

**HOUSING BOARD OF APPEALS MINUTES
OCTOBER 22, 2008**

**CITY HALL
10 N. DIVISION STREET
COMMISSION CHAMBERS
3RD FLOOR – ROOM 311
BATTLE CREEK, MICHIGAN**

CALL TO ORDER: Carlyle Sims, Chairman, called the meeting to order at 1:00 p.m.

MEMBERS PRESENT: Carlyle Sims, Frank Ballard, Jim Bauer, Jackie Braman and Denise McCoy

MEMBERS ABSENT: None

STAFF MEMBERS PRESENT: Steve Bundle, Code Officer, Jeanette Cook, Code Officer, Doug Davis, Code Officer, Pam Lawson, Code Officer, Todd Nowicki, Code Officer, Dennis McKinley, Code Compliance Administrator and Sandra Gray, Secretary

ADDITIONS/DELETIONS TO THE AGENDA:

Carlyle Sims, Chairman, asked if there were any additions or deletions to the agenda.

Sandra Gray, Secretary, stated 52 Fonda Avenue, 96 Battle Creek Avenue, 31 Windsor Ter, 40 E. Kingman Avenue, 166 Nelson Street, 222 Post Avenue, 85 Rook Court, 729 W. Michigan Avenue, 219 Oneita Street, 208 Cliff Street, 224 Surby Avenue, 70 Winter Street have complied. 200 W. Bidwell Street, 130 Cherry Street and 111 Euclid Avenue were removed by the Code Officer.

APPROVAL OF MINUTES: A motion was made by Jim Bauer, supported by Jackie Braman to approve the September 24, 2008 Minutes. All yes. Motion carried.

DANGEROUS BUILDINGS SHOW-CAUSE HEARINGS: NONE

OLD BUSINESS:

52 Fonda Avenue: COMPLIED

59 Highway Street: Edward Ricketts, property owner, was not present.

A motion was made by Jim Bauer, supported by Jackie Braman to deny the appeal due to the non-appearance of the property owner. All yes. Motion carried.

96 Battle Creek Avenue: **COMPLIED**

31 Windsor Ter: **COMPLIED**

26 Fremont Street: Robert Vahovick, property owner, was not present.

Jason Francisco, Code Officer, stated that the house is going back to the bank and he will issue a new Order to Repair to the bank.

A motion was made by Jim Bauer, supported by Jackie Braman to deny the appeal due to the non-appearance of the property owner. All yes. Motion carried.

177 Harris Avenue: William Prosser, property owner, was present.

William Prosser requested an extension until next June to complete the siding.

Pam Lawson, Code Officer, recommended that Mr. Prosser be granted the extension until June 2009 as he has made significant progress and feels that he will complete the siding.

A motion was made by Frank Ballard, supported by Denise McCoy to grant an extension until June 1, 2009.

31 Eldred Street: Michael Ruskin, property owner, was not present.

A motion was made by Jackie Braman, supported by Jim Bauer to deny the appeal due to the non-appearance of the property owner. All yes. Motion carried.

Note: Starla Ruskin, wife, entered the meeting after the vote.

Starla Ruskin stated her husband is sick and they are having financial problems. She stated that she did not know when they would be able to correct violations and asked for an extension.

A motion was made by Jackie Braman, supported by Jim Bauer to rescind the motion to deny the appeal. All yes. Motion carried.

A motion was made by Jackie Braman, supported by Frank Ballard to grant an extension until June 1, 2009. All yes. Motion carried.

NEW BUSINESS:

40 E. Kingman Avenue: COMPLIED

145 E. Kingman Avenue: Victor Smith, property owner, was not present.

A motion was made by Jackie Braman, supported by Jim Bauer to deny the appeal due to the non-appearance of the property owner. All yes. Motion carried.

48 Lathrop Avenue: Charlene Bassler, property owner, was not present.

A motion was made by Jackie Braman, supported by Jim Bauer to deny the appeal due to the non-appearance of the property owner. All yes. Motion carried.

56 Lathrop Avenue: Carol Hayes, property owner, was present.

Susan Hayes, daughter, of Carol Hayes, spoke on her behalf. Ms. Hayes stated that she has contacted Creative Change and they are willing to assist her mother in correcting the violations, therefore, she would request an extension until next June.

A motion was made by Jim Bauer, supported by Denise McCoy to grant an extension until June 1, 2009. All yes. Motion carried.

