

AGENDA

Committee on City Operations AGENDA FOR APRIL 5, 2022 AT 4:30 PM



Lansing City Hall, City Council Conference Room
124 W. Michigan Avenue, 10th Floor

To provide input or ask questions on any item that is listed on the agenda,
members of the public may contact the City Council at city.council@lansingmi.gov or (517) 483-4177 prior to the meeting.

Council Member Spitzley, Chairperson
Council Member Daniels, Vice Chairperson
Council Member Hussain, Member

1. Call to Order

2. Roll Call

3. Minutes

A. March 15, 2022

4. Public Comment on Agenda Items (Up to 3 Minutes)

5. Discussion/Action:

- B. RESOLUTION - Claim Appeal; Claim #1879, Gerald D. Phillips for \$3,608 in trash violation fees at 4805 Pleasant Grove Rd.
- C. RESOLUTION - Claim Appeal; Claim #1868, Andrey Vail for \$1568.00 in trash violation fees at 411 Dunlap St
- D. RESOLUTION - Claim Appeal; Claim #1878, Jolina O'Berry for \$651.80 in board-up fees at 1813 E. Kalamazoo St.
- E. RESOLUTION - Setting a Public Hearing in consideration of an Ordinance to amend Chapter 1060, Licensing of Waste Haulers
- F. RESOLUTION - Street Decertification; Eighth Street between Jerome Street and East Michigan Avenue
- G. RESOLUTION - Social Districts; update various provisions

6. Other

Pending Update

- H. Notice from the Michigan Liquor Control Commission; LE&O Mansion LLC request for transfer ownership 2021 Resort Class C License issued under MCL 436.1531(2), and SDM licensed business with Sunday Sales Permit (PM) for Class C License – Spirits and Mixed Spirit Drink and Dance-Entertainment Permit from Gus's LLC; Transfer location to 6810 Cedar St, Ste A, Lansing; transfer governmental unit under MCL 436.1531(1) from Lansing Township to Lansing City; New Sunday Sales Permit (AM); new Sunday Sales Permit (PM) for SDM License – Mixed Spirit Drink at 6810 S Cedar St Suite A, (RID #2111-19427) **Original Agenda 1/18/2022*
- I. Notice from the Michigan Liquor Control Commission; Batter Up, LLC request for new Non-Transferable Class C License issued under MCL 436.1521(A)(1)(B), Downtown Development Authority License and a Non-Transferable new SDM License under MCL 436.1533(5)(A) (RID # RQ-2110-18571) **Original Agenda 3/01/2022*
- J. Notice from the Michigan Liquor Control Commission; Hooked Community LLC request for New Class C license issued under MCL 436.1521a(1)(a), non-transferable, redevelopment (RDA) license; new SDM license issued under MCL 436.1533(5)(a), non-transferable, in conjunction; a new Sunday sales permit (AM); new Sunday sales permit (PM) for Class C license- spirits and mixed spirit drink at 3142 E Michigan Ave, Lansing, MI 48912 (RID # RQ-2112-20341) **Original Agenda 4/05/2022*

7. Adjourn

Persons with disabilities who need an accommodation to fully participate in these meetings should contact the City Council Office at 517-483-4177 (TTY 711) 24 hour notice may be needed for certain accommodations. An attempt will be made to grant all reasonable accommodation requests.



MINUTES
Committee on City Operations
Tuesday, March 15, 2022 @ 4:30 p.m.
City Council Conference Room

CALL TO ORDER

Council Member Spitzley called the meeting to order at 4:30 p.m.

PRESENT via audio/video

Council Member Spitzley, Chair
Council Member Daniels, Vice-Chair
Council Member Hussain, Member

OTHERS PRESENT via audio/video

Sherrie Boak, Council Office Manager
Lisa Hagen, OCA
Joseph Abood, OCA
Jim Smiertka, OCA
Eric Brewer, Internal Auditor
Scott Sanford, Code Compliance
Cara Nader, Strange Matter Coffee
Mitch Timmerman, LEAP

MINUTES

MOTION BY COUNCIL MEMBER DANIELS TO APPROVE THE MINUTES FROM MARCH 1, 2022, AS PRESENTED. MOTION CARRIED 3-0.

PUBLIC COMMENT

No public comment at this time.

Discussion/Action

RESOLUTION – Claim Appeal #1888; David Hall for \$2,828 in trash violation fees at 333 N Martin Luther King Jr Blvd

Council Member Spitzley briefly explained the claim process and that she was not inclined to delay decisions if the claimants are not present. Council Member Spitzley then asked the OCA if the Committee has to provide multiple opportunities and Mr. Smiertka stated the Committee can do what they choose to do.

Mr. Sanford outlined the claim, noting the property was cited September 7, 2021, with a compliance date of September 14, 2021. When the officer arrived on September 15, 2021 the violations were still present and the contractor was called. After the contractor cleaned the site,

Mr. Sanford stated his office notified the building department because of the construction on the site, and the building department cited them for working with permits, and not having a dumpster on site. Council Member Spitzley asked about the note that \$500 was paid, and Ms. Hagen stated the owner paid \$500 in advance for the removal charges, and it was not a civil infraction it was his choice. Therefore it was confirmed the appeal was for \$2,828.

MOTION BY COUNCIL MEMBER HUSSAIN TO DENY CLAIM APPEAL #1888; DAVID HALL FOR \$2,828 IN TRASH VIOLATION FEES AT 333 N MARTIN LUTHER KING JR BLVD. MOTION CARRIED 3-0.

RESOLUTION – Development District Liquor License; Strange Matter Old Town LLC, 502 E Cesar E Chavez Blvd, Suite B

Mr. Timmerman and Ms. Barr were present to answer questions. Ms. Barr did explain this is for a tavern license at their coffee shops to serve up to 10 pm beer and wine. The location in Old Town was confirmed as the Temple Building location. Council Member Daniels asked if they would be seeking the same thing for the Michigan Avenue location, and the owners confirmed it depended on how these two locations do. Council Member Hussain asked if their locations in the Temple Building and the location at S Washington are contingent on these licenses, and Ms. Barr confirmed if they do not have them it would be hard to open. Council Member Spitzley asked if they would be applying for a Social District as well, and Ms. Hagen confirmed that they would have to come back for that request once they have the liquor license from the State.

MOTION BY COUNCIL MEMBER DANIELS TO APPROVE THE RESOLUTION FOR THE DEVELOPMENT DISTRICT LIQUOR LICENSE; STRANGE MATTER OLD TOWN LLC, 502 E CESAR E CHAVEZ BLVD, SUITE B. MOTION CARRIED 3-0.

RESOLUTION – Development District Liquor License; Strange Matter Coffee Downtown LLC, 331-333-337 S Washington Square

MOTION BY COUNCIL MEMBER DANIELS TO APPROVE THE RESOLUTION FOR THE DEVELOPMENT DISTRICT LIQUOR LICENSE; STRANGE MATTER COFFEE DOWNTOWN LLC, 331-333-337 S WASHINGTON SQUARE. MOTION CARRIED 3-0.

RESOLUTION – Special Assessment; Setting of 2nd Hearing for Glenburne Commons, Trash & Grass Abatement

Ms. Boak confirmed this second hearing is because there was an issue with the mailing for the first hearing on one piece of property so new hearing had to be set to include that parcel, offering an opportunity for that person to appeal if they choose to.

MOTION BY COUNCIL MEMBER HUSSAIN TO APPROVE THE RESOLUTION OF SPECIAL ASSESSMENT 2ND HEARING FOR GLENBURNE COMMONS, TRASH & GRASS ABATEMENT. MOTION CARRIED 3-0

Other

PENDING UPDATE – Notice from the Michigan Liquor Control Commission; Batter Up, LLC request for new Non-Transferable Class C License issued under MCL 436.1521(A)(1)(B), Downtown Development Authority License and a Non-Transferable new SDM License under MCL 436.1533(5)(A), (RID #RQ-2110-18571) **Original Agenda 3/01/2022*

Notice from the Michigan Liquor Control Commission; LE&O Mansion LLC request for transfer ownership 2021 Resort Class C License issued under MCL 436.1531(2), and SDM licensed business with Sunday Sales Permit (PM) for Class C License – Spirits and Mixed Spirit Drink and Dance-Entertainment Permit from Gus's LLC; Transfer location to 6810 Cedar St, Ste A, Lansing; transfer governmental unit under MCL 436.1531(1) from Lansing

Township to Lansing City; New Sunday Sales Permit (AM); new Sunday Sales Permit (PM) for SDM License – Mixed Spirit Drink at 6810 S Cedar St Suite A, (RID #RQ-2111-19427) **Original Agenda 1/18/2022*

Adjourn

Adjourned at 4:47 p.m.

Submitted by Sherrie Boak

Recording Secretary, Lansing City Council

Approved by the Committee on

Claim #1879
4805 Pleasant Grove Road
\$3,608

B. Incident Date (per claim application) - 10/06/2021

C. Incident Date (per code report) - 07/19/2021

D. Taxes - Not on taxes

E. Filed Claim - 11/01/2021

F. Claims Review Committee Hearing - N/A

G. Claims Review Committee Letter - N/A

H. Referred to City Council - 02/17/2022

I. Referred to Committee on City Operations - 02/28/2022



City of Lansing

OFFICE OF THE CITY ATTORNEY

1789

Claims Review Committee Form

(Commonly including: Grass, Trash, Weeds and Board-Up Violations)

NAME: Gerald D. Phillips Revocable Trust c/o Attorney Jeffrey T. Landon DATE: 10/29/2021
 MAILING ADDRESS: P.O. Box 766 EMAIL: jlandon@curtiscurtislaw.com
 CITY: Jackson STATE: MI ZIP CODE: 49201
 TELEPHONE: Home () _____ Work () 517-787-9481

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

ADDRESS: 4805 Pleasant Grove, Lansing, MI 48910 PARCEL NO. 33-01-01-32-351-051

DATE OF INCIDENT: 10/6/2021 AMOUNT YOU WERE BILLED: \$3,608.00

TOTAL AMOUNT YOU ARE CONTESTING: \$3,608.00

TYPE OF ASSESMENT: Trash

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

No notice was given to owner prior to city showing up on premises. Owner should have been provided notice and an opportunity to cure before city stepped in. A trailer to clean up was there already. A trash dumpster was on the premises and clean up was underway. Owner is 86 years old. This is not a rental property. He is doing the best he can.

A description of the claims review process is available on our website at: <https://www.lansingmi.gov/349/Claims-Review-Process>

To download the claim form: <https://www.lansingmi.gov/DocumentCenter/View/4639/Claims-Review-Committee-Form?bidId=>

RECEIVED NOV 01 2021

Philip J. Curtis
Brad A. Brelinski
Jeffrey T. Landon



George H. Curtis (1876-1951)
Milton L. Davidson (1911-1995)
Robert N. Curtis (1913-2008)

October 29, 2021

Lansing City Attorney's Office
124 West Michigan Avenue, 5th Floor
Lansing, MI 48933

Re: 4805 Pleasant Grove, Lansing, MI 48910
Invoice No. 00185886
Record No. E21-41276

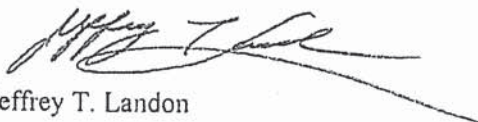
To Whom it May Concern:

Our office represents Gerald D. Phillips, Trustee of the Gerald David Phillips Revocable Trust dated January 4, 2006, a/k/a the Gerald David Phillips Revocable Trust dated January 4, 2005. Enclosed is Mr. Phillips' appeal to invoice number 00185886 with respect to the above referenced property.

If you have any questions, please feel free to contact me at your convenience.

Sincerely,

CURTIS, CURTIS & BRELINSKI, P.C.



Jeffrey T. Landon

JTL/hek
Enclosure
cc(w/enc): Mr. Gerald D. Phillips

curtiscurtislaw.com

120 W. Michigan Ave. | Suite 1500 | P.O. Box 766 | Jackson | MI | 49204 | 517.787.9481

RECEIVED NOV 01 2021



CITY OF LANSING

316 N. CAPITOL SUITE C2

Lansing, MI 48933

Ph: (517) 483-4361

Fax: (517) 377-0100

Bill To:

PHILLIPS GERALD D/ TRUSTEE

4350 W WILLOW HWY

LANSING, MI 48917-2141

DUE DATE: 11/05/2021

INVOICE

10/06/2021

TOTAL AMOUNT DUE

\$ 3,608.00



Invoice Number

00185806

Record No.

