

**REGULAR MEETING OF THE CITY COUNCIL
OF THE CITY OF LANSING, MICHIGAN
CITY COUNCIL CHAMBERS, 10TH FLOOR
LANSING CITY HALL
124 W. MICHIGAN AVENUE**



AGENDA FOR SEPTEMBER 11, 2017

TO THE HON. MAYOR AND MEMBERS OF THE CITY COUNCIL:

The following items were listed on the agenda in the City Clerk's Office in accordance with Section 3-103(2) of the City Charter and will be ready for your consideration at the regular meeting of the City Council on Monday, September 11, 2017 at 7:00 p.m. at the Council Chambers, 10th Floor, City Hall.

I. ROLL CALL

II. MEDITATION AND PLEDGE OF ALLEGIANCE

III. READING AND APPROVAL OF PRINTED COUNCIL PROCEEDINGS

Approval of the Printed Council Proceedings of August 28 and September 7, 2017

IV. CONSIDERATION OF LATE ITEMS (Suspension of Council Rule #9 is needed to allow consideration of late items. Late items will be considered as part of the regular portion of the meeting to which they relate.)

V. TABLED ITEMS

VI. SPECIAL CEREMONIES

1. Tribute; in recognition of Lansing Christian 2017 Girls Soccer State Champions

VII. COMMENTS BY COUNCIL MEMBERS AND CITY CLERK

VIII. COMMUNITY EVENT ANNOUNCEMENTS (Time, place, purpose, or definition of event – 1 minute limit)

IX. SPEAKER REGISTRATION FOR PUBLIC COMMENT ON LEGISLATIVE MATTERS

X. MAYOR'S COMMENTS

XI. SHOW CAUSE HEARINGS

XII. PUBLIC COMMENT ON LEGISLATIVE MATTERS (Legislative matters consist of the following items on the agenda: public hearings, resolutions, ordinances for introduction, and ordinances for passage. The public may comment for up to three minutes. Speakers must sign up on white form.)

A. SCHEDULED PUBLIC HEARINGS

1. In consideration of Z-5-2017, 1024 Lake Lansing Road, Rezoning from “B” Residential District to “F-1” Commercial District

XIII. COUNCIL CONSIDERATION OF LEGISLATIVE MATTERS

A. REFERRAL OF PUBLIC HEARINGS

B. CONSENT AGENDA

1. BY COUNCIL MEMBERS BROWN CLARKE, HUSSAIN, DUNBAR, HOUGHTON, SPITZLEY, WASHINGTON, WOOD, AND YORKO
 - a. Tribute; in recognition of Lansing Christian 2017 Girls Soccer State Champions
2. BY COUNCIL MEMBERS WASHINGTON, WOOD
 - a. Support of Deferred Action for Childhood Arrivals (DACA)
3. BY THE COMMITTEE ON DEVELOPMENT AND PLANNING
 - a. Neighborhood Enterprise Zone (NEZ) Certificate Extension for Capital Properties Group LLC, 222 S. Washington, Units #3 & #5; Nos. N2007-092 & N2007-0094
 - b. Neighborhood Enterprise Zone (NEZ) Certificate Extension for Capital Properties Group LLC, 222 S. Washington, Units #4 & #6; Nos. N2007-0093 & N2007-0095
4. BY THE COMMITTEE ON PUBLIC SAFETY
 - a. Confirmation of Appointment; Daniel Barclay as an Electrical Contractor representative on the Electrical Board for a term to expire June 30, 2021
 - b. Confirmation of Appointment; Craig Calkins as an Electrical Journeyman representative on the Electrical Board for a term to expire June 30, 2019
5. BY THE COMMITTEE OF THE WHOLE
 - a. Confirmation of Reappointments; six individuals to various Boards and Commissions
 - b. Setting a Public Hearing in consideration of Memorial Application; Memorial Review Board recommendation to approve renaming E. Grand River Ave. and W. Grand River Ave. from Oakland Ave. to Pine St. to César E. Chávez Ave.

C. RESOLUTIONS FOR ACTION

1. BY THE COMMITTEE ON WAYS AND MEANS

- a. Budget Amendment; Human Relations and Community Service Connect 4 Kids Program

D. REPORTS FROM COUNCIL COMMITTEES

E. ORDINANCES FOR INTRODUCTION and Setting of Public Hearings

F. ORDINANCES FOR PASSAGE

1. BY THE COMMITTEE ON DEVELOPMENT AND PLANNING

- a. Z-8-2016; Rezoning 3001 S. Washington Avenue; “D-1” Professional Office and “J” Parking Districts to “F” Commercial District

XIV. SPEAKER REGISTRATION FOR PUBLIC COMMENT ON CITY GOVERNMENT RELATED MATTERS

XV. REPORTS OF CITY OFFICERS, BOARDS, AND COMMISSIONS; COMMUNICATIONS AND PETITIONS; AND OTHER CITY RELATED MATTERS
(Motion that all items be considered as being read in full and that the proper referrals be made by the President)

