AGENDA
Committee on General Services
Tuesday, January 16, 2018 @ 4:00 p.m. (note day)
City Council Chambers, City Hall 10th Floor (note room)

Councilmember Patricia Spitzley, Chair
Councilmember Adam Hussain, Vice Chair
Councilmember Carol Wood, Member

1. **Call to Order**

2. **Approval of Minutes:**
   - November 13, 2017

3. **Public Comment on Agenda Items**

4. **Discussion/Action:**
   A.) RESOLUTION – Claim Appeal #1481; J. Heathcote; Vacant Lot Glenburne; $395.50

   B.) RESOLUTION – Claim Appeal; Eastside Community Center

   C.) RESOLUTION – Claim Appeal; #1453; A. Ostaszewski; 114 W. Willow; $3,652.00

   D.) RESOLUTION – Claim Appeal; #1454; A Ostaszewski; 114 W. Willow; $362.50

5. **Pending**

6. **Other**

7. **Adjourn**

MINUTES
Committee on General Services
Monday, November 13, 2017 @ 3:30 p.m.
City Council Conference Room, City Hall 10th Floor

CALL TO ORDER
The meeting called to order at 3:32 p.m.

ROLL CALL
Councilmember Tina Houghton, Chair
Councilmember Jody Washington, Vice Chair- excused
Councilmember Carol Wood, Member

OTHERS PRESENT
Sherrie Boak, Council Office Manager
Nick Tate, City Attorney
Scott Sanford, Code Compliance
Marc Moore
Rev. Kent T Bowden
Elaine Womboldt
Brooke Comer

Minutes
MOTION BY COUNCIL MEMBER WOOD TO APPROVE THE MINUTES FROM OCTOBER 26, 2017 AS PRESENTED. MOTION CARRIED 2-0.

Public Comment on Agenda Items
No public comment at this time.

Discussion/Action
RESOLUTION – Fireworks Display License; Downtown Lansing Inc./Night Magic Displays, Silver Bells in the City, November 17, 2017
The Committee reviewed the application and verified all signatures required.

MOTION BY COUNCIL MEMBER WOOD TO APPROVE THE RESOLUTION FOR THE FIREWORKS DISPLAY FOR SILVER BELLS IN THE CITY ON NOVEMBER 17, 2017. MOTION CARRIED 2-0.

RESOLUTION –Claim Appeal; #1461; D. Comer; 212 Allen St.; $4,518.00 (Update from Law)
Mr. Tate confirmed that per the Committee request in September, he performed an investigation into if Mr. and Mrs. Comer could file the claim. Based on the facts, the violations and fees travel with the property, but the new owners are not responsible to file the claim, and the City cannot administratively do anything. It was recommended that Mr. and Mrs. Comer pursue with their title company since they had title insurance.

MOTION BY COUNCIL MEMBER WOOD TO DENY THE CLAIM WITH AN ADDITIONAL "WHEREAS" THAT THE CLAIMANT PURSUE WITH THE TITLE COMPANY SINCE THAT IS WHERE THE COMMITTEE BELIEVES THE REMEDY APPLIES.

Ms. Comer did appeal to the Committee however she was informed by the Committee again that they had not role in the remedy and if she wished she could also pursue with the Circuit Court.

MOTION CARRIED 2-0.

RESOLUTION – Claim Appeal; #1446; M. Moore; 1408 Pontiac Street; $2,930.50
Mr. Stanford recommended denial of the claim, referenced the ownership information which represented the owners address at 5010 Kessler, which is where the letters and notifications were sent.

Mr. Moore stated he had filed ownership paper work changing his address to 1408 Pontiac, however during the clean-up he was not living there. Mr. Moore's appealed that he never received the notifications.

MOTION BY COUNCIL MEMBER WOOD TO DENY THE CLAIM 1446 FOR 1408 PONTIAC STREET BASED ON THE FACT THE PROPER REQUIREMENTS WERE MET BY CODE COMPLIANCE. MOTION CARRIED 2-0.

RESOLUTION – Claim Appeal; K. Bowden; 1207 N. Chestnut
Mr. Sanford clarified for the Committee that the address had three (3) claims on it #1421, #1479 and #1480. Claim #1421 was a notice fee, and since the deadline was not met to file the claim, therefore Mr. Sanford recommended denial based on that. Council Member Wood referenced at $99.50 charge on the claim form for a recycling fee, and informed Mr. Bowden that it is something the City Council cannot address because the City does not do the recycling, but uses a third party. Mr. Bowden confirmed that the recycle fee was addressed, he also noted the amount of $331.74 on the claim was the tax assessment amount, so he was only appealing the $75 fee. Mr. Bowden then changed the discussion to his concerns and defense on all claims that the City had and was using the wrong address of 508 NORTH Grand River and his is 508 WEST Grand River. Council Member Houghton referenced the notice which went to the claim address of 1207 N. Chestnut, where the occupant would have known. Mr. Bowden provided and affidavit from the tenant stating that nothing was ever received at that address. Council Member Wood then referenced other notices which showed Mr. Bowden address of 4241 Lakeshore and asked if he got mail there. Mr. Bowden again appealed his address at 508 West Grand River, he then submitted a letter from Robin Wright with Assessing which verified when the address was corrected in 2016.

Mr. Sanford recommended granting the claim on the amount of $75 on claim #1421.

Council Member Wood asked which claims in front of the Committee were not granted by the Claims Review Committee. Mr. Tate acknowledged he does not sit on that Committee, but could find out for this Committee. Mr. Bowden admitted a claim was granted and he did sign the letter acknowledging it, but the amount was still placed on his taxes. Council Member Wood stated if there was an issue with communication with Law and the Treasurer's office. Mr. Bowden again directed the conversation to his concerns on the address of north vs west that was being used, and presented copies of the assessing records to the Committee.

The Committee then were presented with information from Mr. Bowden on a $1,584.00 bill for Red Tag and monitoring fees. He stated that the property was a land contract and registered with the Ingham County Register of Deeds

Mr. Tate informed that Mr. Bowden's claim #1320 was heard by the Claims Review Committee and granted. Mr. Sanford stated that the claim for #1320 was invoice #15-2031 dated 10/14/2015 from Eric's Refuse. There was another invoice in the same amount #16-2033 dated 8/8/2016 in the same amount, $1,584.00.

Council Member Wood asked how long the property has been in land contract, and Mr. Bowden stated since the summer of 2017.

Council Member Houghton informed Mr. Tate and Mr. Sanford that at the last meeting in September, it was presumed that Law and Code would be working on a spreadsheet itemizing all of Mr. Bowden's claims which was to be provided at this meeting. No spreadsheet was provided and so the Committee directed those departments to research and investigate each claim to create a spreadsheet. The claims should be separated to show which fell under $2,500 and went to Claims Review and which ones over $2,500 that were in front of this Committee directly. The City Attorney office was also directed to schedule a meeting with Mr. Bowden, follow up with the Treasurer on any assessment that have already hit the tax rolls. Mr. Tate stated he would have to speak to City Attorney Smiertka before any further coordination. Council Member Houghton apologized to Mr. Bowden and told him Council Staff would reach out to him when he would need to be present for another Committee on General Services meeting for his claims.

Council Member Wood asked Mr. Tate to look at the validity with the dates of the land contract and the appropriate person.

<u>RESOLUTION – Claim Appeal; K. Bowden; 508 W Grand River; $2,914.</u>
As per the claim listed about for the same claimant for 1207 N. Chestnut, this claim was tabled until the City Attorney Office and Code Compliance can compile the accurate information and a timeline on the violations, claims, etc.

<u>Pending</u>
The remaining items remained on the agenda pending the applications.

- Notice from the Michigan Liquor Control Commission regarding the Transfer of all membership interest through merger from existing member Pizza Hut, Inc. to Pizza Hut, LLC; and by dropping existing member Pizza Hut, LLC and adding new member Pizza Hut Holdings, LLC 6200 S. Cedar Street
- RESOLUTION – Conditional Liquor License; 320 E Michigan LAF Fine Dining, Inc; Transfer Ownership 2017 Class C and SDM Licensed Business with Sunday Sales Permit (PM) and Outdoor Services

Other
No discussion.

Adjourned
Adjourned at 4:51 p.m.
Submitted by Sherrie Boak,
Office Manager, Lansing City Council
Approved by the Committee on _____

To: Lansing City Clerk
From: Jerry Heathcote
Parcel # 23-50-40-36-329-031

12-7-17

I complied with the Grass and weeds correction notice on 7-10-17. This was before the compliance due date.

The code enforcement section indicated that they checked the property on 7-14-17 and said that it had not been mowed. This is a false statement.

Please see attached documents.

Jerry Heathcote

[redacted]

P.S. I just received the letter from the office of the City Attorney on Dec 4th, 2017.
(J.H.)

RECEIVED
2017 DEC -7 AM 11:45
LANSING CITY CLERK

City of Lansing

Office of the City Attorney

James D. Smiertka, City Attorney

October 31, 2017

Jerome Heathcote
P.O. Box 4341
East Lansing, MI 48826

Re: Claim – Glenburne Blvd.

Dear Mr. Heathcote:

Please be advised that the Claims Review Committee reviewed the claim you submitted in the amount of $395.00 for property located at Glenburne Blvd., Lansing, Michigan, and denied the claim you filed with the City of Lansing.

You have the right to appeal the decision of the Claims Review Committee to the Lansing City Council. If you desire to do so, please submit your appeal in writing, within thirty (30) days of the date of this letter, to the Lansing City Clerk, 9th Floor, City Hall, Lansing, MI 48933, for placement on the Council's agenda.

If you have any questions concerning this matter, please contact this office.

Sincerely,

Venus Kumar

Venus Kumar
Paralegal

Fifth Floor, City Hall • Lansing, Michigan 48933 • (517) 483-4320 • Fax (517) 483-4081 • cityatty@ci.lansing.mi.us

Mayor Virg Bernero

Lansing Fire Department
Fire Marshal's Office
Code Enforcement Section
316 N. Capitol, Ste C-1, Lansing, MI 48933-1238
(517) 483-4361 FAX (517) 377-0100

GRASS AND WEEDS CORRECTION NOTICE

HEATHCOTE JEROME G or Current Occupant
PO BOX 4341
EAST LANSING, MI 48826-4341

Violation date: 07/05/2017

Violation Location: GLENBURNE BLVD
Parcel No: 23-50-40-36-329-031
Compliance Due Date: 07/12/2017

You are hereby notified that this Office has found a violation of the City of Lansing Housing Code Section 302 EXTERIOR PROPERTY AREA at the above referenced location.

Description
Grass & Weeds: Entire Yard *Grass must be below the 8" maximum allowed length.*

Any Premises or portion thereof on which there exists growth of grass and/or weeds exceeding eight inches in height located anywhere on the premises - which includes but not limited to front, side, rear, back yard, driveway, next to fences, between curb and sidewalk or next to vehicles - shall be deemed , and hereby declared to be a substandard premises and is subject to abatement pursuant to Section 302.4 of the Lansing Housing Code.

Failure to comply by the compliance due date will leave no alternative but to have the work completed by our contractor. All costs incurred, which consist of the contractors fees plus $265.00 City service charge, shall be charged to you as an assessment against your property. **Please be advised that, in an effort to discourage repeat offenses of this nature, the City will assess you an extra $75.00 fee for each time there is an additional premise violation at the violation address above during this calendar year.**
If you have any questions or concerns about complying within the time indicated, you may contact me at Monday through Friday between the hours of 8-9 - AM or 12-1 - PM

Pursuant to Section 107.2 of the IPMC, you have the right to appeal this notice of violation. In accordance with Section 106.3 any action taken by the City on such premises shall be charged against the real estate upon which the structure is located and shall be a lien upon such real estate.

Officer: Meredith D Johnson (517) 483 6849 **Meredith.Johnson@lansingmi.gov**

Taxpayer's Copy

ALL TERRA
LANDSCAPE SERVICES LLC
PO Box 80046 - Lansing MI 48908

INVOICE

Bill To:	Project	
	July Services	
Jerry Heathcote PO Box 4341 East Lansing MI 48823	Invoice #	Billing Date
	2017-242	7/31/2017
	Terms	Balance Due
	Due after 15 days	$73.18

Description	Qty	Rate	Serviced	Amount
Lawn Mowing - 7/11, 7/25	2	35.00		70.00
Late Fee - Past Due Balance of $176.89		3.18		3.18
Please feel free to call or email us with any questions about your bill. Thank you for your timely payment		Total		$73.18

Please Return This Portion Along With Your Payment Made Out To All Terra Landscape Services LLC. Late Payment Charge Applicable If Payment Is Not Received When Due. Thank you for your prompt payment.

Jerry Heathcote
PO Box 4341
East Lansing MI 48823

Invoice #
2017-242
Project
July Services
Payment Due By:
8/15/2017
Balance Due
$73.18
Amount Enclosed:
$

PLEASE MAIL YOUR PAYMENT TO:
All Terra Landscape Services LLC
PO Box 80046
Lansing MI 48908
517 599 1446 ph
517 215 7165 fax
info@allterrascape.com-www.allterrascape.com

☐ *Change of Address: Please Write New Address On The Back Of This Invoice. Thank You.*

CITY OF LANSING

316 N. CAPITOL SUITE C2
Lansing, MI 48933
Ph: (517) 483-4361
Fax: (517) 377-0100

DUE DATE 08/31/2017

INVOICE
08/07/2017

TOTAL AMOUNT DUE
$ 395.00

Bill To:

HEATHCOTE JEROME G
PO BOX 4341
EAST LANSING, MI 48826-4341

Invoice Number	Record No.	Address	Amount Due
00098139	E17-06807	GLENBURNE BLVD	$395.00

08/01/2017
Grass and Weeds - Admin Fee
Grass and Weeds - Contractor C

TOTAL DUE: $395.00

Questions regarding this invoice: Contact **CODE COMPLIANCE** at 517.483.4361

Payment Information:

- Make checks payable to: City of Lansing
- Mail payments or pay in person at:
  City of Lansing Treasurers Office
  124 W Michigan Ave 1st Fl
  Lansing MI 48933
- In order to assure proper credit, please send the top portion of this bill along with your payment.
- Payment in full is due within 30 days from the billing date
- Any unpaid balance remains as a lien against this property and will be added to the next property tax bill.

Appeals Process:

If you intend to appeal this nuisance fee, you or your agent must file a written protest with the Claims Review Committee within 30 days after the nuisance fee is placed on the July or December Tax Roll. Claims forms are available in the City Attorney's Office and the City of Lansing's web address: www.lansingmi.gov. Return completed claim to: Lansing City Attorney's Office, 124 West Michigan Ave 5th Fl, Lansing, MI 48933

Other Information:

- July property taxes are due and payable on or before August 31st. December property taxes are due and payable on or before February 14th.
- For Red Tag Monitoring Fees Only – invoices not paid within 30 days are subject to a 5% penalty which will be applied on the 31st day.

By Authority of the Lansing City Council - Ordinance Numbers 655, 676, 1060.08 and 1460.04

Payments may be made online or in person Monday thru Thursday 8:00 a.m. - 4:30 p.m., at the above address or by mail

RECEIVED SEP 21 2017

DATE: 9/21/2017

PPN:	23-50-40-36-329-031
DATE SUBMITTED:	08/30/2017
ADDRESS OF VIOLATION:	0 Glenburne Blvd (vacant lot)
LISTED TAXPAYER OF RECORD:	Heathcote, Jerome
OTHER TAXPAYER OF RECORD:	
CLAIMANT:	Heathcote, Jerome
CLAIMANT'S ADDRESS:	P.O. Box 4341 East Lansing, MI 48826
TYPE OF ACTIONS CONTESTED:	Grass Violation
VIOLATION DATE:	7/05/017
NOTIFICATION DATE:	7/05/2017
2ND NOTICE ASSESSMENT DATE:	
AMOUNT OF ASSESSMENT:	$395.00
CONTRACTOR NAME - INVOICE NO. - DATE:	Tomlinson 17-G0016 7/24/2017
AMOUNT OF CLAIM:	$395.00

1481

ADDITIONAL ACTIONS CONTESTED:	
VIOLATION DATE:	
NOTIFICATION DATE:	
2ND NOTICE ASSESSMENT DATE.	
AMOUNT OF ASSESSMENT:	
CONTRACTOR NAME - INVOICE NO. - DATE:	
AMOUNT OF CLAIM:	
MEMO DATE – INVOICE NO.:	

City of Lansing Fire Marshal's Office
Code Enforcement Section

MEREDITH JOHNSON
PREMISE INSPECTOR

316 N. Capital Ave., STE C-2
Lansing, MI 48933-1238
Office: 517-483-6849
Fax: 517-377-0100

Meredith.Johnson@lansingmi.gov

HISTORY:	Grass Violation 7/05/2017	
CITATIONS IN PREVIOUS YEARs:	Grass Violation 5/23/2013	Grass Violation 5/15/2014
CLAIMANT'S CIRCUMSTANCES:	See Attached	

This is a false statement. The lot was mowed on 7-10-17 and 7-25-17

CODE OFFICER'S NOTES: This vacant lot was cited for a grass violation on 7/05/2017 with a compliance due date of 7/12/2017. The Premise Officer rechecked the property on 7/14/2017 the grass had still not been mowed and it was submitted to a contractor. The contractor arrived on 7/24/2017 per the pictures the lot was still in violation and it was mowed per Code Enforcements request. We do not call owners of properties when they do not comply but the compliance due date as we do not have time for this we also do not have the owners phone number on record to call. Pictures indicate proper actions were taken therefore this office recommends denial of the claim. This office also suggests he change the address so that notices go to an address where he receives mail more than once per month.

RECEIVED AUG 3 0 2017

RECEIVED AUG 3 0 2017

City of Lansing

OFFICE OF THE CITY ATTORNEY

Claim Form – Special Assessments

1481

Please provide the following information so we can contact you regarding your claim.

NAME: Jerry Heathcote **DATE:** 8-30-17

MAILING ADDRESS: P.O. Box 4341 **EMAIL:**

CITY: East Lansing **STATE:** MI **ZIP CODE:** 48826

TELEPHONE: Home ([redacted]

Please provide the following information on the incident(s) for which you are filing a claim. IF YOU DO NOT PROVIDE ALL OF THE INFORMATION BELOW, WE MAY NOT BE ABLE TO PROCESS YOUR CLAIM.

ADDRESS: Glenburne Blvd **PARCEL NO.** 23-50-40-36-329-031

DATE OF INCIDENT: 8-1-2017 **AMOUNT YOU WERE BILLED:** $395.00

TOTAL AMOUNT YOU ARE CONTESTING: $395.00

TYPE OF ASSESMENT: long grass

Please give a detailed description of the circumstances surrounding the incident, including why you feel the City should not have charged you this fee. You may attach additional pages or documentation to this form as needed.

My mowing company I hired mowed on 7-25-2017 They mow it on a regular basis.

This type of thing happened to me about 10 years ago. I asked at that time to be called on the phone if there were any problems as I don't got to my P.O Box But once a month.

Jerry Heathcote.

A description of the claims review process is available on our website at: http://www.lansingmi.gov/attorney/Claims_review_process.jsp

Fifth Floor, City Hall • Lansing, Michigan 48933 • (517) 483-4320 • Fax (517) 483-4081 • cityatty@lansingmi.gov

City of Lansing

OFFICE OF THE CITY ATTORNEY

James D. Smiertka, City Attorney

October 31, 2017

Jerome Heathcote
P.O. Box 4341
East Lansing, MI 48826

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Sincerely,

Venus Kumar

Venus Kumar
Paralegal

Fifth Floor, City Hall • Lansing, Michigan 48933 • (517) 483-4320 • Fax (517) 483-4081 • cityatty@ci.lansing.mi.us

RECEIVED SEP 21 2017

DATE: 9/21/2017

1481

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NOTIFICATION DATE:	
2ND NOTICE ASSESSMENT DATE:	
AMOUNT OF ASSESSMENT:	
CONTRACTOR NAME - INVOICE NO. - DATE:	
AMOUNT OF CLAIM:	
MEMO DATE – INVOICE NO.:	

HISTORY:	**Grass Violation 7/05/2017**	
CITATIONS IN PREVIOUS YEARs:	**Grass Violation 5/23/2013**	**Grass Violation 5/15/2014**
CLAIMANT'S CIRCUMSTANCES:	**See Attached**	

CODE OFFICER'S NOTES: This vacant lot was cited for a grass violation on 7/05/2017 with a compliance due date of 7/12/2017. The Premise Officer rechecked the property on 7/14/2017 the grass had still not been mowed and it was submitted to a contractor. The contractor arrived on 7/24/2017 per the pictures the lot was still in violation and it was mowed per Code Enforcements request. We do not call owners of properties when they do not comply but the compliance due date as we do not have time for this we also do not have the owners phone number on record to call. Pictures indicate proper actions were taken therefore this office recommends denial of the claim. This office also suggests he change the address so that notices go to an address where he receives mail more than once per month.

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City of Lansing

OFFICE OF THE CITY ATTORNEY

Claim Form – Special Assessments 1481

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MAILING ADDRESS: P.O. Box 4341 EMAIL:

CITY: East Lansing STATE: MI ZIP CODE: 48826

TELEPHONE: Home ([redacted]

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Jerry Heathcote

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Mayor Virg Bernero

Lansing Fire Department
Fire Marshal's Office
Code Enforcement Section

316 N. Capitol, Ste C-1, Lansing, MI 48933-1238
(517) 483-4361 FAX (517) 377-0100

GRASS AND WEEDS CORRECTION NOTICE

HEATHCOTE JEROME G or Current Occupant
PO BOX 4341
EAST LANSING, MI 48826-4341

Violation date: 07/05/2017

Violation Location: GLENBURNE BLVD
Parcel No: 23-50-40-36-329-031
Compliance Due Date: 07/12/2017

You are hereby notified that this Office has found a violation of the City of Lansing Housing Code Section 302 EXTERIOR PROPERTY AREA at the above referenced location.

Description
Grass & Weeds: Entire Yard *Grass must be below the 8" maximum allowed length.*

Any Premises or portion thereof on which there exists growth of grass and/or weeds exceeding eight inches in height located anywhere on the premises - which includes but not limited to front, side, rear, back yard, driveway, next to fences, between curb and sidewalk or next to vehicles - shall be deemed , and hereby declared to be a substandard premises and is subject to abatement pursuant to Section 302.4 of the Lansing Housing Code.

Failure to comply by the compliance due date will leave no alternative but to have the work completed by our contractor. All costs incurred, which consist of the contractors fees plus $265.00 City service charge, shall be charged to you as an assessment against your property. **Please be advised that, in an effort to discourage repeat offenses of this nature, the City will assess you an extra $75.00 fee for each time there is an additional premise violation at the violation address above during this calendar year.**
If you have any questions or concerns about complying within the time indicated, you may contact me at Monday through Friday between the hours of 8-9 - AM or 12-1 - PM

Pursuant to Section 107.2 of the IPMC, you have the right to appeal this notice of violation. In accordance with Section 106.3 any action taken by the City on such premises shall be charged against the real estate upon which the structure is located and shall be a lien upon such real estate.

Officer: Meredith D Johnson (517) 483 6849 **Meredith.Johnson@lansingmi.gov**

Taxpayer's Copy

Mayor Virg Bernero

Lansing Fire Department
Fire Marshal's Office
Code Enforcement Section

316 N. Capitol, Ste C-1, Lansing, MI 48933-1238
(517) 483-4361 FAX (517) 377-0100

GRASS AND WEEDS CORRECTION NOTICE

Occupant or Current Occupant
GLENBURNE BLVD
LANSING, MI 48911

Violation date: 07/05/2017

Violation Location: GLENBURNE BLVD
Parcel No: 23-50-40-36-329-031
Compliance Due Date: 07/12/2017

You are hereby notified that this Office has found a violation of the City of Lansing Housing Code Section 302 EXTERIOR PROPERTY AREA at the above referenced location.