E21-41276

Address

4805 PLEASANT GROVE RD

Amount Due

\$3608.00

10/06/2021

Trash - Admin Fee

Trash - Contractor Charge

TOTAL DUE:

\$3608.00

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

Payment Information:

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

Appeals Process:

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

Other Information:

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

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

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

RECEIVED FEB 07 2022

DATE: 1/28/2022

1879

PPN: 33-01-01-32-351-051
DATE SUBMITTED: 11/01/2021
ADDRESS OF VIOLATION: 4805 Pleasant Grove
LISTED TAXPAYER OF RECORD: Phillips, Gerald D/Trustee
OTHER TAXPAYER OF RECORD:
CLAIMANT: Gerald D. Phillips Trust c/o Attorney Jeffrey T. Landon
CLAIMANT'S ADDRESS: P.O. Box 766

TYPE OF ACTIONS CONTESTED: Trash Removal
VIOLATION DATE: 7/19/2021
NOTIFICATION DATE: 7/19/2021
2ND NOTICE ASSESSMENT DATE:
AMOUNT OF ASSESSMENT: \$3,683.00
CONTRACTOR NAME - INVOICE NO. - DATE: Crutcher 21-T067 8/26/2021
AMOUNT OF CLAIM: \$3,683.00

+ \$75
Second
Notice Fee

ADDITIONAL ACTIONS CONTESTED:

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

HISTORY:

Trash Violation	Failure to comply	DAMV	Trash Violation
5/10/2021	7/19/2021	7/19/2021	7/19/2021
Lack of Certificate	Red Tagged	Trash Violation	
8/23/2021	10/14/2021	10/21/2021	

CITATIONS IN PREVIOUS YEAR:

CLAIMANT'S CIRCUMSTANCES: See Attached

CODE OFFICER'S NOTES: This property was cited for a trash violation on 7/19/2021 with a compliance due date of 7/26/2021. The Code Enforcement Officer returned on 7/27/2021 the violations were still present as noted in the submittal photo's. During this clean up the Lansing Police Department was called to the property to allow the trash contractors crew to remove the violations. Per Code Enforcement Officer Meredith Johnson the owner Gerald Phillips was also present for the trash removal. All proper procedures were followed including notifications being sent to the claimant. The City of Lansing sent 2 separate notices to the claimant as well as a copy was sent to the occupant. This office recommends denial of the claim.

SCANNED



OFFICE OF THE CITY ATTORNEY



MEMORANDUM

To: CHRIS SWOPE, Clerks Office
From: VENUS KUMAR, Paralegal
Subject: SPECIAL ASSESSMENTS CLAIM; Gerald D. Phillips/ Trust
Date of Incident: July 19, 2021
Date: February 17, 2022

Attached is a Claim Form received by this office from **Gerald D. Phillips/ Trust** for \$3,683.00 due to Trash violations at 4805 Pleasant Grove.

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

Thank you for your assistance.

/vmk
Attachments



Andy Schor, Mayor

Economic Development & Planning Code Enforcement Office

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

TRASH AND DEBRIS CORRECTION NOTICE

PHILLIPS GERALD D/ TRUSTEE
4350 W WILLOW HWY
LANSING, MI 48917-2141

Violation Date: 07/19/2021
Violation Location: 4805 PLEASANT GROVE RD
Parcel No: 33-01-01-32-351-051
Compliance Due Date: July 26, 2021

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

Violation: Garbage

Violation: Trash found in bags/boxes

Violation: Paper/Glass/Plastic/Metal/Cardboard debris

Violation: Indoor type furniture in the outdoors

Violation: Clothing/Cloth Products

Violation: Deteriorated Appliance(s)

Trailer must be emptied of all trash

Failure to correct this violation by the Compliance Due Date shall cause this office to immediately hire a contractor to complete the cleanup. **Please be advised that moving the items to another area on the property does not bring the violation into compliance. If any other additional trash and/or debris (as defined in Section 302) is found on the premises by the contractor it will also be removed without additional notice.** The contractor's expenses plus a \$265.00 administrative services fee will be billed to you. If this bill is not paid within 30 days of the billing date, the amount will be assessed as a lien against your property. **Please be advised that, in an effort to discourage repeat offenses of this nature, the City will assess graduated fees from \$75.00 to \$300.00 for each time there is an additional premise violation at the violation address above during this calendar year.** If you have any questions or concerns about complying within the time indicated, you may contact me Monday through Friday between the hours of 8-9 AM or 12-1 PM for any questions or extensions.

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



Andy Schor, Mayor

Economic Development & Planning Code Enforcement Office

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

TRASH AND DEBRIS CORRECTION NOTICE

PHILLIPS GERALD D
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LANSING, MI 48917-2141

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Andy Schor, Mayor

Economic Development & Planning Code Enforcement Office

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

TRASH AND DEBRIS CORRECTION NOTICE

Occupant
4805 PLEASANT GROVE RD
LANSING, MI 48910

Violation Date: 07/19/2021
Violation Location: 4805 PLEASANT GROVE RD
Parcel No: 33-01-01-32-351-051
Compliance Due Date: July 26, 2021

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

Violation: Garbage

Violation: Trash found in bags/boxes

Violation: Paper/Glass/Plastic/Metal/Cardboard debris

Violation: Indoor type furniture in the outdoors

Violation: Clothing/Cloth Products

Violation: Deteriorated Appliance(s)

Trailer must be emptied of all trash

Failure to correct this violation by the Compliance Due Date shall cause this office to immediately hire a contractor to complete the cleanup. **Please be advised that moving the items to another area on the property does not bring the violation into compliance. If any other additional trash and/or debris (as defined in Section 302) is found on the premises by the contractor it will also be removed without additional notice.** The contractor's expenses plus a \$265.00 administrative services fee will be billed to you. If this bill is not paid within 30 days of the billing date, the amount will be assessed as a lien against your property. **Please be advised that, in an effort to discourage repeat offenses of this nature, the City will assess graduated fees from \$75.00 to \$300.00 for each time there is an additional premise violation at the violation address above during this calendar year.** If you have any questions or concerns about complying within the time indicated, you may contact me Monday through Friday between the hours of 8-9 AM or 12-1 PM for any questions or extensions.

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Andy Schor, Mayor

Economic Development & Planning Code Enforcement Office

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

Trash Authorization Form

Submitted to: Eric Crutcher on 07/27/2021

TAXPAYER: PHILLIPS GERALD D/ TRUSTEE, 4350 W WILLOW HWY LANSING, MI 48917-2141

Location of Work:

Enf Num: E21-41276

Address: 4805 PLEASANT GROVE RD

Lot No:

Description:

Parcel No: 33-01-01-32-351-051

Remove Trash and Debris

Work Authorized:

Violation: Garbage

Violation: Trash found in bags/boxes

Violation: Paper/Glass/Plastic/Metal/Cardboard debris

Violation: Indoor type furniture in the outdoors

Violation: Clothing/Cloth Products

Violation: Deteriorated Appliance(s)

****Trailer must be emptied of all trash****

PLUS ANY OTHER INCIDENTAL TRASH / DEBRIS ON THE PROPERTY

Authorized Time required to complete work: 2

Authorized Cubic Yards: 12

Warning Comment:

<NONE>

This action is authorized by the Manager of Code Compliance



Andy Schor, Mayor

Economic Development & Planning Code Enforcement Office

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

Trash Authorization Form

Submitted to: Eric Crutcher on 08/25/2021

TAXPAYER: PHILLIPS GERALD D/ TRUSTEE, 4350 W WILLOW HWY LANSING, MI 48917-2141

Location of Work:

Enf Num: E21-41276

Address: 4805 PLEASANT GROVE RD

Lot No:

Description:

Parcel No: 33-01-01-32-351-051

Remove Trash and Debris

Work Authorized:

Violation: Garbage

Violation: Trash found in bags/boxes

Violation: Paper/Glass/Plastic/Metal/Cardboard debris

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Violation: Deteriorated Appliance(s)

****Trailer must be emptied of all trash****

PLUS ANY OTHER INCIDENTAL TRASH / DEBRIS ON THE PROPERTY

Authorized Time required to complete work: 2

Authorized Cubic Yards: 12

Warning Comment:

<NONE>

Submitted By: Meredith D Johnson (517) 483 6849

This action is authorized by the Manager of Code Compliance

**Nuisance Fees**

City of Lansing Treasurers Office

124 W Michigan Ave 1st Floor

Lansing, MI 48933

Ph: (517) 483-4361 Fx: (517) 377-0169

Nuisance Fee Billing Statement

Date Created: 10/06/2021

Due Date: 11/05/2021

Pay Invoice In Full



PHILLIPS GERALD D/ TRUSTEE

4350 W WILLOW HWY

LANSING MI 48917-2141

Inv Number: 00185886

Parcel: 33-01-01-32-351-051

Address: 4805 PLEASANT GROVE

Parcel: 33-01-01-32-351-051

Bill Detail

Invoice Number	Date of Service	Enforcement Num	Address	Amount Due
00185886		E21-41276	4805 PLEASANT GROVE RD	\$3,608.00
Fee Details: Quantity Description				Balance
	1.000	Trash - Admin Fee		\$ 265.00
	3343.000	Trash - Contractor Charge		\$ 3,343.00
Total Amount Due				\$ 3,608.00

Questions regarding this invoice: Contact **CODE ENFORCEMENT** at 517.483.4361**Payment Information:**

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

Appeals Process:

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

Other Information:

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

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

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

US
com

INVOICE # 4625
DATE 09/13/2021

mic Development &
Planning Code
Enforcement Office
316 N Capitol, Ste. C-1
Lansing, MI 48933-1238

PROPERTY ADDRESS
4805 Pleasant grove

PARCEL NUMBER
33-01-01-32-351-051

DESCRIPTION	QTY	RATE	AMOUNT
city:1hour 3 yards	1	225.00	225.00
first hour and 3 cubic yards			
city:add hours	11	200.00	2,200.00
any hours after 1			
city:add cy	27	34.00	918.00
any after 3			
8/26/21			
40 yards			
meredith johnson			

