



AGENDA
Committee on Public Safety
Thursday, February 13, 2020 @ 4:00 p.m.
City Hall, 10th Floor; City Council Offices

Council Member Garza, Chair
Council Member Wood, Vice Chair
Council Member Jackson, Member

1. Call to Order

2. Minutes

- December 12, 2019

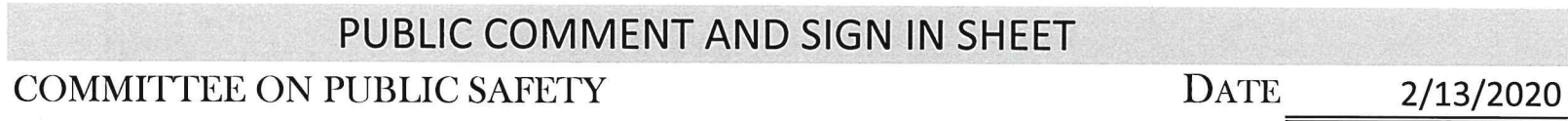
3. Public Comment on Agenda Items

4. Discussion:

- A.) RESOLUTION – Appointment of Luciana Solis; At Large Member; Fire Board of Commissioners; Term to Expire June 30, 2022
- B.) RESOLUTION – Appointment of Kathleen Toby; 3rd Ward Member; Fire Board of Commissioners; Term to Expire June 30, 2023
- C.) RESOLUTION – Set Show Cause Hearing; Make Safe or Demolish; 1522 W. Holmes Road
- D.) RESOLUTION –Set Show Cause Hearing; Make Safe or Demolish; 215 S. Homer
- E.) DISCUSSION – Walnut Park LPD Sub Station Status
- F.) DISCUSSION – Ordinance on Crime Prevention Through Environmental Design
- G.) DISCUSSION – Ordinance on Social Clubs
- H.) DISCUSSION - Status of 3801 Walton
- I.) DISCUSSION – Autumn Ridge Apartments; Health Safety Follow-Up

5. Other

6. Adjourn

DATE 2/13/2020[illegible]

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MINUTES **Committee on Public Safety** **Thursday, December 12, 2019 @ 3:30 p.m.** **City Council Conference Room, 10th Floor**

CALL TO ORDER

The meeting was called to order at 3:30 p.m.

ROLL CALL

Council Member Carol Wood, Chair
Council Member Patricia Spitzley, Vice Chair- excused
Council Member Adam Hussain, Member

OTHERS PRESENT

Sherrie Boak, Council Staff
Lisa Hagen, Assistant City Attorney/Council Research Assistant
Mary Bowen, Assistant City Attorney
Brian McGrain, Economic Development & Planning
Scott Sanford, Code Compliance
Council Member Garza- left at 4:24 p.m.
Greg Venker, Assistant City Attorney – arrived at 3:34 p.m.
Sam Harkins, Deputy City Attorney - arrived at 3:34 pm,
Andy Kilpatrick, Public Service Director
Chris Swope, City Clerk
Vicki Parker
Vicky Wright
Ariana Parker
Andrea Parker

Minutes

MOTION BY COUNCIL MEMBER HUSSAIN TO APPROVE THE MINUTES FROM DECEMBER 5, 2019, 2019 AS PRESENTED. MOTION CARRIED 2-0.

Public Comment

No public comment at this time.

Discussion/Action

DISCUSSION – Communication from D. Wengelkowski RE: Collection Bins- Update from City Clerk on the Process

Mr. Swope outlined the process his office takes with bins, permits and complaints. When a complaint is reported to his office they take steps to see if it is unlicensed, then send letter to the owner of the bin and the property owner, but ultimately it is property owners responsibility to address that. In the case of a notice for a bin that is unlicensed, they have 7 days, and after

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7 days and the bin is not removed, then the Clerk's office moves forward to enforcement. Mr. Kilpatrick added in this case, Public Service did not end up having to remove it, they contacted the owner of the bin and after telling them they had no permit, it was removed.

RESOLUTION – Traffic Control Order #19-015; Stop Signs-N. Cedar at Howe Avenue

Mr. Kilpatrick did a brief summary of the project located in Ward 1, which is an intersection where they believed there was not adequate sight distance, so they are recommending stop signs making a 4 way stop intersection. Council Member Wood asked if they would be trimming trees in the process, and Mr. Kilpatrick stated they will not, but if there is an issue they will contact the owners to suggest they trim their trees. Council Member Hussain confirmed the recommendation for this change came from the LPD.

Council Member Wood suggested to Mr. Kilpatrick that the TCO include the Ward # so that the Ward Council Members can reach out to their constituents on the proposed change.

MOTION BY COUNCIL MEMBER HUSSAIN TO APPROVE THE RESOLUTION FOR TRAFFIC CONTROL ORDER #19-015. MOTION CARRIED 2-0.

RESOLUTION – Traffic Control Order #19-002; Stop Signs-Eastbound Hunter Blvd and Westbound Ridgewood Avenue at Hunter Blvd/Wildwood

Mr. Kilpatrick pointed out this location was in Ward 2, and the order calls for a change from yield signs to stop signs due to the research of the area of an approach speed less than 20 mph.

MOTION BY COUNCIL MEMBER HUSSAIN TO APPROVE THE RESOLUTION FOR TRAFFIC CONTROL ORDER #19-002. MOTION CARRIED 2-0.

RESOLUTION – Traffic Control Order #18-064; Removal of Parking Prohibition; North Side of S. Genesee from Verlinden to Memphis

Mr. Kilpatrick noted this was in Ward 4, located near the former GM Plant. Currently parking is prohibited on both sides, and after discussions with the residents in the area, 92% were interested in allowing it on one side, so this TCO will implement that. Currently it is already occurring on a trial basis.

MOTION BY COUNCIL MEMBER HUSSAIN TO APPROVE THE RESOLUTION FOR TRAFFIC CONTROL ORDER #18-064. MOTION CARRIED 2-0.

RESOLUTION- Traffic Control – RESCIND #94-028 and #94-029; Parking along both sides of Palmer from Willard Ave. to Dunlap St and Rosadell Ave from Almar Lane to Washington Ave.

Mr. Kilpatrick identified this TCO south of the McLaren Greenlawn Campus in the 3rd Ward. This resolution addresses multiple streets and was initially put in place before McLaren built their parking structure. The City sent out petitions to the residents, treating each street differently, giving them multiple options. The results were not strong either way, so they went with majority of residents wanted and the Public Service Board concurred. The area will be revisited once McLaren moves.

MOTION BY COUNCIL MEMBER HUSSAIN TO APPROVE THE RESOLUTION TO RESCIND TRAFFIC CONTROL ORDER #94-028 and #94-029. MOTION CARRIED 2-0.

DISCUSSION – Autumn Ridge Apartments; Health Safety Follow Up

Ms. Andrea Parker noted to the Committee she had put stop payment on her rent check, put in escrow. She continued her time telling the Committee that she did not believe the inspection was done when they stated it would be, she provided examples of what occurred during her

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inspection, and had provided a list of items to maintenance and would forward that to the Committee. Ms. Parker noted she still had concerns there were still raccoons in the building and witnessed a large hole in the attic firewall between the units. Lastly she added her concerns on retaliation.

Ms. Wright stated her concerns when the units become vacant, they are not cleaned until someone new moves in, therefore allowing bugs, mice and other rodents to dwell in the units until then. Lastly, she noted the outside lighting has not been addressed.

Ms. Vicky Parker had no additional concerns since the last meeting, but did hear recently that some of the laundry areas are flooding.

Council Member Garza referenced the recent email from Mr. Vincent and asked Mr. Sanford why another extension was granted until the end of January. Mr. McGrain first apologized for the earlier refusal of documents to Council Member Garza at his office and stated he would be getting the documents he asked for. He then addressed the extension mentioned by Mr. Klein and said they will not be doing any further extensions, and as of today they have \$6,600 in fines for failure to comply citations. Mr. McGrain then noted this will not go past January and he is working with the OCA on a conference call with the complex management and his office. Council Member Garza noted he had spoken to the complex management once, but they are now not returning his calls, he then personally apologized to the residents in the room.

Mr. McGrain then explained that with the extent of the \$6,600 in fines it does constitute a “pink tag” but that also represents a warning to all the tenants that things are serious and they should start escrowing their rent. In this case because of the time of year, they will not be physically using the “pink tag” but considering it as virtual tag. Council Member Wood asked them to physically place the “pink tag” on all the vacant units that require it so the management cannot rent them out until they comply. Mr. Sanford stated a pink tag is a warning notice that the City could ask you to move out, to start escrowing the rent, and if it is vacant they cannot rent out, but they do not want to cause a panic to the tenants, but beginning in January they will and also notify the State who will then cease any Section 8 payments. Regarding any vacant units, Mr. Sanford suggested “red tags” so they have to stay vacant, and Mr. McGrain confirmed that could be looked into.

Council Member Wood then referenced an email from Ms. Stachowiak in EDP on the site lighting, which stated because of the age of the project, the office no longer has the site plan so there is no way to confirm any lighting conditions. She did stated she would be contacting the owners informing them they are in violation of the current lighting ordinance and have to comply with working lights on the property. Council Member Wood then asked if the complex streets had ever been dedicated to the City and if so lighting would have been part of that and the City could address it. Council Staff contacted Public Service from the meeting to confirm but received no response during the meeting. Discussions in the meeting lead to believe it was not a City street since all the addresses had one address – 900 Long Blvd.

Council Member Garza then asked Mr. Sanford if Code had any updates on the raccoons. Mr. Sanford stated they have asked the management for a copy of the invoice from the pest company, and regarding the hole in the attic space, that could be there based on how it was built for ventilation, he would have to have building look at that.

Council Member Hussain asked Mr. McGrain again to make sure his staff is aware that if a Council Member requests information they can have access to that per the Charter. He then referenced that statement that the rental certificate expired, but two weeks ago at the last Committee meeting when he asked he was told they had their 60 day notice and still had 30

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days, so this information is critical and a concerns since it is now being stated it expired 8 months ago. He asked that they begin ticketing immediately. Mr. McGrain confirmed he is working on processes in place and are committed to get through the units in a timely manner. In this case the rental certificate was up for renewal in the end of 2018 and they started the process in March, 2019. Regarding the information requested by Council Staff and again by Council Member Garza, his office is working on it and Mr. Sanford stated they would get to Council Friday or Monday. The Committee suggested the information on a flash drive so they do not need to make all the copies.

Council Member Wood informed the public that there was material present on the table from the City Housing Ombudsman to take and also that they invited MSU Housing and if they received information from them, they would forward that to them. In conclusion, she recapped that the City would be issuing penalties, they are researching the responsibility for the lights, "pink tags" will go up after 1/1/2020, but in the meantime will address any vacant units now and take those, so that the management cannot rent them out.

Ms. Andrea Parker stated she heard that residents from Capital Village were placed in Autumn Ridge vacant units because of issues at their complex. Mr. Sanford confirmed he received a communication on December 10th that once unit was vacated because of heat.

Council Member Wood stated, that unless there is a major development, this will be referred to the 2020 Committee for their first agenda.

Status of 3801 Walton

Code Compliance noted that Mr. Walter Allen will be going his rental inspection on 12/18/2019, they were billed for the renewal in June and paid July, 2019. Council Member Garza asked to be able to be on site during the inspection. Mr. Venker could not provide a verification at this time, so stated he would research and get back to the Council.

ORDINANCE – Amendments to Chapter 404, Create Section 404.13; Permit for Residential Overnight Parking

Council Member Wood went through the draft #7 of the ordinance, noting the only changes from the last meeting were on page 2, line 20 adding "current"; page 6, lines 16 making provisions for 4 temporary permits annually, and on page 8 eliminating lines 5 which appeared to be a duplicate of item 10 on line 6. Since that last meeting, Council Member Wood noted that there had been discussions with the Mayor, and they were interested in changing page 6, line 16 back to 2 permits in a 72 hour period. Ms. Harkins confirmed they would recommend that change. Council Member Hussain confirmed he had a conversation with the Mayor, but also that during their multiple meetings in the community and hearing from LPD and Public Service workers, their goal was to make the vehicles move and address the congestion on the residential streets.

