

## MINUTES HEARING OFFICER May 7, 2019

Minutes of the regular public hearing of the Hearing Officer, of the City of Tempe, which was held at the Council Chambers, 31 East Fifth Street, Tempe, Arizona.

### REGULAR SESSION 5:00 PM

**Present:**

Vanessa MacDonald, Hearing Officer  
Steve Abrahamson, Principal Planner  
Brittainy Nelson, Administrative Assistant I  
Jeff Tamulevich, Code Compliance Administrator  
Shelbie Meyer, Administrative Assistant

There were 0 interested citizens present at the regular session.

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 May 21, 2019 at 3:00 PM, to the Community Development Department.

1. The following was noted: -----

- **Agenda Item No. 1**

**April 16, 2019 Hearing Officer Minutes**

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

2. Request abatement of public nuisance items at the **BROWN PROPERTY** located at 1877 E. Loma Vista Drive. The applicant is the City of Tempe (**CE187955**).

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

- Grass and weeds observed November of 2018; violation notice mailed to owner.
- No change as of December 2018; violation notice posted to structure.
- Property worsened and did not change in January 2019; citation issued to owner.
- Voicemails exchanged with owner after citation. Owner had clear understanding property needed to be cleaned. Assured inspector the property would be worked on.
- March 2019, additional violation notice was posted, along with bids for the abatement.
- A total of five (5) complaints were received by Code Compliance.
- Inspector Glab showed pictures of the lack of progress of the yard of the morning of the hearing. A 180-day abatement period was requested.

Hearing Officer MacDonald asked for audience input and there was none.

Hearing Officer MacDonald approved a 180-day abatement.

3. Request abatement of public nuisance items at the **PHILLIPS PROPERTY** located at 1418 E. Wesleyan Drive. The applicant is the City of Tempe (**CE188439**).

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

- Unregistered vehicle, trash/debris, grass/weeds in gravel, and sidewalk obstruction observed and has been in violation since December 2018.
- A total of two (2) violation notices were mailed to the owners.
- Owner requested for two (2) extensions with promise of progress, both were granted by Inspector Scofield.
- Inspector Scofield visited the property the morning of the hearing, and no progress was made. A 180-day abatement period was requested.

Hearing Officer MacDonald asked for audience input and there was none.

Hearing Officer MacDonald approved a 180-day abatement.

4. Request abatement of public nuisance items at the **CLARDY PROPERTY** located at 242 W. Myrna Lane. The applicant is the City of Tempe (**CE190441**).

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

- Deteriorated landscape and pool, two unregistered/inoperable vehicles observed and has been in violation since January 2019.
- A total of two (2) notices were mailed and posted to property; no contact from the owner.
- Next-of-kin nephew, currently residing in Texas, called and informed Scofield owner was deceased, and property would be cleaned up soon.
- Inspector Scofield informed the nephew he will continue with the hearing, unless nephew comes up with plans to get the property to code, he will withdraw the abatement.
- No improvements or plans have been made since then.
- A 180-day abatement period was requested.

Hearing Officer MacDonald asked for audience input and there was none.

Hearing Officer MacDonald approved a 180-day abatement.

5. Request abatement of public nuisance items at the **QUEMADO SMITH PROPERTY** located at 124 S. Smith Road. The applicant is the City of Tempe (**CM190064**).

**ABATEMENT REQUEST WITHDRAWN - PROPERTY IN COMPLIANCE**

6. Request abatement of public nuisance items at the **QUEMADO 1953 RIO PROPERTY** located at 1953 E. Rio Salado Parkway. The applicant is the City of Tempe (**CM190067**).

**ABATEMENT REQUEST WITHDRAWN - PROPERTY IN COMPLIANCE**

7. Request abatement of public nuisance items at the **QUEMADO 117 PERRY PROPERTY** located at 117 S. Perry Lane. The applicant is the City of Tempe (**CM190068**).

**ABATEMENT REQUEST WITHDRAWN - PROPERTY IN COMPLIANCE**

8. Request abatement of public nuisance items at the **QUEMADO 109 PERRY PROPERTY** located at 109 S. Perry Lane. The applicant is the City of Tempe (**CM190069**).

**ABATEMENT REQUEST WITHDRAWN - PROPERTY IN COMPLIANCE**

9. Request abatement of public nuisance items at the **QUEMADO 1965 RIO PROPERTY** located at 1965 E. Rio Salado Parkway. The applicant is the City of Tempe (**CM190070**).

**ABATEMENT REQUEST WITHDRAWN - PROPERTY IN COMPLIANCE**

10. Request abatement of public nuisance items at the **QUEMADO 1921 RIO PROPERTY** located at 1921 E. Rio Salado Parkway. The applicant is the City of Tempe (**CM190071**).

**ABATEMENT REQUEST WITHDRAWN - PROPERTY IN COMPLIANCE**

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**ANNOUNCEMENTS**

- Vanessa MacDonald noted that the next Hearing Officer public hearing is scheduled for Tuesday, June 4, 2019 at 5:00 PM with a study session scheduled for 4:30 PM.
- Mr. Steve Abrahamson, Principal Planner, noted the following:
  - Loren property at 1220 S Mill Ave filed an appeal with the Board of Adjustment and the hearing will be on May 29, 2019.
  - Code compliance will be taking over the hearing officer meetings starting in July.

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With no further business, the public hearing adjourned at 5:20 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