BALANCE DUE

\$3,343.00







07/19/2021 10:41







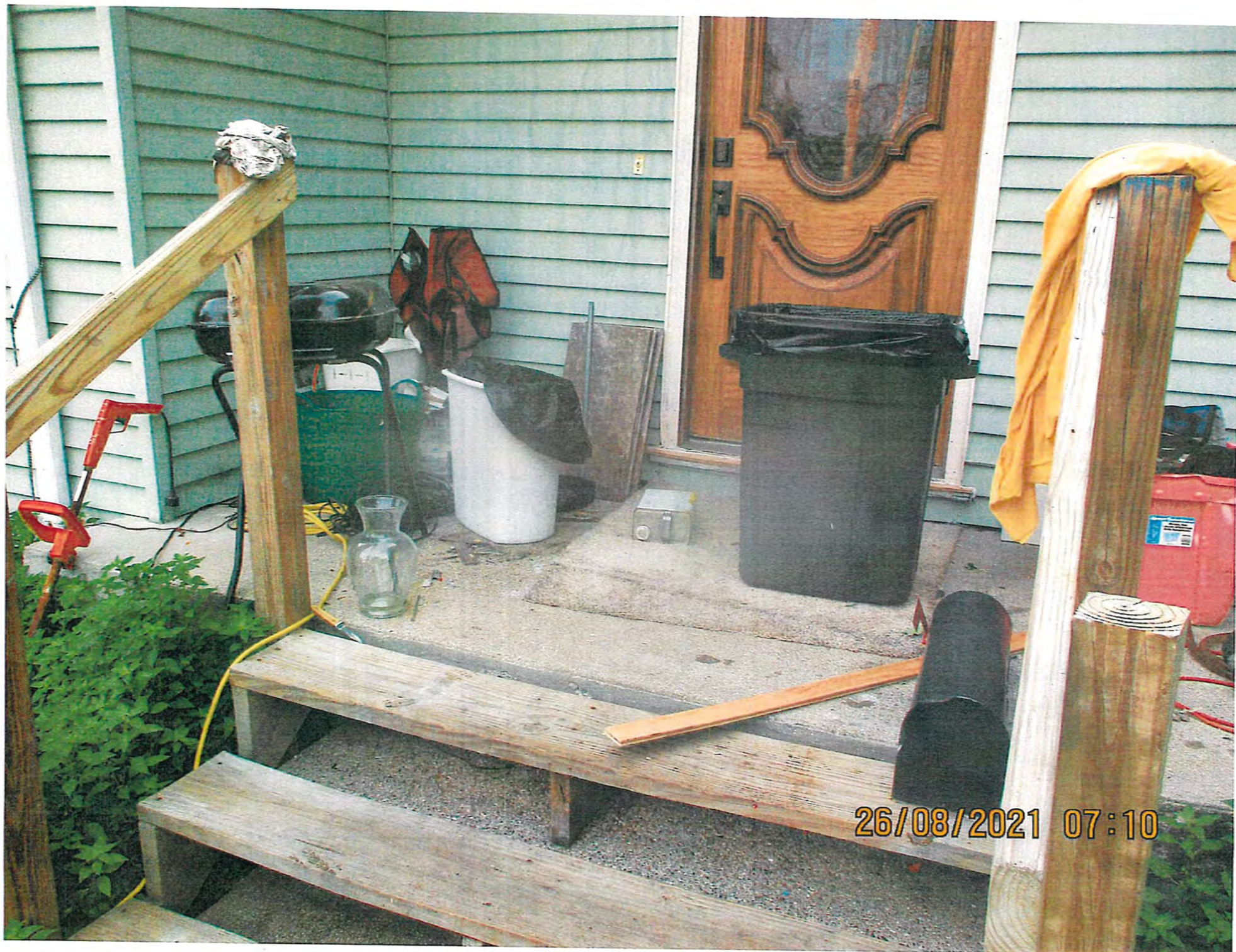






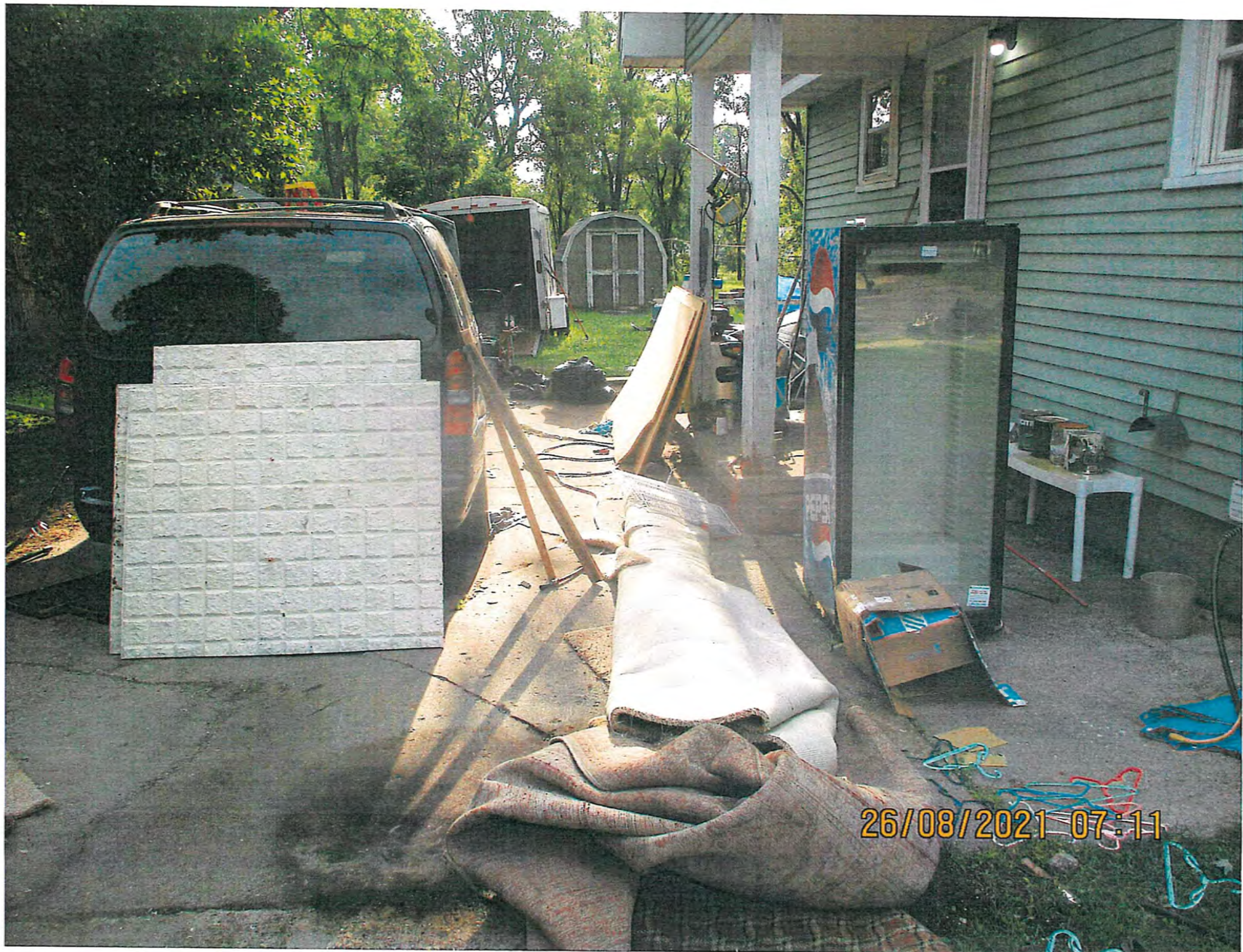
4805

26/08/2021 07:10













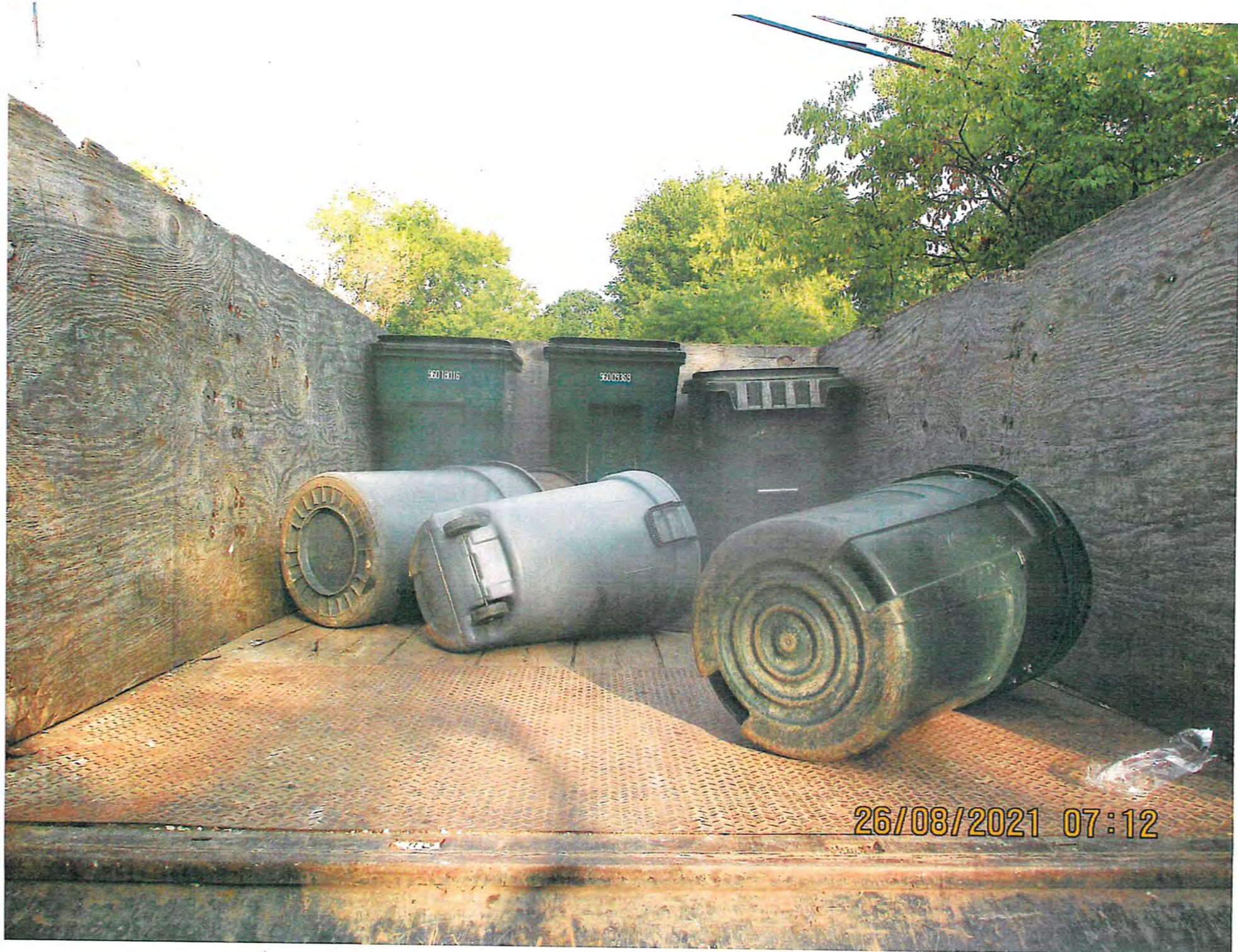
26/08/2021 07:11







26/08/2021 07:11









26/08/2021 13:16





26/08/2021 13:16







26/08/2021 18:27









4805 PLEASANT GROVE RD LANSING, MI 48910 (Property Address)

Parcel Number: 33-01-01-32-351-051



Item 1 of 3

[1 Image / 2 Sketches](#)**Property Owner: PHILLIPS GERALD D/ TRUSTEE****Summary Information**

> Residential Building Summary

- Year Built: 1925
- Full Baths: 1
- Sq. Feet: 752
- Bedrooms: 0
- Half Baths: 0
- Acres: 0.282

> Assessed Value: \$22,200 | Taxable Value: \$18,255

> Property Tax information found

> 12 Building Department records found

Owner and Taxpayer Information**Owner**

PHILLIPS GERALD D/ TRUSTEE
4350 W WILLOW HWY
LANSING, MI 48917-2141

Taxpayer

SEE OWNER INFORMATION

Legal Description

LOT 24 & N 1/2 LOT 23 PLEASANT GROVE SUB

Other Information**Recalculate amounts using a different Payment Date**

You can change your anticipated payment date in order to recalculate amounts due as of the specified date for this property.

Enter a Payment Date

3/3/2022

[Recalculate](#)**Tax History**

Year	Season	Total Amount	Total Paid	Last Paid	Total Due
2021	Winter	\$389.22	\$389.22	12/13/2021	\$0.00
2021	Summer	\$1,206.37	\$1,206.37	08/26/2021	\$0.00
2020	Winter	\$308.26	\$308.26	12/22/2020	\$0.00
2020	Summer	\$1,201.16	\$1,201.16	09/01/2020	\$0.00
2019	Winter	\$284.96	\$284.96	12/23/2019	\$0.00
2019	Summer	\$1,215.47	\$1,215.47	12/23/2019	\$0.00
2018	Winter	\$275.86	\$275.86	12/31/2018	\$0.00
2018	Summer	\$1,140.01	\$1,140.01	12/31/2018	\$0.00
2017	Winter	\$251.34	\$251.34	01/04/2018	\$0.00
2017	Summer	\$1,078.52	\$1,078.52	09/01/2017	\$0.00

[Load More Years](#)

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

Claim #1868
411 Dunlap St
\$1,568

B. Incident Date (per claim application) - July 2021

C. Incident Date (per code report) - 6/24/2021

D. Taxes - Winter 2021

E. Filed Claim - 8/31/2021

F. Claims Review Committee Hearing - Unknown

G. Claims Review Committee Letter - 11/29/2021

H. Referred to City Council - 3/11/2022

I. Referred to Committee on City Operations - 3/14/2022



City of Lansing

OFFICE OF THE CITY ATTORNEY

1868

Claims Review Committee Form

(Commonly including: Grass, Trash, Weeds and Board-Up Violations)

NAME: ANDREYA VAIC DATE: 8/31/21
 MAILING ADDRESS: 411 Dunlap EMAIL: andreyavai@gmail.com
 CITY: Lansing STATE: MI ZIP CODE: 48910
 TELEPHONE: Home () 734 660 2836 Work ()

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

ADDRESS: 411 Dunlap invoice: 00182049
 PARCEL NO. Record # E21-40287
 DATE OF INCIDENT: JULY AMOUNT YOU WERE BILLED: 2068.⁰⁰
 TOTAL AMOUNT YOU ARE CONTESTING: 1568.⁰⁰
 TYPE OF ASSESMENT: Code Compliance

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

Please See Attached.

I am a first time homeowner and did my best to take care of this in a timely manner.
I appreciate your understanding in the situation.

I hope you have a wonderful Day!

A description of the claims review process is available on our website at: <https://www.lansingmi.gov/349/Claims-Review-Process>

To download the claim form: <https://www.lansingmi.gov/DocumentCenter/View/4639/Claims-Review-Committee-Form?bidId=>

invoice 0018 2049

Record: # E 21-40287

On July 13th I saw a man taking pictures of my house. He informed me he was a private contractor with the city and that he was taking pictures of the house because there was a complaint about my front yard lawn. I was asked if I had received a letter regarding the yard- Which I had not seen as I was out of town and it got buried under a pile of other mail, as well as my own mental health getting in the way of such things. He let me know that if I got the grass taken care of within the 2 days that there should not be an issue. I managed to take care of the front and back yard lawn to make it up to code based on the guidelines that he gave me. He asked me about the back yard and I let him know that we had taken down a tree due to it being a danger to my house. He took a peek- while in the car, and did not make any mention of the wood in the back yard nor the brush by the fence being a problem just to worry about making sure that the grass and weeds were the correct height.

Only July 20th my roommate informed me that there were three men outside of our house at 9:00 am that was taking the brush that was being used to kill the grass on the side of the fence so I can make a garden. I was quite confused as I had done as I was instructed with the yard. I contacted Walter Allen and he informed me that he would give me 2-3 days to get the wood stacked in an appropriate way so that it could be used as well as given away to other members of the community, while also not causing any issues in the form of aesthetics. He let me know he would contact to contractors and instruct them to not take any of the brush/wood. By the time this conversation was completed they had already taken a single truckload (approximately ¾ ton truck with raised walls) load worth of brush. The men had left their tools at the house. Around 1pm or so they had returned with a larger truck to come and collect the wood. We had to inform them that they were not to take the wood and that Walter should have contacted their supervisor. They then took pictures and left with their tools and truck without anything loaded into the back of it.

We worked 2 days straight and managed to get the wood stacked appropriately and on time.