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Officer: Meredith D Johnson (517) 483 6849 **Meredith.Johnson@lansingmi.gov**

Taxpayer's Copy

Mayor Virg Bernero

Lansing Fire Department
Fire Marshal's Office
Code Enforcement Section

316 N. Capitol, Ste C-1, Lansing, MI 48933-1238
(517) 483-4361 FAX (517) 377-0100

Weeds Authorization Form

Submitted to: David B Tomlinson on 07/14/2017

TAXPAYER: HEATHCOTE JEROME G, PO BOX 4341 EAST LANSING, MI 48826-4341

Location of Work: **Enf Num: E17-06807**

Address: GLENBURNE BLVD
Lot No:
Description:
Parcel No: 23-50-40-36-329-031

Violation:
Grass & Weeds: Entire Yard ***Grass must be below the 8" maximum allowed length.***

Estimated Time required to complete work: 1

Warning Comment:
This is next to 4355 Glenburne

Submitted By: Meredith D Johnson (517) 483 6849

This action is authorized by the Manager of Code Compliance

Document's Author: MDJohnson Date Created:07/14/17 03:52 PM

Nuisance Fees
City of Lansing Treasurers Office
124 W Michigan Ave 1st Floor
Lansing, MI 48933
Ph: (517) 483-4361 Fx: (517) 377-0169

Nuisance Fee Billing Statement

Date Created: 08/01/2017
Due Date: 08/31/2017
Pay Invoice In Full

HEATHCOTE JEROME G
PO BOX 4341
EAST LANSING MI 48826-4341

Inv Number: 00098139
Parcel: 23-50-40-36-329-031
Address: GLENBURNE BLVD

Parcel: 23-50-40-36-329-031 **Bill Detail**

Invoice Number	Date of Service	Enforcement Num	Address	Amount Due
00098139		E17-06807	GLENBURNE BLVD	$395.00

Fee Details:	Quantity	Description	Balance
	1.000	Grass and Weeds - Admin Fee	$ 265.00
	2.000	Grass and Weeds - Contractor Cha	$ 130.00

Total Amount Due $ 395.00

Questions regarding this invoice: Contact **CODE COMPLIANCE** at 517.483.4361

Payment Information:

- Make checks payable to: City of Lansing
- Mail payments or pay in person at:
  City of Lansing Treasurers Office
  124 W Michigan Ave 1st Fl
  Lansing MI 48933
- In order to assure proper credit, please send the top portion of this bill along with your payment.
- Payment in full is due within 30 days from the billing date
- Any unpaid balance remains as a lien against this property and will be added to the next property tax bill.

Appeals Process:

If you intend to appeal this nuisance fee and it is attached to your tax bill, you or your agent must file a written protest with the Claims Review Committee within 30 days after the nuisance fee is placed on the July or December Tax Roll. Claims forms are available in the City Attorney's Office and the City of Lansing's web address: www.lansingmi.gov. Return completed claim to: Lansing City Attorney's Office, 124 West Michigan Ave 5th Fl, Lansing, MI 48933

Other Information:

- July property taxes are due and payable on or before August 31st. December property taxes are due and payable on or before February 14th.
- For Red Tag Monitoring Fees Only – invoices not paid within 30 days are subject to a 5% penalty which will be applied on the 31st day.

By Authority of the Lansing City Council - Ordinance Numbers 655, 676, 1060.08 and 1460.04

Payments may be made online or in person Monday thru Friday 8:00 a.m. - 4:30 p.m., at the above address or by mail

Date work completed: 07-24-17

From:
David Tomlinson
2500 Pinch Hwy.
Charlotte, MI 48813

Bill To:
City Of Lansing
Office of Code Compliance
316 North Capitol Avenue
Lansing, MI 48933-1238

Vendor Number: V001476

Purchase Order No: 85084

Violation Type:	Grass and Weeds
Invoice Number:	17-G0016
Work Authorized:	Entire Lot
Location:	GLENBURNE BLVD
Location Description:	
Parcel Number:	23-50-40-36-329-031

Mowing Done by Tomlinson

TOTAL INVOICE $130.00 (OVER ONE HOUR)

GLENBURNE BLVD-1

GLENBURNE BLVD-2

GLENBURNE BLVD-3

GLENBURNE BLVD LANSING, MI 48911 (Property Address)

Parcel Number: 23-50-40-36-329-031

Item **1** of **1** 0 Images / 1 Sketch

Property Owner: HEATHCOTE JEROME G

Summary Information

> Residential Building Summary
- Year Built: N/A
- Bedrooms: 0
- Full Baths: 1
- Half Baths: 0
- Sq. Feet: N/A
- Acres: 0.193

> 1 Invoice Found, Amount Due: 0.00

> Assessed Value: $8,600 | Taxable Value: $8,600

> Property Tax information found

> 3 Building Department records found

Owner and Taxpayer Information

Owner	HEATHCOTE JEROME G PO BOX 4341 EAST LANSING, MI 48826-4341	**Taxpayer**	SEE OWNER INFORMATION

General Information for Tax Year 2017

Property Class	RESIDENTIAL VACANT	**Unit**	23 CITY OF LANSING - EATON
School District	LANSING	**Assessed Value**	$8,600
MAP #	P -1069B-0172	**Taxable Value**	$8,600
TOP TEN	*Not Available*	**State Equalized Value**	$8,600
NEW PERMITS	*Not Available*	**Date of Last Name Change**	09/10/2007
USER ALPHA 3	*Not Available*	**Notes**	*Not Available*
Historical District	*Not Available*	**Census Block Group**	*Not Available*
TYPE CODE	*Not Available*	**Exemption**	*No Data to Display*

Principal Residence Exemption Information

Homestead Date 12/30/1997

Principal Residence Exemption	June 1st	Final
2017	0.0000 %	0.0000 %

Previous Year Information

Year	MBOR Assessed	Final SEV	Final Taxable
2016	$8,600	$8,600	$8,600
2015	$8,600	$8,600	$8,600
2014	$9,600	$9,600	$9,600

Land Information

Zoning Code	*Not Available*	**Total Acres**	0.193
Land Value	$17,200	**Land Improvements**	$0
Renaissance Zone	No	**Renaissance Zone Expiration Date**	*No Data to Display*
ECF Neighborhood	84D	**Mortgage Code**	*No Data to Display*
Lot Dimensions/Comments	*No Data to Display*	**Neighborhood Enterprise Zone**	No

Lot(s)	Frontage	Depth
Lot 1	69.90 ft	120.00 ft
	Total Frontage: 69.90 ft	**Average Depth: 120.00 ft**

Legal Description

LOT 313 GLENBURNE NO 5

Sale History

Sale Date	Sale Price	Instrument	Grantor	Grantee	Terms of Sale	Liber/Page
12/04/2002	$22,501.00	QC	CITY OF LANSING	HEATHCOTE JEROME G	CASH	L1608-P1264

Building Information - 0 sq ft 1 1/4 STY (Residential)

General

Floor Area	0 sq ft	**Estimated TCV**	*Not Available*
Garage Area	0 sq ft	**Basement Area**	0 sq ft
Foundation Size	0 sq ft		
Year Built	*Not Available*	**Year Remodeled**	*Not Available*

Occupancy	Single Family	**Class**	CD
Effective Age	12 yrs	**Tri-Level**	No
Percent Complete	100%	**Heat**	Forced Air w/ Ducts
AC w/Separate Ducts	No	**Wood Stove Add-on**	No
Basement Rooms	0	**Water**	*Not Available*
1st Floor Rooms	0	**Sewer**	*Not Available*
2nd Floor Rooms	0	**Style**	1 1/4 STY
Bedrooms	0		

Basement Finish

Recreation	0 sq ft	**Recreation % Good**	0%
Living Area	0 sq ft	**Living Area % Good**	0%
Walk Out Doors	0	**No Concrete Floor Area**	0 sq ft

Plumbing Information

3 Fixture Bath	1

****Disclaimer:** BS&A Software provides AccessMyGov.com as a way for municipalities to display information online and is not responsible for the content or accuracy of the data herein. This data is provided for reference only and WITHOUT WARRANTY of any kind, expressed or inferred. Please contact your local municipality if you believe there are errors in the data.

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City of Lansing

OFFICE OF THE CITY ATTORNEY

Claim Form – Special Assessments

Please provide the following information so we can contact you regarding your claim.

NAME: Eastside Community Action Center DATE: 12-28-17

MAILING ADDRESS: 1001 DARIN Street

CITY: LANSING STATE: MI ZIP CODE: 48912

TELEPHONE: ~~Home~~ Cell ( ) 517-281-4931 Work ( ) 517-853-0414

Please provide the following information on the incident(s) for which you are filing a claim. IF YOU DO NOT PROVIDE ALL OF THE INFORMATION BELOW, WE MAY NOT BE ABLE TO PROCESS YOUR CLAIM.

RECEIVED 2017 DEC 29 AM LANSING CITY CLERK

ADDRESS: 4606 Ingham PARCEL NO. 33-01-01-31-405-232

DATE OF INCIDENT: AMOUNT YOU WERE BILLED: 1,332.00

TOTAL AMOUNT YOU ARE CONTESTING: $1,332.00 plus Interest and Adm Fee $1976.30

TYPE OF ASSESMENT: Grass Weed, Trash Remove

Please give a detailed description of the circumstances surrounding the incident, including why you feel the City should not have charged you this fee. You may attach additional pages or documentation to this form as needed.

On August 23, 2017 we Received a letter regarding these Fee Assessments. This was the first time we were made aware. Previous notices were sent to the wrong address in 2015. These fees were included in the 2016 TAX which was Abated by the State. See Previous Request Attached.
Issue - Never Notified, Never Had opportunity to Remedy the Issue, House was being Rehab at time of complaint, Fee included with Taxes, and TAX was Abated. - City Never notified us - County Treasurer contacted us over a year after the fees were assessed

A description of the claims review process is available on our website at: http://www.lansingmi.gov/attorney/Claims_review_process.jsp

City of Lansing

OFFICE OF THE CITY ATTORNEY

James D. Smiertka, City Attorney

December 15, 2017

Arlena Hines
Eastside Community Action Center
1001 Dakin Street
Lansing, MI 48912

Re: Claim – 4606 Ingham.

Dear Ms. Hines:

Please be advised that the Claims Review Committee reviewed the claim you submitted in the amount of $1,332.00 for property located at 4606 Ingham., Lansing, Michigan, and denied the claim you filed with the City of Lansing.

You have the right to appeal the decision of the Claims Review Committee to the Lansing City Council. If you desire to do so, please submit your appeal in writing, within thirty (30) days of the date of this letter, to the Lansing City Clerk, 9th Floor, City Hall, Lansing, MI 48933, for placement on the Council's agenda.

If you have any questions concerning this matter, please contact this office.

Sincerely,

Venus Kumar

Venus Kumar
Paralegal

Fifth Floor, City Hall • Lansing, Michigan 48933 • (517) 483-4320 • Fax (517) 483-4081 • cityatty@ci.lansing.mi.us

City of Lansing

OFFICE OF THE CITY ATTORNEY

Claim Form – Special Assessments

Please provide the following information so we can contact you regarding your claim.

NAME: Eastside Community Action Center DATE: 8-23-17

MAILING ADDRESS: 1001 Dakin Street

CITY: Lansing STATE: MI ZIP CODE: 48912

TELEPHONE: Home 517-853-0414 Work ( ) Same

Please provide the following information on the incident(s) for which you are filing a claim. IF YOU DO NOT PROVIDE ALL OF THE INFORMATION BELOW, WE MAY NOT BE ABLE TO PROCESS YOUR CLAIM.

ADDRESS: 4606 Ingham PARCEL NO. 33-01-01-31-405-232

DATE OF INCIDENT: 2016 AMOUNT YOU WERE BILLED: 1,776.30 p/ws Interest

TOTAL AMOUNT YOU ARE CONTESTING: 1960.31

TYPE OF ASSESMENT: Grass, Weeds, Trash Removal, Reopen Fee

Please give a detailed description of the circumstances surrounding the incident, including why you feel the City should not have charged you this fee. You may attach additional pages or documentation to this form as needed.

On August 23, 2017 we Received a letter regarding Assessment for 2016. This was the first time we were made aware of this. We had an issue with the 2016 Taxes, which has been abated by the State. We were never notified we owed 2016 taxes. These Assessments were included in the tax bill, we were never aware because the city sent notices to the property instead of to our address as the owner. Since we were never notified we never had an opportunity to address the trash or grass issue. We are not aware of the dates for these assessments.

A description of the claims review process is available on our website at: http://www.lansingmi.gov/attorney/Claims_review_process.jsp

PARCEL: 33-01-01-31-405-232 2016 SCHOOL: 33020 CLASS: 401

OWNER: EASTSIDE COMMUNITY ACTION CENTER
PROPERTY ADDRESS: 4606 INGHAM ST LANSING, MI 48911

TAXABLE: 0 ASSESSED: 0 PRE: 0.00%

	Seas		Tax	Paid	Dlq
LANSING OPER	Summ		0.00	0.00	0.00
LANSING DEBT	Summ		0.00	0.00	0.00
LANS COM COLLEGE	Summ		0.00	0.00	0.00
LANSING SCH DEBT	Summ		0.00	0.00	0.00
LANSING SCH OPER	Summ		0.00	0.00	0.00
INGHAM INTERMED	Summ		0.00	0.00	0.00
STATE EDUCATION	Summ		0.00	0.00	0.00
INGHAM CNTY SUM	Summ		0.00	0.00	0.00
LANS SCH OPER FC	Summ		0.00	0.00	0.00
GRASS & WEEDS	Summ	S	330.00	0.00	330.00
TAX TOTAL	Summ		330.00	0.00	330.00
LOCAL INTRST	Summ		19.80	0.00	19.80
TOTAL					349.80
INGHAM COUNTY	Wint		0.00	0.00	0.00
AIRPORT AUTH.	Wint		0.00	0.00	0.00
CATA	Wint		0.00	0.00	0.00
CADL-LIBRARY	Wint		0.00	0.00	0.00
ZOO MILLAGE	Wint		0.00	0.00	0.00
TRASH REMOVAL	Wint	S	1,332.00	0.00	1,332.00
RECYCLING FEE	Wint	S	94.50	0.00	94.50
TAX TOTAL	Wint		1,426.50	0.00	1,426.50
TAX TOTAL - ALL SEASONS			1,756.50	0.00	1,756.50
TOTAL LOCAL INTEREST					19.80
TOTAL					1,776.30

LEGAL DESCR:
S 70 FT OF E 166 FT LOT 46 ECO FARMS

DATE: 9/21/2017

PPN:	**33-01-01-31-405-232**
DATE SUBMITTED:	**5/24/2016**
ADDRESS OF VIOLATION:	**4606 Ingham**
LISTED TAXPAYER OF RECORD:	**Eastside Community Action Center**
OTHER TAXPAYER OF RECORD:	
CLAIMANT:	**Eastside Community Action Center**
CLAIMANT'S ADDRESS:	**1001 Dakin Street Lansing, MI 48912**
TYPE OF ACTIONS CONTESTED:	**Trash Removal**
VIOLATION DATE:	**5/24/2016**
NOTIFICATION DATE:	**5/24/2016**
2ND NOTICE ASSESSMENT DATE:	
AMOUNT OF ASSESSMENT:	**$1,332.00**
CONTRACTOR NAME - INVOICE NO. - DATE:	**Crutcher 16-T024 6/13/2016**
AMOUNT OF CLAIM:	**$1,332.00**
ADDITIONAL ACTIONS CONTESTED:	**Grass Mowing**
VIOLATION DATE:	**9/17/2015**
NOTIFICATION DATE:	**9/17/2015**
2ND NOTICE ASSESSMENT DATE:	
AMOUNT OF ASSESSMENT:	**$330.00**
CONTRACTOR NAME - INVOICE NO. - DATE:	**Tomlinson 15-G0031 9/28/2015**
AMOUNT OF CLAIM:	**$330.00**
MEMO DATE – INVOICE NO.:	
HISTORY:	**Grass Violation 5/23/2017**
CITATIONS IN PREVIOUS YEARS:	**Grass Violation 5/24/2016** / **Trash Violation 5/24/2016** / **Grass Violation 9/17/2015**
CLAIMANT'S CIRCUMSTANCES:	**See Attached**

CODE OFFICER'S NOTES: This property was cited for Trash & Grass Violations in 2016 resulting in the grass & trash contractors abating the violations. Notices were sent to the taxpayer of record and proper procedures were followed. The claimant listed this address as the address to send notices to they have since updated their address with the Assessor's Office. This office has included a copy of the quit claim deed for the property that listed the proper address as 4606 Ingham as the mailing notice, this documentation was then sent to the City Assessor's Office to change the owners name, address, and sale information. This office recommends denial of the claim.

RECEIVED

AUG 24 2017

LANSING CITY COUNCIL

City of Lansing

OFFICE OF THE CITY ATTORNEY

1477

Claim Form – Special Assessments

Please provide the following information so we can contact you regarding your claim.

NAME: Eastside Community Action Center DATE: 8-23-17

MAILING ADDRESS: 1001 DAKIN Street

CITY: LANSING STATE: MI ZIP CODE: 48912

TELEPHONE: Home 517-853-0414 Work ( ) SAME

Please provide the following information on the incident(s) for which you are filing a claim. IF YOU DO NOT PROVIDE ALL OF THE INFORMATION BELOW, WE MAY NOT BE ABLE TO PROCESS YOUR CLAIM.

ADDRESS: 4606 Ingham PARCEL NO. 33-01-01-31-405-232

DATE OF INCIDENT: 2016 AMOUNT YOU WERE BILLED: 1,776.30 plus Interest

TOTAL AMOUNT YOU ARE CONTESTING: 1960.71

TYPE OF ASSESMENT: Grass, Weeds, Trash Removal, Reagan Fee

Please give a detailed description of the circumstances surrounding the incident, including why you feel the City should not have charged you this fee. You may attach additional pages or documentation to this form as needed.

On August 23, 2017 we Received a letter regarding Assessment for 2016. This was the First time we were made aware of this. We had an issue with the 2016 Taxes, which has been abated by the State. We were never notified we owed 2016 taxes. These Assessments were included in the tax bill, we were never aware because the city sent notices to the Property instead of to our address as the owner. Since we were never notified we never had an opportunity to address the trash or grass issue. We are not aware of the dates for these assessments.

A description of the claims review process is available on our website at: http://www.lansingmi.gov/attorney/Claims_review_process.jsp

Mayor Virg Bernero

Lansing Fire Department
Fire Marshal's Office
Code Enforcement Section

316 N. Capitol, Ste C-1, Lansing, MI 48933-1238
(517) 483-4361 FAX (517) 377-0100

TRASH AND DEBRIS CORRECTION NOTICE

EASTSIDE COMMUNITY ACTION CENTER or Current Occupant
4606 INGHAM ST
LANSING, MI 48911

Violation Date: 05/24/2016
Violation Location: 4606 INGHAM ST
Parcel No: 33-01-01-31-405-232
Compliance Due Date: May 31, 2016

You are hereby notified that this Office has found a violation of the City of Lansing Housing Code Section 302 EXTERIOR PROPERTY at the above referenced location.

Violation: Brush & Tree Limb debris

Violation: Deteriorated Lumber

Failure to correct this violation by the Compliance Due Date shall cause this office to immediately hire a contractor to complete the cleanup. **If any other additional trash and/or debris (as defined in Section 302) is found on the premises by the contractor it will also be removed without additional notice**. The contractor's expenses plus a $265.00 administrative services fee will be billed to you. If this bill is not paid within 30 days of the billing date, the amount will be assessed as a lien against your property. **Please be advised that, in an effort to discourage repeat offenses of this nature, the City will assess you an extra $75.00 fee for each time there is an additional premise violation at the violation address above during this calendar year.** If you have any questions or concerns about complying within the time indicated, you may contact me Monday through Friday between the hours of 8-9 AM or 12-1 PM.

Pursuant to Section 107.2 of the IPMC, you have the right to appeal this notice of violation. In accordance with Section 106.3 any action taken by the City on such premises shall be charged against the real estate upon which the structure is located and shall be a lien upon such real estate.

Code Officer: **Meredith D Johnson** (517) 483 6849

"Equal Opportunity Employer"

Taxpayer's Copy

Mayor Virg Bernero

Lansing Fire Department
Fire Marshal's Office
Code Enforcement Section
316 N. Capitol, Ste C-1, Lansing, MI 48933-1238
(517) 483-4361 FAX (517) 377-0100

Trash Authorization Form

Submitted to: Eric Crutcher on 06/06/2016

TAXPAYER: EASTSIDE COMMUNITY ACTION CENTER, 4606 INGHAM ST LANSING, MI 48911

Location of Work: **Enf Num: E16-07694**

Address: 4606 INGHAM ST
Lot No:
Description:
Parcel No: 33-01-01-31-405-232

Remove Trash and Debris

Work Authorized:
Violation: Brush & Tree Limb debris

Violation: Deteriorated Lumber

PLUS ANY OTHER INCIDENTAL TRASH / DEBRIS ON THE PROPERTY

Authorized Time required to complete work: 2
Authorized Cubic Yards: 9

Warning Comment:
None

Submitted By: Meredith D Johnson (517) 483 6849

This action is authorized by the Manager of Code Compliance

CITY OF LANSING
316 N. CAPITOL SUITE C2
Lansing, MI 48933
Ph: (517) 483-4361
Fax: (517) 377-0100

Invoice No.: 00076340

Date: 06/22/2016

Record: E16-07694

EASTSIDE COMMUNITY ACTION CENTER
4606 INGHAM ST
LANSING, MI 48911

TOTAL AMOUNT DUE

$1,332.00

Item Category	Item Description	Amount Due
Code Compliance	Trash - Admin Fee	$265.00
Code Compliance	Trash - Contractor Charge	$1,067.00
Total Amount Due		**$1,332.00**

8 2 3 5 5 1 2
Tx:4142591
8/25/2015 10:28:00 AM

8 2 3 3 4 4 4
Tx:4141397
8/10/2015 1:15:00 PM

2015-032617
DERRICK QUINNEY
INGHAM COUNTY MICHIGAN
REGISTER OF DEEDS
RECORDED ON:
08/28/2015 11:38 AM
PAGES: 2

(top [X] inches reserved for recording data)

QUITCLAIM DEED

THIS QUITCLAIM DEED, by Grantor, **Deutsche Bank National Trust Company, as Trustee for HSI Asset Securitization Corporation Trust, 2007-WF1, Mortgage Pass-Through Certificates, Series 2007-WF1** organized under the laws of **United States of America**, whose tax mailing address is **c/o Wells Fargo Bank, N.A. 8480 Stagecoach, Frederick, MD 21701,**

for consideration paid, quitclaims to Grantee, **Eastside Community Action Center,** whose address is 4606 Ingham, Lansing, MI 48911.

WITNESSETH, That the said first party, for and in consideration of the sum of One Dollar ($1.00) exempt from transfer tax under MCL 207.526(a); MCL 207.505(a) and other good and valuable consideration paid by the second party, the receipt of which is hereby acknowledged does or do by these presents **QUITCLAIM** unto the said Grantee its successors and assigns forever, all the right, title, interest and claim, if any, which the said Grantor has in and to the following described parcel of land, and the improvements and appurtenances thereto in the **City** of **Lansing**, County of **Ingham**, State of **Michigan** to wit:

Commonly Known As: 4606 Ingham, Lansing, MI 48911
Parcel No.: 33-01-01-31-405-232

Legal Description:

The South 70 feet of the East 166 feet of Lot 46, Eco Farms, City of Lansing, Ingham County, Michigan, according to the recorded plat thereof, as recorded in Liber 9 of Plats, Page 24, Ingham County Records

Being the same property conveyed Deutsche Bank National Trust Company, as trustee for HSI Asset Securitization Corporation trust 2007-WF1 Mortgage Pass Through Certificates Series 2007-WF1 in deed dated 8/21/2014 recorded 8/29/2014 Document #2014-033792 in the County of Ingham and State of Michigan.