MOTION BY HUSSAIN TO AMEND DRAFT 7 ON PAGE 6, LINES 13-16 TO STATE NO MORE THAN 2 TEMPORARY PERMITS MAY BE GRANTED IIN THE SAME 72 HOUR PERIOD TO THE SAME RESIDENTIAL ADDRESS.

Council Member Wood asked Ms. Harkins if someone could have an annual permit and get 2 temporary permits for 72 hours throughout the year, and Ms. Harkins stated the way she read the ordinance it did not prohibit it. Mr. Venker quickly referred the Committee to the definition for units or residential address, and the Committee agreed to keep it at per "residential address", not per "unit".

MOTION CARRIED 2-0.

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Mr. Venker confirmed that with Draft 8, it will address all the changes from the last meeting in Draft 7 and now making the recent change in temporary parking. It will also be noted it will take effect March 1, 2020. Mr. McGrain acknowledge the Committee for the three months, noting they hoped to have things ready sooner.

The Committee reviewed the recent resolution for the fees, which noted \$125 for an annual permit and the temporary permits at \$30 each. Council Member Wood noted that the way it was written it would be in effect until 7/1/2020, unless during the budget process the department could ask for an increase if they believe the fee is not covering their needs. Council Member Hussain asked if there was any program for an economic hardship. Mr. McGrain admitted they had not contemplate that, but have heard the discussions. Ms. Harkins admitted the Mayor's office has also heard those questions, but at this time does not have any action planned.

MOTION BY COUNCIL MEMBER HUSSAIN TO APPROVE THE RESOLUTION FOR THE FEES ASSOCIATED WITH ORDINANCE AMENDMENTS CHAPTER 404 SECTION 404.13.
MOTION CARRIED 2-0.

DISCUSSION – Ordinance on Crime Prevention Through Environmental Design

Council Staff confirmed the LPD Chief was invited on 12/6/2019, however did not respond and was not resent. The item was moved to the Committee agenda in 2020.

DISCUSSION – Ordinance on Social Clubs

Ms. Hagen confirmed she did not have any updates and was continuing conversations with Grand Rapids who currently have ordinances for specific clubs. Council Member Wood asked her again to get with Grand Rapids and report back.

OTHER

Committee reviewed a 2019 Committee report and their recommended policies with Animal Control.

MOTION BY COUNCIL MEMBER HUSSAIN TO APPROVE THE 2019 COMMITTEE REPORT WITH THE ONE CHANGE IN THE FIRST PARAGRAPH TO "IMPLEMENT".
MOTION CARRIED 2-0.

Council Member Wood stated she would write up a summary of the Committee's 2019 discussions, decisions and topics for the 2020 Committee.

ADJOURN

Adjourned at 4:43 p.m.

Submitted by Sherrie Boak,

Recording Secretary

Lansing City Council

Approved as presented: _____

From: noreply@civicplus.com
Sent: Friday, November 1, 2019 4:58 PM
To: Plummer, Marilyn; Mayor Intern; Schraft, Matthew
Subject: [EXTERNAL] Online Form Submittal: Application for Appointment to Board or Commission

Application for Appointment to Board or Commission

Thank you for your interest in serving on a Lansing Board, Commission or Committee.

Certain boards, commissions or committees require appointees to be a registered elector in the City of Lansing (Charter Section 2-102) and be a resident of Lansing for one year prior to taking office (Charter Section 2-102).

Appointees to every board, commission or committee must not be in default to the City at the time of taking office (Charter Section 2-103.2) and not have been convicted, within 20 years of taking office, of a violation of the election laws of the City of Lansing, State of Michigan, or the United States; a violation of public trust; or any felony (Charter Section 2-103.1).

Lansing City Charter, Section 5-104, Ineligibility For Boards, restricts certain City employee activities on some boards: "No person holding another City office or activity employed by the City shall be eligible to be a voting member on any board."

(Section Break)

Date	11/1/2019
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First Name	Lucianna
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Middle	Field not completed.
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Last Name	Solis
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Other name(s) by which you have been known, including maiden names	Field not completed.
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Date of Birth	
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Address	2011 OLD OAKLAND AVE
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City	LANSING
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State	MI
Zip Code	48915
Email	luci99@hotmail.com
Gender	Female
Find my ward:	Lansing Neighborhoods Ward Map
Ward	4
Precinct	4-38
Best phone number to contact you	5173484999
Last 4 digits of social security number	
In what year did you move to Lansing?	1979
Additional information regarding experience and credentials	<i>Field not completed.</i>
Occupational Background	See resume
Educational Background	See resume
Previous Appointments	NA
Current Appointments	NA
Please attach a resume if available	L. Solis-.doc
First choice for board to serve on	Fire Commissioners
Second choice of a board to serve on	<i>Field not completed.</i>
Third choice of a board to serve on	<i>Field not completed.</i>
Fourth choice of a board to serve on	<i>Field not completed.</i>

Please comment briefly on why you wish to serve on a particular board or commission. Please be specific as to your goals and ideas about how you wish to contribute to the work of the board or commission

In my career, I've had the privilege to work closely with First Responders while working in a Level 1 Emergency Department here in my hometown. During that time, I witnessed some critical situations the Fire Department have had to endure on a daily basis. These First Responders are hero's and protect and risk their lives for the people of Lansing. I want to help and give back by advocating and promoting what Lansing Fire brings to our great city.

Qualifications and Eligibility – At this time, if you do not meet one or more of the qualifications or eligibility requirements listed at the top, please state here the requirement to be met and explain how you will be qualified or eligible before you would be sworn in to an appointed office

Field not completed.

Background Check Authorization

I agree

Please type your name in this box to signify that you can serve on a board or commission and the information in this application is accurate to the best of your knowledge

LANSING

Date & Time

11/1/2019 3:45 PM

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Lucianna R. Solis

2011 Old Oakland Ave.
Lansing, MI 48915
Home: (517) 348-4999
Luci99@hotmail.com

PERSONAL SUMMARY:

Seasoned professional with 18+ years of experience providing tailored counseling, coaching, and services to families with special needs in the hospital setting, serving as a client liaison with customers utilizing language services, and building and maintaining relationships with community organizations and groups working to address diversity at all levels.

SKILLS/COMPETENCIES:

- Strong background in healthcare, diversity and inclusion, and language services
- Excellent communication skills
- Ability to relate effectively to people of all backgrounds
- Tenured training background in diversity and inclusion and language services
- Knowledge of group dynamics, customer maintenance techniques, and negotiation skills
- Proficient in MS Office Applications (Excel, Word, PowerPoint)
- Grant Reviewer

EDUCATION

Davenport University, Lansing Michigan
Major: Business Administration

COMMITTEES/BOARDS:

2007-2016: CEO Diversity Advisory Council-Sparrow Health System
2016 to 2017: Care Free Medical Board
2017 to present: Lansing Latino Health Alliance Board-Vice Chair
2017 to present: United Way Board of Directors
2017 to present: Women United- United Way – Chair
2017 to present: Susan G. Komen- Pink Impact Advocate
2018 to present: United Way-Fund Development Committee
2019 to present: St. Vincent Catholic Charities – Development Committee

WORK HISTORY:

CulturalLink

Client Experience Manager (2018 - Present)

Responsible for:

- Managing relationships with assigned customers and ensures contractual needs are met
- Implementing purchased services, and on-site training for customers
- Conducting regular business review meetings with customers to communicate clearly the progress of monthly/quarterly initiatives and desired outcomes
- Reviewing current innovations, trends, and new regulatory mandates in language services, cultural competence, and diversity and equity
- Training administration and staff on services, equipment, and government regulations to ensure regulatory compliance
- Becoming a trusted advisor to customers by updating customers with any updates in the areas listed above

- Analyzing business practices and customer requirements and feedback in order to provide input to products and services
- Acting as a liaison between the customer and cross-functional internal teams to ensure the timely and successful delivery of solutions according to customer needs

Language Access Network

Partner Engagement Manager (December 2015 - 2018)

- Serviced clients regularly to ensure product success for the client's facility
- Provided one on one time to clients at their facility, engage with their staff, and be a consultative resource
- Developed a strong working relationship and act as an extension of the client's team
- Trained administration and staff on services, equipment, and government regulations to ensure regulatory compliance

Sparrow Health System, Lansing, MI

1999-2015

Patient Experience- Language Services / Diversity and Inclusion Specialist (2010– December 2015)

- Managed the Language Services Department
 - Oversight/liaison for delivery of services
 - Trained staff on type of services available and equipment
- Trained staff on diversity initiatives
- Served as community liaison to build and maintain relationships and partnerships within the Lansing area
- Assisted the Cultural Competency Mediator with caregiver conflict resolution
- Patient Satisfaction reporting (HCAHPS/CMS)
- Discharge phone calls to patients
- Implemented and presented diversity education programs
- Addressed patient and family concerns/complaints and special requests
- Serve as a role model for consistent demonstrations of the organization's customer services behavioral standards of performance

Program Coordinator (2007-2010)

- Performed independent administrative functions and support services required by the director of residency program.
- Carried out a wide variety of duties including preparation of correspondence, evaluations, confidential data, schedules, reports, and data analyses.
- Monitored the progress of 15 resident in the Oseopathic Internship program
- Maintained and monitored residency rotation schedules for clinical practice

Health Unit Coordinator (2002-2007)

- Completed data entry of patient orders
- Maintained strict confidentiality
- Performed general secretarial duties
- Provided excellent customer service

Medical Records Clerk (2000-2001)

- Obtained chart information and verify information is correct
- Ensured information is directed to the correct area of facility

Patient Care Technician (1999-2000)

- Responsible for care of patients
- Performed medical procedures: EKG, Phlebotomy, and daily patient care

COMMUNITY SERVICE:

- United Way/Women United
- St. Vincent Catholic Charities
- City Rescue Mission/Woman's Shelter
- Cristo Rey Thanksgiving Meal
- Praise in the Park
- JUNETEENTH
- Habitat for Humanity
- Susan G. Komen
- Latino Health Fair
- Children's Miracle Network
- No Senior goes without Christmas

BY THE COMMITTEE ON PUBLIC SAFETY
RESOLVED BY THE CITY COUNCIL OF THE CITY OF LANSING

WHEREAS, the Mayor made the appointment of Lucianna Solis, 2011 Old Oakland Avenue, Lansing, MI 48915 as an At-Large Member of the Board of Fire Commissioners for a term to expire June 30, 2022;

WHEREAS, the nominee has been vetted by the Mayor's office and meets the qualifications as required by the City Charter; and

WHEREAS, the Committee on Public Safety met on February 13, 2020 and took affirmative action.

NOW, THEREFORE, BE IT RESOLVED that the Lansing City Council, hereby, confirms Lucianna Solis, 2011 Old Oakland Avenue, Lansing, MI 48915 as an At-Large Member of the Board of Fire Commissioners for a term to expire June 30, 2022.

From: noreply@civicplus.com
Sent: Monday, November 25, 2019 1:14 PM
To: Plummer, Marilyn; Mayor Intern; Schraft, Matthew
Subject: [EXTERNAL] Online Form Submittal: Application for Appointment to Board or Commission

Application for Appointment to Board or Commission

Thank you for your interest in serving on a Lansing Board, Commission or Committee.

Certain boards, commissions or committees require appointees to be a registered elector in the City of Lansing (Charter Section 2-102) and be a resident of Lansing for one year prior to taking office (Charter Section 2-102).

Appointees to every board, commission or committee must not be in default to the City at the time of taking office (Charter Section 2-103.2) and not have been convicted, within 20 years of taking office, of a violation of the election laws of the City of Lansing, State of Michigan, or the United States; a violation of public trust; or any felony (Charter Section 2-103.1).