226 Lathrop Avenue: Chris Waggoner, property owner, was present.

A motion was made by Jackie Braman, supported by Jim Bauer to grant an extension until June 1, 2009. All yes. Motion carried.

228 Lathrop Avenue: Arlene Kennedy, property owner, was present.

A motion was made by Jackie Braman, supported by Jim Bauer to grant an extension until June 1, 2009. All yes. Motion carried.

118 Nelson Street: Fern Perkins, property owner, was present.

A motion was made by Denise McCoy, supported by Jackie Braman to grant an extension until June 1, 2009. All yes. Motion carried.

166 Nelson Street: COMPLIED

221 Post Avenue: REMOVE FROM AGENDA.

Steve Bundle, Code Officer, stated the property was sold on land contract and requested that it be removed from the agenda.

222 Post Avenue: COMPLIED

249 Post Avenue: Barbara Lipps, property owner, was present.

A motion was made by Jackie Braman, supported by Denise McCoy to grant an extension until June 1, 2009. All yes. Motion carried.

286 Post Avenue: Steven Kipp, property owner, was not present.

Steven Kipp, property owner, submitted a letter to the Board stating that it is his intent to work on all the windows, door, soffit and overhang trim on the house including the detached garage. He is requesting an extension until the spring of 2009.

A motion was made by Jim Bauer, supported by Frank Ballard to grant an extension until June 1, 2009. All yes. Motion carried.

287 Post Avenue: Gary Phillips, property owner, was not present.

A motion was made by Jackie Braman, supported by Jim Bauer to deny the appeal due to the non-appearance of the property owner. All yes. Motion carried.

85 Rook Court: COMPLIED

14 Stone Avenue: Jerry Hensley, Sr., property owner, was present.

A motion was made by Jackie Braman, supported by Jim Bauer to grant an extension until June 1, 2009. All yes. Motion carried.

150 N. Broad Street: Nancy Kaley, property owner, was present.

A motion was made by Jim Bauer, supported by Jackie Braman to grant an extension until June 1, 2009. All yes. Motion carried.

12 S. Broad Street: Diana Hale, property owner, was not present.

A motion was made by Jackie Braman, supported by Jim Bauer to deny the appeal due to the non-appearance of the property owner. All yes. Motion carried.

809 Capital Avenue NE: Jack Hamlin, property owner, was present.

A motion was made by Jim Bauer, supported by Jackie Braman to grant an extension until June 1, 2009. All yes. Motion carried.

130 Cherry Street: REMOVED FROM AGENDA.

This property was removed from the agenda per the request of the Code Officer, Jeanette Cook.

170 Cherry Street: Charity Hollanquest, property owner, was not present.

Historian Beard, daughter of Ms. Hollanquest requested an extension until June 2009 so that the violations could be corrected.

A motion was made by Jim Bauer, supported by Frank Ballard to grant an extension until June 1, 2009. All yes. Motion carried

22 Graves Avenue: Charles Coleman, Jr., property owner, was not present.

A motion was made by Jackie Braman, supported by Jim Bauer to deny the appeal due to the non-appearance of the property owner. All yes. Motion carried.

637 Hamblin Avenue: Scott Young, property owner, was not present.

A motion was made by Jackie Braman, supported by Jim Bauer to deny the appeal due to the non-appearance of the property owner. All yes. Motion carried.

21 Hubbard Street: Penny Hickman, property owner, was present.

A motion was made by Jackie Braman, supported by Jim Bauer to grant an extension until June 1, 2009. All yes. Motion carried

725 W. Michigan Avenue: Merwin Van Duen, property owner, was present

A motion was made by Jackie Braman, supported by Jim Bauer to grant an extension until June 1, 2009. All yes. Motion carried.

727 W. Michigan Avenue: Merwin Van Duen, property owner, was present.

A motion was made by Jackie Braman, supported by Jim Bauer to grant an extension until June 1, 2009. All yes. Motion carried.

729 W. Michigan Avenue: COMPLIED

219 Oneita Street: COMPLIED

220 Oneita Street: Brenda Street, property owner, was present.

A motion was made by Jackie Braman, supported by Jim Bauer to grant a 90-day extension. All yes. Motion carried.

188 W. Roosevelt Avenue: Irene Jackson, property owner, was present.

A motion was made by Jim Bauer, supported by Jackie Braman to grant a 30-day extension to repair the stairs and roof and an extension until June 1, 2009 to paint. All yes. Motion carried.