210-MI-V3

Eric's Refuse LLC

P.O. Box 16035
Lansing, MI 48901

Invoice

Date	Invoice #
6/5/2016	5154

Bill To
City of Lansing Office of Code Compliance 316 North Capital Lansing, MI 48933-1238

property address
4606 Ingham St 33-01-01-31-405-232

Terms	work complete
	6/5/2016

Quantity	Item Code	Description	Price Each	Amount
1	1hr 3cy	first hour and 3 yards of debris	175.00	175.00
3	add hr	additional hour after 1	150.00	450.00
17	class 2	construction material after 3	26.00	442.00
		work complete 6/13/16 total yards 20 submitted by Meredith Johnson		

All work is complete!

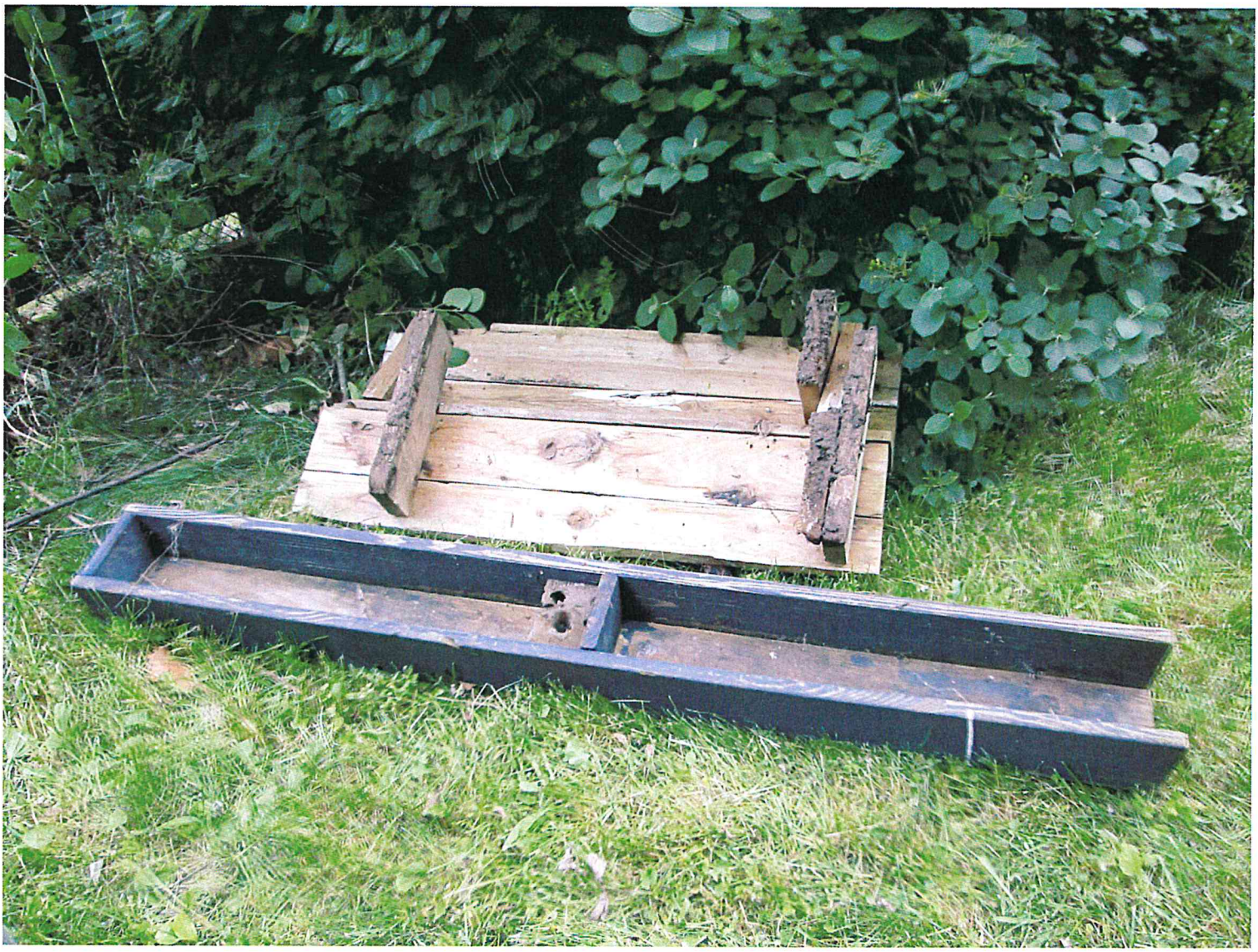
Total $1,067.00

4606 Ingham St (16)

4606 Ingham St (15)

4606 Ingham St (14)

4606 Ingham St (13)



4606 Ingham St (12)

4606 Ingham St (11)

4606 Ingham St (10)

4606 Ingham St (9)

4606 Ingham St (8)

4606 Ingham St (7)

4606 Ingham St (6)

4606 Ingham St (5)

4606 Ingham St (4)

4606 Ingham St (3)

4606 Ingham St (2)

4606 Ingham St (1)

Mayor Virg Bernero

Lansing Fire Department
Fire Marshal's Office
Code Enforcement Section

316 N. Capitol, Ste C-1, Lansing, MI 48933-1238
(517) 483-4361 FAX (517) 377-0100

GRASS AND WEEDS CORRECTION NOTICE

EASTSIDE COMMUNITY ACTION CENTER or Current Occupant
4606 INGHAM ST
LANSING, MI 48911

Violation date: **09/17/2015**

Violation Location: 4606 INGHAM ST
Parcel No: 33-01-01-31-405-232
Compliance Due Date: 09/24/2015

You are hereby notified that this Office has found a violation of the City of Lansing Housing Code Section 302 EXTERIOR PROPERTY AREA at the above referenced location.

Description
Grass & Weeds: Entire Yard ***Grass must be below the 8" maximum allowed length.***

Any Premises or portion thereof on which there exists growth of grass and/or weeds exceeding eight inches in height located anywhere on the premises - which includes but not limited to front, side, rear, back yard, driveway, next to fences, between curb and sidewalk or next to vehicles - shall be deemed , and hereby declared to be a substandard premises and is subject to abatement pursuant to Section 302.4 of the Lansing Housing Code.

Failure to comply by the compliance due date will leave no alternative but to have the work completed by our contractor. All costs incurred, which consist of the contractors fees plus $265.00 City service charge, shall be charged to you as an assessment against your property. **Please be advised that, in an effort to discourage repeat offenses of this nature, the City will assess you an extra $75.00 fee for each time there is an additional premise violation at the violation address above during this calendar year.**
If you have any questions or concerns about complying within the time indicated, you may contact me at Monday through Thursday between the hours of 8-9 - AM or 12-1 - PM

Pursuant to Section 107.2 of the IPMC, you have the right to appeal this notice of violation. In accordance with Section 106.3 any action taken by the City on such premises shall be charged against the real estate upon which the structure is located and shall be a lien upon such real estate.

Officer: Greg Scrimger (517) 483 7620

Taxpayer's Copy

Mayor Virg Bernero

Lansing Fire Department
Fire Marshal's Office
Code Enforcement Section

316 N. Capitol, Ste C-1, Lansing, MI 48933-1238
(517) 483-4361 FAX (517) 377-0100

GRASS AND WEEDS CORRECTION NOTICE

Occupant or Current Occupant
4606 INGHAM ST
LANSING, MI 48911

Violation date: **09/17/2015**

Violation Location: 4606 INGHAM ST
Parcel No: 33-01-01-31-405-232
Compliance Due Date: 09/24/2015

You are hereby notified that this Office has found a violation of the City of Lansing Housing Code Section 302 EXTERIOR PROPERTY AREA at the above referenced location.

Description
Grass & Weeds: Entire Yard ***Grass must be below the 8" maximum allowed length.***

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Officer: Greg Scrimger (517) 483 7620

Taxpayer's Copy

Mayor Virg Bernero

Lansing Fire Department
Fire Marshal's Office
Code Enforcement Section

316 N. Capitol, Ste C-1, Lansing, MI 48933-1238
(517) 483-4361 FAX (517) 377-0100

Weeds Authorization Form

Submitted to: David B Tomlinson on 09/25/2015

TAXPAYER: EASTSIDE COMMUNITY ACTION CENTER, 4606 INGHAM ST LANSING, MI 48911

Location of Work: **Enf Num: E15-08474**

Address: 4606 INGHAM ST
Lot No:
Description:
Parcel No: 33-01-01-31-405-232

Violation:
Grass & Weeds: Entire Yard ***Grass must be below the 8" maximum allowed length.***

Estimated Time required to complete work: 1

Warning Comment:
Vacant home.

Submitted By: Greg Scrimger (517) 483 7620

This action is authorized by the Manager of Code Compliance

Document's Author: gscrimger Date Created:09/25/15 03:37 PM

CITY OF LANSING
316 N. CAPITOL SUITE C2
Lansing, MI 48933
Ph: (517) 483-4361
Fax: (517) 377-0100

Invoice No.: 00064369

Date: 09/30/2015

Record: E15-08474

EASTSIDE COMMUNITY ACTION CENTER
4606 INGHAM ST
LANSING, MI 48911

TOTAL AMOUNT DUE

$330.00

Item Category	Item Description	Amount Due
Code Compliance	Grass and Weeds - Admin Fee	$265.00
Code Compliance	Grass and Weeds - Contractor C	$65.00
Total Amount Due		**$330.00**

Date work completed: 09-28-15

From:
David Tomlinson
2500 Pinch Hwy.
Charlotte, MI 48813

Bill To:
City Of Lansing
Office of Code Compliance
316 North Capitol Avenue
Lansing, MI 48933-1238

Vendor Number: V001476

Purchase Order No: 84207

Violation Type:	Grass and Weeds
Invoice Number:	15-G0031
Work Authorized:	Entire Lot
Location:	4606 INGHAM ST
Location Description:	
Parcel Number:	33-01-01-31-405-232

Mowing Done by Tomlinson

TOTAL INVOICE $65.00

28 4:04 PM
09 28 2015

4606 INGHAM ST-2

4606 INGHAM ST-3

4606 INGHAM ST LANSING, MI 48911 (Property Address)

Parcel Number: 33-01-01-31-405-232

Item **1** of **4** 2 Images / 2 Sketches

Property Owner: EASTSIDE COMMUNITY ACTION CENTER

Summary Information

> Residential Building Summary
- Year Built: 1969
- Bedrooms: 0
- Full Baths: 2
- Half Baths: 0
- Sq. Feet: 1,746
- Acres: 0.267

> 6 Building Department records found

> Assessed Value: $0 | Taxable Value: $0

> 1 Special Assessment found

> Property Tax information found

> 3 Invoices Found, Amount Due: 0.00

Owner and Taxpayer Information

Owner	EASTSIDE COMMUNITY ACTION CENTER 1001 DAKIN ST LANSING, MI 48912	**Taxpayer**	SEE OWNER INFORMATION

General Information for Tax Year 2017

Property Class	RESIDENTIAL	**Unit**	33 CITY OF LANSING - INGHAM
School District	LANSING	**Assessed Value**	$0
MAP #	P -0752 -0145	**Taxable Value**	$0
TOP TEN	*Not Available*	**State Equalized Value**	$0
NEW PERMITS	*Not Available*	**Date of Last Name Change**	03/21/2017
USER ALPHA 3	*Not Available*	**Notes**	*Not Available*
Historical District	*Not Available*	**Census Block Group**	*Not Available*
TYPE CODE	*Not Available*	**Exemption**	*No Data to Display*

Principal Residence Exemption Information

Homestead Date	01/05/2007

Principal Residence Exemption	June 1st	Final
2017	0.0000 %	0.0000 %

Previous Year Information

Year	MBOR Assessed	Final SEV	Final Taxable
2016	$41,500	$41,500	$0
2015	$39,900	$39,900	$39,522
2014	$38,900	$38,900	$38,900

Land Information

Zoning Code	*Not Available*	**Total Acres**	0.267
Land Value	$10,600	**Land Improvements**	$594
Renaissance Zone	No	**Renaissance Zone Expiration Date**	*No Data to Display*
ECF Neighborhood	47F	**Mortgage Code**	
Lot Dimensions/Comments	*No Data to Display*	**Neighborhood Enterprise Zone**	No

Lot(s)	Frontage	Depth
Lot 1	70.00 ft	166.00 ft
	Total Frontage: 70.00 ft	**Average Depth: 166.00 ft**

Legal Description

S 70 FT OF E 166 FT LOT 46 ECO FARMS

Sale History

Sale Date	Sale Price	Instrument	Grantor	Grantee	Terms of Sale	Liber/Page
07/20/2015	$1.00	QC	DEUTSCHE BANK NATIONAL TRUST CO	EASTSIDE COMMUNITY ACTION CENTER	1ST SALE AFTER BANK	2015 032617
08/21/2014	$46,750.00	SD	BRADY MICHAEL J	DEUTSCHE BANK NATIONAL TRUST CO	OTHER	2014 033792
10/31/2012	$0.00	QC	BRADY MICHAEL J	BRADY MICHAEL J & RODRIGUEZ MICHELL	OTHER	2012 045247

Sale Date	Sale Price	Instrument	Grantor	Grantee	Terms of Sale	Liber/Page
01/05/2007	$84,600.00	WD	WASHINGTON MUTUAL BANK	BRADY MICHAEL J	CASH	L3251-P589
04/20/2006	$136,720.00	SD	LOVETTE MICHAEL K & SHERIFF'S SALE	WASHINGTON MUTUAL BANK	OTHER	L3190-P678
04/10/2006	$0.00	QC	WASHINGTON MUTUAL BANK	FEDERAL NATIONAL MORTGAGE ASSOC	CASH/CONV-NOT USED	L3215-P500
07/22/2005	$0.00	WD	WESTFIELD AMERICA OF MICHIGAN INC	LOVETTE MICHAEL K	CASH/CONV-NOT USED	L3175-P1170
06/20/2005	$0.00	QC	STUCKY MARK A & ROMANA M& JEANNE D	WESTFIELD AMERICA OF MICHIGAN INC	CASH/CONV-NOT USED	L3171-P232
04/22/1996	$73,000.00	WD	HALL EDWARD M & MARIE C	LOVETTE MICHAEL & JEANNE	CONV	2361/776

Building Information - 1746 sq ft 1 1/4 STY (Residential)

General

Floor Area	1,746 sq ft	**Estimated TCV**	*Not Available*
Garage Area	440 sq ft	**Basement Area**	936 sq ft
Foundation Size	1,512 sq ft		
Year Built	1969	**Year Remodeled**	*Not Available*
Occupancy	Single Family	**Class**	CD
Effective Age	38 yrs	**Tri-Level**	No
Percent Complete	100%	**Heat**	Forced Air w/ Ducts
AC w/Separate Ducts	No	**Wood Stove Add-on**	No
Basement Rooms	0	**Water**	*Not Available*
1st Floor Rooms	0	**Sewer**	*Not Available*
2nd Floor Rooms	0	**Style**	1 1/4 STY
Bedrooms	0		

Area Detail - Basic Building Areas

Height	Foundation	Exterior	Area	Heated
1.25 Story	Basement	Siding	936 sq ft	1.25 Story
1 Story	Crawl Space	Siding	576 sq ft	1 Story

Basement Finish

Recreation	0 sq ft	**Recreation % Good**	0%
Living Area	0 sq ft	**Living Area % Good**	0%
Walk Out Doors	0	**No Concrete Floor Area**	0 sq ft

Plumbing Information

3 Fixture Bath	2	**Ceramic Tile Wainscoat**	1
Ceramic Tub Alcove	1		

Built-In Information

Garbage Disposal	1

Garage Information

Area	440 sq ft	**Exterior**	Siding
Foundation	18 Inch	**Common Wall**	Detached
Year Built	1988	**Finished**	No
Auto Doors	0	**Mech Doors**	0

Porch Information

CPP	40 sq ft	**Foundation**	Standard

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OFFICE OF THE CITY ATTORNEY

MEMORANDUM

RECEIVED
AUG 07 2017
LANSING CITY COUNCIL

To: **SHERRIE BOAK, General Services**

From: **VENUS KUMAR, Paralegal**

Subject: **SPECIAL ASSESSMENTS CLAIM; Arthur Ostaszewski**
Date of Incident: 5/24/17

Date: **August 7, 2017**

Attached is a Claim Form received by this office from Arthur Ostaszewski for $3,652.00 due to Trash violations at 114 W. Willow St.

This claim is being referred to General Services for consideration on the City Council's agenda because this claim exceeds $2,500.00.

Thank you for your assistance.

/vmk
Attachments

RECEIVED AUG 03 2017

DATE: 7/31/2017

1453

PPN:	**33-01-01-09-183-121**
DATE SUBMITTED:	**7/24/2017**
ADDRESS OF VIOLATION:	**114 W. Willow Street**
LISTED TAXPAYER OF RECORD:	**Ostaszewski, Arthur**
OTHER TAXPAYER OF RECORD:	
CLAIMANT:	**Ostaszewski, Arthur**
CLAIMANT'S ADDRESS:	**114 W. Willow Street Lansing, MI 48906**
TYPE OF ACTIONS CONTESTED:	**Trash Removal**
VIOLATION DATE:	**5/24/2017**
NOTIFICATION DATE:	**5/24/2017**
2ND NOTICE ASSESSMENT DATE:	
AMOUNT OF ASSESSMENT:	**$3,652.00**
CONTRACTOR NAME - INVOICE NO. - DATE:	**Crutcher 17-027 6/28/2017**
AMOUNT OF CLAIM:	**$3,652.00**

ADDITIONAL ACTIONS CONTESTED:	
VIOLATION DATE:	
NOTIFICATION DATE:	
2ND NOTICE ASSESSMENT DATE:	
AMOUNT OF ASSESSMENT:	
CONTRACTOR NAME - INVOICE NO. - DATE:	
AMOUNT OF CLAIM:	
MEMO DATE – INVOICE NO.:	

HISTORY:	**Trash Violation 5/24/2017**	**Grass Violation 5/24/2017**
CITATIONS IN PREVIOUS YEAR:	**Failure to Register 1/25/2016**	
CLAIMANT'S CIRCUMSTANCES:	**See Attached**	

CODE OFFICER'S NOTES: A trash notices was sent to the claimant on 5/24/2017 with a compliance due date of 5/31/2017. Claimant is aware of what the invoice pertains as the claimant has made multiple phone calls and e-mail to the officer that wrote the violations as well as the supervisors (Scott Sanford Lead Housing Inspector and Marshaun Blake Fire Marshal) regarding the trash and grass notices. Upon adviseiment from Assistant City Attorney Abood we were to proceed as normal and a cleanup was performed. This office recommends denial of the claim.

SCANNED

RECEIVED JUL 21 2017

City of Lansing

OFFICE OF THE CITY ATTORNEY

1453

Claim Form – Special Assessments

Please provide the following information so we can contact you regarding your claim.

NAME: Arthur Ostaszewski DATE: 7-20-17

MAILING ADDRESS: 114 W. Willow

CITY: Lansing STATE: MI ZIP CODE: 48906

TELEPHONE: Home ( ) 517-936-7991 Work ( )

Please provide the following information on the incident(s) for which you are filing a claim. IF YOU DO NOT PROVIDE ALL OF THE INFORMATION BELOW, WE MAY NOT BE ABLE TO PROCESS YOUR CLAIM.

ADDRESS: 114 W Willow PARCEL NO. 33-01-01-09-183-121

DATE OF INCIDENT: 7/20/17 AMOUNT YOU WERE BILLED: 3652.00

TOTAL AMOUNT YOU ARE CONTESTING: 3652.00

TYPE OF ASSESMENT: Trash-Admin Fee Contractor Charge

Please give a detailed description of the circumstances surrounding the incident, including why you feel the City should not have charged you this fee. You may attach additional pages or documentation to this form as needed.

There is insufficient information in the invoice to adequately address all the fraudulent issues of this invoice. A FOIA was initiated to review all the records related to Code Compliance & 114 West Willow on 7-17-2017. I reserve my right to review this file & build my case against this charge (Inv 0096970) of $3652.00 upon its review. I have no information as to when this contractor did what? work, how many people? ect. I expressed that all issues related to "trash" on my property (over)

A description of the claims review process is available on our website at: http://www.lansingmi.gov/attorney/Claims_review_process.jsp

SCANNED

were resolved, per my meeting with Code Compliance at the site on June 01, 2017.

4). There was No! trash on the property

3). All Code Compliance inspections were fraudulent & involved trespass.

2). All Contractor work done on behalf of Code Compliance was in violation of City Code & involved trespass.

1). At No time did Code Compliance identify to me any issue with trash on the property, either in writing OR by our mutual inspection on June 01, 2017. (Zachery Prior)

Wood, was removed from the property, along with material items such as tomato stands, border logs, sitting stumps, & fire wood, as well as dirt work & a tire. This material WAS NOT VISIBLE from the right of way OR any neighbors yard, and did not constitute as "trash".

I reserve the right to counter this fraudulent invoice with additional evidence in the future, as I examine the requested FOIA, and put together my case

AO
7-20-17

CITY OF LANSING

316 N. CAPITOL SUITE C2
Lansing, MI 48933
Ph: (517) 483-4361
Fax: (517) 377-0100

DUE DATE 08/06/2017

INVOICE
07/10/2017

TOTAL AMOUNT DUE
$ 3,652.00

Bill To:
OSTASZEWSKI ARTHUR
114 W WILLOW ST
LANSING, MI 48906-4858

Invoice Number	Record No.	Address	Amount Due
00096970	E17-05009	114 W WILLOW ST	$3652.00

07/07/2017
Trash - Admin Fee
Trash - Contractor Charge

TOTAL DUE: $3652.00

Questions regarding this invoice: Contact **CODE COMPLIANCE** at 517.483.4361

Payment Information:

- Make checks payable to: City of Lansin
- Mail payments or pay in person at:
  City of Lansing Treasurers Office
  124 W Michigan Ave 1st Fl
  Lansing MI 48933
- In order to assure proper credit, please s
- Payment in full is due within 30 days fr
- Any unpaid balance remains as a lien ag

There is no information as to what, where, by whom, any Trash was removed. For $3650 fee, there should be a report with photo documentation provided this is bogus - completely AO 7/21/2017

Appeals Process:
If you intend to appeal this nuisance fee,
Committee within 30 days after the nuisan
available in the City Attorney's Office a
completed claim to: Lansing City Attorn

Other Information:

- July property taxes are due and payable on or before February 14th.
- For Red Tag Monitoring Fees Only -- invoices not paid within 30 days are subject to a 5% penalty which will be applied on the 31st day.

By Authority of the Lansing City Council - Ordinance Numbers 655, 676, 1060.08 and 1460.04

Payments may be made online or in person Monday thru Thursday 8:00 a.m. - 4:30 p.m., at the above address or by mail

Lue and Ancy Yang
120 W Willow St
Lansing, MI 48906

07/18/2017

Art Ostaszewsla
114 W Willow St
Lansing, MI 48906

Dear Art,

We are really saddened to see that the wood pile that continuously bordered our properties as neighbors have been removed from your property. The wood truly acted as a natural privacy hedge between our properties and was never an issue with us being there EVER. As a natural hedge between our properties in the last years, it was beautiful creating a warmth feeling allowing us to watch birds and animals in its natural habitat while they came and fed on top of the wood during the warm seasons. We have even taken family pictures on many occasions standing and sitting behind it due to the natural country living it created in our photo background.