Lansing City Charter, Section 5-104, Ineligibility For Boards, restricts certain City employee activities on some boards: "No person holding another City office or activity employed by the City shall be eligible to be a voting member on any board."

(Section Break)

Date	11/25/2019
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First Name	Kathy
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Middle	Field not completed.
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Last Name	Tobe
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Other name(s) by which you have been known, including maiden names	Kathleen Tobe
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Date of Birth	
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Address	4030 Clayborn Road, Lansing, MI, USA
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City	Lansing
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State	MI
Zip Code	48911
Email	Ktobe07@gmail.com
Gender	<i>Field not completed.</i>
Find my ward:	Lansing Neighborhoods Ward Map
Ward	3
Precinct	<i>Field not completed.</i>
Best phone number to contact you	5179272956
Last 4 digits of social security number	
In what year did you move to Lansing?	1985
Additional information regarding experience and credentials	I have been a resident since 1985. Previous boards I have been on: President Churchill Downs Community Association, Lansing Neighborhood Council, Planning Committee. I have attended the Police Citizens Academy as well as the Lansing Citizens Academy. Currently I am an active member of Churchill Downs Community Association, a member of Lansing Neighborhood Watch Advisory Board. Secretary on the South Lansing Community Development Association board as well as the Market Manager at South Lansing Farmers Market
Occupational Background	I worked for 32 years for the Michigan Department of Corrections and retired in 2011.
Educational Background	Graduate of Michigan State University in 1981 with a Criminal Justice Degree.
Previous Appointments	Planning Board
Current Appointments	Neighborhood Watch Advisory Board
Please attach a resume if available	<i>Field not completed.</i>
First choice for board to serve on	Fire Commissioners
Second choice of a board to serve on	Police Commissioners

Third choice of a board to serve on	<i>Field not completed.</i>
Fourth choice of a board to serve on	<i>Field not completed.</i>
Please comment briefly on why you wish to serve on a particular board or commission. Please be specific as to your goals and ideas about how you wish to contribute to the work of the board or commission	Living in the city over 30 years, I have had contact with many citizens who have strong feelings about both the Fire and Police Department. I would like to be a representative of people who do not think they have a voice in government.
Qualifications and Eligibility – At this time, if you do not meet one or more of the qualifications or eligibility requirements listed at the top, please state here the requirement to be met and explain how you will be qualified or eligible before you would be sworn in to an appointed office	I was a certified police officer who graduated from the Lansing Community College Academy and was a certified Emergency Medical Technician through the Health Department. I did not pursue those careers due to be hired by the Michigan Department of Corrections. My training did give me valuable experience as a Corrections Officer, Sergeant and Lieutenant at Jackson Prison and in the Training Section where I had State-wide responsibilities for emergency services.
Background Check Authorization	I agree
Please type your name in this box to signify that you can serve on a board or commission and the information in this application is accurate to the best of your knowledge	Kathleen Tobe
Date & Time	11/25/2019 1:15 PM

Email not displaying correctly? [View it in your browser.](#)

BY THE COMMITTEE ON PUBLIC SAFETY
RESOLVED BY THE CITY COUNCIL OF THE CITY OF LANSING

WHEREAS, the Mayor made the appointment of Kathleen (Kathy) Toby, 4030 Clayborn Road, Lansing, MI 48911 as a 3RD Ward Member of the Fire Board for a term to expire June 30, 2023;

WHEREAS, the nominee has been vetted by the Mayor's Office and meets the qualifications as required by the City Charter; and

WHEREAS, the Committee on Public Safety met on February 13, 2020 and took affirmative action.

NOW, THEREFORE, BE IT RESOLVED that the Lansing City Council, hereby, confirms Kathleen (Kathy) Toby, 4030 Clayborn Road, Lansing, MI 48911 as a 3RD Ward Member of the Fire Board for a term to expire June 30, 2023.

**CITY OF LANSING - DEMOLITION BOARD
CASE OVERVIEW SHEET**

ADDRESS:	1522 W. HOLMES ROAD
PARCEL NUMBER:	33.01.01.29.376.151

LISTED TAXPAYER:	LARRY A. OWENS
INTERESTED PARTIES:	EARNEST INC.
SEV INFORMATION:	\$31,900.00
LAND VALUE:	\$10,776.00
BUILDING VALUE:	\$52,260.00
LOT SIZE:	FRONTAGE 66' x Depth 272'

LEGAL DESCRIPTION:	LOT 13 GIDDINGS SUB
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CURRENT PERMIT ACTIVITY

BUILDING:	Required, not yet pulled
ELECTRICAL:	Required, not yet pulled
MECHANICAL:	Required, not yet pulled
PLUMBING:	Required, not yet pulled
DEMOLITION:	na

HEARING DATE:	9/26/2019
DEMOLITION CASE FILE #:	D2019-013

HOUSING CODE VIOLATION LTR:	2/26/2019
ORIGINAL RED TAG DATE:	2/26/2019
ZONING:	'C' RESIDENTIAL
ESTIMATE OF REPAIRS:	\$119,000.00
PICTURES:	Yes
OTHER:	

PREVIOUS ACTION BY DEMOLITION BOARD

LAST TABLED ON:	
REASON/CONDITIONS:	
HEARING OFFICER:	DAVID MUYLLE

1522 W. HOLMES ROAD

- Original Red Tag Date

- 2/26/2019

- Submitted Into Make Safe Or Demolish Process

- 2/26/2019

- Property Vacant/Repairs Exceed Building SEV

- Property vacant more than 180 days
 - Repairs exceed building SEV

- Title Information

- LARRY A OWENS
 - EARNEST INC

1522 W HOLMES ROAD

Property Value Information

- SEV

- \$31,900.00 (*as of 12/11/2019*)

- Structure

- \$52,260 (*as of 12/11/19*)

- Land

- \$10,776 (*as of 12/11/19*)

- Estimate of Repairs

- \$119,000.00

1522 W HOLMES ROAD.

Housing Code Correction Letters

- Code Compliance Inspection Date

- 02/26/2019

- Code Compliance Letter Written

- 02/26/2019

- Code Compliance Due Date

- 03/28/2019

1522 W HOLMES ROAD

Demolition Board Actions

- Demolition Board Show Cause Hearings

- 09/26/2019

- Order by Demolition Board

- MS or D by 11/26/2019

- Request Sent To City Council for Show Cause Hearing

- 12/05/2019

1522 W HOLMES ROAD

City Council Actions

- Show Cause Hearing Held

- 00/00/00

- Public Safety Committee Meeting

- 00/00/00

- Resolution passed by City Council

- Extension Requested By Owner

1522 W HOLMES ROAD

General Comments

- None of the required permits have been pulled as of 12/11/19.

RECOMMENDATIONS

● FOR NEW CASES:

- Recommend time frame for MS or D. This requires a resolution be passed by City Council –
 - 60 days for regular demolitions
 - 30 days for fire-damaged demolitions
- Table case – Stays at PS Committee level for future review.

● FOR EXTENSION REQUESTS:

- Grant extension if requested. Requires new resolution be passed by City Council.
- Deny extension requested. Case will proceed in demo process and be sent out to bid for demolition.

● FOR TABLED CASES:

- Recommend time frame for MS or D. This requires a resolution be passed by City Council –
 - 60 days for regular demolitions
 - 30 days for fire-damaged demolitions
- Return case to table – Stays at PS Committee level for future review.

CITY OF LANSING DEMOLITION HEARING BOARD	ORDER TO MAKE SAFE, DEMOLISH OR MAINTAIN BUILDING OR STRUCTURE	FILE NO. D2019-013
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Matter of the building/structure at 1522 W. Holmes which is a ☒ dwelling ☐ garage ☐ other

1. Date of hearing: September 26, 2019 Hearing Officers: DAVE MUYLLE, JOSEPH VITALE
2. Scott Sanford, Code Compliance Lead Housing Inspector of the City of Lansing, has filed a copy of a notice that the subject building/structure is dangerous. The copy of the notice is attached.

THE HEARING OFFICER FINDS THAT:

3. Notice of this hearing was properly served on the
☐ rental registration owner(s)
☒ Owner's or party in interest on City tax assessment record
4. The building/structure ☒ is ☐ is not a dangerous building as defined in MCL 125.539, specifically (see attached)
5. ☒ The building/structure has remained unoccupied for 180 consecutive days or more and is not listed for sale, lease or rent with a licensed real estate broker.
6. ☐ The building/structure has been substantially destroyed by ☐ fire ☐ wind ☐ flood
☐ other:
7. The state equalized value of the building/structure is \$31,900.00
8. The cost to repair the building or structure to make it safe is \$119,000.00
9. The real estate is described as follows:

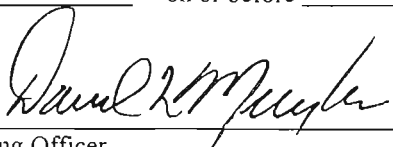
Parcel Number: 33 01 01 29 376 151

Lot 13 Giddings Sub, City of Lansing

IT IS ORDERED THAT:

10. ☐ The matter is closed.
- ☒ The building/structure shall be made safe or demolished on or before 11-26-19
- ☐ The case be tabled until _____.
- ☐ The building or structure shall be demolished on or before _____ if not made safe as ordered herein.
- ☐ (If finding #5 is made) The exterior of the building shall be maintained, including
☐ lawns, trees and shrubs ☐ paint on structure ☐ other _____ on or before _____.

9/26/19
Date


Hearing Officer















































BY THE COMMITTEE ON PUBLIC SAFETY
RESOLVED BY THE CITY COUNCIL OF THE CITY OF LANSING

WHEREAS, the Lansing Code Compliance Officer has declared a certain structure (dwelling) at 1522 W. HOLMES ROAD, Parcel #33-01-01-29-376-151 and Legal Description: LOT 13 GIDDINGS SUB, City of Lansing to be an unsafe and dangerous building and requested the property owner be ordered to demolish or otherwise make safe the structure; and

WHEREAS, The Code Compliance Officer red tagged the said structure on 2/26/2019, and requested the property owner be ordered to demolish or otherwise make safe the structure; and

WHEREAS, on 9/26,2019, the Lansing Demolition Board held a special meeting to consider and make a recommendation on whether to declare the structure a dangerous building, as defined in the Housing Law of Michigan (MCLA 125.539) and the Lansing Housing and Premises Code (1460.09) to order the property owner to make safe or demolish the structure; and

WHEREAS, the Code Compliance Office has determined that compliance with the order of the Lansing Demolition Hearing Board officer has not occurred; and

WHEREAS, the Housing Law of Michigan and the Housing and Premises Code require that a hearing be conducted to give the property owner an opportunity to show cause why a dangerous structure should not be demolished or otherwise made safe;

NOW, THEREFORE, BE IT RESOLVED that the Lansing City Council hereby schedules a show cause hearing for Monday, March 16, 2020 at 7:00 p.m. in the Lansing City Council Chambers, 10th Floor City Hall, 124 W. Michigan, Lansing, Michigan in consideration of the finding and order of the Lansing Demolition Hearing Board Officer regarding the structure at 1522 W. HOLMES ROAD to give the owner, or the owner's agent, the opportunity to appear and show cause why the building should not be demolished or otherwise made safe; and to approve, disapprove, or modify the order of the hearing officer to demolish or make safe the subject structure.

BE IT FINALLY RESOLVED that the Lansing City Council requests that the Manager of Code Compliance notify the owner of said property of the opportunity to appear and present testimony at the hearing, as required by law.