I am a 28 year old first time homeowner and I was not aware that the wood would have been a problem as I was hoping to use it for firewood. I had done as was asked in the time-lines that were provided by not only the surveyor in the truck, but also by Walter. They were not supposed to take the truckload that they did, but left before the conversation with him was completed, nor should they have left their tools at the house and taken as long as they did to come back for them. Based on how much that was taken and the time frame that it was taken I feel as though they amount being charged to me is outrageously miscalculated. My roommate is a certified Arborist and has spent 5 years working for a family owned tree business and other tree removal services. Due to this background he is familiar with the price associated with removing debris. He saw how much was taken and based on this knowledge he informed me that the amount taken should not have cost more that \$500 to remove-including with labor for loading and unloading. I do not mind paying a fine, as I was late with the time line due to me not seeing my mail, but I do not think it is appropriate to charge me 2K for one truck load of brush. I feel that 500\$ is an appropriate amount for their time and labor, and am more than happy to pay that much as a fee for my lateness. If I am charged with this high I amount, I would be unable to pay that much without it taking a huge burden on me. This is my first home and took a great risk through great sacrifice to be able to get a home all on my own. I simply do not have the means to be able to afford that amount

and I am desperate for a lower fee. I understand I made a mistake, but I did my best to take care of everything as fast as I could once we were properly made aware of the problem and I assure you it will not be a problem in the future.

Thank you for your understanding.

A stylized handwritten signature in black ink, consisting of a large 'A' and a 'V' that are connected by a horizontal stroke.

ANDREYA VAIL

**CITY OF LANSING**

316 N. CAPITOL SUITE C2

Lansing, MI 48933

Ph: (517) 483-4361

Fax: (517) 377-0100

Bill To:

VAIL ANDREYA

411 DUNLAP ST

LANSING, MI 48910

DUE DATE: 09/02/2021

INVOICE

08/09/2021

TOTAL AMOUNT DUE

\$ 2,068.00



	Invoice Number	Record No.	Address	Amount Due
	00182049	E21-40267	411 DUNLAP ST	\$2068.00
	08/03/2021			
	Trash - Admin Fee			
	Trash - Contractor Charge			

TOTAL DUE:

\$2068.00

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

Payment Information:

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

Appeals Process:

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

Other Information:

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

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

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

MASS *Attorney* *Office* *517-483-4320*

7/02/2021 Granted a 7 day extension. W.A.

21-T065

8/30/2021-owner called stated she had letter found it buried under a pile of stuff she was given an extension 1st she said no one explained about the back yard then she stated she knew about it but she was on the phone with Walter Allen and he told the trash contractor not to take anything bascially she kept arguing because she said she cant afford the bill and it will be a struggle for her to pay I told her I understand that she said her roommate was there she said they were there left with stuff came back and finished but then she said they only took 1 truck load she is going to file a claim I transferred her to Walter Allen because I can not comment on her conversation with him if he told them not to remove the debris he can come to me. She kept saying she worked her butt off to remove the debris I told her I have 51 pictures of the clean up there were huge pile of tree limbs and brush she stated the only brush pile left was placed there to kill grass/lmp



City of Lansing

OFFICE OF THE CITY ATTORNEY

James D. Smiertka, City Attorney

November 29, 2021

Andrey Vail
411 Dunlap
Lansing, MI 48910

Re: Claim – 411 Dunlap

Dear Ms. Vail:

Please be advised that the Claims Review Committee reviewed the claim you submitted in the amount of \$2,068.00 for a trash violation for property located at 411 Dunlap, Lansing, Michigan, and denied the claims you filed with the City of Lansing.

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

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

Sincerely,

Venus Kumar

Venus Kumar
Paralegal

Claim: 1868

RECEIVED OCT 15 2021

DATE: 9/28/2021

PPN: 33-01-01-28-333-232
DATE SUBMITTED: 8/31/2021
ADDRESS OF VIOLATION: 411 Dunlap
LISTED TAXPAYER OF RECORD: Vail, Andreyia
OTHER TAXPAYER OF RECORD:
CLAIMANT: Vail, Andreyia
CLAIMANT'S ADDRESS: 411 Dunlap
TYPE OF ACTIONS CONTESTED: Trash removal
VIOLATION DATE: 6/24/2021
NOTIFICATION DATE: 6/24/2021
2ND NOTICE ASSESSMENT DATE:
AMOUNT OF ASSESSMENT: \$2,068.00
CONTRACTOR NAME - INVOICE NO. - DATE: Crutcher 21-T065 7/20/2021
AMOUNT OF CLAIM: \$2,068.00

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

HISTORY:	Grass Violation 6/24/2021	Trash Violation 6/24/2021
----------	---------------------------------	---------------------------------

CITATIONS IN PREVIOUS YEAR:

CLAIMANT'S CIRCUMSTANCES: See Attached

CODE OFFICER'S NOTES: This property was cited for both a grass violation and trash violation on 6/24/2021. The owner called and spoke with Walter Allen regarding both violations and was given a 1 week extension on each violation. When the officer returned the grass still had not been mowed and there had been no activity on the brush and tree limbs as noted in the photos. The trash contractor arrived on 7/20/2021 the violation were still present as noted in the photos and they were removed. In the photos is clearly shows the amount of debris that were removed the contractor had to make two trips in order to remove all of the debris. The 1st contractor the claimant spoke with was there to mow the grass not to remove the debris. This office recommends denial of the claim.

Eric's Refuse LLC
P.O. Box 16035
Lansing, MI 48901 US
ericsrefuse@hotmail.com

INVOICE

BILL TO

Economic Development &
Planning Code
Enforcement Office
316 N Capitol, Ste. C-1
Lansing, MI 48933-1238

INVOICE # 4547
DATE 08/03/2021

PROPERTY ADDRES
411 dunlap

PARCEL NUMBER
33-01-01-28-333-232

DESCRIPTION	QTY	RATE	AMOUNT
city:1hour 3 yards first hour and 3 cubic yards	1	225.00	225.00
city:add hours any hours after 1	5	200.00	1,000.00
city:add cy any after 3	17	34.00	578.00
7/20/21 20 yards walter allen			

BALANCE DUE

\$1,803.00



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

Nuisance Fee Billing Statement

Date Created: 08/03/2021
Due Date: 09/02/2021
Pay Invoice In Full



VAIL ANDREYA
411 DUNLAP ST
LANSING MI 48910

Inv Number: 00182049
Parcel: 33-01-01-28-333-232
Address: 411 DUNLAP ST



Parcel: 33-01-01-28-333-232

Bill Detail

Invoice Number	Date of Service	Enforcement Num	Address	Amount Due
00182049		E21-40287	411 DUNLAP ST	\$2,068.00
Fee Details:				Balance
	Quantity	Description		
	1.000	Trash - Admin Fee		\$ 265.00
	1803.000	Trash - Contractor Charge		\$ 1,803.00
Total Amount Due				\$ 2,068.00

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

Payment Information:

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

Appeals Process:

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

Other Information:

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

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

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



Andy Schor, Mayor

Economic Development & Planning Code Enforcement Office

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

TRASH AND DEBRIS CORRECTION NOTICE

VAIL ANDREYA
411 DUNLAP ST
LANSING, MI 48910

Violation Date: 06/24/2021
Violation Location: 411 DUNLAP ST
Parcel No: 33-01-01-28-333-232
Compliance Due Date: July 01, 2021

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

AREA: Back Yard
Violation: Brush & Tree Limb debris

Failure to correct this violation by the Compliance Due Date shall cause this office to immediately hire a contractor to complete the cleanup. **Please be advised that moving the items to another area on the property does not bring the violation into compliance.** If any other additional trash and/or debris (as defined in Section 302) is found on the premises by the contractor it will also be removed without additional notice. The contractor's expenses plus a \$265.00 administrative services fee will be billed to you. If this bill is not paid within 30 days of the billing date, the amount will be assessed as a lien against your property. **Please be advised that, in an effort to discourage repeat offenses of this nature, the City will assess graduated fees from \$75.00 to \$300.00 for each time there is an additional premise violation at the violation address above during this calendar year.** If you have any questions or concerns about complying within the time indicated, you may contact me Monday through Friday between the hours of 8-9 AM or 12-1 PM for any questions or extensions.

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

Code Officer: Walter Allen (517) 483 4335 walter.allen@lansingmi.gov

"Equal Opportunity Employer"

Taxpayer's Copy



Andy Schor, Mayor

Economic Development & Planning Code Enforcement Office

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

TRASH AND DEBRIS CORRECTION NOTICE

Occupant
411 DUNLAP ST
LANSING, MI 48910

Violation Date: 06/24/2021
Violation Location: 411 DUNLAP ST
Parcel No: 33-01-01-28-333-232
Compliance Due Date: July 01, 2021

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

AREA: Back Yard
Violation: Brush & Tree Limb debris

Failure to correct this violation by the Compliance Due Date shall cause this office to immediately hire a contractor to complete the cleanup. **Please be advised that moving the items to another area on the property does not bring the violation into compliance. If any other additional trash and/or debris (as defined in Section 302) is found on the premises by the contractor it will also be removed without additional notice.** The contractor's expenses plus a \$265.00 administrative services fee will be billed to you. If this bill is not paid within 30 days of the billing date, the amount will be assessed as a lien against your property. **Please be advised that, in an effort to discourage repeat offenses of this nature, the City will assess graduated fees from \$75.00 to \$300.00 for each time there is an additional premise violation at the violation address above during this calendar year.** If you have any questions or concerns about complying within the time indicated, you may contact me Monday through Friday between the hours of 8-9 AM or 12-1 PM for any questions or extensions.

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Code Officer: Walter Allen (517) 483 4335 walter.allen@lansingmi.gov

"Equal Opportunity Employer"

Taxpayer's Copy



Andy Schor, Mayor

Economic Development & Planning Code Enforcement Office

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

Trash Authorization Form

Submitted to: Eric Crutcher on 07/19/2021

TAXPAYER: VAIL ANDREYA, 411 DUNLAP ST LANSING, MI 48910

Location of Work:

Enf Num: E21-40287

Address: 411 DUNLAP ST
Lot No:
Description:
Parcel No: 33-01-01-28-333-232

Remove Trash and Debris

Work Authorized:

AREA: Back Yard

Violation: *Brush & Tree Limb debris*

PLUS ANY OTHER INCIDENTAL TRASH / DEBRIS ON THE PROPERTY

Authorized Time required to complete work: 2

Authorized Cubic Yards: 12

Warning Comment:

<NONE>

Submitted By: Walter Allen (517) 483 4335

This action is authorized by the Manager of Code Compliance

411

20/07/2021 07:20









20/07/2021 07:23























411 DUNLAP ST LANSING, MI 48910 (Property Address)

Parcel Number: 33-01-01-28-333-232



Property Owner: VAIL ANDREYA

Summary Information

> Residential Building Summary

- Year Built: 1939

- Full Baths: 1

- Sq. Feet: 682

- Bedrooms: 2

- Half Baths: 0

- Acres: 0.249

> Assessed Value: \$38,600 | Taxable Value: \$38,600

> Property Tax information found

> 5 Building Department records found

Item 1 of 31 Image / 2 Sketches

Owner and Taxpayer Information

Owner	VAIL ANDREYA 411 DUNLAP ST LANSING, MI 48910	Taxpayer	SEE OWNER INFORMATION
-------	--	----------	-----------------------

Legal Description

LOTS 38 & 39 HOLMESDALE SUB

Other Information

Recalculate amounts using a different Payment Date

You can change your anticipated payment date in order to recalculate amounts due as of the specified date for this property.

Enter a Payment Date

3/16/2022

Recalculate

Tax History

Note: On March 1 at 12:00 AM, Summer and Winter local taxes become ineligible for payment at the local unit.