Regards,

Lue and Ancy Yang

704-253-3472

letter from neighbor which bordered the wood that was removed as "Trash". Obviously this WAS NOT an issue between these ~~[illegible]~~ properties AO 7/21/17

Crenshaw, LaSondra

From: Arthur Ostaszewski <inetcarp@gmail.com>
Sent: Tuesday, August 1, 2017 10:51 AM
To: Kumar, Venus; inetcarp
Subject: repeated requests for meeting since June with City denied...thx for reply.

OK, It was worth a try to speak with you.

I had asked repeatedly for a meeting with Code Compliance as well as the City Attorney back in June to clarify and resolve the issues with the inspections and my property and was denied.

I think we could have avoided this escalation weeks ago by simple communication with either of your Offices....I have done my due diligence in trying.

AO

Art Ostaszewski
114 W Willow
Lansing MI 48906

517-936-7991

On Tue, Aug 1, 2017 at 10:17 AM, Kumar, Venus <Venus.Kumar@lansingmi.gov> wrote:

We do not meet with claimants prior to the Claims Review Committee as this is the purpose for the committee. The meeting will not be scheduled until the end of the month, so you should be fine as far as your time on assignment.

Thank you,

Venus Kumar

Assistant to the City Attorney

Office of the City Attorney

City of Lansing

124 W. Michigan

City Hall – 5th Floor

Lansing, MI 48933

517.483.4320

Direct: 517.483.4319

Fax: 517.483.4081

venus.kumar@lansingmi.gov

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From: Arthur Ostaszewski [mailto:inetcarp@gmail.com]
Sent: Monday, July 31, 2017 4:54 PM
To: Kumar, Venus; inetcarp
Subject: Re: 114 West Willow / Art Ostaszewski - Request for meeting with City...thx for reply.

Thanks for getting back to me.

Note, I will be on assignment in Lake Huron from Friday August 4th to August 11th. I will not have cell service nor be available. Please schedule my review for dates outside of that period.

Im requesting to meet with you prior to the Claims Committee, in hopes of dismissing these charges. I do not think these fines have merit, and I think I can show you that code enforcement

violated their own protocals. I was billed for trash and grass removal, when there was no violation to begin with.

Im asking for 15 minutes of your time prior to Friday Aug 4th if possible.. Even a phone call would help.

thanks,

Art

Art Ostaszewski

114 W Willow

517-936-7991

On Mon, Jul 31, 2017 at 4:37 PM, Kumar, Venus <Venus.Kumar@lansingmi.gov> wrote:

Hello Mr. Ostaszewski,

Yes, I received your claims. I have starting the process and once I have all the information gathered regarding your claims, you will be scheduled for a claims review meeting for the smaller claim. The larger claim, because it is over $2500 it will go directly to General Services which is part of City Council and they will review your claim. I will send you a letter with a date and time of your meeting with the Claims Review Committee for the smaller claim. You will receive separate communication from General Services with the date and time of the meeting where your larger claim will be heard and you will have the opportunity to attend that meeting and speak about your claim. The process does take a little bit of time, so please be patient. The Claims Review Committee meets once per month. I don't have the August date yet but as soon as I do, and if your information has come back from Code Compliance, you will be scheduled in August.

Thank You,

Venus Kumar

Assistant to the City Attorney

Office of the City Attorney

City of Lansing

124 W. Michigan

City Hall – 5th Floor

Lansing, MI 48933

517.483.4320

Direct: 517.483.4319

Fax: 517.483.4081

venus.kumar@lansingmi.gov

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From: Arthur Ostaszewski [mailto:inetcarp@gmail.com]
Sent: Monday, July 31, 2017 2:38 PM
To: Jenks, Emily; inetcarp; Kumar, Venus
Subject: Re: 114 West Willow / Art Ostaszewski FOIA - $29.89 - Request for meeting with City

Thank You. I will be by tomorrow either at 10am or between 12 and 1pm, to make the payment and recieve the FOIA material. To defend my Code Compliance Appeal in full, I am assuming my FOIA request documentation is materially complete as requested:

A) All complaints and followup received for potential Code Violations at 114 W Willow, including City of Lansing response to complaintants referring to 114 West Willow.

B) All documented correspondence and inspections done by the City,

including written summary and pictures taken and all notifications made under IPMC 104.3, as well as management review of actions and followup

C) All correspondence with Erics Refuse Inc, relating to 114 West Willow, including pictures, documentation, written material, authorization to enter 114 W Willow, detailed correspondence and invoices received, between the City and Erics Refuse Inc pertaining to 114 West Willow / Art Ostaszewski.

D) All email, attachments, pictures, and correspondence conducted by City Code Enforcement Employees, including but not limited to Scott Sanford and Zachary Driver, related to 114 West Willow / Art Ostaszewski for the time period April 1, 2017 to July 17, 2017.

It is difficult to appeal $3900 in fines when there is no basis for what was done, what rate was charged, who did the work, what invoice the city received, etc. These charges are completely bogus and NO TRASH was found or removed. The violations im fined for were resolved on June 1st with a walkthrough I did on my property with Zachary Driver of Code Compliance.

The City did not follow up with any request for additional action needed from me to be in compliance. I have ample evidence to show this.

Also, because I do not have Ms. Kumars email, please extend my request to Ms. Kumar for a meeting with regards to my Code Compliance Appeals. I believe a review of pertinent details of my case will help resolve all issues without taking up our time.

Thanks,

AO

Art Ostaszewski

inetcarp@gmail.com

517-936-7991

On Mon, Jul 31, 2017 at 2:12 PM, Jenks, Emily <Emily.Jenks@lansingmi.gov> wrote:

Art,

Your responsive documents came to my desk late last Friday. The total came to $29.89. There were apparently more documents than they originally anticipated. Since I have them printed off and ready to go, if you would like to come in and pay for them I can hand them to you for your own review so you do not have to pay any additional money for the time an employee of my office would require to oversee the review.

Regarding your claims appeals, Venus Kumar will be handling them because I will be leaving this office to go to law school in the fall. Please let me know if you have any questions!

Best,

Emily

From: Arthur Ostaszewski [mailto:inetcarp@gmail.com]
Sent: Monday, July 31, 2017 12:20 PM
To: Jenks, Emily; inetcarp
Subject: Re: 114 West Willow / Art Ostaszewski FOIA - payment? Timetable? Request Mtg with City Attorney_ AO

Hello Ms. Jenks,

I have not heard from the City Attorneys Office concerning my FOIA request per 114 West Willow and Code Compliance for over a week, now two weeks since initial submittal. I am willing to drop off a check for the FOIA request, I am also ready to view the file that is on hand at Code Compliance. Please let me know the status of the FOIA request.

Also, since you are administering my Code Compliance Appeals, I would like to sit dowm with the City Attorneys office to discuss dismissal of these charges and a preliminary review of my case for dismissal.

Thanks,

AO

Art Ostaszewski

114 West Willow

Lansing, MI 48906

inetcarp@gmail.ocm

517-936-7991

On Fri, Jul 21, 2017 at 1:27 PM, Arthur Ostaszewski <inetcarp@gmail.com> wrote:

Ms. Jenks,

Thanks for meeting with me this afternoon on my FOIA request, and taking my appeal of both Code Compliance invoices (00096970 - $3652.00) and (00096005 - $362.50).

I request your offices expedited review of my appeals, and dismissal of the charges.

These are fraudulent and bogus charges, and I think everyone involved has better, more pertinent things to work on in serving the City. I request that these charges be completely dismissed upon your Offices review of the appeals material provided.

As per my many emails to both Code Compliance and the City Attorneys office since May 24th 2017, I stand willing to meet and attempt to reach amicable resolution on these matters concerning 114 W Willow with the City in the most expeditious way possible.

If we are to proceed, let me know when the FOIA charges come in and I will pay in person by check. I will add the FOIA cost to my appeals total should the case proceed, along with the additional material that I am processing.

I look forward to hearing from your office.

Thanks,

Art

Art Ostaszewski

114 W Willow

Lansing, MI 48906

517-936-7991

inetcarp@gmail.com

On Fri, Jul 21, 2017 at 11:53 AM, Jenks, Emily <Emily.Jenks@lansingmi.gov> wrote:

Got your email Arthur, I let Code know to begin pulling the documents. Just so you know, we only accept check or money order payments!

From: Arthur Ostaszewski [mailto:inetcarp@gmail.com]
Sent: Friday, July 21, 2017 11:53 AM
To: Jenks, Emily; inetcarp
Subject: Re: FOIA for Code Compliance File viewing related to 114 West Willow / Art Ostaszewski April 1, 2017 to July 17, 2017

Im stopping by the Attorneys office at lunch today 7-21-17 to drop off my fine appea,s I can pay for the FOIA charges at that time.

AO

On Fri, Jul 21, 2017 at 11:20 AM, Jenks, Emily <Emily.Jenks@lansingmi.gov> wrote:

Arthur,

My name is Emily and I coordinate FOIA requests for the City. I'm emailing to let you know that Code Compliance is anticipating there will be costs for this request, even if you would just like to come in and view the documents. The costs pertain to compiling information, since you asked for several different things that will take time to put together, and costs for printing out documents for you to view. Code estimates that it would cost around $12, but that cost could change if it takes them less or more time than anticipated.

Best,

Emily Jenks

Legal Intern

Office of the City Attorney

City of Lansing

124 W. Michigan

City Hall – 5th Floor

Lansing, MI 48933

517.483.4320

Fax: 517.483.4081

Emily.Jenks@lansingmi.gov

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From: Arthur Ostaszewski [mailto:inetcarp@gmail.com]
Sent: Monday, July 17, 2017 1:05 PM
To: FOIA Request; inetcarp
Subject: FOIA for Code Compliance File viewing related to 114 West Willow / Art Ostaszewski April 1, 2017 to July 17, 2017

FOIA COORDINATOR

Office of the City Attorney

124 W. Michigan Avenue, 5th Floor

Lansing, MI 48893

Email: FOIA.Request@lansingmi.gov

This FOIA request pursuant to the Freedom of Information Act, MCL 15.231 et seq. is a request to inspect public records prepared, owned, used, possessed, or retained by the City related to the Code Compliance Office and its employees and contractor actions ,related to my home at 114 West Willow.

I would like to EXAMINE only, the entire City of Lansing Code Compliance File for my residence at 114 West Willow from April 1 2017 to the July 17 2017. I do not want any copies at this time, I would just like to view the material on hand in the file related to recent actions by the City.

This would include but not limited to:

A) All complaints and followup received for potential Code Violations at 114 W Willow, including City of Lansing response to complaintants referring to 114 West Willow.

B) All documented correspondence and inspections done by the City,

including written summary and pictures taken and all notifications made under IPMC 104.3, as well as management review of actions and followup

C) All correspondence with Erics Refuse Inc, relating to 114 West Willow, including pictures, documentation, written material, authorization to enter 114 W Willow, detailed correspondence and invoices received, between the City and Erics Refuse Inc pertaining to 114 West Willow / Art Ostaszewski.

D) All email, attachments, pictures, and correspondence conducted by City Code Enforcement Employees, including but not limited to Scott Sanford and Zachary Driver, related to 114 West Willow / Art Ostaszewski for the time period April 1, 2017 to July 17, 2017.

Again, this is for viewing only, and not meant to create any burden or time in coordinating or organizing the material in any way. I would like to view the files at your office and schedule a time to do so.

Sincerely,

Arthur Ostaszewski

114 West Willow

Lansing, MI 48906

inetcarp@gmail.com

517-936-7991

FOIA Request Checklist

If you would like to submit a FOIA request, please review the following FOIA checklist to ensure a speedy and accurate response to your request.

- Make sure you are addressing the correspondence to the correct person/department.

- Make sure the correspondence is addressed to the Freedom of Information Act Administrator or Coordinator.

- Advise the administrator that you are requesting documents pursuant to the Freedom of Information Act, and refer to the Act as MCL 15.231 et seq.

- Describe the record(s) requested in detail so that it can be located.

- Describe the subject matter of the documents requested, and, if possible, the date the documents were created.

This email has been scanned by the City of Lansing Symantec Email Security.cloud service.
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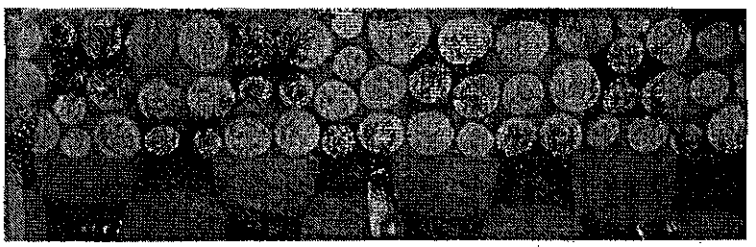
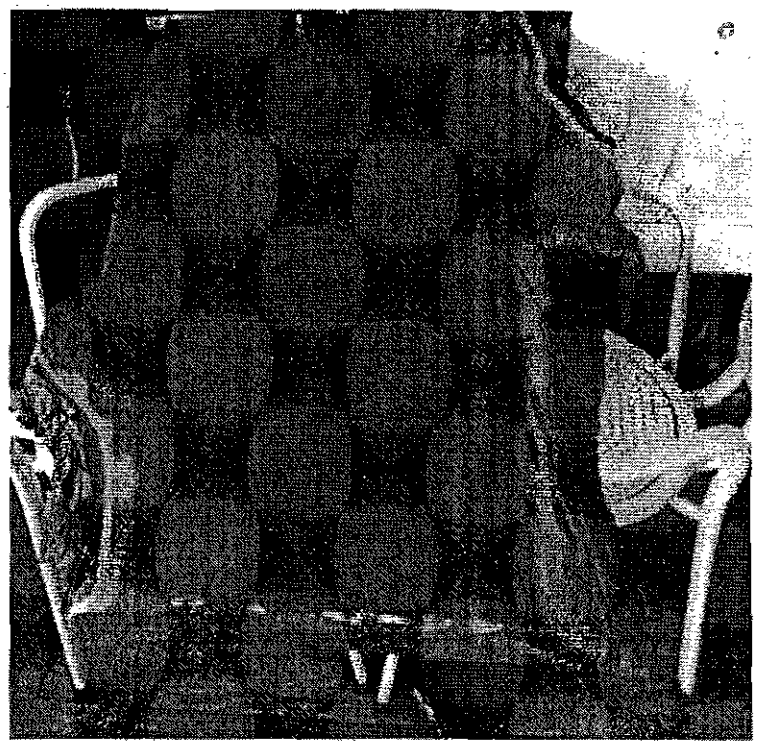
Natural Privacy Hedge that existed between properties 114 W Willow and 120 West Willow prior to 6/29/2017

Destruction of Privacy Hedge. Larceny of valuable wood after 6/29/2017





Items wood at 114 West Willow was being seasoned and used for by owner.

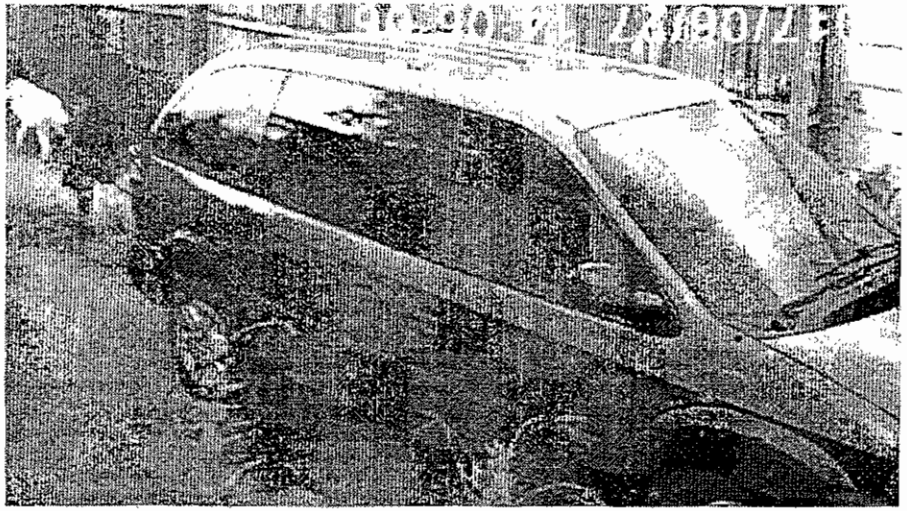
Draft video capture of Code Violation IPMC 104.3

mov234

& trespass

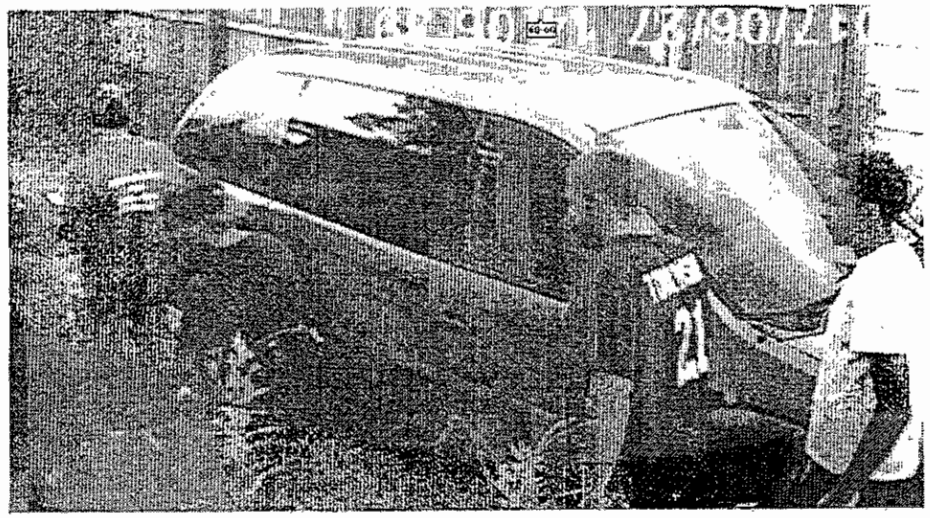
& theft of valuable property - Not Trash!