**CITY OF LANSING - DEMOLITION BOARD
REPORT FOR CITY COUNCIL
CASE OVERVIEW SHEET**

ADDRESS:	215 S. HOSMER STREET
PARCEL NUMBER:	33-01-01-15-305-031

SHOW CAUSE HEARING DATE:	
DEMOLITION CASE FILE #:	2019-D007

LISTED TAXPAYER:	MARJORIE SIMS
INTERESTED PARTIES:	MARJORIE SIMS
SEV INFORMATION:	\$27,100.00
LAND VALUE:	\$7,769.00
BUILDING VALUE:	10,743 (GARAGE ONLY)
LOT SIZE:	FRONTAGE 44' X DEPTH 133'

HOUSING CODE VIOLATION LTR:	4/7/2017
ORIGINAL RED TAG DATE:	4/07/2017 (GARAGE ONLY)
ZONING:	C RESIDENTIAL
ESTIMATE OF REPAIRS:	\$10,752.00
PICTURES:	YES
OTHER:	SUBMITTED INTO DEMO PROCESS FOR GARAGE ONLY

LEGAL DESCRIPTION:	S 41 FT LOTS 4 & 5 7 GREEN OAK ADD
---------------------------	------------------------------------

ORDER OF DEMOLITION BOARD

DEMOLITION BOARD MEETING DATE:	REQUIRED, NOT YET PULLED
ORDER:	REQUIRED, NOT YET PULLED
REASON/CONDITIONS:	REQUIRED, NOT YET PULLED
HEARING OFFICER:	REQUIRED, NOT YET PULLED

CURRENT CITY COUNCIL ACTIVITY

REQUEST FOR SHOW CAUSE SENT:	
SHOW CAUSE HEARING DATE:	
PUBLIC SAFETY COMMITTEE WILL REVIEW:	

CURRENT PERMIT ACTIVITY

BUILDING:	Required, not yet pulled
ELECTRICAL:	Required, not yet pulled
MECHANICAL:	Required, not yet pulled
PLUMBING:	Required, not yet pulled
DEMOLITION:	na

215 S. HOSMER STREET

- Original Red Tag Date

- 04/07/2017

- Submitted Into Make Safe Or Demolish Process

- 5/03/2019

- Property Vacant/Repairs Exceed Building SEV

- Property vacant more than 180 days
 - Repairs exceed building SEV

- Title Information

- MARJORIE SIMS

215 S HOSMER STREET

Property Value Information

- SEV

- \$10,834.00 OF GARAGE ONLY (*as of 12/11/2019*)

- Structure

- \$10,834.00 (*as of 12/11/19*)

- Land

- \$7,769.00 (*as of 12/11/19*)

- Estimate of Repairs

- \$10,752.00

215 S HOSMER STREET

Housing Code Correction Letters

- Code Compliance Inspection Date

- 4/07/2017

- Code Compliance Letter Written

- 4/07/2017

- Code Compliance Due Date

- 1/04/2018

215 S HOSMER STREET.

Demolition Board Actions

- Demolition Board Show Cause Hearings
 - JUNE 27, 2019
- Order by Demolition Board
 - MS or D by 08/27/2019
- Request Sent To City Council for Show Cause Hearing
 - 12/05/2019

215 S HOSMER STREET.

City Council Actions

- Show Cause Hearing Held

- 00/00/00

- Public Safety Committee Meeting

- 00/00/00

- Resolution passed by City Council

- Extension Requested By Owner

215 S HOSMER STREET.

General Comments

- None of the required permits have been pulled as of 12/16/2019.

RECOMMENDATIONS

● FOR NEW CASES:

- Recommend time frame for MS or D. This requires a resolution be passed by City Council –
 - 60 days for regular demolitions
 - 30 days for fire-damaged demolitions
- Table case – Stays at PS Committee level for future review.

● FOR EXTENSION REQUESTS:

- Grant extension if requested. Requires new resolution be passed by City Council.
- Deny extension requested. Case will proceed in demo process and be sent out to bid for demolition.

● FOR TABLED CASES:

- Recommend time frame for MS or D. This requires a resolution be passed by City Council –
 - 60 days for regular demolitions
 - 30 days for fire-damaged demolitions
- Return case to table – Stays at PS Committee level for future review.

CITY OF LANSING DEMOLITION HEARING BOARD	ORDER TO MAKE SAFE, DEMOLISH OR MAINTAIN BUILDING OR STRUCTURE	FILE NO. 2019-D007
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Matter of the building/structure at 215 S. Hosmer Street which is a ☒ dwelling ☐ garage ☐ other

1. Date of hearing: June 27, 2019 Hearing Officers: DAVE MUYLLE, JOSEPH VITALE
2. Scott Sanford, Code Compliance Lead Housing Inspector of the City of Lansing, has filed a copy of a notice that the subject building/structure is dangerous. The copy of the notice is attached.

THE HEARING OFFICER FINDS THAT:

3. Notice of this hearing was properly served on the
☐ rental registration owner(s)
☒ Owner's or party in interest on City tax assessment record
4. The building/structure ☒ is ☐ is not a dangerous building as defined in MCL 125.539, specifically (see attached)
5. ☒ The building/structure has remained unoccupied for 180 consecutive days or more and is not listed for sale, lease or rent with a licensed real estate broker.
6. ☐ The building/structure has been substantially destroyed by ☐ fire ☐ wind ☐ flood
☒ other:
7. The state equalized value of the building/structure is \$7,769.00
8. The cost to repair the building or structure to make it safe is \$10,752.00
9. The real estate is described as follows:

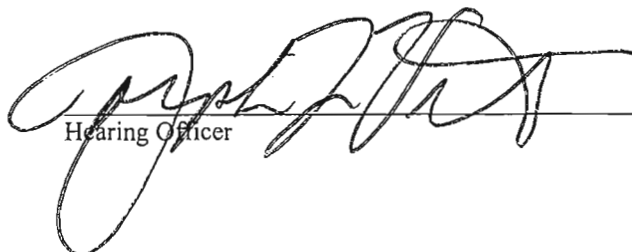
Parcel Number: 33 01 01 15 305 031

S 41 FT Lots 4 & 5 Block 7 Green Oak Add, City of Lansing

IT IS ORDERED THAT:

10. ☐ The matter is closed.
- ☒ The building/structure shall be made safe or demolished on or before Aug 27, 2019
- ☐ The case be tabled until _____.
- ☐ The building or structure shall be demolished on or before _____ if not made safe as ordered herein.
- ☐ (If finding #5 is made) The exterior of the building shall be maintained, including
☐ lawns, trees and shrubs ☐ paint on structure ☐ other _____ on or before _____.

6/27/19
Date


Hearing Officer







BY THE COMMITTEE ON PUBLIC SAFETY
RESOLVED BY THE CITY COUNCIL OF THE CITY OF LANSING

WHEREAS, the Lansing Code Compliance Officer has declared a certain structure (dwelling) at 215 S HOSMER, Parcel # 33-01-01-15-305-031 and Legal Description: S 41 FT LOTS 4 & 5 BLOCK 7 GREEN OAK ADD, City of Lansing to be an unsafe and dangerous building and requested the property owner be ordered to demolish or otherwise make safe the structure; and

WHEREAS, The Code Compliance Officer red tagged the said structure on 5/03/2019, and requested the property owner be ordered to demolish or otherwise make safe the structure; and

WHEREAS, on 6/27/2019, the Lansing Demolition Board held a special meeting to consider and make a recommendation on whether to declare the structure a dangerous building, as defined in the Housing Law of Michigan (MCLA 125.539) and the Lansing Housing and Premises Code (1460.09) to order the property owner to make safe or demolish the structure; and

WHEREAS, the Code Compliance Office has determined that compliance with the order of the Lansing Demolition Hearing Board officer has not occurred; and

WHEREAS, the Housing Law of Michigan and the Housing and Premises Code require that a hearing be conducted to give the property owner an opportunity to show cause why a dangerous structure should not be demolished or otherwise made safe;

NOW, THEREFORE, BE IT RESOLVED that the Lansing City Council hereby schedules a show cause hearing for Monday, March 16, 2020 at 7:00 p.m. in the Tony Benavides City of Lansing City Council Chambers, 10th Floor City Hall, 124 W. Michigan, Lansing, Michigan in consideration of the finding and order of the Lansing Demolition Hearing Board Officer regarding the structure at 215 S. Hosmer to give the owner, or the owner's agent, the opportunity to appear and show cause why the building should not be demolished or otherwise made safe; and to approve, disapprove, or modify the order of the hearing officer to demolish or make safe the subject structure.

BE IT FINALLY RESOLVED that the Lansing City Council requests that the Manager of Code Compliance notify the owner of said property of the opportunity to appear and present testimony at the hearing, as required by law.



MINUTES
Committee on Public Safety
Thursday, November 7, 2019 @ 3:30 p.m.
City Council Conference Room, 10th Floor

CALL TO ORDER

The meeting was called to order at 3:30 p.m.

ROLL CALL

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

OTHERS PRESENT

Sherrie Boak, Council Staff
Lisa Hagen, Assistant City Attorney, Council Research Assistant
Mary Bowen, Assistant City Attorney
Scott Sanford, Code Compliance
Samantha Harkins, Deputy Mayor
Chief Green, LPD
Barb Davidson, Ingham County 911 Dispatch
Terri Thornberry, Ingham County 911 Dispatch
John Sullivan, TWG, Walnut Park

Public Comment

Minutes

MOTION BY COUNCIL MEMBER HUSSAIN TO APPROVE THE MINUTES FROM OCTOBER 24, 2019 AS PRESENTED. MOTION CARRIED 3-0.

DISCUSSION/ACTION

DISCUSSION – LPD Substation at Walnut Street Apartments

Mr. Sullivan introduced himself and confirmed with the Committee he has been in communication with the construction group on the modifications to meet requirements, and with speaking to them, there was a miscommunication on the TWG side. Now that he has gotten involved, everything was ordered on October 31, 2019 and he presented a book of details, orders and designs to Chief Green to review. This included designs for a completely enclosed space with no windows, new doors, and a mobile reader at the door for LPD. Chief Green was satisfied with the materials in the book. Mr. Sullivan stated there is an expected receipt time of December 17, 2019 and they already have the contractor lined up with the site mobilization beginning on December 10, 2019. The schedule has the project complete by mid-January. Mr. Sullivan apologized for the delay. Council Member Hussain voiced his

concern that it will not be done until January and yet they received a 10% PILOT on the property.

Council Member Wood asked Mr. Sullivan to continue to communicate with Chief Green and meet with his management staff on site because Council has heard of some rental process issues. Mr. Sullivan assured the Committee that their policy is not to rent to anyone who has had a felony in the last 7 years, no access for anyone with multiple misdemeanors. Council Member Wood encouraged M. Sullivan to again look at the tenants and provide their leasing process to LPD. Council Member Spitzley was asked if he was local, and he confirmed he was not but they do have a on site manager. Council Member Spitzley stated to the Committee that over the next year she is going to pursue with Council addressing rental properties that have continue compliance issues. Mr. Sullivan stated his interest in meeting with LPD and upping the level of the new tenant score sheet.

DISCUSSION – Ingham County 911 Dispatch Director

Ms. Thornberry introduced herself, stated she had been on the job since July 29th and has over 20 years in the 911 field. She has implemented consolidation projects across the nation, and is currently dedicating a vast majority of time for projects. Currently the radio project group meets bi-weekly, consultants, and internal team. They have obtained a secured facility and will get equipment for that on December 3, 2019. They understand that the backup 911 center is critical, which they need first before they implement the new radio. The new location will be in Mason and their time frame to be in it is April 2020. This location will include the training facility and a backup location for 911.