Year	Season	Total Amount	Total Paid	Last Paid	Total Due	
2021	Winter	\$2,594.48	\$2,594.48	12/31/2021	\$0.00	
General Information for 2021 Winter Taxes						
School District	33020	PRE/MBT	100.0000%			
Taxable Value	\$37,900	S.E.V.	\$37,900			
Property Class	401 - RESIDENTIAL – IMPROVED	Assessed Value	\$37,900			
Tax Bill Number	No Data to Display	Last Receipt Number	00010194			
Last Payment Date	12/31/2021	Number of Payments	1			
Base Tax	\$2,590.43	Base Paid	\$2,590.43			
Admin Fees	\$4.05	Admin Fees Paid	\$4.05			
Interest Fees	\$0.00	Interest Fees Paid	\$0.00			
Total Tax & Fees	\$2,594.48	Total Paid	\$2,594.48			
Renaissance Zone	Not Available	Mortgage Code	Not Available			
Tax Bill Breakdown for 2021 Winter						
Taxing Authority		Millage Rate	Amount	Amount Paid		
		10.697800	\$2,594.48	\$2,594.48		

Taxing Authority	Millage Rate	Amount	Amount Paid
INGHAM COUNTY	5.196500	\$196.94	\$196.94
AIRPORT AUTH.	0.699000	\$26.49	\$26.49
CATA	2.989500	\$113.30	\$113.30
CADL-LIBRARY	1.552800	\$58.85	\$58.85
MONTGOMERY DRAIN	0.260000	\$9.85	\$9.85
RCYCL/YARD	0.000000	\$117.00	\$117.00
TRASH REMOVAL	0.000000	\$265.00	\$265.00
TRASH REMOVAL	0.000000	\$1,803.00	\$1,803.00
Admin Fees		\$4.05	\$4.05
Interest Fees		\$0.00	\$0.00
	10.697800	\$2,594.48	\$2,594.48

[Click here for a printer friendly version of Winter 2021 Tax information](#)

2021	Summer	\$1,836.79	\$1,836.79	08/24/2021	\$0.00	
2020	Winter	\$391.76	\$391.76	12/29/2020	\$0.00	
2020	Summer	\$1,263.85	\$1,263.85	08/20/2020	\$0.00	
2019	Winter	\$360.55	\$360.55	12/30/2019	\$0.00	
2019	Summer	\$1,235.56	\$1,235.56	08/30/2019	\$0.00	
2018	Winter	\$324.35	\$324.35	12/31/2018	\$0.00	
2018	Summer	\$1,420.83	\$1,420.83	09/04/2018	\$0.00	
2017	Winter	\$294.71	\$0.00		\$294.71	** Read Note(s) Above
2017	Summer	\$1,384.46	\$1,384.46	09/06/2017	\$0.00	

Load More Years

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

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Claim #1878

1813 E Kalamazoo Street

\$651.80

B. Incident Date (per claim application) - 09/21/2021

C. Incident Date (per code report) - 09/10/2021

D. Taxes - N/A

E. Filed Claim - 10/25/2021

F. Claims Review Committee Hearing - Unknown

G. Claims Review Committee Letter - 02/14/2022

H. Referred to City Council - 02/14/2022

I. Referred to Committee on City Operations - 03/28/2022

RECEIVED OCT 25 2021



City of Lansing

OFFICE OF THE CITY ATTORNEY

1878

Claims Review Committee Form

(Commonly including: Grass, Trash, Weeds and Board-Up Violations)

NAME: Jolina O'Berry DATE: 10/18/2021
MAILING ADDRESS: 1813 E. Kalamazoo St. EMAIL: jolinaoberry@gmail.com
CITY: Lansing STATE: MI ZIP CODE: 48912
TELEPHONE: Home (517) 604-8608 Work ()

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

ADDRESS: 1813 E. Kalamazoo St. PARCEL NO. 33-01-01-15-429-341
DATE OF INCIDENT: 9/21/2021 AMOUNT YOU WERE BILLED: \$651.80
TOTAL AMOUNT YOU ARE CONTESTING: \$651.80
TYPE OF ASSESMENT: Board Up.

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

I had been gone for a few days and apparently someone broke down my fence in the backyard. I don't know if door was opened or City placed board over my by whom French Doors. No safety hazard or dangerous condition existed at my home to warrant a board up. This will be appealed to Court if denied.

A description of the claims review process is available on our website at: <https://www.lansingmi.gov/349/Claims-Review-Process>

To download the claim form: <https://www.lansingmi.gov/DocumentCenter/View/4639/Claims-Review-Committee-Form?bidId=>

BILLIE J. O'BERRY
ATTORNEY AT LAW

RECEIVED JAN 24 2022

P.O. BOX 384
MASON, MI 48854

517-604-8608
cen21oberry@yahoo.com

January 19, 2022

Lansing City Attorney's Office
Claims Review Administrator
124 W. Michigan Avenue. 5th Floor
Lansing, MI 48933

RE: Claim of Jolina O'Berry (Machado)
Property Address: 1813 E. Kalamazoo, Lansing, MI 48912

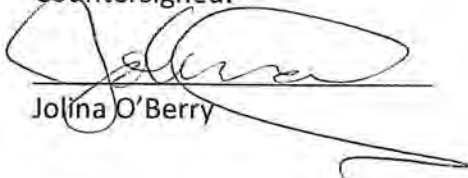
Dear Claims Administrator:

I have been retained by Ms. Jolina O'Berry to represent her in appearing in the above entitled matter for purposes of disputing the assessment placed upon her property for an unwarranted board up.

In addition, Ms. Jolina O'Berry is a Sr. Asst. Prosecutor in Eaton County, Michigan and is not available at the time of 9:30 a.m., February 2, 2022. Therefore, I will be appearing on her behalf at that time via ZOOM.

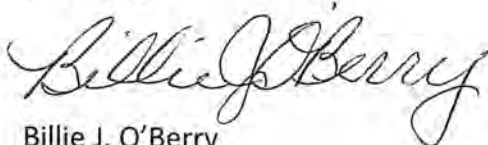
With respect to ownership of the residence, Jolina O'Berry is the recorded owner. Mr. Walter Hicks is deceased. If you have any further questions in reference to this matter, please direct them to me at Ms. Jolina O'Berry's request.

Countersigned:



Jolina O'Berry

Sincerely,



Billie J. O'Berry
Attorney At Law

BILLIE J. O'BERRY
ATTORNEY AT LAW

P.O. BOX 384
MASON, MI 48854

517-604-8608
cen21oberry@yahoo.com

March 14, 2022

Christopher Swope
Lansing City Clerk
124 W. Michigan Avenue
Lansing, MI 48933

RE: APPEAL OF CLAIMS REVIEW COMMITTEE #1878
PROPERTY ADDRESS: 1813 E. KALAMAZOO, LANSING, MI 48912
File No. 21-2622-GC

Dear Mr. Swope:

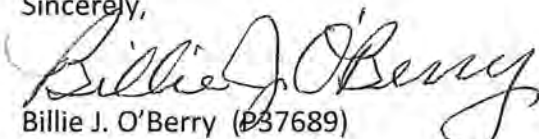
Please accept for filing an appeal of the above entitled claim #1878 for the property located at 1813 E. Kalamazoo Street, Lansing, MI. An assessment in the amount \$651.80 for an alleged emergency board-up at the address indicated is being appealed to the Lansing City Council. This appeal has been filed in compliance with the requirement that it be filed within 30 days of the notice of denial issued February 14, 2022.

MAR15'22 12PM CLERK

Please take notice that this appeal be set on the Lansing City Council next Monday, March 21, 2022 or after the end of March for the reason that counsel will be unavailable to appear the last week of March.

A summary of the Owner's appeal along with the relevant legal argument and attached photographs have been provided for review by the Lansing City Council. If there are any questions about this appeal or scheduling, please contact me as legal counsel on behalf of the owner at (517) 604-8608.

Sincerely,



Billie J. O'Berry (P37689)
Attorney for Plaintiff

Cc: Jolina O'Berry
Attachments

APPEAL OF CLAIM #1878
1813 E. KALAMAZOO STREET, LANSING, MI
OWNER: JOLINA O'BERRY

An emergency board up of this property was done by the Code Enforcement Office of the City of Lansing on September 10, 2021 without a legal basis. No prior notice was given to the Owner that the property was going to be boarded. There existed no emergency condition to allow the local municipality to board up the back French doors.

First, the claim was that the "rear french doors at deck" were unable to be secured.

OWNER RESPONSE: Photographs attached show that there are locks on the rear French doors. These have not been changed since the date of this board up for the reason that the locks are functioning and by simply turning the lock on the inside and pulling the door closed, secure the premises.

Second, the structure was declared "an UNSAFE STRUCTURE" and boarded pursuant to Section 109.2 of the Lansing Housing and Premises Code, Section 109 Emergency Measures.

OWNER RESPONSE: Section 109 is actually found in the International Property Maintenance Code not the Lansing Housing and Premises Code, entitled EMERGENCY MEASURES and states the following;

Section 109.1 *Imminent danger. When....there is imminent danger of failure or collapse of a building or structure which endangers life, or when any structure or part of a structure has fallen and life is endangered by the occupation of the structure, or when there is actual or [potential danger to the building occupants or those in the proximity of any structure because of explosives, explosive fumes or vapors or the presence of toxic fumes, gases or materials, or operation of defective or dangerous equipment.....*

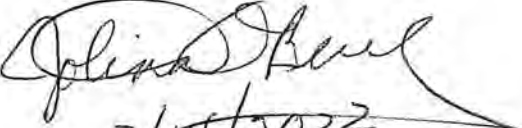
In order to proceed to Section 109.2 for an emergency board up there must first be an "imminent danger due to an unsafe condition." No such unsafe, dangerous condition was stated nor provided to the Claims Review Committee for consideration in denying this claim.

Third, the dwelling was declared, UNSAFE AND DANGEROUS, as defined in Section 108.

OWNER'S RESPONSE: This section is not in the Lansing Housing and Premises Code, but is found in the INTERNATIONAL PROPERTY MAINTENANCE CODE and states the following; Sec. 108.1.1, *Unsafe structures. An unsafe structure is one that is found to be dangerous to the life, health, property or safety of the public or the occupants of the structure by not providing minimum safeguards to protect or warn occupants in the event of fire, or because such structure contains unsafe equipment or is so damaged, decayed, dilapidated, structurally unsafe or of such faulty construction or unstable foundation that partial or complete collapse is possible.*

The Code Enforcement Officer failed to state any dangerous or unsafe conditions existing on the premises or to the structure to support emergency measures be enacted. Photographs show that the property inside and outside presented no safety or dangerous condition. In fact, it is unknown who opened the back door whether it was the police or someone else.

Whether a door is closed or not in and of itself does not present an unsafe or dangerous condition. It is not within the purview of a municipality to protect a homeowner against all possible losses. So, even if the door was open it is not the responsibility of the government to make sure that no one can enter the dwelling. But, clearly the French door could have been closed and locked by simply turning a button. See photographs. An Affidavit of the Owner has been attached.


3/14/2022

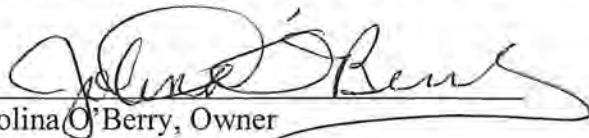
AFFIDAVIT
OF JOLINA O'BERRY

I, JOLINA O'BERRY, swear to the following statements:

1. I am the Owner of 1813 E. Kalamazoo, Lansing, MI and was so on September 10, 2021,
2. The French doors have two locks, one is a bolt lock that turns from the inside and unlocks with a key from the outside.
3. The second lock on the French doors is a lock that the button on the inside is turned and can be unlocked with a key from the outside.
4. The photographs that have been attached to this claim are an accurate depiction of the locks that are there and were there on September 10, 2021.
5. Both locks were operational on September 10, 2021 and the French could have simply been closed and locked from the outside.
6. There was absolutely no condition existing at my house that would have provided a legal basis to board up the French doors.

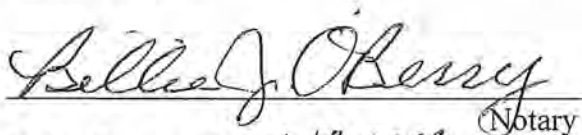
I swear that the above statements are true to the best of my information, knowledge and belief:

Date: 3/14/2022

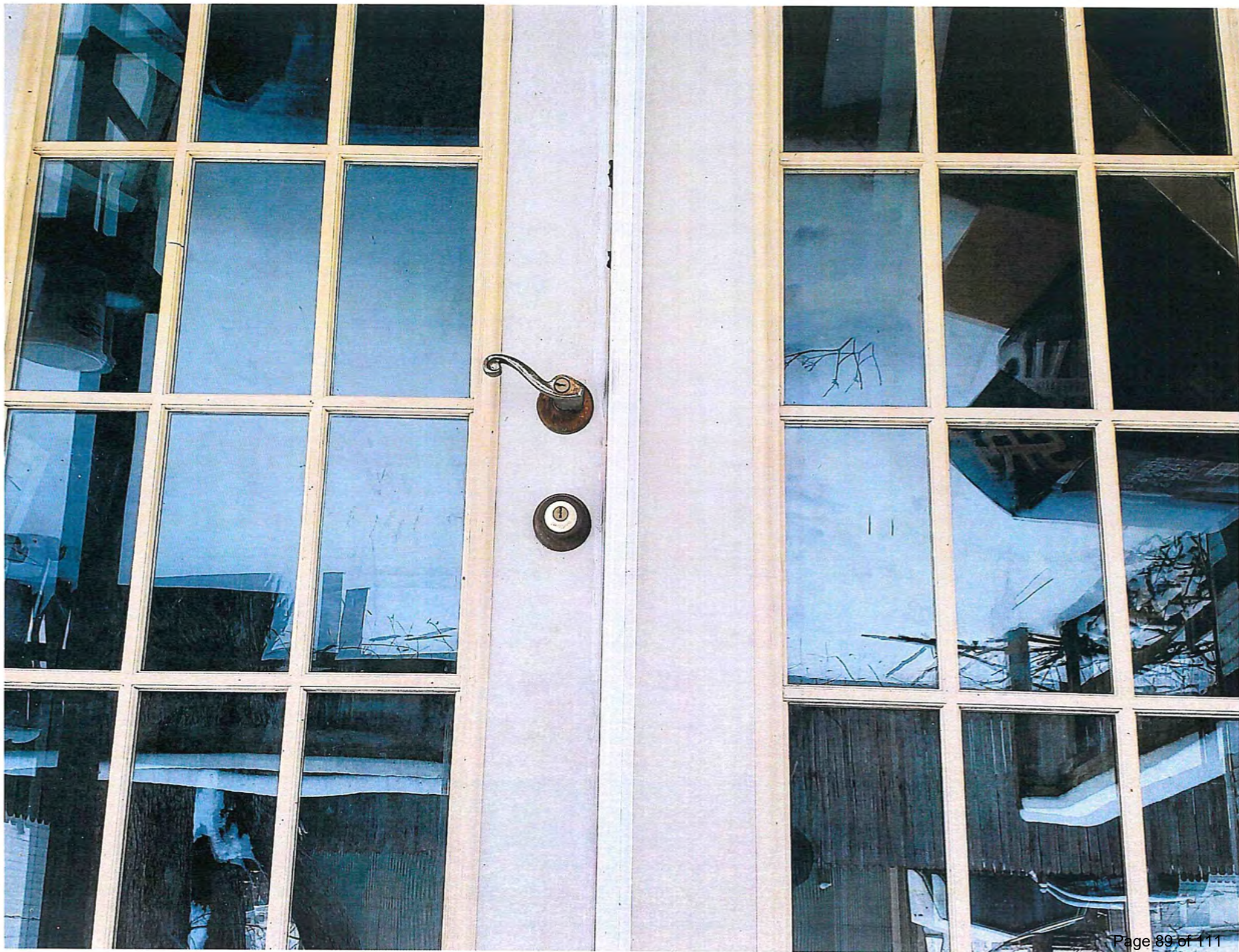

Jolina O'Berry, Owner

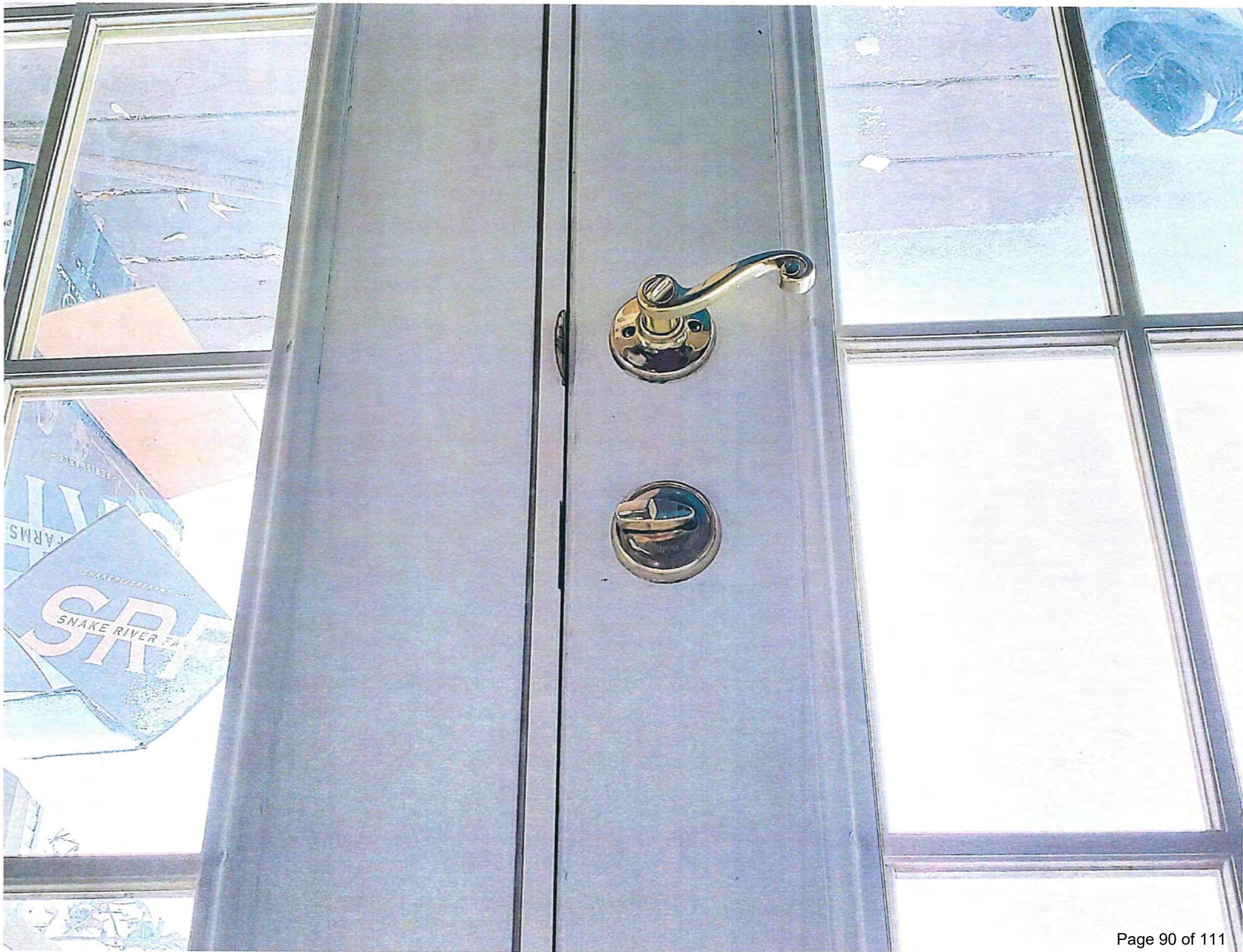
STATE OF MICHIGAN
COUNTY OF INGHAM

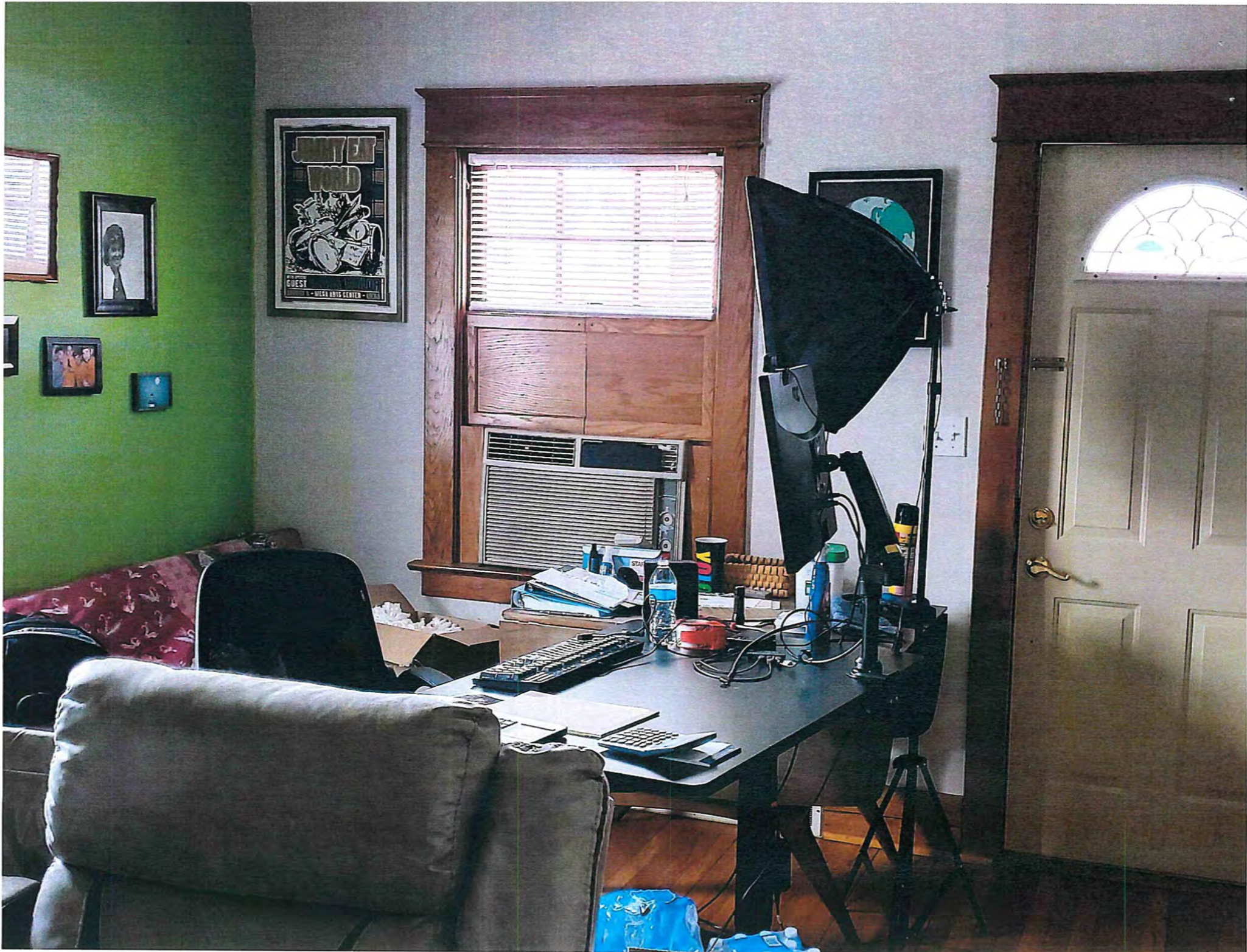
On this date Jolina O'Berry, who is known to me, appeared and swore to the truth of the above stated Affidavit.


Notary

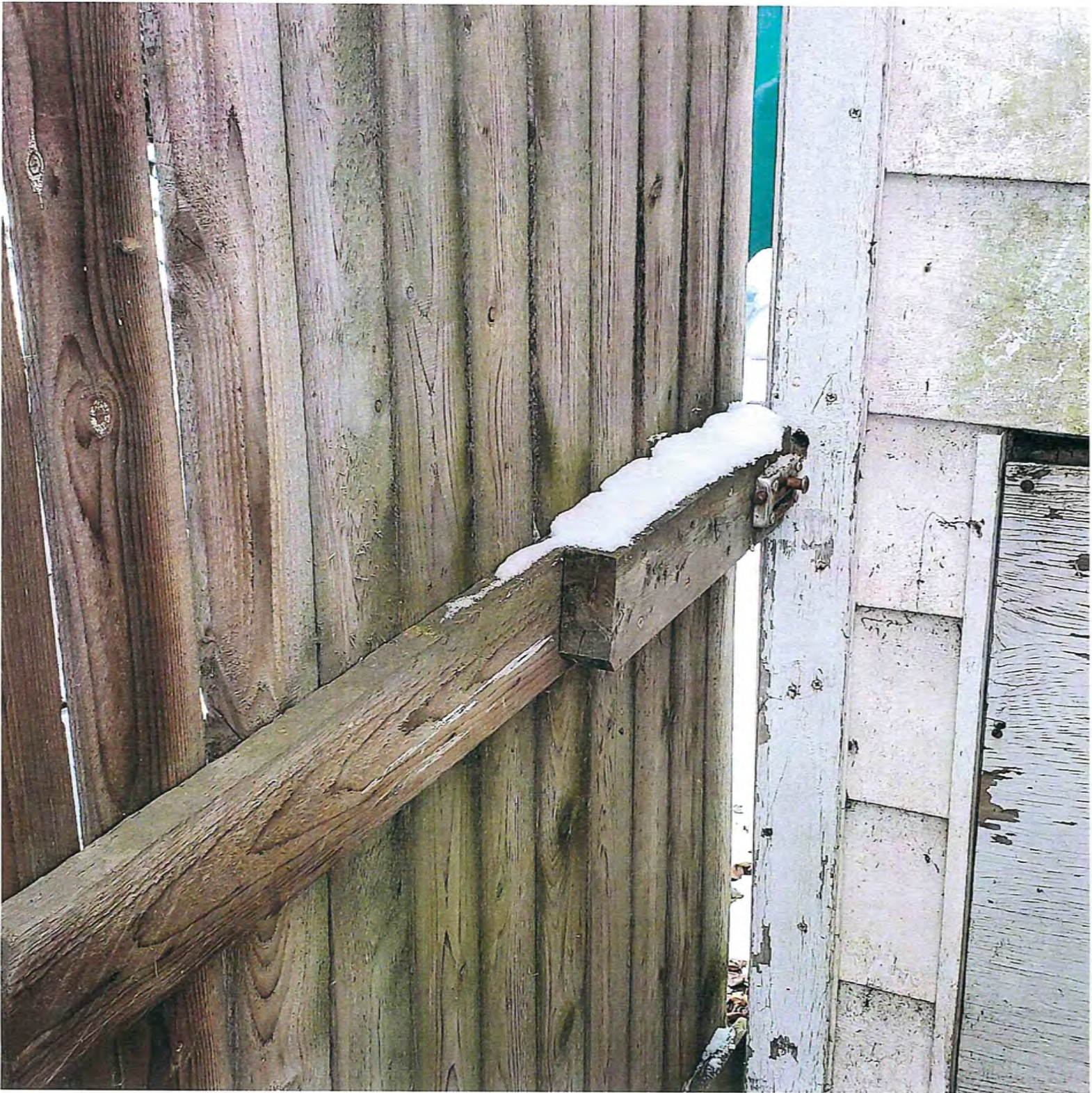
In the County of INGHAM
My Commission Expires: 7/29/2028













City of Lansing

OFFICE OF THE CITY ATTORNEY

James D. Smiertka, City Attorney

February 14, 2022

Jolina O'Berry
1813 E. Kalamazoo St.
Lansing, MI 48912

Re: Claim – 1813 E. Kalamazoo St.

Dear Ms. O'Berry:

Please be advised that the Claims Review Committee reviewed the claim you submitted in the amount of \$651.80 for a board up for property located at 1813 E. Kalamazoo St., Lansing, Michigan, and denied the claims you filed with the City of Lansing.