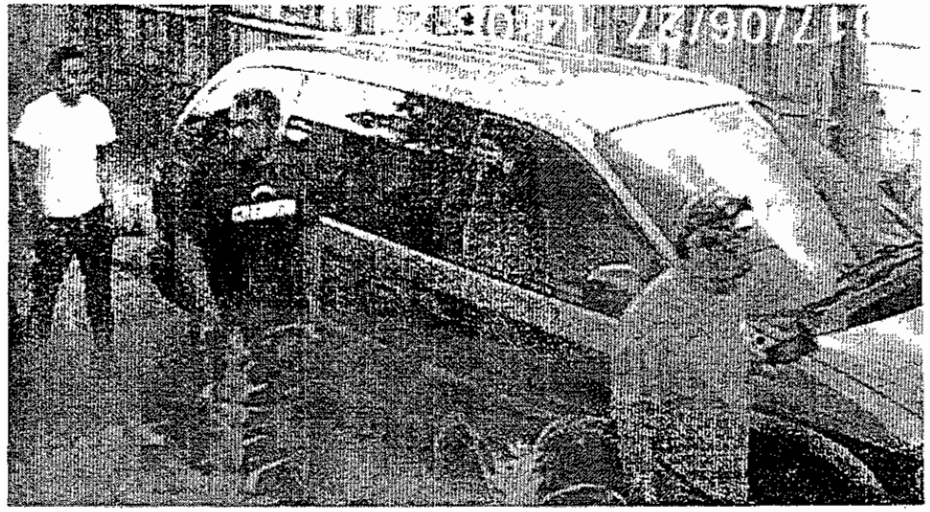
-AO 7/20/19



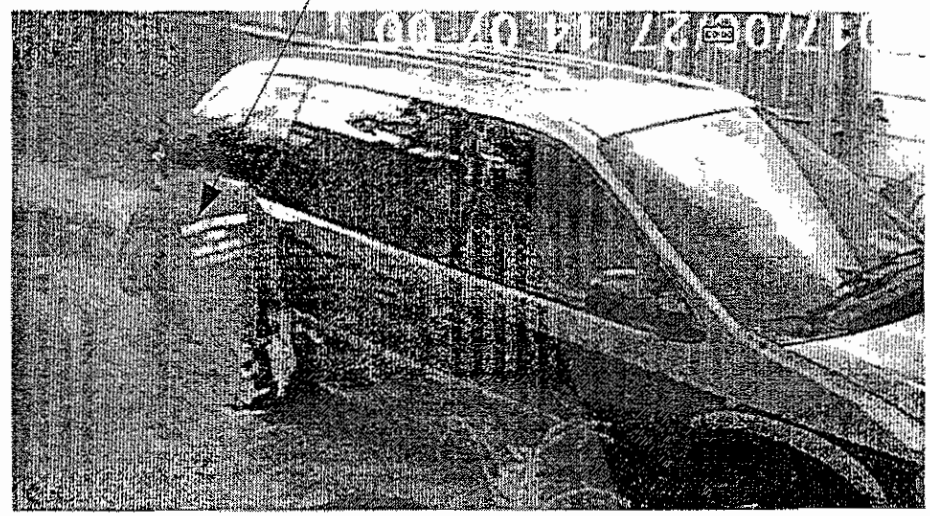
MORE AVAILABLE

mov235

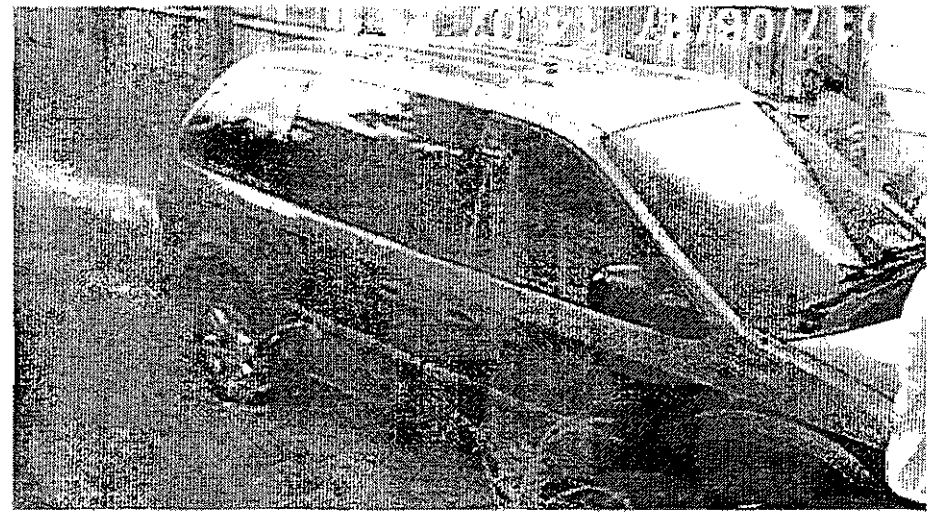


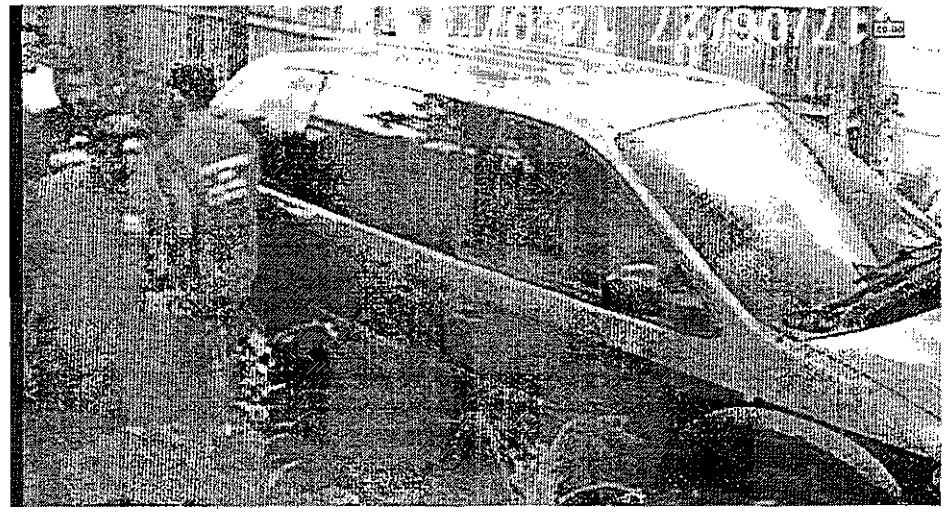


MOV236

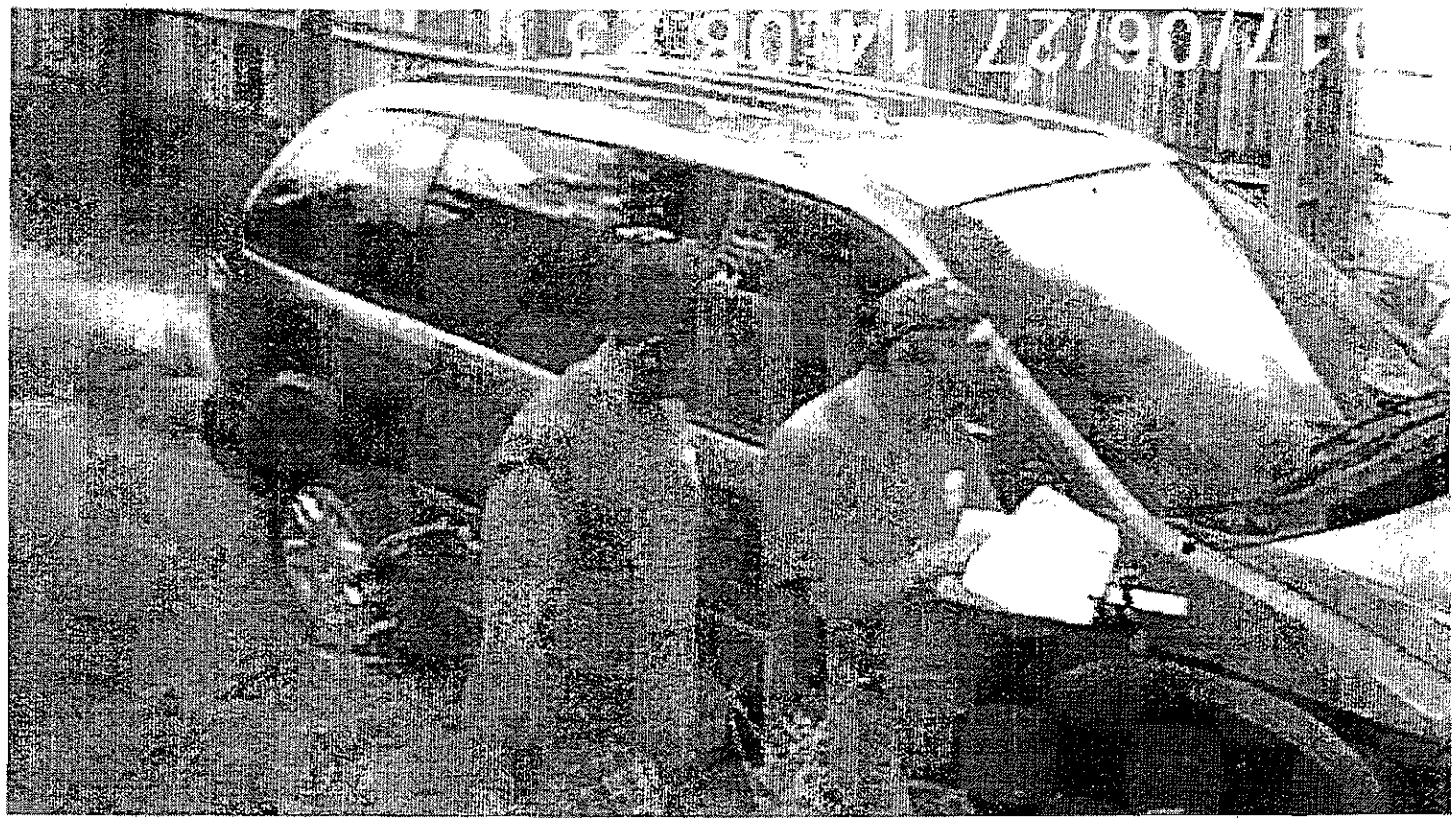


mov237

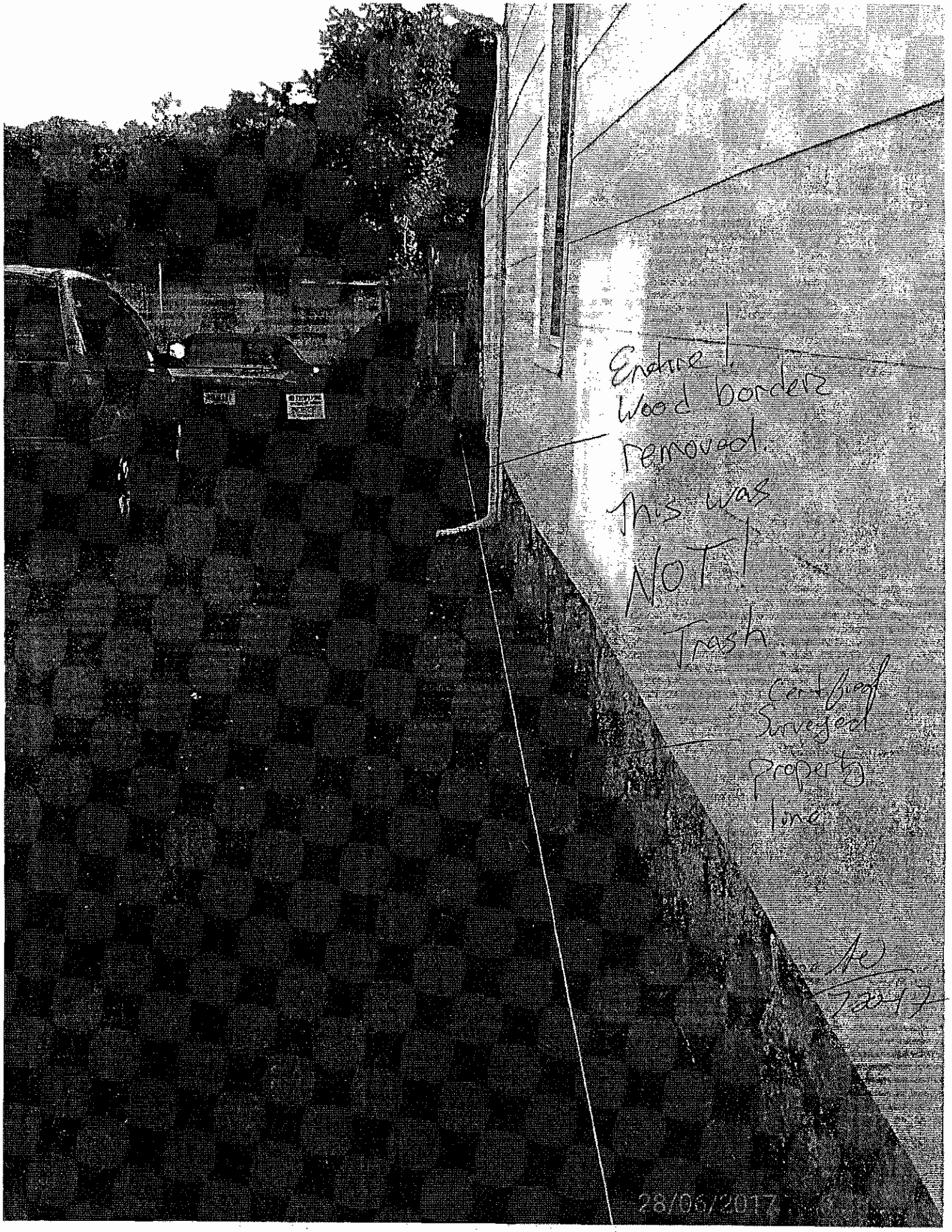


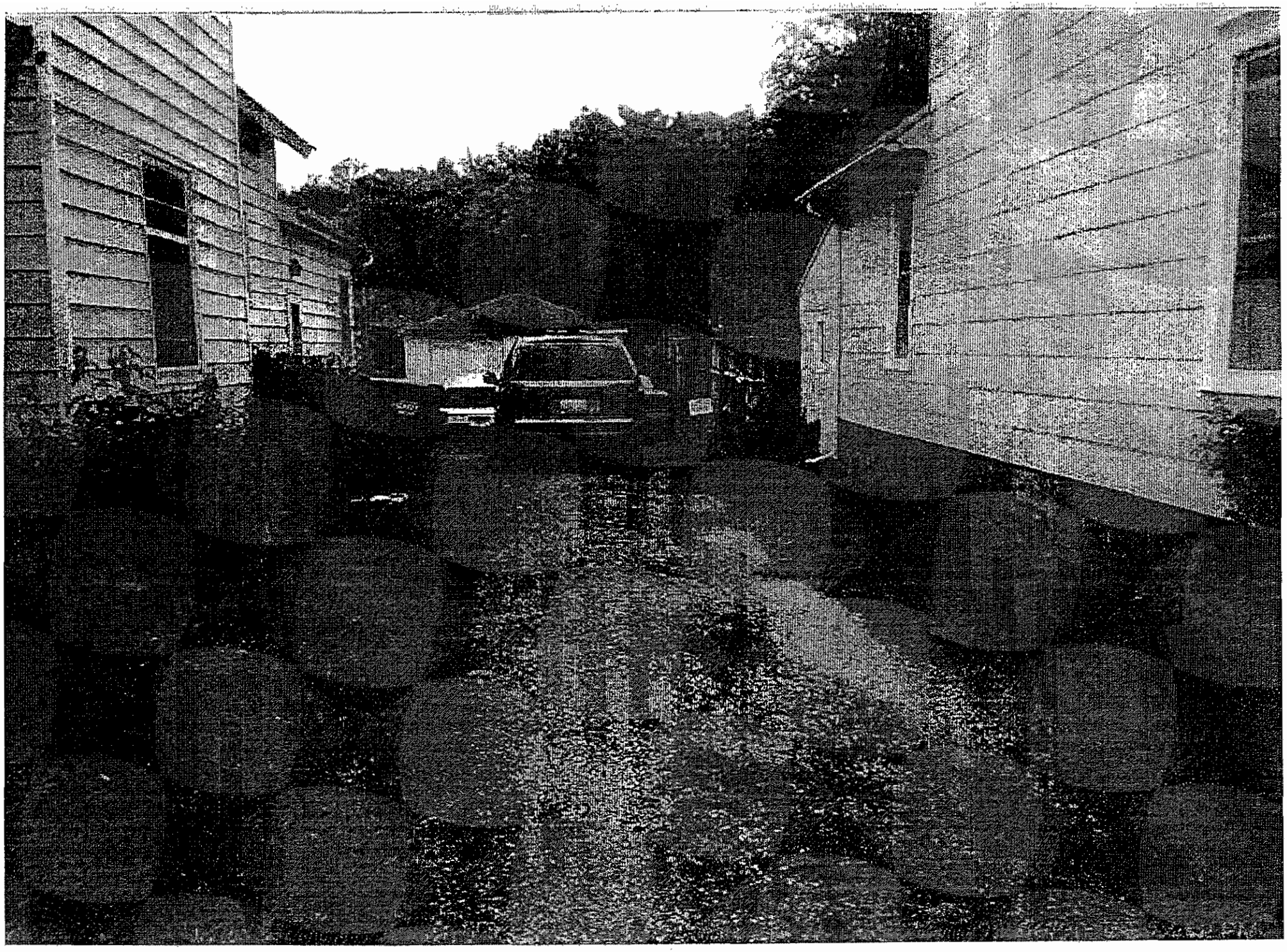


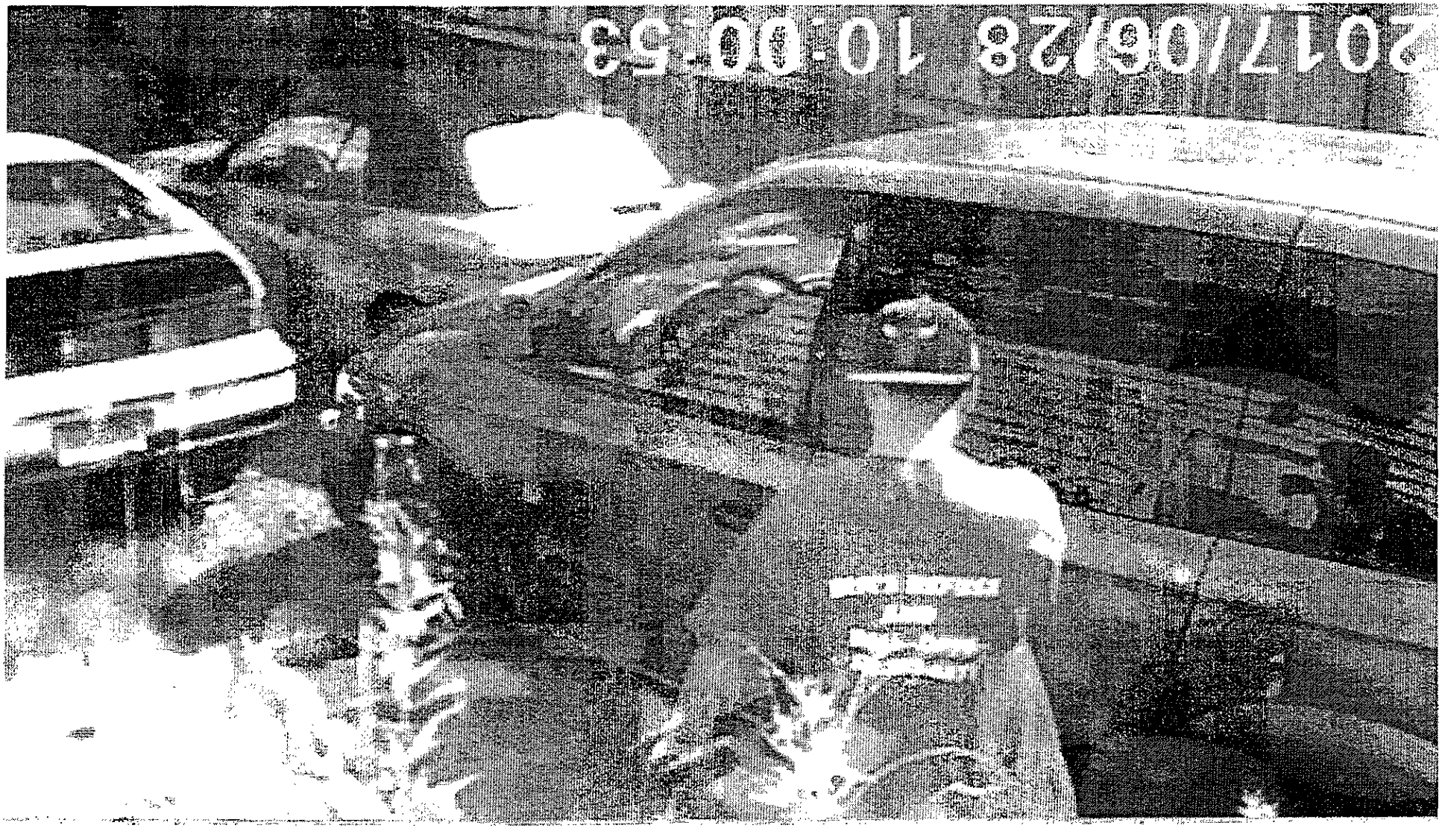
Mov238



2017/06/28 08:52:44


Entire
Wood borders
removed.
This was
NOT
Trash
Certified
Surveyed
Property
line
28/06/2017

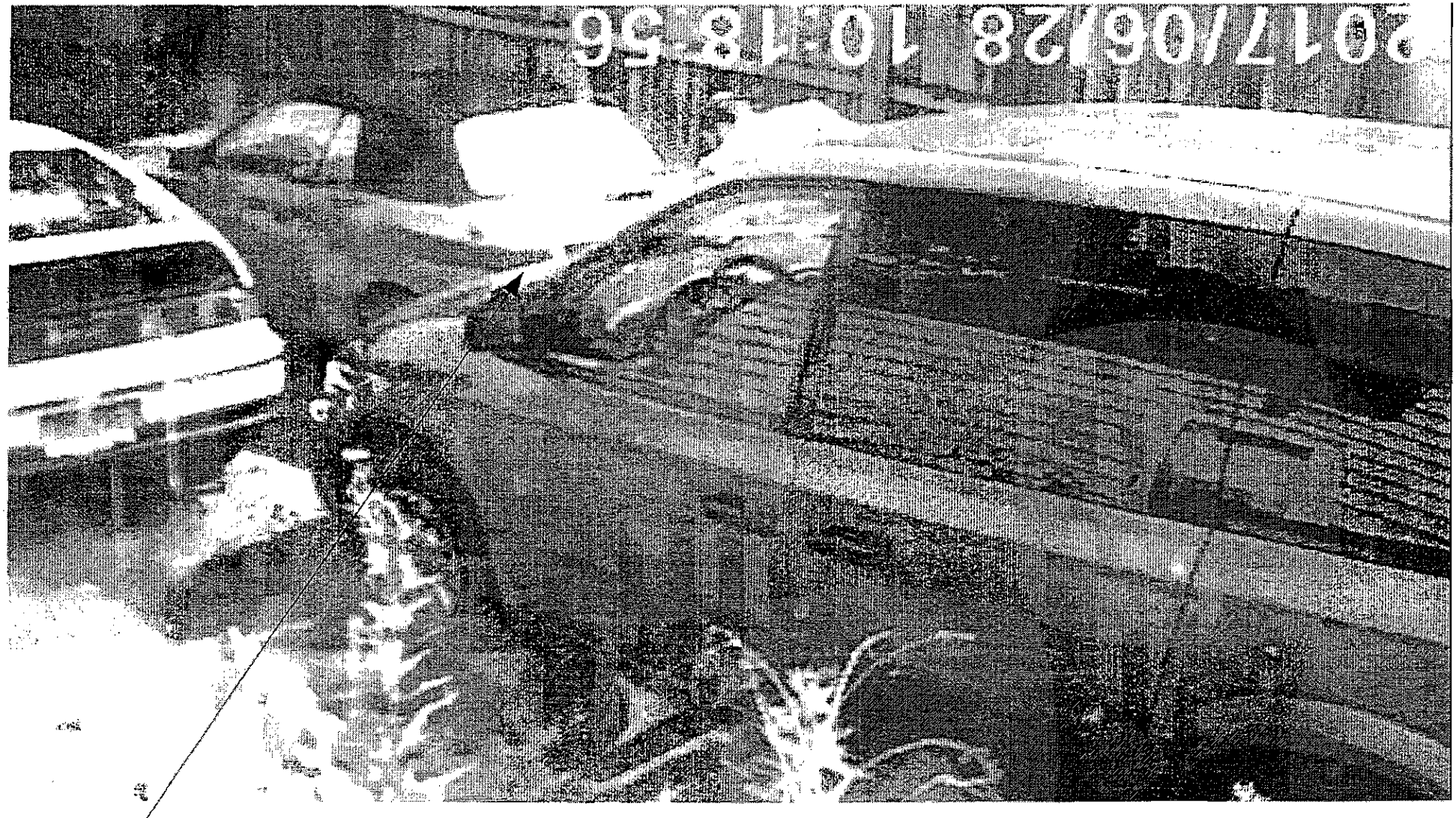




Mov 081

Note: Trespass sign has been removed / ignored 10:18:46 mov 114

Note: Trespass sign is being retied by worker – 10:18:54 mov 114



Note: Trespass sign is being restaked by worker – 10:18:56 mov 114

Note: Trespass line is evident after being restaked by worker – 10:22:45 mov 115

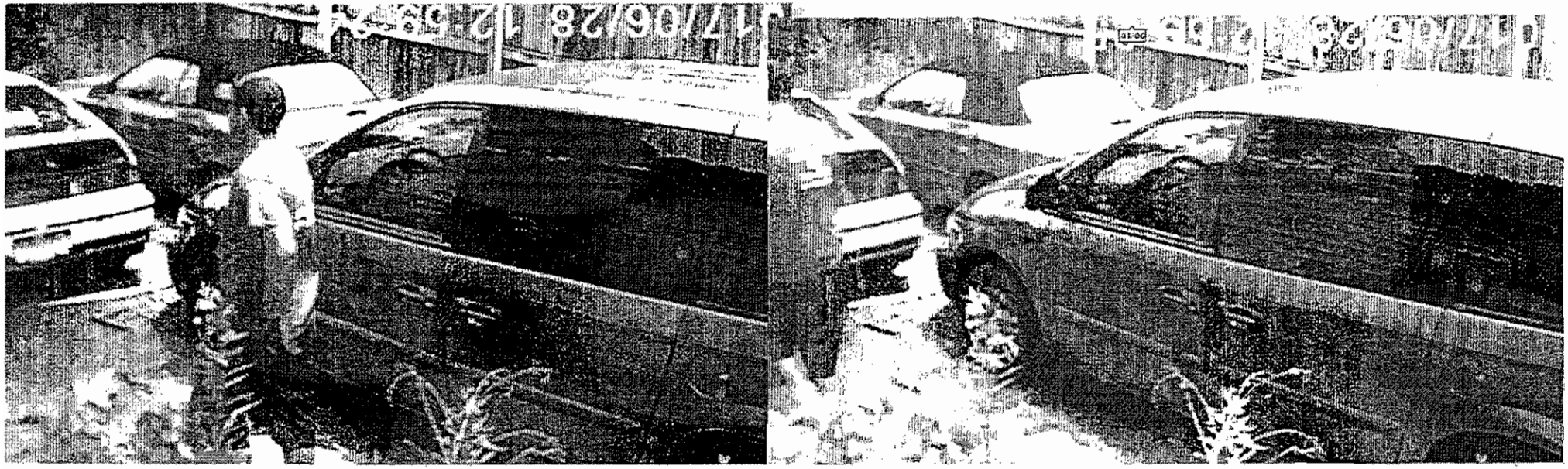
Note: AO inspecting property at – 11:26:06 mov 122

Re-entering past no trespass sign

Pulling No trespass Stake Mov 126

Walking over No trespass line marker mov 129

Worker handling No Trespass sign, dropping to ground Mov 159



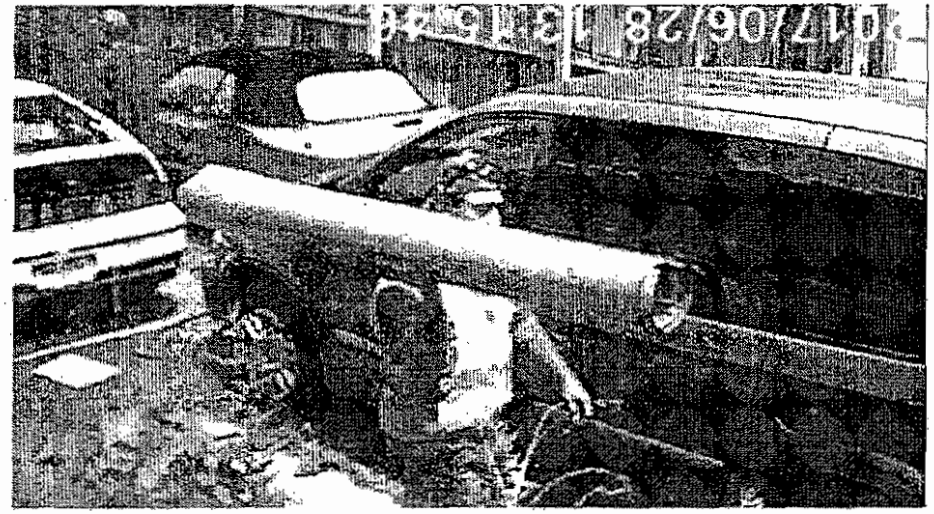
Worker ignoring No Trespass sign Mov 161