Council Member Wood provided examples of 911 calls with City residents where there have been issues such as City ordinances and training of the 911 operators. One example was the City leash law where residents call in and are told to call Animal Control, which does allow the officers to pick up the animal, but the City can also ticket the owner, so LPD should be called. Council Member Wood was looking to see how the City and LPD could better work with 911 and disseminate the information to coordinate those efforts. Chief Green stated he was interested in a discussion on the tools to utilize with all entities. Council Member Spitzley was interested in a database of tickets where it can be integrated so LPD and 911 have all the tools. Council Member Wood added that the database needs to have communications or “flags” on problematic areas in 911. Ms. Davidson confirmed that 911 and LPD have been collaborating and have instituted some things already. LPD has given 911 access to a NC4, a crime analytics program. The 911 CAD now feeds that information and they have set up a browser platform for all LPD to look at that 911 CAD program. They acknowledged that the cooperation has been great, and 911 is interested in looking at better ways to make sure everyone is in the loop. Council Member Wood suggested that when a City Ordinance that effects public safety is passed, it is sent onto the Chief, who in turn will forward to 911 and there should be a verification it was received. The OCA should also provide additional training based on whatever that ordinance is.

Council Member Hussain asked Ms. Thornberry and Ms. Davidson about their staff retention and job attraction. Ms. Davidson outlined their approaches to attract people, including they currently have a starting pay at \$19.55/hr., have five (5) currently going through the background testing, but do have seven (7) vacancies. Council Member Hussain asked how many dispatch for the City of Lansing, and Ms. Davidson noted a minimum staffing of 11 that work 10am – 3:30 for patrol for LPD. Of the total calls, 65%-70% LPD respond to. The Chief was asked if there is a struggle with getting the officers to the call, and Ms. Davidson acknowledged it would depend on the time of day, and the Chief added that looking at the statistics with a population this size, there should be up to 300 officers and the City has 203.

AN ORDINANCE TO ADD CHAPTER 175 ENTITLED "CRIME PREVENTION THROUGH ENVIRONMENTAL DESIGN (CPTED)" TO TITLE IX POLICE REGULATIONS OF THE CODE OF THE CITY OF GRAND RAPIDS

ORDINANCE NO. 2019-__

THE PEOPLE OF THE CITY OF GRAND RAPIDS DO ORDAIN:

Section 1. That Chapter 175, Title IX of the Code of the City of Grand Rapids be added, to read as follows:

"CHAPTER 175 CRIME PREVENTION THROUGH ENVIRONMENTAL DESIGN (CPTED) ORDINANCE

ARTICLE 1 TITLE, PURPOSE, AND SCOPE.

Section 9.929. Title.

These regulations shall be known as the "CPTED" Ordinance of the City of Grand Rapids, Michigan. Should a mention of who will be impacted by this ordinance mentioned here "liquor stores, stores operating past midnight.."?

Section 9.930. Purpose and Intent.

A. Crime Prevention through Environmental Design, known as CPTED (pronounced "sep-ted"), is a philosophy of crime prevention that utilizes a multidisciplinary approach to the built environment that is intended to deter criminal behavior, foster improved quality of life, assist in achieving community-policing goals, and facilitate self-policing by the community. CPTED draws on passive strategies incorporated into the normal planning, design, and management of the built environment. This ordinance focuses on goals that relate to the physical built environment and generally addresses the following key elements of CPTED philosophy:

1. Natural access management for the physical guidance of people and vehicles;
2. Natural surveillance to promote and maximize visibility;
3. Territorial reinforcement to delineate space and express a positive sense of ownership; and
4. Physical maintenance and management for the general upkeep of a building or area.

B. CPTED enhances community-policing, self-policing by the community, and collaboration between property owners, businesses, residents and neighborhoods in the following ways: While this definition holds true, in this ordinance, CPTED is only applied to certain businesses.

I think that the language should be clearer as we should be careful not to promise a wider impact on the neighborhood. CPTED applied to liquor stores and business past midnight will certainly be effective on assault, robbery, shooting and other violent crimes. CPTED extended to residential has a wider impact on theft, larceny and breaking and entering. Perhaps, this sentence could start by saying "Generally speaking, CPTED enhances"

reduce fear of crime

landscaping, architecture

1. The creation of a safe environment, both real and perceived, is coupled with place-making to foster community belonging and ownership that discourages criminal behavior. ^{social cohesion}
2. In healthy and safe communities, people are able to generate and implement practical solutions to neighborhood issues because residents are able to coordinate and communicate when not under environmental stress.
3. Human-scaled, pedestrian-oriented environments allow for face-to-face social interaction, relationship building, the self-management of behaviors and community accountability.
4. A relationship-based community can help encourage and maintain community self-policing efforts to reduce the need for City resources and police intervention in places that may be sensitive to a police presence.

C. These provisions are intended to maintain and enhance the attractiveness and economic vitality of business districts and commercial areas by providing a comprehensive approach focused on establishments that sell tobacco, alcohol for off-premises consumption, and marijuana; ~~therapeutic massage facilities~~ ^{bodyworks facilities} and those potentially engaged in the illicit ~~massage adult sexual services~~ industry; and businesses that are open past midnight, subject to certain conditions, in the implementation of CPTED principles to create a safe environment for Grand Rapidians in the following ways:

Alignment of Provisions with CPTED Principles					
Ordinance Provisions	Elements	Access Management	Natural Surveillance	Territorial Reinforcement	Property Maintenance
Visibility	Window coverage, interior fixtures, window transparency, security devices, parking lots, cash register viewing window, video surveillance	xxx	x	xxx	
	Customer entrances	x			
Lighting	Sharp cut-off lighting, architectural lighting ^{security lighting, perimeter lighting}		x		
	Exterior doors and parking area	x	x	x	
Property Maintenance	Trash, litter, graffiti ^{trash bins}			x	x
	Vegetation maintenance to maintain vision, lighting, removal, maintain safe passage for pedestrians and vehicles	x	x	x	x

Window coverage, interior fixtures (wide aisles/ lower above eye level shelves), window transparency, security devices, parking lots, cash register viewing windows, direct line of sight from cash register to entry/ exterior, clear signage, video surveillance (complement natural surveillance), open stairways and elevator

- D. The provisions of this Chapter are deemed to be the minimum requirements necessary for the promotion of the public health, safety and general welfare of the people of Grand Rapids. In addition to the standard requirements of this ordinance, enhanced measures are also provided to reduce recurring issues on sites of chronic non-compliance.
- E. These regulations should be used in conjunction with the associated relevant chapters of City Code, including the Zoning Ordinance, Nuisance Code, and Building Maintenance Code.

Section 9.931. Definitions.

The following definitions shall apply for purposes of this Chapter. Terms not defined in this Chapter shall be given their ordinary and common meaning. Where not otherwise evident, terms shall have the meaning given in the latest edition of Merriam Webster's Collegiate Dictionary.

ACCENT LIGHTING

Lighting which serves to provide visual emphasis and attract attention rather than illuminate space for human activity.

ALCOHOL RETAIL SALES

A retail establishment licensed by the State of Michigan for the sale of beer, wine, liquor and other alcoholic beverages (also known as package goods) for consumption off-premises holding a Specially Designated Merchant (SDM) or Specially Designated Distributor (SDD) license. Restaurants shall be exempt from the requirements of this Ordinance.

BODYWORKS

Any personal service that is not licensed by the State of Michigan and uses one or more of the following practices: the use of touch, words, or directed movement to deepen awareness of patterns of movement in the body (including the Feldenkrais method and the Trager approach); the affectation of the human energy system or acupoints or qi meridians of the human body (including polarity therapy, Asian bodywork therapy, Reiki, and Shiatsu); reflexology; or structural integration. Bodyworks does not include massage therapy.

CASH REGISTER VIEWING WINDOW.

A window through which the cash register for a convenience or package goods store shall be clearly visible from the street. The viewing window shall have a contiguous area of at least twenty (20) square feet of clear glass, minimum dimension of three (3) feet on any side, and have an unobstructed view into the store.

CHRONIC NUISANCE ESTABLISHMENT

An establishment that has been the subject of four (4) compliance letters, orders, or citations for violations of any state or local law issued by the City within any one-hundred eighty (180) day period or, within a twenty-four (24) month period data demonstrates that the establishment contributes to impaired safety within the immediate vicinity which necessitates the deployment of additional city resources.

CLEAR GLASS

Clear or lightly tinted glass in windows, doors, and display windows with a glass that meets Visible Light Transmittance (VLT) and Visible Light Reflectance (VLR) standards. See TRANSPARENCY.

CONVENIENCE STORE

A retail establishment with a limited sales area which may be a freestanding use or associated with another principal use.

CRIME PREVENTION THROUGH ENVIRONMENTAL DESIGN (CPTED)

Architectural design, site design, and landscape design principles and standards intended to reduce the fear and incidence of crime, and to improve quality of life.

CUSTOMER ENTRANCE

The doorway into a building used for customers or patrons of the business establishment.

ESTABLISHMENT

A place of business that is licensed by the State of Michigan for tobacco, alcohol (off-premises consumption) and marijuana; provides "bodyworks" personal services; and businesses engaged in retail sales and assembly uses that have hours that extend past midnight.~~business that is licensed by the State of Michigan for tobacco, alcohol (for off-premises consumption), marijuana; provides therapeutic massage or "bodyworks"; businesses that have hours that extend past midnight for retail sales and assembly uses;~~ or businesses where repeated zoning, nuisance, building and other public safety issues arise that may benefit from the application of CPTED provisions. Retail businesses that are greater than 25,000 square feet in size ~~with assigned security personnel~~ shall be exempt from the requirements of this Ordinance.

EXTERIOR DOORS

Doorways that allow ingress to or egress from a building.

GLARE

The condition that results from insufficiently shielded light sources or areas of excessive light within the field of view.

GRAFFITI

Any inscription, design, word, figure, or mark of any type drawn, marked, painted, tagged, etched, scratched, or written upon any building, bridge, fence, gate, rock, structure, tree, wall, or other property that defaces, damages, or destroys any public or private, real or personal property, without the privilege to do so.

IES

Illuminating Engineering Society.

MARIJUANA PROVISIONING CENTER OR MARIJUANA RETAIL SALES

An establishment licensed by the State of Michigan for the sale of medical marijuana or adult-use marijuana.

MESSAGE ~~BUSINESS~~ THERAPY

~~Any business that provides massage services, including massage establishments licensed by the State of Michigan for therapeutic massage or those that purport to provide "bodyworks" services. Full-service salons that include hair, makeup and nails open to the general public shall be exempt from the requirements of this Ordinance.~~ Message Therapy means the "practice of massage therapy" as that term is defined and regulated in the Public Health Code, Public Act 368 of 1978, Part 179A, MCL 333.17951 et seq. Only state-licensed massage therapists shall conduct massage therapy.

PARKING AREA, PARKING LOT

A paved area not within the right-of-way of any public or private street dedicated to vehicular ingress and egress, off-street parking, parking aisles, internal travel ways, fire lanes, and other areas dedicated to vehicular use, but not including vehicular storage or display areas.

RESPONSIBLE PERSON

Any person or persons related ~~of to~~ the use or development of the land, including participating, assisting, directing, creating, causing, or maintaining a condition that results in a violation of this Chapter. The responsible person may include the property or land owner, tenant or occupant, agent, or any other person who has control over, or responsibility for, the property. Synonymous with responsible party.

RETAIL SALES

Establishments primarily engaged in the sale of goods and materials to the general public.

RIGHT-OF-WAY

Any public street or other public place used for street or sidewalk purposes, including the area between the sidewalk and curb line.

SECONDARY LOCATION

A secondary business operation of the holder of an SDM license that has a primary building of 25,000 square feet or larger and an ancillary gas station as the secondary business, located on the same lot or adjacent lots, shall be considered as one integrated development and exempt from this Ordinance so long as the businesses remain under common ownership; including as a subsidiary or affiliate.

SIGN

Any name, number, symbol, identification, description, display, illustration, object, graphic, sign structure, or part thereof, whether permanent or temporary, which is affixed to, painted on, represented directly or indirectly upon, or projected onto a building, structure, lot, or other device, whether mobile or affixed to the ground, and which directs attention to any object, product, place, activity, person, institution, organization, or business.