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

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

Sincerely,

Venus Kumar

Venus Kumar
Paralegal

Claim: 1878

RECEIVED DEC 13 2021

DATE: 12/10/2021

PPN: 33-01-01-15-429-341
DATE SUBMITTED: 10/25/2021
ADDRESS OF VIOLATION: 1813 E. Kalamazoo Street
LISTED TAXPAYER OF RECORD: O'Berry, Jolina
OTHER TAXPAYER OF RECORD:
CLAIMANT: O'Berry, Jolina
CLAIMANT'S ADDRESS: 1813 E. Kalamazoo Street
Lansing, MI 48912
TYPE OF ACTIONS CONTESTED: Board Up
VIOLATION DATE: 09/10/2021
NOTIFICATION DATE: 9/10/2021
2ND NOTICE ASSESSMENT DATE:
AMOUNT OF ASSESSMENT: \$651.80
CONTRACTOR NAME - INVOICE NO. - DATE: Pro-Soil PS- 3128 9/10/2021
AMOUNT OF CLAIM: \$651.80

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

HISTORY: Board Up
9/10/2021

CITATIONS IN PREVIOUS YEAR: Grass
Violation
7/13/2020

CLAIMANT'S CIRCUMSTANCES: See Attached

CODE OFFICER'S NOTES: The on-call Code Enforcement Office was called to the property by the Lansing Police Department as the French Doors were open and accessible and unable to be secured. The officer called the on-call board up crew and the property was secured. This is done to prevent someone from being able to access the interior of the home to protect the property from damage or theft of belongings. Proper procedures were followed by this office therefore we recommend denial of the claim.



CITY OF LANSING

316 N. CAPITOL SUITE C2

Lansing, MI 48933

Ph: (517) 483-4361

Fax: (517) 377-0100

Bill To:

HICKS WALTER/O'BERRY-MACHADO JOLINA

1813 E KALAMAZOO ST

LANSING, MI 48912-2704

DUE DATE: 10/21/2021

INVOICE

09/24/2021

TOTAL AMOUNT DUE

\$ 651.80



Invoice Number	Record No.	Address	Amount Due
00185064	E21-43225	1813 E KALAMAZOO ST	\$651.80

09/21/2021

Title Search/Board-Up (Res) Ad

Title Search/Board-Up (Res) Co

TOTAL DUE:

\$651.80

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

Payment Information:

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

Appeals Process:

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

Other Information:

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

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

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

**Nuisance Fees**

City of Lansing Treasurers Office
124 W Michigan Ave 1st Floor
Lansing, MI 48933

Ph: (517) 483-4361 Fx: (517) 377-0169

Nuisance Fee Billing Statement

Date Created: 09/21/2021

Due Date: 10/21/2021

Pay Invoice In Full



HICKS WALTER/O'BERRY-MACHADO JOLINA
1813 E KALAMAZOO ST
LANSING MI 48912-2704

Inv Number: 00185064

Parcel: 33-01-01-15-429-341

Address: 1813 E KALAMAZOO ST

Parcel: 33-01-01-15-429-341

Bill Detail

Invoice Number	Date of Service	Enforcement Num	Address	Amount Due
00185064		E21-43225	1813 E KALAMAZOO ST	\$651.80
Fee Details:				Balance
	Quantity	Description		
	1.000	Title Search/Board-Up (Res) Admi		\$ 265.00
	386.800	Title Search/Board-Up (Res) Cont		\$ 386.80
Total Amount Due				\$ 651.80

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

Payment Information:

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

Appeals Process:

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

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

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



Andy Schor, Mayor

Economic Development & Planning Code Enforcement Office

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

Notice Printed: 09/10/2021

Emergency Board-Up Notice

HICKS WALTER/O'BERRY-MACHADO
JOLINA
1813 E KALAMAZOO ST
LANSING, MI 48912-2704

Inspection Type: Safety
Inspection Date: 09/10/2021
Compliance Due Date: 09/10/2021

Warning: *Failure to comply with the requirements of this notice may result in the issuance of a Municipal Civil Infraction Violation Ticket. (Fines: \$500 per day for each violation)*

Violation Location: 1813 E KALAMAZOO ST
Parcel No: 33-01-01-15-429-341

The above referenced address was found to have certain violations of the Lansing Housing and Premises Code, Chapter 108. The following is a list of openings that were not able to be secured at time of inspection. All openings found at time of board up by the contractors were secured.

Emergency Board Up - rear french doors at deck.
INSPECTOR COMMENTS: *Called out by LPD.*

Due to the condition of the structure this dwelling has been declared an **UNSAFE STRUCTURE**, and was boarded under section 109.2 of the Lansing Housing and Premises Code, Section 109 Emergency Measures.

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

This dwelling has been declared, **UNSAFE AND DANGEROUS** as defined in section 108 of the Lansing Housing and Premises Code. Signs have been posted at each entrance that read - **DO NOT ENTER, UNSAFE TO OCCUPY**. It is a misdemeanor to occupy this building, or to remove or deface this notice. Said dwelling shall remain vacant until this office has conducted a complete inspection and approved all corrections.

If you have any questions or concerns about complying within the time indicated, you may contact at (517) 702 4751 Monday through Friday between the hours of 8-9 - AM or 12-1 - PM.

Officer: Amy Castillo amy.castillo@lansingmi.gov

This does not guarantee discovery or reporting of all code violations or property defects, manifest or latent, which exist at the property inspected. The City of Lansing, its officers and employees, shall not be liable for any injury or damage, including incidental or consequential damages, claimed to be a result of any failure to discover or report code violations or property defects.

1813 E KALAMAZOO ST LANSING, MI 48912 (Property Address)

Parcel Number: 33-01-01-15-429-341



Item 1 of 4 2 Images / 2 Sketches

Property Owner: HICKS WALTER/O'BERRY-MACHADO JOLINA

Summary Information

- > Residential Building Summary
 - Year Built: 1922
 - Full Baths: 1
 - Sq. Feet: 704
 - Bedrooms: 0
 - Half Baths: 0
 - Acres: 0.087
- > Assessed Value: \$26,300 | Taxable Value: \$19,845
- > Property Tax information found
- > 2 Building Department records found

Owner and Taxpayer Information

Owner	HICKS WALTER/O'BERRY-MACHADO JOLINA 1813 E KALAMAZOO ST LANSING, MI 48912-2704	Taxpayer	SEE OWNER INFORMATION
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Legal Description

W 34 FT OF S 30 FT LOT 22, W 34 FT LOT 23 & W 34 FT OF N 31 FT LOT 24 BLOCK 2 HUDSONS ADD

Other Information

Recalculate amounts using a different Payment Date

You can change your anticipated payment date in order to recalculate amounts due as of the specified date for this property.

Enter a Payment Date

3/28/2022

Recalculate

Tax History

Year	Season	Total Amount	Total Paid	Last Paid	Total Due	
2021	Winter	\$324.55	\$324.55	12/31/2021	\$0.00	
General Information for 2021 Winter Taxes						
School District	33020	PRE/MBT	100.0000%			
Taxable Value	\$19,212	S.E.V.	\$25,900			
Property Class	401 - RESIDENTIAL – IMPROVED	Assessed Value	\$25,900			
Tax Bill Number	No Data to Display	Last Receipt Number	00007558			
Last Payment Date	12/31/2021	Number of Payments	1			
Base Tax	\$322.50	Base Paid	\$322.50			
Admin Fees	\$2.05	Admin Fees Paid	\$2.05			
Interest Fees	\$0.00	Interest Fees Paid	\$0.00			
Total Tax & Fees	\$324.55	Total Paid	\$324.55			
Renaissance Zone	Not Available	Mortgage Code	Not Available			
Tax Bill Breakdown for 2021 Winter						
Taxing Authority		Millage Rate	Amount	Amount Paid		
INGHAM COUNTY		5.196500	\$99.83	\$99.83		
		10.697800	\$324.55	\$324.55		

Taxing Authority	Millage Rate	Amount	Amount Paid
AIRPORT AUTH.	0.699000	\$13.42	\$13.42
CATA	2.989500	\$57.43	\$57.43
CADL-LIBRARY	1.552800	\$29.83	\$29.83
MONTGOMERY DRAIN	0.260000	\$4.99	\$4.99
RCYCL/YARD	0.000000	\$117.00	\$117.00
Admin Fees		\$2.05	\$2.05
Interest Fees		\$0.00	\$0.00
	10.697800	\$324.55	\$324.55

[Click here for a printer friendly version of Winter 2021 Tax information](#)

2021	Summer	\$931.07	\$931.07	08/24/2021	\$0.00	
2020	Winter	\$318.39	\$318.39	12/29/2020	\$0.00	
2020	Summer	\$928.85	\$928.85	08/20/2020	\$0.00	
2019	Winter	\$294.13	\$294.13	12/30/2019	\$0.00	
2019	Summer	\$908.04	\$908.04	08/30/2019	\$0.00	
2018	Winter	\$284.82	\$284.82	01/02/2019	\$0.00	
2018	Summer	\$836.55	\$836.55	08/17/2018	\$0.00	
2017	Winter	\$259.36	\$259.36	12/28/2017	\$0.00	
2017	Summer	\$813.12	\$813.12	08/21/2017	\$0.00	
Load More Years						

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

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ORDINANCE NO. _____

An Ordinance of the City of Lansing, Michigan, to amend the Lansing Codified Ordinances by amending Chapter 1060, Section 1060.09, to add schedule, route, and rate disclosure requirements to City waste hauler applications and to provide waste hauler licensee waste weight, volume, and description reporting requirements to the Public Service Department every six (6) months.

The City of Lansing Ordains:

Section 1. That Chapter 1060, Sections 1060.09, of the Code of Ordinances of the City of Lansing, Michigan be and is hereby amended to read as follows:

1060.09. - Licensing of waste haulers.

(a) No person shall engage in the business of collecting, transporting, delivering or disposing of solid waste residential recyclable materials and/or commercial recyclable materials and/or yard waste within the City without first obtaining a license issued by the City. A waste hauler license shall be valid from the date of issuance to the following April 30 (unless revoked earlier). It shall be an express condition of each license that the waste hauler shall:

(1) Comply with all provisions of this chapter, Federal and State laws;

(2) Have suitable types of containers and an appropriate number of containers to provide adequate service;

(3) Have a schedule of pick-ups; and

(b) Every person required to obtain a waste hauler license shall make application to the City on forms provided by the Clerk's office. The application shall require **the following information: expected weight, volume, and description of materials handled; collection schedules, specific routes, and current rates for service, as well as other-such** information as

1 that will enable the Department of Public Service's designee to determine whether the applicant,
2 if licensed, will serve the public in compliance with the requirements of this chapter, and all
3 other applicable laws, statutes, ordinances, rules and regulations. The nonrefundable fee for a
4 waste hauler license shall be determined by Council resolution.

5 **All licensed waste haulers shall report to the Public Service Department every six**
6 **(6) months the actual weight and/or volume and description of materials handled, in a**
7 **format prescribed by the Department.**

8 (c) Upon receipt of an application for a waste hauler license and payment of a
9 nonrefundable license fee established by resolution of Council, the Department of Public Service
10 shall make a recommendation regarding whether to grant the waste hauler license. The City may
11 deny the issuance of a waste hauler license for any of the following reasons:

12 (1) Failure of the applicant to comply with this chapter, and any rules and
13 regulations promulgated by the Department of Public Service and adopted by Council;

14 (2) Violations of this chapter or any other applicable laws, statutes, ordinances,
15 rules and regulations;

16 (3) Prior criminal convictions, other than minor traffic offenses, or prior license
17 revocations, when such criminal conviction or license revocation bears on the ability of
18 the applicant to serve the public as a waste hauler in a fair, honest, safe and lawful
19 manner; or

20 (4) Misrepresentation of any material fact in the application for the license. In the
21 event that the waste hauler license is denied, the City shall provide to the applicant
22 written findings of fact in support of the denial based on the standards described above.

1 (d) Any waste hauler license granted pursuant to this chapter may be suspended or
2 revoked by the City for any of the reasons for denial of such license set forth in subsection (c)
3 hereof. The Public Service Department shall make written findings of fact in support of any
4 license suspension or revocation. A person shall have the right to a hearing before Council on
5 any recommended license suspension or revocation, provided that a written request therefor is
6 filed with the City Clerk within five business days after receipt of notice of such suspension or
7 revocation. In the event that such written request is filed with the City Clerk, Council shall hold a
8 public hearing on such suspension or revocation, and shall have the power to reverse, affirm or
9 modify the decision of the Public Service Department. Council shall, in its determination, make
10 written findings of fact supporting its decision. The determination by Council shall be final,
11 subject to appeal to a court of competent jurisdiction.

12 (e) Any vehicle used by a waste hauler for the collection, transportation, delivery or
13 disposal of solid waste within the City shall have the waste hauler's name, address, telephone
14 number and the number of its license issued pursuant to this chapter, plainly marked upon both
15 sides of the vehicle in letters and figures not less than two inches high.

16 Section 2. All ordinances, resolutions or rules, parts of ordinances, resolutions or rules
17 inconsistent with the provisions are repealed.

18 Section 3. Should any section, clause or phrase of this ordinance be declared to be
19 invalid, the same shall not affect the validity of the ordinance as a whole, or any part thereof
20 other than the part so declared to be invalid.