Hauling out “leaves”? Past no trespass sign? MOV 172

Hauling out "sticks and leaves"? Past both no trespass sign and stakes MOV 174

Not "Trash"

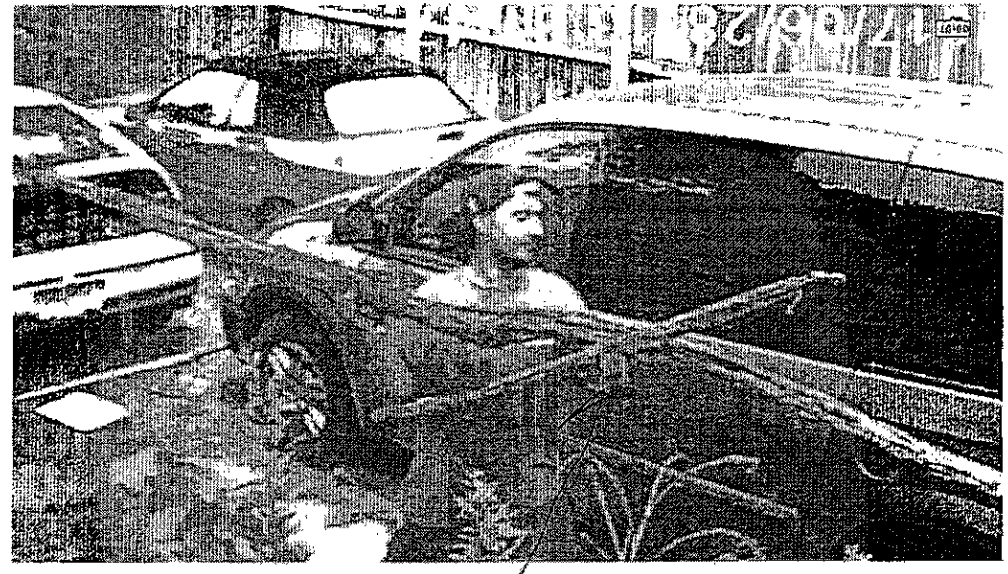
Theft of Material from behind garage- garbage can lid and aluminum chimney flue past trespass sign and stakes MOV 176



Theft from behind garage- past trespass sign and stakes MOV 178

Not "Trash"

Ground debris - trespass sign and stakes MOV 180 also 189

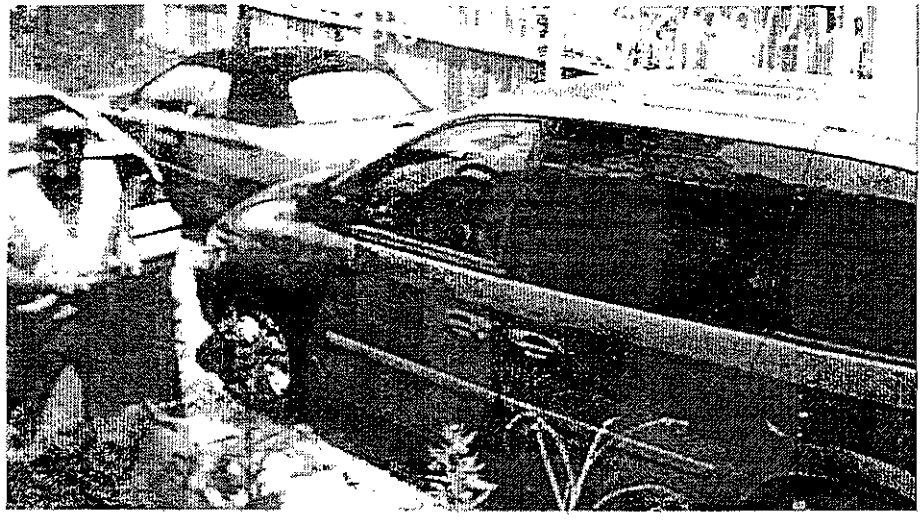


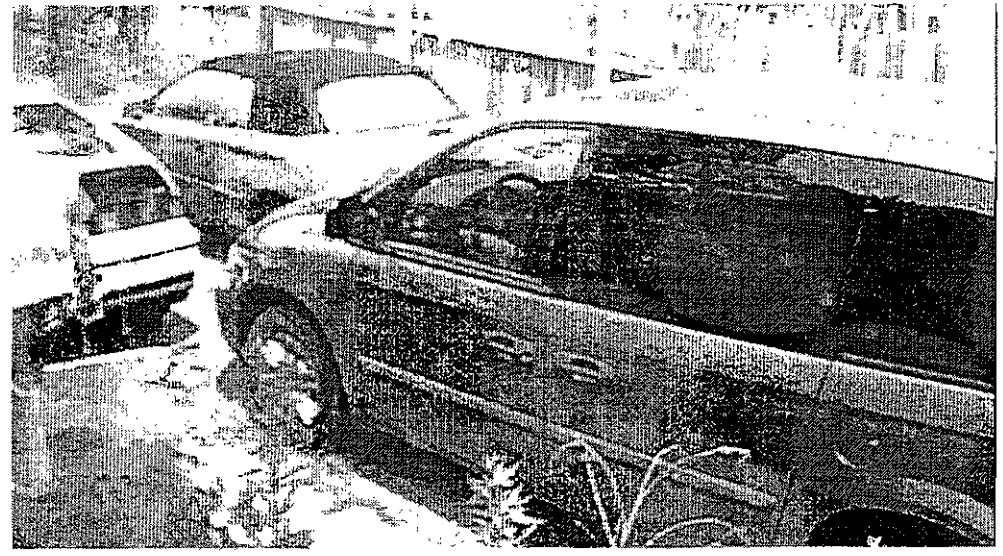
Not "Trash"

Removing linear wood used as edge boarder- trespass sign and stakes MOV 191 192

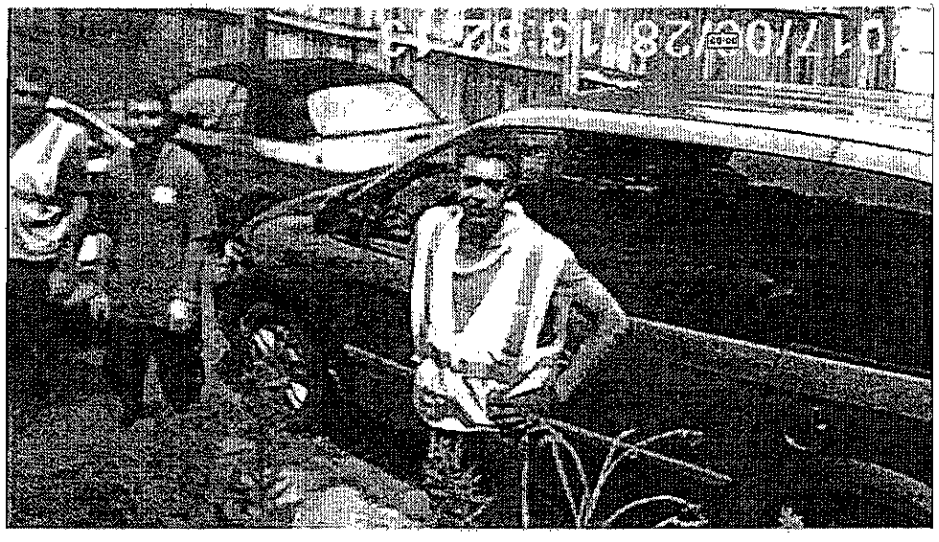
Theft of spare tire behind garage - trespass sign and stakes MOV 195

Theft of tomato planter behind garage by lead worker? - trespass sign and stakes MOV 199





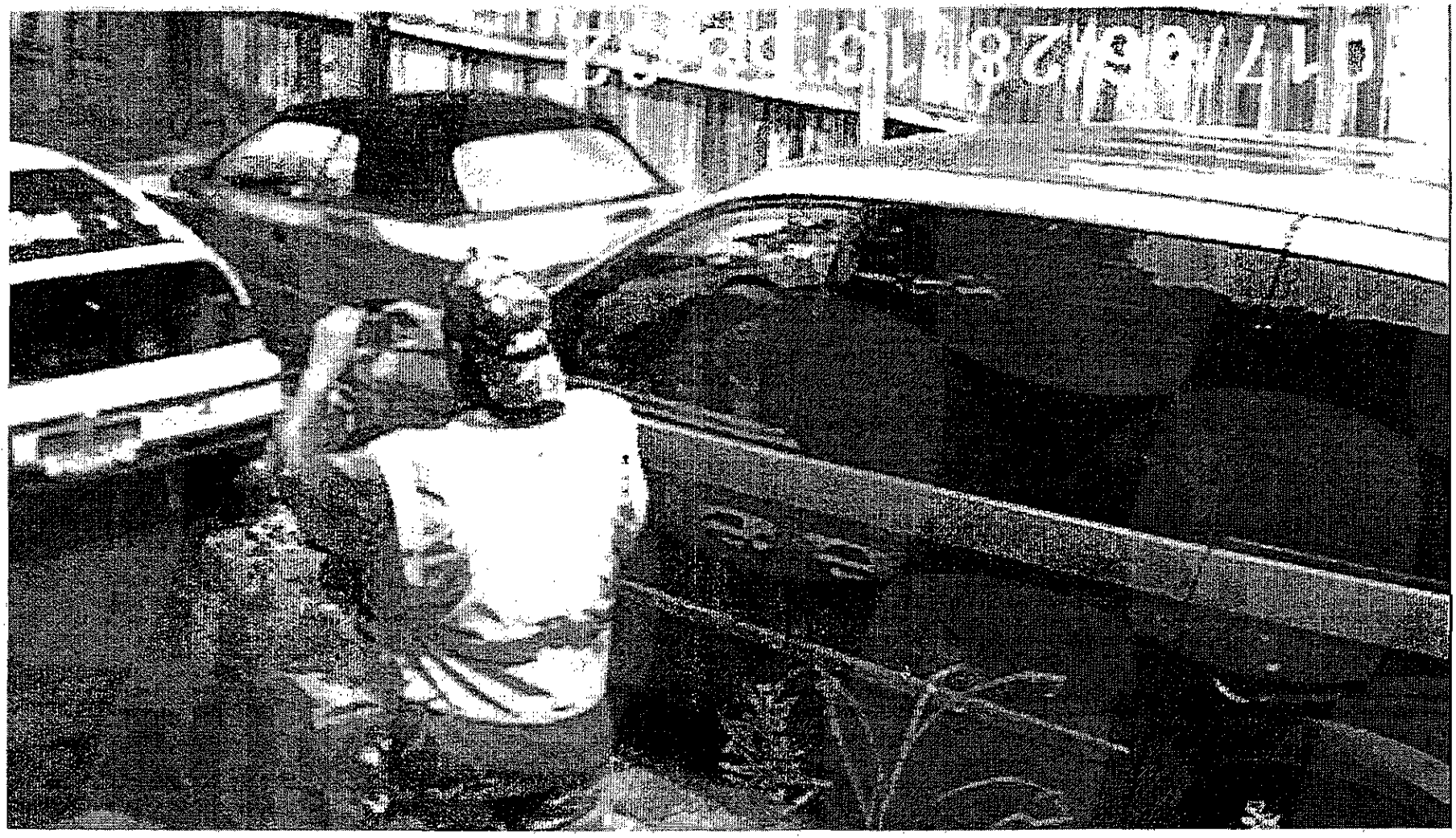
Movement of door mat, why? - reinitialization of trespass sign and stakes MOV 202 203



Mov 2063 reinstalation of fence..acknowledge of camera

Ripping out Survey Stakes at lot line – mov 207

Hopping over reinstalled No trespass sign MOV 208



Leaving area taking pictures No trespass sign MOV 209

Mov 210 trespass sign back up, but still in backyard taking pictures

Mov 211 – final pics

Eric's Refuse LLC

P.O. Box 16035
Lansing, MI 48901

Invoice

Date	Invoice #
7/5/2017	6623

Bill To
City of Lansing Office of Code Compliance 316 North Capital Lansing, MI 48933-1238

property address
114 W Willow ST 33-01-01-09-183-121

Terms	work complete
	7/5/2017

Quantity	Item Code	Description	Price Each	Amount
1	1hr 3cy	first hour and 3 yards of debris	175.00	175.00
15	add hr	additional hour after 1	150.00	2,250.00
37	class 2	construction material after 3	26.00	962.00
		6/28/17 total yards 40 submitted by Zachary Driver Two trucks two crews all day job had to call code-com. (Zach) They had no trespassing signs up, we took them down and put them back up shown in 222 an 223. also took pics of the car blocking the entrance to the back yard. So we had a long way to carry the brush piles, in between the cars. we also took before and after pics of the cars, just in case there was a problem.		

All work is complete!

Total $3,387.00

Mayor Virg Bernero

Lansing Fire Department
Fire Marshal's Office
Code Enforcement Section

316 N. Capitol, Ste C-1, Lansing, MI 48933-1238
(517) 483-4361 FAX (517) 377-0100

TRASH AND DEBRIS CORRECTION NOTICE

OSTASZEWSKI ARTHUR or Current Occupant
114 W WILLOW ST
LANSING, MI 48906-4858

Violation Date:	05/24/2017
Violation Location:	114 W WILLOW ST
Parcel No:	33-01-01-09-183-121
Compliance Due Date:	May 31, 2017

You are hereby notified that this Office has found a violation of the City of Lansing Housing Code Section 302 EXTERIOR PROPERTY at the above referenced location.

AREA: Entire Exterior
Violation: Deteriorated building materials

Violation: Carpeting/Carpet Padding debris

Violation: Brush & Tree Limb debris

Violation: Deteriorated metal product

Failure to correct this violation by the Compliance Due Date shall cause this office to immediately hire a contractor to complete the cleanup. **If any other additional trash and/or debris (as defined in Section 302) is found on the premises by the contractor it will also be removed without additional notice.** The contractor's expenses plus a $265.00 administrative services fee will be billed to you. If this bill is not paid within 30 days of the billing date, the amount will be assessed as a lien against your property. **Please be advised that, in an effort to discourage repeat offenses of this nature, the City will assess you an extra $75.00 fee for each time there is an additional premise violation at the violation address above during this calendar year.** If you have any questions or concerns about complying within the time indicated, you may contact me Monday through Friday between the hours of 8-9 AM or 12-1 PM.

Pursuant to Section 107.2 of the IPMC, you have the right to appeal this notice of violation. In accordance with Section 106.3 any action taken by the City on such premises shall be charged against the real estate upon which the structure is located and shall be a lien upon such real estate.

Code Officer: **Zachary Driver** (517) 702 4750 **Zachary.Driver@lansingmi.gov**

"Equal Opportunity Employer"

Taxpayer's Copy

Mayor Virg Bernero

Lansing Fire Department
Fire Marshal's Office
Code Enforcement Section

316 N. Capitol, Ste C-1, Lansing, MI 48933-1238
(517) 483-4361 FAX (517) 377-0100

Trash Authorization Form

Submitted to: Eric Crutcher on 06/15/2017

TAXPAYER: OSTASZEWSKI ARTHUR, 114 W WILLOW ST LANSING, MI 48906-4858

Location of Work: **Enf Num: E17-05009**

Address: 114 W WILLOW ST
Lot No:
Description:
Parcel No: 33-01-01-09-183-121

Remove Trash and Debris

Work Authorized:
AREA: Entire Exterior
Violation: Deteriorated building materials

Violation: Carpeting/Carpet Padding debris

Violation: Brush & Tree Limb debris

Violation: Deteriorated metal product

PLUS ANY OTHER INCIDENTAL TRASH / DEBRIS ON THE PROPERTY

Authorized Time required to complete work: 2
Authorized Cubic Yards: 9

Warning Comment:
take brush wrapped in vines as well.

Submitted By: Zachary Driver (517) 702 4750

This action is authorized by the Manager of Code Compliance

DSCN6287

DSCN6286

114 W Willow ST (1)

114 W Willow St (2)

114 W Willow ST (3)

114 W Willow ST (4)

114 W Willow ST (5)

114 W Willow ST (6)

114 W Willow ST (7)

114 W Willow ST (8)

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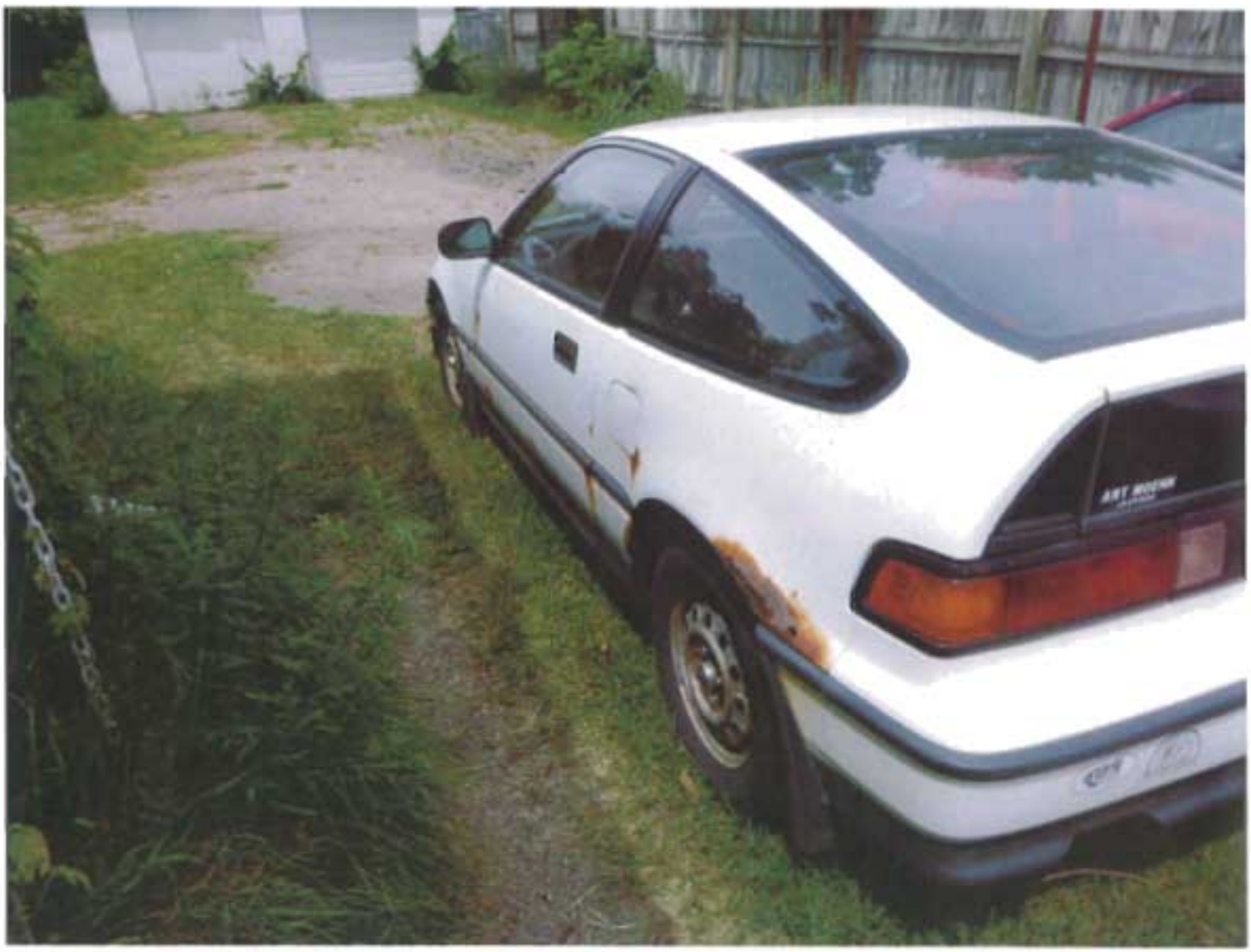

114 W Willow ST (67)

114 W Willow ST (68)

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114 W Willow ST (79)

114 W Willow ST (80)

114 W Willow ST (81)

114 W Willow ST (82)

114 W Willow ST (83)

114 W Willow ST (84)

114 W Willow ST (85)

114 W Willow ST (86)

114 W WILLOW ST LANSING, MI 48906 (Property Address)

Parcel Number: 33-01-01-09-183-121

Item **1** of **5** 3 Images / 2 Sketches

Property Owner: OSTASZEWSKI ARTHUR

Summary Information

> Residential Building Summary
- Year Built: 1893
- Bedrooms: 5
- Full Baths: 2
- Half Baths: 0
- Sq. Feet: 1,857
- Acres: 0.606

> 4 Building Department records found

> Assessed Value: $43,800 | Taxable Value: $38,659
> 1 Special Assessment found
> Property Tax information found
> 2 Invoices Found, Amount Due: 0.00

Owner and Taxpayer Information

Owner	OSTASZEWSKI ARTHUR 437 EDGEWOOD DR JACKSON, MI 49201-7610	**Taxpayer**	SEE OWNER INFORMATION

General Information for Tax Year 2017

Property Class	RESIDENTIAL	**Unit**	33 CITY OF LANSING - INGHAM
School District	LANSING	**Assessed Value**	$43,800
MAP #	B -0024 -0010	**Taxable Value**	$38,659
TOP TEN	*Not Available*	**State Equalized Value**	$43,800
NEW PERMITS	*Not Available*	**Date of Last Name Change**	08/04/2017
USER ALPHA 3	*Not Available*	**Notes**	*Not Available*
Historical District	*Not Available*	**Census Block Group**	*Not Available*
TYPE CODE	*Not Available*	**Exemption**	*No Data to Display*

Principal Residence Exemption Information

Homestead Date 12/08/2009

Principal Residence Exemption	June 1st	Final
2017	68.0000 %	0.0000 %

Previous Year Information

Year	MBOR Assessed	Final SEV	Final Taxable
2016	$43,200	$43,200	$38,315
2015	$42,000	$42,000	$38,201
2014	$37,600	$37,600	$37,600

Land Information

Zoning Code	*Not Available*	**Total Acres**	0.606
Land Value	$25,600	**Land Improvements**	$0
Renaissance Zone	No	**Renaissance Zone Expiration Date**	*No Data to Display*
ECF Neighborhood	24	**Mortgage Code**	*No Data to Display*
Lot Dimensions/Comments	*No Data to Display*	**Neighborhood Enterprise Zone**	No

Lot(s)	Frontage	Depth
Lot 1	66.00 ft	400.00 ft
	Total Frontage: 66.00 ft	**Average Depth: 400.00 ft**

Legal Description

E 4 R LOT 4 BLOCK 24 ORIG PLAT

Sale History

Sale Date	Sale Price	Instrument	Grantor	Grantee	Terms of Sale	Liber/Page
11/30/2009	$19,900.00	CD	FEDERAL NATIONAL MORTGAGE ASSOC	OSTASZEWSKI ARTHUR	1ST SALE AFTER BANK	L3365-P1067
02/05/2009	$60,256.00	SD	SLUCTER KEVIN/SHERIFF'S SALE	WELLS FARGO BANK NA	CASH/CONV-NOT USED	L3332-P1050
02/05/2009	$1.00	QC	WELLS FARGO BANK NA	FEDERAL NATIONAL MORTGAGE ASSOC	OTHER	L3333-P1216
08/22/2003	$0.00	QC	MARKIW CARON	SLUCTER KEVIN	CASH/CONV-NOT USED	L3065-P1123

Sale Date	Sale Price	Instrument	Grantor	Grantee	Terms of Sale	Liber/Page
08/01/2002	$62,900.00	CD	THE CHASE MANHATTAN BNK	MARKIW CARON	CASH/CONV-NOT USED	L2981-P599
09/27/2001	$60,800.00	SD	VOLKMAN DOUGLAS A	THE CHASE MANHATTAN BNK	OTHER	L2920-P844
09/26/1997	$78,000.00	WD	SMITH JOEL CONRAD	VOLKMAN, DOUGLAS A.	CONV	2510/406
09/01/1994	$47,000.00	TR			CONV	

Building Information - 1857 sq ft 2 STY (Residential)

General

Floor Area	1,857 sq ft	**Estimated TCV**	*Not Available*
Garage Area	528 sq ft	**Basement Area**	1,048 sq ft
Foundation Size	1,260 sq ft		
Year Built	1893	**Year Remodeled**	*Not Available*
Occupancy	Single Family	**Class**	C
Effective Age	124 yrs	**Tri-Level**	No
Percent Complete	100%	**Heat**	Forced Air w/ Ducts
AC w/Separate Ducts	No	**Wood Stove Add-on**	No
Basement Rooms	2	**Water**	*Not Available*
1st Floor Rooms	7	**Sewer**	*Not Available*
2nd Floor Rooms	3	**Style**	2 STY
Bedrooms	5		

Area Detail - Basic Building Areas

Height	Foundation	Exterior	Area	Heated
2 Story	Basement	Siding	520 sq ft	2 Story
1.25 Story	Basement	Siding	308 sq ft	1.25 Story
1 Story	Basement	Siding	220 sq ft	1 Story
1 Story	Crawl Space	Siding	212 sq ft	1 Story

Basement Finish

Recreation	220 sq ft	**Recreation % Good**	0%
Living Area	0 sq ft	**Living Area % Good**	0%
Walk Out Doors	0	**No Concrete Floor Area**	0 sq ft

Plumbing Information

3 Fixture Bath	2	**Extra Sink**	1

Garage Information

Area	528 sq ft	**Exterior**	Siding
Foundation	18 Inch	**Common Wall**	Detached
Year Built	*No Data to Display*	**Finished**	No
Auto Doors	0	**Mech Doors**	0

Porch Information

WCP (1 Story)	169 sq ft	**Foundation**	Standard

****Disclaimer:** BS&A Software provides AccessMyGov.com as a way for municipalities to display information online and is not responsible for the content or accuracy of the data herein. This data is provided for reference only and WITHOUT WARRANTY of any kind, expressed or inferred. Please contact your local municipality if you believe there are errors in the data.