TRANSPARENCY

The ability to see through with clarity. An opening in the building wall allowing light and views between interior and exterior. Measured as clear glass areas for buildings and as open areas for parking structures. Compare to CLEAR GLASS.

WINDOW SIGN

Any sign affixed to or within twelve (12) inches of the interior or exterior of a window and which is intended to be seen by the public from the outside.

Section 9.932. Administration.

The City Manager or designee is responsible for the administration of this Chapter.

Section 9.933. Severability.

If any provision of this Chapter or application thereof to any person or circumstance is held invalid by any court, other provisions or applications of the Ordinance which can be given effect without the invalid provision or applications shall not be affected, and to this end the provisions of the Ordinance.

Section 9.934. Fees.

Fees associated with the administration of this Chapter shall be set from time to time by resolution of the City Commission.

ARTICLE 2 - GENERAL REQUIREMENTS APPLICABLE TO ESTABLISHMENTS THAT SELL TOBACCO, ALCOHOL, AND MARIJUANA; MESSAGE BUSINESSES; AND ESTABLISHMENTS OPEN LATER THAN MIDNIGHT.

Section 9.935. Applicability.

The requirements of this Article apply to a place of business that is licensed by the State of Michigan for tobacco, alcohol (off-premises consumption) and marijuana; provides ~~therapeutic massage or~~ "bodyworks" personal services; and businesses engaged in retail sales and assembly uses that have hours that extend past midnight. Businesses where repeated zoning, nuisance, building and other public safety issues arise that meet this Chapter's criteria of a chronic nuisance and where the public would benefit from the application of this Ordinance for reasons of health, safety and welfare shall also be considered eligible.

Section 9.936. Contact Information.

Establishments meeting the requirements of this Ordinance shall provide 24-hour contact information to the City of Grand Rapids Planning Department. This information shall contain the contact name of the responsible party for the business, legal identification, mailing address, email and phone number. This information shall be updated annually.

Section 9.937. Visibility.

- A. Purpose and Intent. The following regulations employ natural surveillance, natural access management, and territorial reinforcement techniques to establish a safe and comfortable environment. These regulations are intended to facilitate a clear, unobstructed view into and out of establishments, ensure customers can see and be seen when entering and leaving the premises, provide physical orientation and a

pedestrian-friendly environment, and to discourage would-be offenders by making noncompliance obvious.

B. Effective date.

1. All existing windows shall comply with window coverage, interior fixture, window treatment, transparency, entrance identification, and security device requirements of this Section after the effective date of this Ordinance.
2. Improvements to customer entrances and parking areas, as described in this Section, shall be installed within three (3) years after the effective date of this Ordinance. Glass replacement at customer entrances in order to meet transparency requirements shall comply after the effective date of this Ordinance.

C. Identification. Customer entrances shall be clearly identifiable by means of signage, architectural features, awnings, lighting, or other means, as otherwise permitted by other City codes and ordinances.

D. Window Coverage. The view from outside of the building through windows, doors or other transparent surfaces shall not be obstructed or blocked by more than twenty-five percent (25%) by any painted, stenciled, applied sign or film; bars or other security device; interior display, shelving, cooler, furniture; or other solid fixtures or covering, separately or in combination, except as outlined below. Window panes separated by muntins shall not be counted separately as windows but shall be included in the cumulative total square footage of window area.

E. Interior fixtures. Movable fixtures including but not limited to interior displays, shelving, coolers, furniture, or other solid, movable fixtures above three (3) feet in height located on the interior of the establishment shall be set back a minimum of five (5) feet from the window. Interior fixtures closer than five (5) feet from the window shall be considered window coverage.

F. Window treatments. Shades, blinds, curtains or other window treatments shall allow visibility into the establishment from the outside during business hours but may be used to temporarily filter or block direct sunlight during hours of operation.

G. Transparency.

1. Glass in ground floor windows, doors, and display windows shall be transparent or lightly tinted, maintain a visible light transmittance measurement of at least sixty-eight percent (68%), and have a reflectivity value of no greater than twelve percent (12%) from both inside and outside. Mirrored or darkly tinted glass is not permitted.

4.2. The area of the front and sides of a building between two (2) and eight (8) feet above the sidewalk (or ground level adjacent to the building if a sidewalk is not present) shall be used to measure transparency.

G.H. Customer Entrance.

1. Doors used for customer entry and exit shall be transparent or contain a transparent viewing window. The viewing window shall be located in the upper half of the door, be at least thirty percent (30%) of the area of the door and be situated in a manner that promotes visibility from both sides of the door. Completely solid or opaque doors are not permitted.
2. The primary building entrance shall be in the front façade parallel to the street and readily visible from the public right-of-way. At least one (1) main building entrance shall be located on the primary street.

H.I. Security Devices.

1. Steel barriers, shutters, hurricane curtains and other similar security devices are not permitted on the exterior of the building. If located inside the building, they may not be visible from the public sidewalk or right-of-way during business hours.
2. Security bars or other similar devices are permitted, subject to Section B, above. Security bars count against window coverage.

I.J. Parking area. A parking area abutting and associated with an establishment shall be readily viewed from inside the building by means of either a camera part of a functioning video surveillance system, or by a transparent window of at least six (6) square feet in area for every forty (40) linear feet or portion thereof of the wall(s) of a building that faces the parking area.

J.K. Administrative Departures.

1. An administrative departure may be granted for interior fixtures where minimum building transparency requirements listed in Building Elements tables of Articles 5, 6 and 7 of the Zoning Ordinance are satisfied.
2. An administrative departure may be granted from window coverage, window treatment, or transparency requirements for non-compliant existing windows if another existing window is increased in size, or a new window is added, on the building façade commensurate with the area of the existing window that shall remain covered or non-transparent due to the operating needs of the business.
3. An administrative departure may be granted for the placement of the customer entrance door if the building entrance is located within five (5) feet of a front corner of the building so long as the corner area of the entrance is at least sixty percent (60%) transparent on the street-facing side and situated in a manner that promotes visibility from the public right-of-way.

Section 9.938. Lighting.

A. Purpose and Intent. The following regulations are intended to establish lighting standards based on IES-recommended best practices to promote safety, utility, security, productivity, commerce, and meet energy constraints with the following CPTED-related objectives: facilitate the visual ability of those performing security or enforcement functions; provide a clear view of an area from a distance, and enable anyone moving in or immediately around it to be easily seen and recognized; remove potential hiding places; permit identification and create the perception that those in the area are identifiable; complement other security devices; provide deterrence and aid in apprehension; and maintain visibility by minimizing and controlling the amount and type of lighting that tends to create glare.

B. Effective date.

1. All outdoor lighting installed after the effective date of this Ordinance shall comply with these requirements. This includes, but is not limited to, new lighting, replacement lighting, or any other lighting whether attached to structures, poles, the earth, or any other location, including lighting installed by any third party.
2. Existing outdoor lighting installed prior to the effective date of this Ordinance that does not comply with these requirements shall be improved to within three (3) years after the effective date of this Ordinance in a sufficient manner to meet the intent of this Section.

C. Conformance with All Applicable Codes. All outdoor lighting shall be installed in conformance with the provisions of this Ordinance, applicable Electrical and Energy Codes, and applicable sections of the Building Code.

D. Hours of Operation. All lighting regulated by this Section shall operate from dusk to dawn.

E. General Standards.

1. Lighting types. All outdoor lighting regulated by this Ordinance shall be full cut-off and fully shielded as defined by IES and directed downward to prevent off-site glare and illumination. No portion of the lamp, reflector, lens, or refracting system may extend beyond the housing or shield, with the exception of pedestrian walkway ground lighting. The use of barn lights, non-shielded wall packs, floodlights, or lights not aimed downward is prohibited.
[Boundary/ Bollards/ Perimeter Lighting should be encouraged](#)
2. Solid-state luminaires (high-intensity discharge or LED modules) shall be used in an effort to maintain a unified lighting standard. [, improve color rendition, and eliminate shadows](#)
3. Uniformity Ratios. To maintain uniformity in light levels and prevent or minimize dark areas, the ratio of maximum to minimum lighting levels on a given lot is measured in footcandles at ground level and shall not exceed a ratio of fifteen-to-

Points 1 to 7 should
be grouped under the
header Lighting

one (15:1). Parking lots shall maintain the same uniformity ratios as the main building or principal use served. [This section should be moved to parking area header \(point 10 below\)](#)

4. Intensity. The intensity of light within a site shall not exceed ten (10) footcandles within any part of the site and one (1) footcandle at any lot line, except where it abuts or faces a Residential Zone District or residential use, a maximum of 0.5 footcandles is permitted.
5. Interior Lighting. Any establishment in which the interior of the premises remains visually unobstructed after the close of business shall be illuminated with a low-level night light or equipped with a motion detector sensor.
6. Automatic Switching Requirements. Any lighting required by this Chapter shall be equipped with controls that automatically extinguish all outdoor lighting when sufficient daylight is available.
7. Illumination of recessed areas. Alcoves and other recessed areas of buildings or property that are capable of human concealment shall be illuminated during the hours of darkness.
8. Accent Lighting.
 - a) Unshielded decorative lighting that causes glare, including, but not limited to luminous tube (neon), string, rope, tape, LED, fluorescent, or other similar lighting, is prohibited.
 - b) Landscaping lighting shall not generate excessive light levels, cause glare, or direct light beyond the landscaping intended to be featured.
 - c) Holiday lighting, or decorative lighting approved by the Planning Director, may be allowed in accordance with the Zoning Ordinance.
9. Exterior Doors. Each exterior door shall be illuminated so that entry and exit activity is made clearly visible.
10. Parking Area. A parking area abutting and associated with an establishment shall be illuminated in its entirety at an intensity of at least two (2) foot-candles per square foot at eighteen (18) inches as measured horizontally at the surface on which the light is mounted. Lighting reduction requirements of the Zoning Ordinance for parking areas containing a minimum of four (4) light poles apply.
[I suggest listing here the lighting required for parking lots even though it was mentioned above](#)

Section 9.939. Property Maintenance.

- A. Purpose and Intent. Regular property upkeep expresses ownership, communicates a space is cared for and protected, and allows for the continued use of a space for its intended purpose. Furthermore, proper maintenance promotes natural surveillance by minimizing the likelihood of landscaping obscuring views of outdoor areas from inside of the structure, enhances wayfinding and orientation, and serves as an additional expression of territoriality and ownership. [and presence of guardianship](#)
- B. Effective date. The properties of all establishments shall comply with the property maintenance requirements of this Section after the effective date of this Ordinance.

C. General.

1. All exterior areas of a property shall remain sanitary and free of trash, garbage and litter.
2. A trash receptacle shall be provided within five (5) feet of the exterior of the customer entrance, except if a business district trash receptacle is provided within ten (10) feet of the customer entrance. Trash should be emptied prior to overflowing and properly secured to prevent access to animals
3. Commercial waste receptacles and enclosures shall not allow for easy concealment, nor create blind spots or hiding areas.
4. Graffiti shall be removed within twenty-four (24) hours of its appearance on any surface on the subject property.
5. The establishment and property shall be in compliance with all state, local and city ordinances.

D. Vegetation.

1. Views of windows, building address numbers, walkways and the line of vision to the establishment from the public right-of-way shall not be obstructed by vegetation. Follow the 2'/6' rule where shrubs are under 2' and tree canopies/ branches are above 6'
2. Reasonable pruning, trimming, or other suitable and acceptable methods shall be used to control vegetation. Vegetation and landscape areas shall be maintained substantially debris-free, neat and orderly in appearance, and in healthy growing condition. Dead vegetation shall be removed or replaced.
3. Vegetation shall not interfere or obstruct any lighting required by this Chapter.
4. The passage or movement of pedestrians or vehicles on any sidewalk, driveway, parking lot, or any other area intended for the use of pedestrians or vehicles shall not be obstructed or interfered with by vegetative overgrowth.

Section 9.940. Rules Pertaining to ~~Massage-Bodyworks~~ Businesses.