88 Somerset Avenue: George Boykins, property owner, was not present.

A motion was made by Jackie Braman, supported by Jim Bauer to deny the appeal due to the non-appearance of the property owner. All yes. Motion carried.

27 Bond Avenue: Deborah Stimac, property owner, was present.

Deborah Stimac stated that the houses on Bond Avenue are scheduled to be purchased by Anchor Properties and demolished to make way for a new plaza. That is why she does not want to correct the violations.

Jason Francisco, Code Officer, stated Ms. Stimac does not know when this sale will go thru and there are only two or three pieces of siding that needs to be replaced.

A motion was made by Denise McCoy, supported by Jackie Braman to grant a 30-day extension to replace the siding. All yes. Motion carried.

143 Sigel Avenue: Kevin Korteway, property owner, was present.

Kevin Korteway requested an extension until next June which would allow him additional time to save some money and then side the entire house.

A motion was made by Jim Bauer, supported by Jackie Braman to grant a 30-day extension to repair the stairs and roof and an extension until June 1, 2009 to paint. All yes. Motion carried.

15 Harold Street: Mary Keithley, property owner, was present.

A motion was made by Jim Bauer, supported by Jackie Braman to grant a 30-day extension to repair the stairs and roof and an extension until June 1, 2009 to paint. All yes. Motion carried.

8 Richards PI: Jaime Sykes, property owner, was present.

A motion was made by Jim Bauer, supported by Denise McCoy to grant an extension until June 1, 2009. All yes. Motion carried.

24 Richards PI: Jeremiah Whitfield, property owner, was not present.

A motion was made by Jackie Braman, supported by Jim Bauer to deny the appeal due to the non-appearance of the property owner. All yes. Motion carried.

105 Scenery Avenue: Todd Burghdoff, Sr., property owner, was not present.

A motion was made by Jackie Braman, supported by Jim Bauer to deny the appeal due to the non-appearance of the property owner. All yes. Motion carried.

200 W. Bidwell Street: REMOVED FROM THE AGENDA.

208 Cliff Street: COMPLIED

111 Euclid Avenue: REMOVED FROM AGENDA

This property was removed from the agenda per the request of the Code Officer, Todd Nowicki.

40 Boardman Avenue: Jon Freeman, property owner, was not present.

A motion was made by Jackie Braman, supported by Jim Bauer to deny the appeal due to the non-appearance of the property owner. All yes. Motion carried.

21 Harris Avenue: LaDonna Triggs, property owner, was not present.

A motion was made by Jackie Braman, supported by Jim Bauer to deny the appeal due to the non-appearance of the property owner. All yes. Motion carried.

536 Orleans Avenue: Cleo Jones, Jr., property owner, was not present.

A motion was made by Jackie Braman, supported by Jim Bauer to deny the appeal due to the non-appearance of the property owner. All yes. Motion carried.

16 Rye Street: Matt McMurtrie, property owner, was present.

A motion was made by Jim Bauer, supported by Denise McCoy to grant an extension until June 1, 2009. All yes. Motion carried.

21 Summer Street: Nancy Hoover, property owner, was not present.

The husband of Nancy Hoover spoke and stated they would like an extension until next June. He stated not only do they plan to correct the violations on the order to repair but pretty much rehab the entire house.

A motion was made by Jackie Braman, supported by Jim Bauer to grant an extension until June 1, 2009. All yes. Motion carried.

224 Surby Avenue: **COMPLIED**

111 Webber Street: Marie Bautista, property owner, was not present.

A motion was made by Jackie Braman, supported by Jim Bauer to deny the appeal due to the non-appearance of the property owner. All yes. Motion carried.

221 Wentworth Avenue: Michael Nicholson, property owner, was not present.

A motion was made by Jackie Braman, supported by Jim Bauer to deny the appeal due to the non-appearance of the property owner. All yes. Motion carried.

70 Winter Street: **COMPLIED**

74 Winter Street: Morris Aikin, property owner, was present.

A motion was made by Jim Bauer, supported by Jackie Braman to grant a 60-day extension for the steps and rail and an extension until June 1, 2009 for scraping and painting. All yes. Motion carried.

NEW BUSINESS: None.

PUBLIC COMMENTS: None.

BOARD AND STAFF COMMENTS: None.

ADJOURNMENT:

Chairman Sims adjourned the meeting at 3:25 p.m.

/sfg