21 Section 4. This ordinance shall take effect on the 30th day after enactment, unless given
22 immediate effect by City Council, and shall expire December 31, 2030.

1
2
3
4
5
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7
8

DRAFT #2
March 23, 2022
Approved as to form:

City Attorney

Dated: _____

**CITY OF LANSING
NOTICE OF PUBLIC HEARING**

NOTICE IS HEREBY GIVEN that a Public Hearing will be held on **Monday, April 25, 2022**, at 7:00 p.m. in the City Council Chambers, 10th Floor Lansing City Hall, 124 W. Michigan Ave., Lansing, MI for the purpose of considering:

An Ordinance of the City of Lansing, Michigan, to Amend Chapter 1060, Section 9, of the Lansing Codified Ordinances by adding specific requirements that an applicant for a waste hauler license must provide to the City, and to create a reporting requirement for the applicant to provide the Public Service Department every 6 months, subject to ordinance requirements.

For more information, please call 517-483-4177. If you are interested in this matter, please attend the public hearing or send a representative. Written comments will be accepted between 8 a.m. and 5 p.m. on City business days if received before 5 p.m., on the day of the Public Hearing at the City Clerk's Office, Ninth Floor, City Hall, 124 West Michigan Ave., Lansing, MI 48933 or email city.clerk@lansingmi.gov.

Chris Swope, Lansing City Clerk, MMC/CMMC
www.lansingmi.gov/Clerk
www.facebook.com/LansingClerkSwope

Draft Resolution #2022-###

By the Committee on City Operations
Resolved by the City Council of the City of Lansing

Decertify N. Eighth Street, Jerome Street to Michigan Avenue

WHEREAS, Sparrow Health Systems, 1215 E. Michigan Ave. Lansing, MI requested that the City vacate that portion of N. Eighth Street between Jerome Street and E. Michigan Avenue; and

WHEREAS, City Council passed Resolution #2021-123 on June 7, 2021 approving the vacation contingent upon Sparrow providing an easement for the existing sanitary sewer and arranging for the relocation or removal of BWL street lighting, and providing proof of the same to the City Clerk within six months; and

WHEREAS, the vacation of Eighth has been successfully completed and recorded with the Ingham County Register of Deeds as of December 9, 2021; and

WHEREAS, the Public Service Department updates the Public Street System in accordance with Public Act 51 of 1951, which requires that vacated streets be decertified and removed from the Act 51 Street System; and

WHEREAS, the City of Lansing does wish to decertify Eighth Street Between Jerome Street and Michigan Avenue, a distance of 326 feet.

NOW, THEREFORE, BE IT RESOLVED that the City Council hereby authorizes the decertification of a total of 326 feet from the Act 51 Street System.

BE IT FINALLY RESOLVED that the Act 51 Street System be updated to reflect these changes.

Draft Resolution #2022-###

By the Committee _____

Resolved by the City Council of the City of Lansing

WHEREAS, in Resolution 2021-093, the City of Lansing established three Social Districts within the City, the Downtown Social District, the REO Town Social District, and the Old Town Social District; and

WHEREAS, the Michigan Legislature has since amended Section 551 of 1998 Public Act 58, which authorizes the local governmental unit to establish social districts and commons areas; and

WHEREAS, the amended Section 551 of 1998 Public Act 58 requires that, when a special event liquor license is issued, the governing board of a local unit of government to delineate a portion of the commons area to be used exclusively by a special event licensee and a portion of the commons area to be used exclusively by social district permittees; and

WHEREAS, the amended Section 551 of 1998 Public Act 58 also eliminates the January 1, 2025 sunset provision pertaining to social district permits; and

WHEREAS, Resolution 2021-093 established a sunset date of December 31, 2022, pertaining to social district permits.

NOW, THEREFORE, BE IT RESOLVED, the Lansing City Council, hereby confirms that in the event a special event license is obtained by a licensee within a commons area of a social district, that area of the commons area contiguous to that licensee's property shall be used exclusively by the special event licensee, and the other designated space of the commons areas to be used exclusively by social district permit holders.

NOW, THEREFORE, BE IT FURTHER RESOLVED, the Lansing City Council, hereby eliminates the sunset provision of December 31, 2022, originally established in Resolution 2021-093 and, consistent with amended Section 551 of 1998 Public Act 58, eliminates the sunset date of the social district permits altogether.

BE IT FINALLY RESOLVED, the City Clerk shall notify the Michigan Liquor Control Commission of this updated resolution upon passage by the Lansing City Council.



GRETCHEN WHITMER
GOVERNOR

STATE OF MICHIGAN
DEPARTMENT OF LICENSING AND REGULATORY AFFAIRS
LANSING

ORLENE HAWKS
DIRECTOR

Thursday, December 09, 2021

John J Doyle, Attorney
c/o LE&O MANSION LLC
john.doyle924@gmail.com

RID # RQ-2111-19427 **Reference/Transaction:** TRANSFER OWNERSHIP 2021 RESORT CLASS C LICENSE ISSUED UNDER MCL 436.1531(2), MINIMUM SEATING 100 (ORIGINAL 550 RESORT, NOT ISSUED AT ITS ORIGINAL LOCATION, MUST MEET MINIMUM SEATING OF 100 AND FOOD REQUIREMENTS) AND SDM LICENSED BUSINESS WITH SUNDAY SALES PERMIT (PM) FOR CLASS C LICENSE – SPIRITS AND MIXED SPIRIT DRINK AND DANCE-ENTERTAINMENT PERMIT FROM GUS'S LLC; TRANSFER LOCATION FROM 2321 W MICHIGAN AVE, LANSING TO 6810 CEDAR ST, STE A, LANSING; TRANSFER GOVERNMENTAL UNIT UNDER MCL 436.1531(1) FROM LANSING TOWNSHIP TO LANSING CITY; NEW SUNDAY SALES PERMIT (AM); NEW SUNDAY SALES PERMIT (PM) FOR SDM LICENSE – MIXED SPIRIT DRINK AT 6810 S CEDAR ST STE A, LANSING, MI 48911-6962 IN LANSING CITY IN INGHAM COUNTY

Please let this letter serve as notice the Michigan Liquor Control Commission has referred your application to our Enforcement Division for investigation of your request.

Applicant/Licensee: LE&O MANSION LLC

Business address and phone number: 6810 S CEDAR ST STE A, LANSING, MI 48911-6962 IN LANSING CITY IN INGHAM COUNTY

Home address and phone number of partner(s)/subordinates:

Leonard D Brown; 1600 S Cedar St Lansing MI 48910; Cell: 734-972-6160

As part of the licensing process, an investigation is required by the Michigan Liquor Control Commission Enforcement Division. The Enforcement investigation will be conducted from the following designated District Office:

Lansing District Office (517) 284-6330

You may contact your designated District Office regarding any appointments or questions on documentation requested by the Investigator. **Failure to provide requested information or to keep scheduled appointments will cause the application to be returned to the Lansing office for cancellation.**

Since this request is a transfer under MCL 436.1529(1), approval of the local unit of government is not required. However, a copy of this notice is also being provided to **Local Governmental Unit** should they wish to submit an opinion on the application or advise of any local non-compliance issues.

Under administrative rule R 436.1105, the Commission shall consider the opinions of the local residents, local legislative body, or local law enforcement agency with regard to the proposed business when determining whether an applicant may be issued a license or permit.

Under administrative rule R 436.1003, the licensee shall comply with all state and local building, plumbing, zoning, sanitation, and health laws, rules, and ordinances as determined by the state and local law enforcements officials who have jurisdiction over the licensee. The licensee must obtain all other required state and local licenses, permits, and approvals before using this license for the sale of alcoholic liquor. Approval of this license by the Michigan Liquor Control Commission does not waive any of these requirements.

MICHIGAN LIQUOR CONTROL COMMISSION
Retail Licensing Division
(866) 813-0011

cc: LE&O MANSION LLC leocollections@gmail.com
GUS'S LLC imp2712@yahoo.com
LANSING CITY city.clerk@lansingmi.gov

MICHIGAN LIQUOR CONTROL COMMISSION
PAT GAGLIARDI, CHAIR
525 W. Allegan St. • P.O. BOX 30005 • LANSING, MICHIGAN 48909
www.michigan.gov/lcc • 866-813-0011



GRETCHEN WHITMER
GOVERNOR

STATE OF MICHIGAN
DEPARTMENT OF LICENSING AND REGULATORY AFFAIRS
LANSING

ORLENE HAWKS
DIRECTOR

Tuesday, February 15, 2022

Cari L. Delamielleure, Applicant
C/O Batter Up, LLC
cari@batterupbistro.com

RID # RQ-2110-18571 **Reference/Transaction:** NEW CLASS C LICENSE ISSUED UNDER MCL 436.1521(A)(1)(B), DOWNTOWN DEVELOPMENT AUTHORITY LICENSE, NON-TRANSFERABLE, NEW SDM LICENSE IN CONJUNCTION, ISSUED UNDER MCL 436.1533(5)(A), NON-TRANSFERABLE

Please let this letter serve as notice the Michigan Liquor Control Commission has referred your application to our Enforcement Division for investigation of your request.

Applicant/Licensee: Batter Up, LLC

Business address and phone number: 621 E Michigan Ave, Lansing, MI 48912

Home address and phone number of partner(s)/subordinates:
Cari L. Delamielleure, 619 ½ E Michigan Ave, Lansing, MI 48912, C: 517-703-4430

As part of the licensing process, an investigation is required by the Michigan Liquor Control Commission Enforcement Division. The Enforcement investigation will be conducted from the following designated District Office:

Lansing District Office (517) 284-6330

You may contact your designated District Office regarding any appointments or questions on documentation requested by the Investigator. **Failure to provide requested information or to keep scheduled appointments will cause the application to be returned to the Lansing office for cancellation.**

A copy of this notice is also being provided to **Local Governmental Unit** should they wish to submit an opinion on the application or advise of any local non-compliance issues.

Under administrative rule R 436.1105, the Commission shall consider the opinions of the local residents, local legislative body, or local law enforcement agency with regard to the proposed business when determining whether an applicant may be issued a license or permit.

Under administrative rule R 436.1003, the licensee shall comply with all state and local building, plumbing, zoning, sanitation, and health laws, rules, and ordinances as determined by the state and local law enforcements officials who have jurisdiction over the licensee. The licensee must obtain all other required state and local licenses, permits, and approvals before using this license for the sale of alcoholic liquor. Approval of this license by the Michigan Liquor Control Commission does not waive any of these requirements.

MICHIGAN LIQUOR CONTROL COMMISSION
Retail Licensing Division
(866) 813-0011

SR

cc: LANSING CITY: city.clerk@lansingmi.gov



GRETCHEN WHITMER
GOVERNOR

STATE OF MICHIGAN
DEPARTMENT OF LICENSING AND REGULATORY AFFAIRS
LANSING

ORLENE HAWKS
DIRECTOR

Tuesday, March 22, 2022

Mark J Burzych, Attorney
c/o HOOKED COMMUNITY LLC
mburzych@fsbriaw.com

RID # RQ-2112-20341 **Reference/Transaction:** New Class C license issued under MCL 436.1521a(1)(a), non-transferable, redevelopment (RDA) license; new SDM license issued under MCL 436.1533(5)(a), non-transferable, in conjunction; new Sunday sales permit (AM); new Sunday sales permit (PM) for Class C license – spirits and mixed spirit drink at 3142 E Michigan Ave, Lansing, MI 48912 in Lansing City in Ingham County

Please let this letter serve as notice the Michigan Liquor Control Commission has referred your application to our Enforcement Division for investigation of your request.

Applicant/Licensee: HOOKED COMMUNITY LLC

Business address and phone number: 3142 E Michigan Ave, Lansing, MI 48912 in Lansing City in Ingham County

Home address and phone number of partner(s)/subordinates:

Matthew Grossman; 1001 Glenhaven Ave East Lansing MI 48823; Business and Cell: 517-281-5155
Sarah Reckhow; 1001 Glenhaven Ave East Lansing MI 48823; Business and Cell: 517-488-2488

As part of the licensing process, an investigation is required by the Michigan Liquor Control Commission Enforcement Division. The Enforcement investigation will be conducted from the following designated District Office:

Lansing District Office (517) 284-6330

You may contact your designated District Office regarding any appointments or questions on documentation requested by the Investigator. **Failure to provide requested information or to keep scheduled appointments will cause the application to be returned to the Lansing office for cancellation.**

Under administrative rule R 436.1105, the Commission shall consider the opinions of the local residents, local legislative body, or local law enforcement agency with regard to the proposed business when determining whether an applicant may be issued a license or permit.

Under administrative rule R 436.1003, the licensee shall comply with all state and local building, plumbing, zoning, sanitation, and health laws, rules, and ordinances as determined by the state and local law enforcements officials who have jurisdiction over the licensee. The licensee must obtain all other required state and local licenses, permits, and approvals before using this license for the sale of alcoholic liquor. Approval of this license by the Michigan Liquor Control Commission does not waive any of these requirements.

MICHIGAN LIQUOR CONTROL COMMISSION
Retail Licensing Division
(866) 813-0011

cc: HOOKED COMMUNITY LLC matthewg9@gmail.com
LANSING CITY city.clerk@lansingmi.gov