- A. Purpose and Intent. Increased access, improved visibility, and operations requirements for ~~massage-bodyworks~~ establishments can reduce or prevent sex trafficking, commercial sexual exploitation, and labor trafficking/exploitation. In addition to the provisions of this Chapter, the following rules are intended to deter illicit ~~massage-adult sexual services~~ businesses.
- B. Effective date. All ~~massage-bodyworks~~ establishments shall comply with the rules of this Section after the effective date of this Ordinance in addition to all other provisions contained herein.

- C. Hours of operation. ~~Massage–Bodyworks~~ businesses shall maintain reasonable hours of operation; operating hours may begin at 7am and conclude by ~~9~~10pm. Twenty-four–hour operations are prohibited.
- D. Customer entry. Customer access to the building entry shall only be through the front door of the primary building entrance facing the public right-of-way.
- E. Occupancy and doors. No person or persons shall be permitted to reside on the premises of a ~~massage–bodyworks~~ business. Interior doors, other than those for restrooms, customer records and fire doors, shall not contain locks or locking mechanisms. ~~The residency prohibition in this section shall not apply to a Massage Business operating under a home occupation license issued under Chapter 61 of this Code.~~
- F. Licensure. Only licensed massage therapists shall be allowed to operate as a massage business within the City of Grand Rapids. All valid, unexpired licenses shall be displayed at the front ~~entry~~entrance of the business for each massage therapist employed. To verify that a massage therapist is licensed, an establishment shall produce the employee, legal identification and therapist's State of Michigan license for inspection. An establishment is not a bodyworks establishment where the principal use is to provide massage therapy by a licensed massage therapist, in compliance with Chapter 61 of the City Code, Zoning Ordinance. Bodyworks, as defined in this Ordinance, is considered to be a separate use for personal services and is not designated or implied to be massage or massage therapy.

ARTICLE 3 ENHANCED MEASURES FOR COMMERCIAL CHRONIC NUISANCE ESTABLISHMENTS.

Section 9.941. Purpose.

Business establishments that accumulate several violations are particularly resource intensive on City departments and deleterious to the neighborhood surrounding the property. It is the determination of the City Commission that additional enforcement remedies are necessary to address the public health, safety, and welfare issues created by establishments with chronic incidents in a coordinated way. Corrective measures that protect these establishments' employees, their customers, and the neighborhoods in which they are located can assist in reducing adverse impacts the quality of life for neighboring businesses and residents.

Section 9.942. Applicability.

One of the following shall constitute the finding that an establishment is a chronic nuisance. Declaration of the establishment as a public nuisance shall subject it to the requirements of this Article.

- A. The establishment has been the subject of four (4) compliance letters, orders, or citations for violations of any state or local law issued by the City within any one-hundred eighty (180) day period (calendar days), ~~and which letters, orders or citations remain uncorrected.~~
- B. Data indicators within a twenty-four (24) month period demonstrate that the establishment contributes to ~~an increase in~~ criminal incidents (e.g. assaults, robberies) within the immediate vicinity resulting in increased calls for service, additional deployment of police resources for the protection of persons and property or investigations, and disinvestment or failure to thrive of nearby properties.

Is this the same
in Lansing?
I can work with
LPD on this

Section 9.943. Procedure.

- A. The City Manager may declare the property is a nuisance, as defined in this Chapter, by issuing a Notice.
- B. Notice to the ~~property owner or principal operator~~responsible person/s shall include:
 - 1. Street Address or a legal description sufficient for identification of the property;
 - 2. Declaration that the City Manager or designee has declared the property a nuisance with a concise statement specifying the conditions which constitute the nuisance;
 - 3. Demand that the ~~owner and principal operator~~responsible person respond to the City Manager or designee within seven days of service of the notice to discuss a course of action to correct the conditions; and
 - 4. Notice that, if the responsible person ~~in charge~~ does not respond to the City Manager or designee as required in this section, or if the matter is not voluntarily corrected satisfactorily, the City may file an action to abate the property as a chronic nuisance property pursuant to this Chapter or take any other legal action against the ~~property or person in charge~~responsible person.
- C. When a notice is issued pursuant to this section to a ~~principal operator~~responsible person, other than an owner or owner's agent, who has permitted a property to become a chronic nuisance property, a copy of which notice shall also be sent by first-class mail or personally served on the owner of the property, and a copy shall be sent by certified mail.
- D. If either of the following occurs, the City Manager may refer the matter to the City Attorney for initiation of proceedings pursuant to Article 5 of this Ordinance:
 - 1. The agreed course of action does not result in the abatement of safety violations to the satisfaction of the City Manager or designee within 30 days of issuance of the notice or within such longer period as permitted in writing; or
 - 2. The person fails to respond as required by the notice.

Section 9.944. Abatement and Enhanced Measures.

A. Pursuant to the issuance of a notice as described in Article 4, the City Manager or his/her designee may require a chronic nuisance establishment to engage in one or more corrective actions. Enhanced measures to ensure public safety, reduce unlawful incidents, and facilitate compliance are identified below. A written Correction Agreement, as provided in this Ordinance, may be used as a tool to implement corrective actions and ensure all requirements are met.

1. CPTED Plan. Develop a CPTED Plan in coordination with City staff and, accordingly, implement recommendations of the Plan; agree to a final inspection of the property to ensure compliance.
2. Good Neighbor Plan. Produce and implement a Good Neighbor Plan, a written program relative to litter control, property and landscape maintenance, and neighborhood communication. Good Neighbor Plan requirements are contained in Article 12 of the Zoning Ordinance.
3. Cash register viewing window. Install a window that allows a clear and unobstructed view of the cash register and sales transaction area from outside the building and in a normal line of sight. The viewing window shall be at least twenty (20) square feet in size, minimum dimension of three (3) feet on any side, and consist of clear glass. No signs shall be posted on the viewing window.
4. Age verification ID scanner. Utilize an age verification identification scanner for age-restricted sales and uses.
5. Surveillance system. Install and maintain a functioning video surveillance system capable of recording and retrieving a digital image to assist in offender identification and apprehension. Cameras associated with the system shall be positioned to capture images of alcohol display areas, the cash register; the customer entrance, and all exterior sides of the building. Enroll in the Police Department Security Camera Registration Program. This should also apply to gas stations, convenient stores and businesses that handle cash also
6. Maximum display shelving height. Limit shelving height to five (5) feet on the sales floor when not located alongside a perimeter wall.
7. Height markers at the entrance. Locate markers which display height measures at customer exit doors.
8. Silent alarm. Equip the establishment with a functioning silent alarm to law enforcement or a private security agency, unless an application for an exemption is made to and granted by the City.
9. Drop safe/depository safe. Utilize a drop safe or depository safe and limit the amount of cash kept on the premises after 11:00 p.m.

10. Crime prevention training plan. The ~~owner or principal operator~~responsible person of ~~a retail establishment~~the business shall prepare and submit a crime deterrence and safety training prevention plan for approval by the City. The establishment's manager and point of sale employees shall be trained on the curriculum within sixty (60) days of employment. Existing employees shall receive training within six (6) months of the ~~effective date of this ordinance~~date of notice. Will the city provide resources to business owners to help them create a plan?!
11. Sales training plan. The ~~owner or principal operator of an establishment engaged in the sale of tobacco, alcohol and/or marijuana~~responsible person of the business shall prepare and submit a training curriculum covering laws regarding sales, identification verification, declining sales, conflict de-escalation and addressing customer behavior issues for approval by the City. The establishment's manager and point of sale employees shall receive training within sixty (60) days of employment. Existing employees shall receive training within six (6) months of the ~~effective date of this ordinance~~date of notice.

- B. The remedies available in this section are in addition to any other remedies available in this Chapter. Any other measure reasonably related to abate the chronic nuisance, when done as part of a Correction Agreement shall be permitted. Items related to the unique circumstances associated with the property and neighborhood in which it is situated, including in a Good Neighbor Plan, may be included.

Section 9.945. Correction Agreement.

A Correction Agreement is a contract between the City and the responsible person ~~in charge~~ of the chronic nuisance establishment in which such person agrees to promptly take all lawful and reasonable actions, which shall be set forth in the agreement to abate the nuisance conditions within a specified time and according to specified conditions. The agreement shall be signed by the ~~principal operator~~responsible person and, if different, the owner. The agreement shall be executed by the City Manager or designee in a form approved by the City Attorney. In no case shall the term of a Correction Agreement exceed one year. The agreement shall include the following:

- A. The name and address of the responsible persons ~~in charge~~ of the property;
- B. The street address or a description sufficient for identification of the property, building, structure, or land upon or within which the nuisance is occurring;
- C. A description of the nuisance conditions;
- D. The necessary corrective action to be taken, and a date or time by which correction must be completed;
- E. An agreement by the responsible person ~~in charge~~ that the City may inspect the property as may be necessary to determine compliance with the correction agreement;

- F. An agreement by the responsible person ~~in charge~~ that the City may abate the nuisance and recover its costs and expenses and monetary penalties pursuant to this Chapter from the responsible person ~~in charge~~ for the nuisance if the terms of the correction agreement are not met; and
- G. When a ~~principal operator~~ responsible person, other than an owner or an owner's agent, has permitted a property to be a chronic nuisance property, an agreement by the owner to promptly take all acts and pursue all remedies requested by the City Manager or designee.
- H. An agreement that the City will not engage in any Additional Enforcement Remedies as long as the parties remain compliant with the terms and conditions of the Correction Agreement.
- I. An agreement that the terms and conditions contained in a Correction Agreement are not subject to appeal.

Section 9.946. Certificate of Compliance.

A Certificate of Compliance shall be provided once the conditions of the Correction Agreement are satisfied. The compliance period shall be good for two (2) years during which the establishment shall be considered under probation and subject to bi-annual inspections. Failure to perform during that period may result in a revocation of the Certificate of Compliance and the creation of a new Correction Agreement or the commencement of enforcement activities.

ARTICLE 4 – ENFORCEMENT PROCEDURES AND APPEALS.

Sec. 9.947. Enforcement Process.

- A. Reasonable Entry. Upon presentation of proper credentials and when permission is granted by a person who represents he or she has authority to grant permission, inspections may be conducted within the business, premises or accessory structures during reasonable hours. Entry without consent of an owner or an occupant shall require an administrative search warrant or order issued by a court of competent jurisdiction.
- B. Access. Every occupant of a building, premises or accessory structure shall give the ~~owner~~ Inspector access to any part of the building, premises or accessory structure thereto at all reasonable times for the purposes of making an inspection and any ~~building alterations or repairs~~ documentation, such as licenses, as are necessary to comply with the Ordinance.
- C. Basis of Inspections. Inspections shall be made to obtain and maintain compliance with the provision of this Chapter for one (1) or more of the following purposes:
 - 1. To determine conformity with a permit, zoning approval, or other approval provided in this Chapter, as well as any special conditions imposed.
 - 2. To determine compliance with a notice or an order issued by the City.

3. To verify a complaint received by the City, indicating that there is a violation of the provisions of this Chapter.
 4. To verify an observation by the City of a violation of the provisions of this Chapter or to investigate compliance with the provisions of this Chapter.
 5. To determine if an emergency is observed or reasonably believed to exist.
 6. To fulfill a request for an inspection made by the owner or responsible person.
 7. To inspect a designated area where all dwellings, accessory building, yards, and/or signs are to be inspected uniformly or intensively or for specific violations.
- D. Content of Written Notices of Violation. Written notices of violation authorized by this Chapter shall include the following information:
1. A description of the real estate and/or project name sufficient for identification.
 2. A statement of the violation or violations.
 3. A correction order allowing a reasonable time to correct the violation and bring the property into compliance. If the written notice is a Notice to Abate, the notice shall indicate that the City may act to abate the violation if not brought into compliance.
 4. A statement that failure to comply with the Notice may result in further enforcement action.
 5. A statement that a fee shall be charged for the issuance of the Notice. If the written notice is a Notice to Abate, the cost of City action to abate the violation shall be a personal debt of the owner, which may be assessed as a lien against the property until paid.
 6. A description of the right to appeal, as applicable.
- E. Method of Service. The written notice of violation shall be deemed to be properly served in one (1) of the following ways:
1. Delivered personally;
 2. Sent by first-class mail addressed to the last known address of the responsible person; or
 3. Any other method authorized for the service of process by court rule or State statute.
- F. Posting. After issuing a written notice of violation, the City, at its discretion, may post a copy of the written notice and/or a placard on the property.
- G. Administrative Extension. A request may be submitted by the property owner for an administrative extension to correct violations cited in a written notice of violation. The extension period shall be determined by the designated enforcement officer; but

shall not exceed ~~two-six~~ (62) months. An extension may be considered under the following circumstances.

