</u>	<u>Attendance</u> (mtgs attended-mtgs absent)	<u>Term of Office</u>
<b>MEMBERS PRESENT:</b>	Pat Benedict	(54-6)	4/29/22
	Don Daffron	(09-0)	4/29/21
	Jason Eslinger	(06-1)	5/27/24
	Isobel McGowan	(01-0)	4/29/23
<b>MEMBERS ABSENT:</b>	Mary Kottenstette	(03-1)	4/29/25
<b>OTHERS PRESENT:</b>	Juston Carr, Property Maintenance Manager Charles Starling, Property Maintenance Inspector Carol Flury, Recording Secretary		

**ROLL CALL** – Four (4) members were in attendance, quorum present. Pat Benedict - present, Daffron - present, Eslinger – present, Kottenstette – absent, Isobel McGowan – present.

#### APPROVAL OF MINUTES

A motion to accept the minutes from August 5, 2020, was made by McGowan; second by Benedict. Verbal vote taken; all ayes, no nays. **MOTION PASSES.**

#### NEW BUSINESS

- A. CASE NUMBER AP21-25830** – A request for review by Ross D. and Amy Ellis, 219 South 20<sup>th</sup> Street, for Violation 15-25 Nuisance Defined/Declared – Trash and Debris (garbage bags, miscellaneous scattered trash, and debris). (Viewed 6/7/20). PM20-07031

Starling presented his case and passed out new photos; nothing had changed since the penalty was issued.

Mr. Ellis stated that his only source of income was scrapping as he is disabled. He answered questions from the Board.

Starling stated that the property was posted no trespassing. Mr. Ellis gave Mr. Starling permission to come upon his property anytime.

McGowan asked if Mr. Ellis needed a business license to have a scrapping business. Carr said yes, Mr. Ellis would need a business license, but it is not allowed in a residential neighborhood.

McGowan made a motion to uphold the penalty; second by Daffron. **VOTE:** Eslinger - aye, Benedict - aye, Daffron - aye, McGowan – aye. - Ayes - 4; Nays - 0. **MOTION PASSES.**

- B. CASE NUMBER AP21-25829** – A request for review by Ross D. and Amy Ellis, 219 South 20<sup>th</sup> Street, for Violation 15-54 Nuisance Defined/Declared - Mandatory Collection – for failure to provide proof of trash disposal as requested. (Viewed 7/09/20). PM20-09000

Starling presented his case and showed the Board that the landfill receipts that were turned in were sporadic and not once a week like he had asked.

Mr. Ellis answered questions from the Board. The Board decided to postpone their decision to see if Mr. Ellis turns in his weekly trash receipts.

McGowan made a motion to postpone; second by Benedict. **VOTE:** Eslinger - aye, Benedict - aye, Daffron - aye, McGowan – aye. - Ayes - 4; Nays - 0. **MOTION PASSES.**

**UNFINISHED BUSINESS - none**

### **ADJOURNMENT**

Eslinger made called the meeting adjourned at 2:23pm.

Minutes respectfully submitted by Carol Flury, Recording Secretary.