

MEMORANDUM

TO: Jim Shaw, Mayor
Legal/Finance Committee Members

CC: Tamara Pier, City Attorney

FROM: Adam Altman

DATE: February 22, 2001

RE: 2710 Eglin
Nuisance/Demolition Appeal

The Property was originally cited for the following violations:

1. Improper occupancy (October 29, 2000) of a substandard building.
2. Lack of opaque fence.
3. Disallowed scrap/salvage operation and storage of machinery and equipment.
4. Disallowed rock/sand/gravel operation.
5. Improper dwelling unit.
6. Disallowed tar/roofing operation.
7. Improper storage of junk vehicles.

Based on the conversations I have had with Messrs. Marris, Hazelrigg, Wilsie, and their counsel, I make the following recommendations.

1. **Continue the appeal as it relates to the substandard structure.** The entire property is listed for sale, and Bernie has agreed to continue minimal electricity to the structure for the purpose of inspection, repair, and basic lighting. Mr. Marris has executed a written agreement that any excess use of the electrical service or occupancy of the structure will result in immediate demolition.

2. **Table the appeal as it relates to Items 2-5, and 7.** A permit for the fence has been issued, and construction must be completed within 60 days. The other operations are "grandfathered in" as legal non-conforming uses, which may continue but may not expand.

3. **Deny the appeal as it relates to Item 6.** No sufficient evidence of continuous roofing operations taking place on the property since annexation has been presented as of the time of this recommendation.

Feel free to contact me prior to the meeting if you have nay questions.