1. The extension will not adversely affect adjacent properties nor pose a health or safety hazard to the occupants or others.
2. The owner or responsible person is making significant progress in correcting the violation(s); or
3. There are clearly established extenuating circumstances delaying compliance which are beyond the control of the owner or responsible person.

Section 9.948. Enforcement Appeals.

Except as otherwise provided in this Chapter, any person issued a notice by the City in the course of enforcing the provisions of this Chapter may appeal the decision or interpretation made by the City.

- A. Written Notice. An appeal of a written notice, order or ruling regarding a violation shall be made in writing within twenty (20) days of the date of the notice, order or ruling. However, if a notice, order, or ruling requires the correction of a cited violation within a shorter period of time, the appeal must be made within such shorter period.
- B. Prohibited Appeals. Appeals governed by this Chapter of the following orders, notices or rulings are prohibited:
 1. A determination that an emergency or hazard is present.
 2. A ruling, decision, opinion or action of the City Attorney or imposed by a Court of Law, or a civil infraction ticket.
 3. Conditions attached to an approved permit.
 4. A Correction Agreement.

5. A Declaration of Nuisance and/or a Notice to Abate.

5-6. State licensure definitions, requirements and rules.

- C. The ~~Building—Maintenance~~Crime Prevention Through Environmental Design (CPTED) Appeals Board is authorized to hear and decide appeals concerning the application or interpretation of the provisions of this Chapter:
 1. All appeals shall be filed, heard and decided in accordance with the provisions set forth in Chapter 135, Article 5.
 2. No other extensions or further extensions from that allowed for under an Administrative Extension shall be permitted except by order of the ~~Building Maintenance~~CPTED Appeals Board for good cause.

3. Extensions may be granted no more than three (3) times the length of time provided with the original Notice. The Board shall not permit more than one (1) extension.
4. Extensions may be allowed when the Board finds that the time allowed is unreasonable, circumstances have prevented a good faith effort to comply, or substantial work has been completed and additional time is warranted.
5. In making its determination, The ~~Building Maintenance~~CPTED Appeals Board shall read the Purpose and Intent of this Chapter and any associated articles that reflect on intent prior to making its decision.

Section 9.949. Transfer of Ownership.

An owner or responsible person transferring ownership of a property notified as being in violation of a provision of this Chapter shall notify the City in writing within ten (10) days of the transfer with the name, address and telephone number of the new owner and the effective date of the transfer of ownership. The City shall issue a new Notice of Violation to any person assuming the ownership or the status of responsible person for any condition, building or structure which has been cited in a Notice of Violation.

ARTICLE 5 – VIOLATIONS, PENALTIES, AND REMEDIES.

Section 9.950. Violations.

Except as otherwise provided in Section 9.951(E)(3), a violation of this Chapter shall be a municipal civil infraction punishable by a fine as established in Chapter 170 of the City Code for the first offense. All subsequent offenses shall be a misdemeanor punishable by a fine of up to \$500, or imprisonment for up to 90 days, or both such fines and imprisonment. Each day that a violation continues after due notice has been served shall be deemed a separate offense and a separate violation subject to enforcement action.

Section 9.951. Enforcement Powers.

- A. The City may use any lawful remedy or enforcement powers against the owner or responsible person for any violation of this Chapter, including, without limitation, one (1) or more of the actions of this Section. Remedies may be pursued simultaneously or sequentially and the pursuit of a single remedy does not foreclose the simultaneous or subsequent pursuit of other remedies. The remedies are cumulative and the City shall have all power granted from time to time under all applicable federal, state and local laws, rules and regulations:
- B. Uncorrected Violations.
 1. Withhold Permit. The City may deny or withhold any and all permits or other forms of authorization from an applicant on any property where there is an uncorrected violation of a provision of this Chapter or a condition or stipulation of approval for a permit or other authorization previously granted by the City. This

enforcement provision shall apply regardless of whether the current owner or applicant is responsible for the violation in question.

2. Permit Approved with Conditions. In addition to denying or withholding a permit or other authorization, the City may grant any permit or other authorization subject to the condition that the violation ~~be~~is corrected.

C. License Revocation.

1. The City may institute an action to suspend, revoke, deny, or not renew any city license required by City Code.
2. Revocation, denial, or nonrenewal of State licensing may be sought for noncompliance of a recognized chronic nuisance establishment. The City reserves the right to notify the Michigan Liquor Control Commission (MLCC), Michigan Department of Licensing and Regulatory Affairs (LARA) and any other appropriate state agency required to engage with the subject business.
3. Action taken under this subsection is not subject to appeal.

D. Court Order. The City Attorney may bring and prosecute an action in any court of competent jurisdiction to:

1. Enjoin the owner or responsible person from continuing operations of the business establishment; and/or
2. Comply with the requirements of this Chapter.

E. Municipal Civil Infraction and Misdemeanor Penalties.

1. Municipal Civil Infractions. Enforcement of violations and application of Municipal Civil Infraction fees shall follow the procedures and schedule of fines established in Chapters 67 and 170 of the City Code, respectively.
2. Except as provided in E.1., above, a violation of this Chapter shall, until the fourth offense, constitute a Municipal Civil Infraction, which upon an admission or finding of responsibility shall result in fines established in Chapter 170 Municipal Civil Infractions of the City Code.
3. A fourth offense shall be a misdemeanor punishable by a fine of up to five-hundred dollars (\$500.00), or imprisonment for up to ninety (90) days, or both.
4. Proceedings may be instituted pursuant to Chapter 170 of the City Code. In addition, anyone pleading or found responsible shall pay the costs of enforcement and prosecution.
5. In addition to civil fines, the District Court shall have equitable jurisdiction to enforce any judgment, writ or order necessary to enforce any provision of this Chapter, including but not limited to order the abatement or correction of the offending action or condition or by granting injunctive relief.

F. Declaration of Nuisance and Notice to Abate.

1. A violation of this Chapter is a nuisance per se and the City may institute appropriate actions or court proceedings to correct, or abate any violation of the provisions of this Chapter. If the owner or responsible person fails to abate a violation, the City may take action to abate the violation.
2. The abatement may be performed by the City, by a contract vendor, or by other means determined by the City, the actual cost which shall include an administrative fee, shall be a personal debt of the owner, and may be assessed as a lien against the property until paid.
3. Upon observing a violation of the provisions of this Chapter, the City may issue a Notice to Abate. The Notice to Abate shall include:
 - a) The nature and location of the violation.
 - b) The time within which the violation must be abated.
 - c) Notice that the City may act to abate the violation if it is not abated by the owner or ~~principal-operator~~responsible person within a reasonable time stated in the Notice, but which may not exceed fifteen (15) days. If physical alterations of a building structure are required, the abatement period may be extended through the use of a correction agreement.
 - d) Notice that the cost of such action by the City, plus an administrative fee, shall be a personal debt of the owner, which may be assessed as a lien against the property until paid.
 - e) Notice that any refusal to allow the City to abate an uncorrected violation shall be a separate violation under this Code.

Section 9.952. Commencement of Legal Action.

Upon referral by the City Manager, the City Attorney may initiate an action in any court of competent jurisdiction to abate violations of this article, to impose penalties pursuant to this chapter, to seek alternative remedies under city or state laws and seek any other relief authorized by law.

Section 9.953. Lien.

All of the costs of Code enforcement activities provided for in this Code and incurred by the City shall be billed to the ~~owner of the property, principal operator, or other~~ responsible person, and shall be paid within 30 days of mailing. All costs for abatement-related and Code enforcement activities shall be a personal debt owed to the City by the person billed for the public nuisance and, if the public nuisance is attributable to the use, occupancy, care, control, dominion or ownership of any land or premises, shall also, in addition to being a personal debt, be charged against such premises and the owner thereof and shall be a lien on the property until paid.

Section 9.954. Remedies Severable.

Any action taken by the City to abate any public nuisance under the provisions of this Chapter, or any other provision of the City Code, shall not affect the right of the City to institute other legal or administrative proceedings against the person committing, creating, permitting or maintaining any public nuisance for violation of this Chapter nor affect the imposition of the penalty or remedy prescribed or imposed for such violation. Upon application by the City to any court of competent jurisdiction, the court may order the public nuisance abated and/or the violation or threatened violation restrained and enjoined.”



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updates on this document**

RESOLUTION #2019-215

BY THE COMMITTEE ON PUBLIC SAFETY
RESOLVED BY THE CITY COUNCIL OF THE CITY OF LANSING, MICHIGAN

WHEREAS, pursuant to City Charter, Chapter 3, Section 3-206.1, "The City Council may make investigations into the affairs of the City . . ."; and

WHEREAS, the Public Safety Committee has devoted many hours of time receiving, discussing, and analyzing complaints of public nuisance issues on the record at the property located at 3801 Walton, Lansing Michigan; and

WHEREAS, the Public Safety Committee referred to the City Council that it now declares the property a public nuisance and that the Office of the City Attorney pursue legal action to abate such alleged nuisance activities at 3801 Walton.

NOW, THEREFORE, BE IT RESOLVED, that the City Council declares 3801 Walton a public nuisance and authorizes the City Attorney to commence litigation against the property.

Boak, Sherrie

From: Arthur Kress <akress@ressco.com>
Sent: Thursday, December 5, 2019 12:08 PM
To: Boak, Sherrie
Cc: Allison Wirtjes
Subject: [EXTERNAL] Attendance today? - RE: City of Lansing City Council Invite RE: Autumn Ridge

Sherrie,

Thank you for following up with us regarding the concerns brought to your committee by a few of our residents at Autumn Ridge Townhomes and Apartments. We are committed to ensuring that all of our resident work orders are resolved in a timely manner. Please know that we are dependent on our residents to communicate any unresolved or new work orders directly to our on-site team through any number of direct forms of communication including the ability to enter work orders in real time through our resident online portal. Should there be any immediate needs expressed by any of our residents please direct them back to our management team at the site, so we can generate a work order and track the close out of their concerns.

Please note that when these concerns are brought to our attention we track the inbound work orders which may require materials or third party services. When this happens, sometimes the fix is quick and sometimes it takes longer due to part availability, etc. That being said, the concerns we discussed during our call are either resolved or are in the bidding process to be resolved. Below is a brief recap of the concerns we discussed:

1. Furnaces: All reported furnace issues have been resolved and 7 replacements have taken place throughout the month of November and December.
2. Racoons: We have a professional third party service that has addressed any reported concerns, and there are no open items reported.
3. Light Fixtures: This is an ongoing project for the property which requires third party assistance and we are assisting the best course of action to resolve the concern.
4. Reported Leaks: There are three reported issues being bid out for third party assistance, and our site team has implemented any immediate preventive measures that can be conducted in the interim.
5. Landscaping: Landscaping services are conducted through a third party vendor, and our fall clean up is being scheduled around the unforeseen snow we've received.

Although we appreciate the extended invitation to attend today's meeting, we do respectfully decline the invite. However, I would like to reiterate that we are committed to the full resolution of the expressed concerns that may have been brought to your attention.

Art Kress
Vice President of Operations
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