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City of Lansing
OFFICE OF THE CITY ATTORNEY

James D. Smiertka, City Attorney

September 15, 2017

Arthur Ostaszewski
114 W. Willow Street
Lansing, MI 48906

Re: Claim – 114 W. Willow St.

Dear Mr. Ostaszewski:

Please be advised that the Claims Review Committee reviewed the claim you submitted in the amount of $362.50.00 for property located at 114 W. Willow St., Lansing, Michigan, and denied the claim you filed with the City of Lansing.

You have the right to appeal the decision of the Claims Review Committee to the Lansing City Council. If you desire to do so, please submit your appeal in writing, within thirty (30) days of the date of this letter, to the Lansing City Clerk, 9th Floor, City Hall, Lansing, MI 48933, for placement on the Council's agenda.

If you have any questions concerning this matter, please contact this office.

Sincerely,

Venus Kumar

Venus Kumar
Paralegal

Fifth Floor, City Hall • Lansing, Michigan 48933 • (517) 483-4320 • Fax (517) 483-4081 • cityatty@ci.lansing.mi.us

Reply | Delete Junk | •••

Appeal of Claims Review Committee Denial to City Council - 114 W Willow Record no E17-05008 $362.50

AO Arthur Ostaszewski
Today, 11:54 AM
inetcarp <inetcarp@gmail.com>; nicholas.tate@lansingmi.gov; Sherri.Boak@lansin

Reply

RECEIVED
OCT 12 2017
LANSING CITY COUNCIL

Inbox

Ms. Boak,

I am formally appealing the City Attorneys letter of Sept 15, 2017 advising that the Claims Review Committee denied my claim of $362.50 to the City City Council for E17-05008.

This charge is for Grass above 8", that is located in a designated State of Michigan Level 1 Wetland. The City Ordinance does not trump State Wetland protection law. Furthermore, Code Compliance is arbitrary and capricious in their enforcement discretion concerning long lots along the Grand River like mine.

It is regrettable that the Claims Review Board denied my claim.
I look forward to protecting the wetland in my backyard along the Grand River and am confident that I will prevail in my judgement and position.

You will be receiving a hard copy of this email as my written submission.
Please let me know by email and hard copy when I am scheduled to go before the City Council.

Sincerely,
Art Ostaszewski

10-12-17

114 West Willow
Lansing, MI 48906

517-936-7991
inetcarp@gmail.com

I will be delivering a hardcopy of this email this afternoon. Thx, AO

RECEIVED JUL 21 2017

City of Lansing

OFFICE OF THE CITY ATTORNEY

1454

Claim Form – Special Assessments

Please provide the following information so we can contact you regarding your claim.

NAME: Arthur Ostaszewski DATE: 7/20/17

MAILING ADDRESS: 114 W Willow Lansing MI 48906

CITY: Lansing STATE: MI ZIP CODE: 48906

TELEPHONE: Home ( ) 517-936-7991 Work ( )

Please provide the following information on the incident(s) for which you are filing a claim. IF YOU DO NOT PROVIDE ALL OF THE INFORMATION BELOW, WE MAY NOT BE ABLE TO PROCESS YOUR CLAIM.

ADDRESS: 114 W Willow PARCEL NO. 33-01-01-09-183-121

DATE OF INCIDENT: 7/20/17 AMOUNT YOU WERE BILLED: 362.50

TOTAL AMOUNT YOU ARE CONTESTING: 362.50

TYPE OF ASSESMENT: Invoice 00096005 - Grass & Weed Admin & Contract fee

Please give a detailed description of the circumstances surrounding the incident, including why you feel the City should not have charged you this fee. You may attach additional pages or documentation to this form as needed.

I have no idea what this invoice pertains do.
There is no information in the invoice as do when any work was done or by whom (contractor?).
The one inspection done together with Zachary Driver on June 01 2017 left me with no outstanding issues, and was not followed up in terms of indicating where any additional work was needed.
Furthermore, all inspections & work done was in violation of Code (Right of Access) as well as trespass. (over)

A description of the claims review process is available on our website at: http://www.lansingmi.gov/attorney/Claims_review_process.jsp

RECEIVED JUL 21 2017

This charge is fraudulent. I have repeatedly tried to meet with Code Compliance after our June 1 walkthrough, to insure things were ok. I met with Ronda Oberlin of the citys Floodplain dept on issues related to vegitation, & I used her advice on installing a border.

I believe the initial, and every subsequent unannounced inspection involved trespass & code inspection violations. The vegitation in question on this invoice was not visible from any right of way, nor subject of a complaint from any visible neighbor location.

There is not enough information in this invoice to adequately address a response. A FOIA was issued to the City of Lansing in relation to Code Compliance & 114 West Willow on Monday July 17, 2017

I reserve the right to review my file before commenting further on disputing this invoice.

-AO
7-20-17

CITY OF LANSING

316 N. CAPITOL SUITE C2
Lansing, MI 48933
Ph: (517) 483-4361
Fax: (517) 377-0100

Bill To:

OSTASZEWSKI ARTHUR
114 W WILLOW ST
LANSING, MI 48906-4858

DUE DATE 07/21/2017

INVOICE
07/06/2017

TOTAL AMOUNT DUE
$ 362.50

Invoice Number	Record No.	Address	Amount Due
00096005	E17-05008	114 W WILLOW ST	$362.50

06/21/2017
Grass and Weeds - Admin Fee
Grass and Weeds - Contractor C

TOTAL DUE: $362.50

Questions regarding this invoice: Contact **CODE COMPLIANCE** at 517.483.4361

Payment Information:

- Make checks payable to: City of Lansing
- Mail payments or pay in person at:
  City of Lansing Treasurers Office
  124 W Michigan Ave 1st Fl
  Lansing MI 48933
- In order to assure proper credit, please se
- Payment in full is due within 30 days fro
- Any unpaid balance remains as a lien ag

Appeals Process:

If you intend to appeal this nuisance fee, y
Committee within 30 days after the nuisan
available in the City Attorney's Office a
completed claim to: Lansing City Attorne

There is no information or proof of where, when, by whom any justification for this fine. This is completely bogus
- AO
7/24/17

Other Information:

- July property taxes are due and payable o
  on or before February 14th.
- For Red Tag Monitoring Fees Only invoices not paid within 30 days are subject to a 5% penalty which will be applied on the 31st day.

By Authority of the Lansing City Council - Ordinance Numbers 655, 676, 1060.08 and 1460.04

Payments may be made online or in person Monday thru Thursday 8:00 a.m. - 4:30 p.m., at the above address or by mail

XV B 3.

Appeal of Claims Review Committee Denial to City Council - 114 W Willow Record no E17-05008 $362.50

Arthur Ostaszewski

Thu 10/12/2017 11:54 AM

To: inetcarp <inetcarp@gmail.com>; nicholas.tate@lansingmi.gov <nicholas.tate@lansingmi.gov>; Sherri.Boak@lansingmi.gov <Sherri.Boak@lansingmi.gov>;

~~Ms. Boak,~~ Lansing City Clerk - 9th Floor

I am formally appealing the City Attorneys letter of Sept 15, 2017 advising that the Claims Review Committee denied my claim of $362.50 to the City City Council for E17-05008.

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It is regrettable that the Claims Review Board denied my claim.
I look forward to protecting the wetland in my backyard along the Grand River and am confident that I will prevail in my judgement and position.

You will be receiving a hard copy of this email as my written submission.
Please let me know by email and hard copy when I am scheduled to go before the City Council.

Sincerely,
Art Ostaszewski

114 West Willow
Lansing, MI 48906

517-936-7991
inetcarp@gmail.com

I will be delivering a hardcopy of this email this afternoon. Thx, AO

RECEIVED
2017 OCT 12 PM 3:31
LANSING CITY CLERK

RECEIVED JUL 21 2017

City of Lansing

OFFICE OF THE CITY ATTORNEY

1454

Claim Form – Special Assessments

Please provide the following information so we can contact you regarding your claim.

NAME: Arthur Ostaszewski DATE: 7/20/17

MAILING ADDRESS: 114 W Willow Lansing MI 48906

CITY: Lansing STATE: MI ZIP CODE: 48906

TELEPHONE: Home ( ) 517-936-7991 Work ( )

Please provide the following information on the incident(s) for which you are filing a claim. IF YOU DO NOT PROVIDE ALL OF THE INFORMATION BELOW, WE MAY NOT BE ABLE TO PROCESS YOUR CLAIM.

ADDRESS: 114 W Willow PARCEL NO. 33-01-01-09-183-121

DATE OF INCIDENT: 7/20/17 AMOUNT YOU WERE BILLED: 362.50

TOTAL AMOUNT YOU ARE CONTESTING: 362.50

TYPE OF ASSESMENT: Invoice 00096005 - Grass & Weed Admin & Contract fee

Please give a detailed description of the circumstances surrounding the incident, including why you feel the City should not have charged you this fee. You may attach additional pages or documentation to this form as needed.

I have no idea what this invoice pertains do. There is no information in the invoice as to when any work was done or by whom (contractor?). The one inspection done together with Zachary Driver on June 01 2017 left me with no outstanding issues, and was not followed up in terms of indicating where any additional work was needed.

Furthermore, all inspections & work done was in violation of Code (Right of Access) as well as trespass. (over)

A description of the claims review process is available on our website at: http://www.lansingmi.gov/attorney/Claims_review_process.jsp

This charge is fraudulent. I have repeatedly tried to meet with Code Compliance after our June 1 walkthrough, to insure things were ok. I met with Ronda Oberlin of the citys Floodplain dept on issues related to vegitation, & I used her advice on installing a border.

I believe the initial, and every subsequent unannounced inspection involved trespass & code inspection violations. The vegitation in question on this invoice was not visible from any right of way, nor subject of a complaint from any visible neighbor location.

There is not enough information in this invoice to adequately address a response. A FOIA was issued to the City of Lansing in relation to Code Compliance & 114 West Willow on Monday July 17, 2017

I reserve the right to review my file before commenting further on disputing this invoice.

-AO
7-20-17

CITY OF LANSING

316 N. CAPITOL SUITE C2
Lansing, MI 48933
Ph: (517) 483-4361
Fax: (517) 377-0100

DUE DATE 07/21/2017

Bill To:

OSTASZEWSKI ARTHUR
114 W WILLOW ST
LANSING, MI 48906-4858

INVOICE
07/06/2017

TOTAL AMOUNT DUE
$ 362.50

Invoice Number	Record No.	Address	Amount Due
00096005	E17--05008	114 W WILLOW ST	$362.50

06/21/2017
Grass and Weeds - Admin Fee
Grass and Weeds - Contractor C

TOTAL DUE: $362.50

Questions regarding this invoice: Contact **CODE COMPLIANCE** at 517.483.4361

Payment Information:

- Make checks payable to: City of Lansing
- Mail payments or pay in person at:
  City of Lansing Treasurers Office
  124 W Michigan Ave 1st Fl
  Lansing MI 48933
- In order to assure proper credit, please se
- Payment in full is due within 30 days fro
- Any unpaid balance remains as a lien ag

Appeals Process:

If you intend to appeal this nuisance fee, y
Committee within 30 days after the nuisan
available in the City Attorney's Office a
completed claim to: Lansing City Attorne

There is no information or proof of where, when, by whom any justification for this fine. This is completely bogus
- AO
7/24/17

Other Information:

- July property taxes are due and payable o
  on or before February 14th.
- For Red Tag Monitoring Fees Only -- invoices not paid within 30 days are subject to a 5% penalty which will be applied on the 31st day.

By Authority of the Lansing City Council - Ordinance Numbers 655, 676, 1060.08 and 1460.04

Payments may be made online or in person Monday thru Thursday 8:00 a.m. - 4:30 p.m., at the above address or by mail

RECEIVED AUG 03 2017

DATE: 7/31/2017

1454

PPN:	**33-01-01-09-183-121**
DATE SUBMITTED:	**7/21/2017**
ADDRESS OF VIOLATION:	**114 W. Willow**
LISTED TAXPAYER OF RECORD:	**Ostaszewski, Arthur**
OTHER TAXPAYER OF RECORD:	
CLAIMANT:	**Ostaszewski, Arthur**
CLAIMANT'S ADDRESS:	**114 W. Willow Street Lansing, MI 48906**
TYPE OF ACTIONS CONTESTED:	**Grass Mowing**
VIOLATION DATE:	**5/24/2017**
NOTIFICATION DATE:	**5/24/2017**
2ND NOTICE ASSESSMENT DATE:	
AMOUNT OF ASSESSMENT:	**$362.50**
CONTRACTOR NAME - INVOICE NO. - DATE:	**Tomlinson 17-G0009 6/16/2017**
AMOUNT OF CLAIM:	**$362.50**

ADDITIONAL ACTIONS CONTESTED:	
VIOLATION DATE:	
NOTIFICATION DATE:	
2ND NOTICE ASSESSMENT DATE:	
AMOUNT OF ASSESSMENT:	
CONTRACTOR NAME - INVOICE NO. - DATE:	
AMOUNT OF CLAIM:	
MEMO DATE – INVOICE NO.:	

HISTORY:	**Grass Violation 5/24/2017**	**Trash Violation 5/24/2017**
CITATIONS IN PREVIOUS YEAR:	**Failure to Register 1/25/2016**	
CLAIMANT'S CIRCUMSTANCES:	**See Attached**	

CODE OFFICER'S NOTES: A grass violation notice was sent to the claimant on 5/24/2017 with a compliance due date of 5/31/2017. Claimant is aware of what the invoice pertains to and tried to avoid mowing the grass by claiming it was a protected wetland. The claimant is an employee of the State Of Michigan Department of DEQ and was citing verbiage that he was not required to mow this area. Scott Sanford the Lead Housing Inspector for the City of Lansing placed a call to Mary at DEQ and she stated that even if was designated as a wetland that does not exempt you from having to mow the property she also stated that the local ordinance would trump DEQ's wetland rules. Per direction from Assistant City Attorney Abood we were told to proceed as normal therefore this office recommends denial of the claim.

RECEIVED JUL 21 2017

City of Lansing

OFFICE OF THE CITY ATTORNEY

1454

Claim Form – Special Assessments

Please provide the following information so we can contact you regarding your claim.

NAME: Arthur Ostaszewski DATE: 7/20/17

MAILING ADDRESS: 114 W Willow Lansing MI 48906

CITY: Lansing STATE: MI ZIP CODE: 48906

TELEPHONE: Home ( ) 517-936-7991 Work ( )

Please provide the following information on the incident(s) for which you are filing a claim. IF YOU DO NOT PROVIDE ALL OF THE INFORMATION BELOW, WE MAY NOT BE ABLE TO PROCESS YOUR CLAIM.

ADDRESS: 114 W Willow PARCEL NO. 33-01-01-09-183-121

DATE OF INCIDENT: 7/20/17 AMOUNT YOU WERE BILLED: 362.50

TOTAL AMOUNT YOU ARE CONTESTING: 362.50

TYPE OF ASSESMENT: Invoice 00096005 - Grass & Weed Admin & Contractor

Please give a detailed description of the circumstances surrounding the incident, including why you feel the City should not have charged you this fee. You may attach additional pages or documentation to this form as needed.

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The one inspection done together with Zachary Driver on June 01 2017 left me with no outstanding issues, and was not followed up in terms of indicating where any additional work was needed.
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There is not enough information in this invoice to adequately address a response. A FOIA was issued to the City of Lansing in relation to Code Compliance & 114 West Willow on Monday July 17, 2017

I reserve the right to review my file before commenting further on disputing this invoice. -AO

7-20-17

Date work completed: 06-16-17

From:
David Tomlinson
2500 Pinch Hwy.
Charlotte, MI 48813

Bill To:
City Of Lansing
Office of Code Compliance
316 North Capitol Avenue
Lansing, MI 48933-1238

Vendor Number: V001476

Purchase Order No: 84602

Violation Type:	Grass and Weeds
Invoice Number:	17-G0009
Work Authorized:	Entire Lot
Location:	114 W WILLOW ST
Location Description:	
Parcel Number:	33-01-01-09-183-121

Mowing Done by Tomlinson

TOTAL INVOICE $97.50 (WORK ORDER STATES 1.5 HOURS)

Nuisance Fees
City of Lansing Treasurers Office
124 W Michigan Ave 1st Floor
Lansing, MI 48933
Ph: (517) 483-4361 Fx: (517) 377-0169

Nuisance Fee Billing Statement

Date Created: 06/21/2017
Due Date: 07/21/2017
Pay Invoice In Full

OSTASZEWSKI ARTHUR
114 W WILLOW ST
LANSING MI 48906-4858

Inv Number: 00096005
Parcel: 33-01-01-09-183-121
Address: 114 W WILLOW ST

Parcel: 33-01-01-09-183-121

Bill Detail

Invoice Number	Date of Service	Enforcement Num	Address	Amount Due
00096005		E17-05008	114 W WILLOW ST	$362.50

Fee Details:	Quantity	Description	Balance
	1.000	Grass and Weeds - Admin Fee	$ 265.00
	1.500	Grass and Weeds - Contractor Cha	$ 97.50

Total Amount Due $ 362.50

Questions regarding this invoice: Contact **CODE COMPLIANCE** at 517.483.4361

Payment Information:

- Make checks payable to: City of Lansing
- Mail payments or pay in person at:
  City of Lansing Treasurers Office
  124 W Michigan Ave 1st Fl
  Lansing MI 48933
- In order to assure proper credit, please send the top portion of this bill along with your payment.
- Payment in full is due within 30 days from the billing date
- Any unpaid balance remains as a lien against this property and will be added to the next property tax bill.

Appeals Process:

If you intend to appeal this nuisance fee and it is attached to your tax bill, you or your agent must file a written protest with the Claims Review Committee within 30 days after the nuisance fee is placed on the July or December Tax Roll. Claims forms are available in the City Attorney's Office and the City of Lansing's web address: www.lansingmi.gov. Return completed claim to: Lansing City Attorney's Office, 124 West Michigan Ave 5th Fl, Lansing, MI 48933

Other Information:

- July property taxes are due and payable on or before August 31st. December property taxes are due and payable on or before February 14th.
- For Red Tag Monitoring Fees Only – invoices not paid within 30 days are subject to a 5% penalty which will be applied on the 31st day.

By Authority of the Lansing City Council - Ordinance Numbers 655, 676, 1060.08 and 1460.04

Payments may be made online or in person Monday thru Friday 8:00 a.m. - 4:30 p.m., at the above address or by mail

CITY OF LANSING

316 N. CAPITOL SUITE C2
Lansing, MI 48933
Ph: (517) 483-4361
Fax: (517) 377-0100

Bill To:

OSTASZEWSKI ARTHUR
114 W WILLOW ST
LANSING, MI 48906-4858

DUE DATE 07/21/2017

INVOICE
07/06/2017

TOTAL AMOUNT DUE
$ 362.50

Invoice Number	Record No.	Address	Amount Due
00096005	E17-05008	114 W WILLOW ST	$362.50

06/21/2017
Grass and Weeds - Admin Fee
Grass and Weeds - Contractor C

TOTAL DUE: **$362.50**

Questions regarding this invoice: Contact **CODE COMPLIANCE** at 517.483.4361

Payment Information:

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  City of Lansing Treasurers Office
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  Lansing MI 48933
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Appeals Process:

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There is no information or proof of where, when, by whom any justification for this fine. This is completely bogus

– AO
7/11/17

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Mayor Virg Bernero

Lansing Fire Department
Fire Marshal's Office
Code Enforcement Section

316 N. Capitol, Ste C-1, Lansing, MI 48933-1238
(517) 483-4361 FAX (517) 377-0100

GRASS AND WEEDS CORRECTION NOTICE

OSTASZEWSKI ARTHUR or Current Occupant
114 W WILLOW ST
LANSING, MI 48906-4858

Violation date: **05/24/2017**

Violation Location: 114 W WILLOW ST
Parcel No: 33-01-01-09-183-121
Compliance Due Date: 05/31/2017

You are hereby notified that this Office has found a violation of the City of Lansing Housing Code Section 302 EXTERIOR PROPERTY AREA at the above referenced location.

Description
Grass & Weeds: Entire Yard *Grass must be below the 8" maximum allowed length.*

Any Premises or portion thereof on which there exists growth of grass and/or weeds exceeding eight inches in height located anywhere on the premises - which includes but not limited to front, side, rear, back yard, driveway, next to fences, between curb and sidewalk or next to vehicles - shall be deemed , and hereby declared to be a substandard premises and is subject to abatement pursuant to Section 302.4 of the Lansing Housing Code.

Failure to comply by the compliance due date will leave no alternative but to have the work completed by our contractor. All costs incurred, which consist of the contractors fees plus $265.00 City service charge, shall be charged to you as an assessment against your property. **Please be advised that, in an effort to discourage repeat offenses of this nature, the City will assess you an extra $75.00 fee for each time there is an additional premise violation at the violation address above during this calendar year.**
If you have any questions or concerns about complying within the time indicated, you may contact me at Monday through Friday between the hours of 8-9 - AM or 12-1 - PM

Pursuant to Section 107.2 of the IPMC, you have the right to appeal this notice of violation. In accordance with Section 106.3 any action taken by the City on such premises shall be charged against the real estate upon which the structure is located and shall be a lien upon such real estate.

Officer: Zachary Driver (517) 702 4750 **Zachary.Driver@lansingmi.gov**

Taxpayer's Copy

Mayor Virg Bernero

Lansing Fire Department
Fire Marshal's Office
Code Enforcement Section

316 N. Capitol, Ste C-1, Lansing, MI 48933-1238
(517) 483-4361 FAX (517) 377-0100

Weeds*Authorization Form

Submitted to: David B Tomlinson on 06/02/2017

TAXPAYER: OSTASZEWSKI ARTHUR, 114 W WILLOW ST LANSING, MI 48906-4858

Location of Work: **Enf Num: E17-05008**

Address: 114 W WILLOW ST
Lot No:
Description:
Parcel No: 33-01-01-09-183-121

Violation:
Grass & Weeds: Entire Yard *Grass must be below the 8" maximum allowed length.*

Estimated Time required to complete work: 1.5

Warning Comment:
mow backyard to the fence line. This is not a designated wetland and we have no meeting schedueled to disscuss it nor have alowed any more time to the owner.

Submitted By: Zachary Driver (517) 702 4750

This action is authorized by the Manager of Code Compliance

Document's Author: ssanford Date Created:06/02/17 03:39 PM

Mayor Virg Bernero

LANSING FIRE DEPARTMENT
FIRE MARSHAL'S OFFICE
Code Enforcement Section
316 N. Capitol Avenue Ste. C-2
Lansing, MI 48933
Phone: 517-483-4361
Fax: 517-377-0100

Recieved several emails from Art (owner) informing us that his back yard is in the floodplain and has been designated a state wetland. I talked to Mary at DEQ 517-243-6948 and she has informed me that even if it is a wetland there is no ordinance that states that you cannot cut vegitation at that site. She also informed me that our local ordinace trumps the state law in this regard as they are two seperate entities. The only restrictions that would require a permit from DEQ is if we were adding topsoil to the site or using a herbacide.

Discussed situation with Asst City Atrny Abood and he has instructed me to proceed as normal. If owner wants to file an appeal the process is in place for him to use. Have submitted the property to the grass contractor and informed him to cut the tall grass and weeds to the tree line.

Informed owner by email that the discussion for this was closed and if the contractor had to mow the property the bill would be sent to the taxpayer of record as well as the City's administrative fee. 6/2/2017 sks

17-G0009

114 W WILLOW ST-1

114 W WILLOW ST-2

06 16 2017
16 11:58 AM

114 W WILLOW ST-5

Jackson, Brian

From: Arthur Ostaszewski <inetcarp@gmail.com>
Sent: Tuesday, August 01, 2017 10:51 AM
To: Kumar, Venus; inetcarp
Subject: repeated requests for meeting since June with City denied...thx for reply.

OK, It was worth a try to speak with you.

I had asked repeatedly for a meeting with Code Compliance as well as the City Attorney back in June to clarify and resolve the issues with the inspections and my property and was denied.

I think we could have avoided this escalation weeks ago by simple communication with either of your Offices....I have done my due diligence in trying.

AO

Art Ostaszewski
114 W Willow
Lansing MI 48906

517-936-7991

On Tue, Aug 1, 2017 at 10:17 AM, Kumar, Venus <Venus.Kumar@lansingmi.gov> wrote:

We do not meet with claimants prior to the Claims Review Committee as this is the purpose for the committee. The meeting will not be scheduled until the end of the month, so you should be fine as far as your time on assignment.

Thank you,

Venus Kumar

Assistant to the City Attorney

Office of the City Attorney

City of Lansing

124 W. Michigan

City Hall – 5th Floor

Lansing, MI 48933

517.483.4320

Direct: 517.483.4319

Fax: 517.483.4081

venus.kumar@lansingmi.gov

PRIVILEGED AND CONFIDENTIAL: This electronic message, together with all of its contents, contains information from the Office of the City Attorney. This information may be privileged, confidential, or otherwise protected from disclosure. The information is intended for the addressee(s) only and any unauthorized use is prohibited. Do not disclose, copy, distribute, or otherwise use this message or its contents if you are not the intended addressee(s). If you have received this message in error, notify the Office of the City Attorney immediately at 517-483-4320 or venus.kumar@lansingmi.gov.

From: Arthur Ostaszewski [mailto:inetcarp@gmail.com]
Sent: Monday, July 31, 2017 4:54 PM
To: Kumar, Venus; inetcarp
Subject: Re: 114 West Willow / Art Ostaszewski - Request for meeting with City...thx for reply.

Thanks for getting back to me.

Note, I will be on assignment in Lake Huron from Friday August 4th to August 11th. I will not have cell service nor be available. Please schedule my review for dates outside of that period.

Im requesting to meet with you prior to the Claims Committee, in hopes of dismissing these charges. I do not think these fines have merit, and I think I can show you that code enforcement

violated their own protocals. I was billed for trash and grass removal, when there was no violation to begin with.

Im asking for 15 minutes of your time prior to Friday Aug 4th if possible.. Even a phone call would help.

thanks,

Art

Art Ostaszewski

114 W Willow

517-936-7991

On Mon, Jul 31, 2017 at 4:37 PM, Kumar, Venus <Venus.Kumar@lansingmi.gov> wrote:

Hello Mr. Ostaszewski,

Yes, I received your claims. I have starting the process and once I have all the information gathered regarding your claims, you will be scheduled for a claims review meeting for the smaller claim. The larger claim, because it is over $2500 it will go directly to General Services which is part of City Council and they will review your claim. I will send you a letter with a date and time of your meeting with the Claims Review Committee for the smaller claim. You will receive separate communication from General Services with the date and time of the meeting where your larger claim will be heard and you will have the opportunity to attend that meeting and speak about your claim. The process does take a little bit of time, so please be patient. The Claims Review Committee meets once per month. I don't have the August date yet but as soon as I do, and if your information has come back from Code Compliance, you will be scheduled in August.

Thank You,

Venus Kumar

Assistant to the City Attorney

Office of the City Attorney

City of Lansing

124 W. Michigan

City Hall – 5th Floor

Lansing, MI 48933

517.483.4320

Direct: 517.483.4319

Fax: 517.483.4081

venus.kumar@lansingmi.gov

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From: Arthur Ostaszewski [mailto:inetcarp@gmail.com]
Sent: Monday, July 31, 2017 2:38 PM
To: Jenks, Emily; inetcarp; Kumar, Venus
Subject: Re: 114 West Willow / Art Ostaszewski FOIA - $29.89 - Request for meeting with City

Thank You. I will be by tomorrow either at 10am or between 12 and 1pm, to make the payment and recieve the FOIA material. To defend my Code Compliance Appeal in full, I am assuming my FOIA request documentation is materially complete as requested:

A) All complaints and followup received for potential Code Violations at 114 W Willow, including City of Lansing response to complaintants referring to 114 West Willow.

B) All documented correspondence and inspections done by the City,

including written summary and pictures taken and all notifications made under IPMC 104.3, as well as management review of actions and followup

C) All correspondence with Erics Refuse Inc, relating to 114 West Willow, including pictures, documentation, written material, authorization to enter 114 W Willow, detailed correspondence and invoices received, between the City and Erics Refuse Inc pertaining to 114 West Willow / Art Ostaszewski.

D) All email, attachments, pictures, and correspondence conducted by City Code Enforcement Employees, including but not limited to Scott Sanford and Zachary Driver, related to 114 West Willow / Art Ostaszewski for the time period April 1, 2017 to July 17, 2017.

It is difficult to appeal $3900 in fines when there is no basis for what was done, what rate was charged, who did the work, what invoice the city received, etc. These charges are completely bogus and NO TRASH was found or removed. The violations im fined for were resolved on June 1st with a walkthrough I did on my property with Zachary Driver of Code Compliance.

The City did not follow up with any request for additional action needed from me to be in compliance. I have ample evidence to show this.

Also, because I do not have Ms. Kumars email, please extend my request to Ms. Kumar for a meeting with regards to my Code Compliance Appeals. I believe a review of pertinent details of my case will help resolve all issues without taking up our time.

Thanks,

AO

Art Ostaszewski

inetcarp@gmail.com

517-936-7991

On Mon, Jul 31, 2017 at 2:12 PM, Jenks, Emily <Emily.Jenks@lansingmi.gov> wrote:

Art,

Your responsive documents came to my desk late last Friday. The total came to $29.89. There were apparently more documents than they originally anticipated. Since I have them printed off and ready to go, if you would like to come in and pay for them I can hand them to you for your own review so you do not have to pay any additional money for the time an employee of my office would require to oversee the review.

Regarding your claims appeals, Venus Kumar will be handling them because I will be leaving this office to go to law school in the fall. Please let me know if you have any questions!

Best,

Emily

From: Arthur Ostaszewski [mailto:inetcarp@gmail.com]
Sent: Monday, July 31, 2017 12:20 PM
To: Jenks, Emily; inetcarp
Subject: Re: 114 West Willow / Art Ostaszewski FOIA - payment? Timetable? Request Mtg with City Attorney_ AO

Hello Ms. Jenks,

I have not heard from the City Attorneys Office concerning my FOIA request per 114 West Willow and Code Compliance for over a week, now two weeks since initial submittal. I am willing to drop off a check for the FOIA request, I am also ready to view the file that is on hand at Code Compliance. Please let me know the status of the FOIA request.

Also, since you are administering my Code Compliance Appeals, I would like to sit dowm with the City Attorneys office to discuss dismissal of these charges and a preliminary review of my case for dismissal.

Thanks,

AO

Art Ostaszewski

114 West Willow

Lansing, MI 48906

inetcarp@gmail.ocm

517-936-7991

On Fri, Jul 21, 2017 at 1:27 PM, Arthur Ostaszewski <inetcarp@gmail.com> wrote:

Ms. Jenks,

Thanks for meeting with me this afternoon on my FOIA request, and taking my appeal of both Code Compliance invoices (00096970 - $3652.00) and (00096005 - $362.50).

I request your offices expedited review of my appeals, and dismissal of the charges.

These are fraudulent and bogus charges, and I think everyone involved has better, more pertinent things to work on in serving the City. I request that these charges be completely dismissed upon your Offices review of the appeals material provided.

As per my many emails to both Code Compliance and the City Attorneys office since May 24th 2017, I stand willing to meet and attempt to reach amicable resolution on these matters concerning 114 W Willow with the City in the most expeditious way possible.

If we are to proceed, let me know when the FOIA charges come in and I will pay in person by check. I will add the FOIA cost to my appeals total should the case proceed, along with the additional material that I am processing.

I look forward to hearing from your office.

Thanks,

Art

Art Ostaszewski

114 W Willow

Lansing, MI 48906

517-936-7991

inetcarp@gmail.com

On Fri, Jul 21, 2017 at 11:53 AM, Jenks, Emily <Emily.Jenks@lansingmi.gov> wrote:

Got your email Arthur, I let Code know to begin pulling the documents. Just so you know, we only accept check or money order payments!

From: Arthur Ostaszewski [mailto:inetcarp@gmail.com]
Sent: Friday, July 21, 2017 11:53 AM
To: Jenks, Emily; inetcarp
Subject: Re: FOIA for Code Compliance File viewing related to 114 West Willow / Art Ostaszewski April 1, 2017 to July 17, 2017

Im stopping by the Attorneys office at lunch today 7-21-17 to drop off my fine appea,s I can pay for the FOIA charges at that time.

AO

On Fri, Jul 21, 2017 at 11:20 AM, Jenks, Emily <Emily.Jenks@lansingmi.gov> wrote:

Arthur,

My name is Emily and I coordinate FOIA requests for the City. I'm emailing to let you know that Code Compliance is anticipating there will be costs for this request, even if you would just like to come in and view the documents. The costs pertain to compiling information, since you asked for several different things that will take time to put together, and costs for printing out documents for you to view. Code estimates that it would cost around $12, but that cost could change if it takes them less or more time than anticipated.

Best,

Emily Jenks

Legal Intern

Office of the City Attorney

City of Lansing

124 W. Michigan

City Hall – 5th Floor

Lansing, MI 48933

517.483.4320

Fax: 517.483.4081

Emily.Jenks@lansingmi.gov

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From: Arthur Ostaszewski [mailto:inetcarp@gmail.com]
Sent: Monday, July 17, 2017 1:05 PM
To: FOIA Request; inetcarp
Subject: FOIA for Code Compliance File viewing related to 114 West Willow / Art Ostaszewski April 1, 2017 to July 17, 2017

FOIA COORDINATOR

Office of the City Attorney

124 W. Michigan Avenue, 5th Floor

Lansing, MI 48893

Email: FOIA.Request@lansingmi.gov

This FOIA request pursuant to the Freedom of Information Act, MCL 15.231 et seq. is a request to inspect public records prepared, owned, used, possessed, or retained by the City related to the Code Compliance Office and its employees and contractor actions ,related to my home at 114 West Willow.

I would like to EXAMINE only, the entire City of Lansing Code Compliance File for my residence at 114 West Willow from April 1 2017 to the July 17 2017. I do not want any copies at this time, I would just like to view the material on hand in the file related to recent actions by the City.

This would include but not limited to:

A) All complaints and followup received for potential Code Violations at 114 W Willow, including City of Lansing response to complaintants referring to 114 West Willow.

B) All documented correspondence and inspections done by the City,

including written summary and pictures taken and all notifications made under IPMC 104.3, as well as management review of actions and followup

C) All correspondence with Erics Refuse Inc, relating to 114 West Willow, including pictures, documentation, written material, authorization to enter 114 W Willow, detailed correspondence and invoices received, between the City and Erics Refuse Inc pertaining to 114 West Willow / Art Ostaszewski.

D) All email, attachments, pictures, and correspondence conducted by City Code Enforcement Employees, including but not limited to Scott Sanford and Zachary Driver, related to 114 West Willow / Art Ostaszewski for the time period April 1, 2017 to July 17, 2017.

Again, this is for viewing only, and not meant to create any burden or time in coordinating or organizing the material in any way. I would like to view the files at your office and schedule a time to do so.

Sincerely,

Arthur Ostaszewski

114 West Willow

Lansing, MI 48906

inetcarp@gmail.com

517-936-7991

FOIA Request Checklist

If you would like to submit a FOIA request, please review the following FOIA checklist to ensure a speedy and accurate response to your request.

- Make sure you are addressing the correspondence to the correct person/department.

- Make sure the correspondence is addressed to the Freedom of Information Act Administrator or Coordinator.

- Advise the administrator that you are requesting documents pursuant to the Freedom of Information Act, and refer to the Act as MCL 15.231 et seq.

- Describe the record(s) requested in detail so that it can be located.

- Describe the subject matter of the documents requested, and, if possible, the date the documents were created.

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Jackson, Brian

From: Soucy, Nicholas
Sent: Tuesday, September 12, 2017 2:41 PM
To: Kumar, Venus
Subject: RE: Code Compliance ?

Was Ostraszewski the MDEQ employee? I may want to look over his claim again since he seemed to have other points of contention aside from the trespassing issue.

Thx.

From: Kumar, Venus
Sent: Tuesday, September 12, 2017 12:41 PM
To: Soucy, Nicholas <Nicholas.Soucy@lansingmi.gov>; Eric Brewer <Eric.Brewer@lansingmi.gov>; Tate, Nicholas <Nicholas.Tate@lansingmi.gov>
Subject: RE: Code Compliance ?

So what do you all want to do about the claim for Arthur Ostaszewski that was put on hold pending Nik's research into whether the inspectors can enter the property. I know Nik already sent out his research on this. Please advise your decision to Grant, Deny, or Grand Adjust his claim.
Thanks,
Venus

From: Soucy, Nicholas
Sent: Tuesday, September 12, 2017 12:07 PM
To: Kumar, Venus; Eric Brewer; Tate, Nicholas
Subject: RE: Code Compliance ?

Hmm. So, there's no prorating, I take it, since they get to bill for 2 full hours at 1 hr 15 mins of work. But ultimately, it's close to the minimum charge for trash removal, so I guess it's equitable.

From: Kumar, Venus
Sent: Tuesday, September 12, 2017 11:57 AM
To: Eric Brewer <Eric.Brewer@lansingmi.gov>; Tate, Nicholas <Nicholas.Tate@lansingmi.gov>; Soucy, Nicholas <Nicholas.Soucy@lansingmi.gov>
Subject: FW: Code Compliance ?

FYI

From: Puente, Lynne
Sent: Tuesday, September 12, 2017 11:46 AM

To: Kumar, Venus
Subject: RE: Code Compliance ?

Yes $65.00 per hour is the rate, so if they mowed a property that took 1 hour and 15 min they would get $130.00.

From: Kumar, Venus
Sent: Tuesday, September 12, 2017 10:47 AM
To: Puente, Lynne
Subject: Code Compliance ?

Hey Lynne,
The Claims Review Committee has a question for Code Compliance. Is there a minimum charge for grass mowing? Please advise.
Thanks,

Venus Kumar
Assistant to the City Attorney
Office of the City Attorney
City of Lansing
124 W. Michigan
City Hall – 5th Floor
Lansing, MI 48933
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City of Lansing

OFFICE OF THE CITY ATTORNEY

James D. Smiertka, City Attorney

September 15, 2017

Arthur Ostaszewski
114 W. Willow Street
Lansing, MI 48906

Re: Claim – 114 W. Willow St.

Dear Mr. Ostaszewski:

Please be advised that the Claims Review Committee reviewed the claim you submitted in the amount of $362.50.00 for property located at 114 W. Willow St., Lansing, Michigan, and denied the claim you filed with the City of Lansing.

You have the right to appeal the decision of the Claims Review Committee to the Lansing City Council. If you desire to do so, please submit your appeal in writing, within thirty (30) days of the date of this letter, to the Lansing City Clerk, 9th Floor, City Hall, Lansing, MI 48933, for placement on the Council's agenda.

If you have any questions concerning this matter, please contact this office.

Sincerely,

Venus Kumar

Venus Kumar
Paralegal

Fifth Floor, City Hall • Lansing, Michigan 48933 • (517) 483-4320 • Fax (517) 483-4081 • cityatty@ci.lansing.mi.us

Jackson, Brian

From: Tate, Nicholas
Sent: Monday, September 18, 2017 9:23 AM
To: Arthur Ostaszewski; Kumar, Venus
Cc: Arthur Ostaszewski
Subject: RE: Attachment - Mary Vanderlaan DEQ quoted by Scott Sanford Lansing Code Enforcement Letter to City Attorney

Mr. Ostazweski,

Thanks for sending this information. As you know, we have spoken numerous times over the phone and in person since your presentation to the claims review board. I appreciate your willingness to discuss the matter and look forward to continuing to do so in the future

Respectfully,

Nik

Nicholas Tate
Assistant City Attorney
City of Lansing
124 W. Michigan
City Hall – 5th Floor
Lansing, MI 48933
517.483.4320
Direct: 517.483.7864
Fax: 517.483.4081
nicholas.tate@lansingmi.gov

From: Arthur Ostaszewski [mailto:inetcarp@gmail.com]
Sent: Monday, September 18, 2017 8:11 AM
To: Kumar, Venus; Tate, Nicholas; inetcarp
Subject: Fwd: Attachment - Mary Vanderlaan DEQ quoted by Scott Sanford Lansing Code Enforcement Letter to City Attorney

Ms. Kumar, Mr. Tate, City of Lansing Attorneys Office,

I have not heard from the Review Board on my Grass Notice Appeal. Its been over two weeks.
Below is a memo I have received from Ms. Mary Vanderlaan this morning which further supports my claim that Ms. Vanderlaans conversation with Mr. Sanford was misconstrued and it UNTRUE.

"When I spoke to Mr. Sanford I did not use the work “trump”. I told him a permit was not required to cut vegetation under Part 303, Wetlands Protection. I also told him that the State law and the local ordinance

were equal and since there wasn't a permit required to cut vegetation under State regulations that the local regulations would apply. He must have interpreted what I said as local regulation superseding State regulations which is not true."

Furthermore, per my claim, Mr. Sanford asked the wrong question, because the City's ordinance NEVER mentions "mowing", but prescribes a "vegetative height" in a Level 1 Wetland by Ordinance, which is illegal and DOES NOT TRUMP STATE LAW, as Mr. Sanford quoted to Mr. Abood in his memo.

Please inform me of my claims resolution. Otherwise I can start my appeal to the City Council, and District Court if necessary.
Note, I continue to offer a meeting to try and resolve this issue without further reviews and hearings amicably with the City Attorneys office and Code Compliance.

Thank You,

Arthur Ostaszewski
114 West Willow
Lansing, MI 48906

517-936-7991
inetcarp@gmail.com

---------- Forwarded message ----------
From: **Arthur Ostaszewski** <inetcarp@gmail.com>
Date: Mon, Sep 18, 2017 at 7:22 AM
Subject: RE: Attachment - Mary Vanderlaan DEQ quoted by Scott Sanford Lansing Code Enforcement Letter to City Attorney
To: "Vanderlaan, Mary (DEQ)" <VANDERLAANM@michigan.gov>

thank you. im trying to avoid taking this issue to court. The City ordinance per se does not even mention "mowing", so why Mr. Sanford went there in your conversation, I dont know.

I have a separate letter from Amy Berry on the legality of the City Ordinance's prescription of a vegitative height maximum in a Level 1 wetland, which is not legal.

thanks. AO

AO

On Sep 18, 2017 7:12 AM, "Vanderlaan, Mary (DEQ)" <VANDERLAANM@michigan.gov> wrote:

When I spoke to Mr. Sanford I did not use the work "trump". I told him a permit was not required to cut vegetation under Part 303, Wetlands Protection. I also told him that the State law and the local ordinance were equal and since there wasn't a permit required to cut vegetation under State regulations that the local regulations would apply. He must have interpreted what I said as local regulation superseding State regulations which is not true.

From: Arthur Ostaszewski [mailto:inetcarp@gmail.com]
Sent: Friday, September 15, 2017 11:52 AM
To: Vanderlaan, Mary (DEQ) <VANDERLAANM@michigan.gov>; inetcarp <inetcarp@gmail.com>
Subject: Attachment - Mary Vanderlaan DEQ quoted by Scott Sanford Lansing Code Enforcement Letter to City Attorney

Attachment included this time...sorry

On Fri, Sep 15, 2017 at 11:44 AM, Arthur Ostaszewski <inetcarp@gmail.com> wrote:

> Subject - Local "Lansing" ordinance trumps state law in "this regard".
>
> Dear Ms. Vanderlaan,
>
> Scott Sanford has quoted a conversation he had with you (attached) on June 1st or 2nd 2017, whereby he claims you, representing the DEQ, specifically stated the following (entire memo attached);
>
> SCOTT SANFORD to File and City Attorney-
>
> ***"I talked to Mary at DEQ 517-243-6948 and she has informed me that even it it is a wetland there is no ordinance that states that you cannot cut vegitation at that side. She also informed me that our local ordinace trumps the state law in this regard as they are two separate entities".***
>
> As a point of clarification in my appeal to the City of Lansing Code Review Boardl- I specifically need you to simply state whether did or did not state the above to Mr Sandford.
>
> Thank You,
>
> Art Ostaszewski
>
> 114 West Willow

Lansing MI 48906

inetcarp@gmail.com

517-936-7991

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