A. REPORTS FROM CITY OFFICERS, BOARDS, AND COMMISSIONS

- 1. Letter(s) from the City Clerk re:
 - a. Minutes of Boards, Commissions, and Authorities placed on file in the Clerk’s Office
- 2. Letter(s) from the Mayor re:
 - a. Special Land Use; SLU-3-2017, Del Vista, LLC., Residential Use in the “H” Light Industrial District, Vacant Property South of 322 Pere Marquette
 - b. Budget Appropriation, National League of Cities/MetLife Foundation Grant for Financial Empowerment Center
 - c. Grant Appropriation, 54-A District Court’s Sobriety Court

B. COMMUNICATIONS AND PETITIONS, AND OTHER CITY RELATED MATTERS

- 1. Notice from the Michigan Liquor Control Commission; New brewpub license, Lansing Ale, Inc., 2101 E. Michigan Ave.
- 2. Claim Appeal; Claim #1427, Victor Stalmashenko, 4928 Hughes Rd., \$280 for Grass and Weeds Assessment
- 3. Claim Appeal; Claim #1428, Victor Stalmashenko, 4928 Hughes Rd., \$670 for Trash Assessment

4. Claim Appeal; Eastside Community Action Center, 4606 Ingham St., \$1961.71 for Grass and Weeds, Trash Removal, and Recycle Fee Assessments

XVI. MOTION OF EXCUSED ABSENCE

XVII. REMARKS BY COUNCIL MEMBERS

XVIII. REMARKS BY THE MAYOR OR EXECUTIVE ASSISTANT

XIX. PUBLIC COMMENT ON CITY GOVERNMENT RELATED MATTERS (City government related matters are issues or topics relevant to the operation or governance of the city. The public may comment for up to three minutes. Speakers must sign up on yellow form.)

XX. ADJOURNMENT



CHRIS SWOPE, CITY CLERK

Persons with disabilities who need an accommodation to fully participate in this meeting should contact the City Clerk's Office at (517) 483-4131 (TDD (517) 483-4479). 24 hour notice may be needed for certain accommodations. An attempt will be made to grant all reasonable accommodation requests.

CITY OF LANSING
NOTICE OF PUBLIC HEARING

Z-5-2017, 1024 Lake Lansing Road

Rezoning from "B" Residential District to "F-1" Commercial District

The Lansing City Council will hold a public hearing on Monday, September 11, 2017 at 7:00 p.m. in Council Chambers, 10th Floor, Lansing City Hall, 124 W. Michigan Avenue, Lansing, Michigan to consider Z-5-2017. This is a request by Mendeep Singh to rezone the property at 1024 Lake Lansing Road from "B" Residential District to "F-1" Commercial District. The purpose of the rezoning is to permit a medical marijuana dispensary on the subject property.

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

GENERAL INFORMATION

APPLICANT/OWNER: Mandeep Singh
1020 Lake Lansing Road
Lansing, MI 48906

REQUESTED ACTIONS: Rezone 1024 Lake Lansing Road from "B" Residential District to "F-I" Commercial District

EXISTING LAND USE: Vacant Commercial Building (Former Babe's Party Store)

EXISTING ZONING: "B" Residential District

PROPOSED ZONING: "F-I" Commercial District

PROPERTY SIZE: 3,025 square feet - .069 acres

SURROUNDING LAND USE: N: Residential
S: Residential
E: Plumbing & Heating Co./Residential
W: Residential

SURROUNDING ZONING: N: "B" Residential District
S: "B" Residential District
E: "B" Residential District
W: "C" Residential District

MASTER PLAN: The Design Lansing Comprehensive Plan designates the subject property for "Medium-Low Density Residential" land use. Lake Lansing Road is designated as a collector road. New York Avenue is designated as a local road.

DESCRIPTION:

Z-5-2017. This is a request by Mendeep Singh to rezone the property at 1024 Lake Lansing Road from "B" Residential District to "F-I" Commercial District. The purpose of the rezoning is to permit a medical marijuana dispensary in the building at this location.

AGENCY RESPONSES

Building Safety: The BSO has no objections to the rezoning.

Development Office:

Parks & Recreation: No comments.

Forestry: There is one existing right-of-way tree on the New York side of this property. It is in fair to good condition. I did not find any request to remove it or to expand the existing drive approach. Therefore, I have no issues with the rezoning.

Public Service: No comments regarding this zoning change.

Traffic Engineer:

Background Information

The subject property contains a 1,894 square foot commercial building that was constructed in 1937 and has continuously been used as a neighborhood convenience store until very recently. In the early to middle part of the 20th century it was very common to have neighborhood stores so that residents had convenient access to basic goods such as milk, bread and eggs since most families at that time did not have more than one vehicle. While the area is primarily characterized by residential land uses, there is a commercial building, also constructed in 1937, to the east that is being used as a plumbing and heating business. Both of these sites are zoned "B" Residential. The first Zoning Ordinance in the City of Lansing was adopted in 1941 which is why these two buildings were able to be constructed despite the residential zoning designation.

The primary reason the applicant is requesting the rezoning is to permit a medical marijuana dispensary in the existing building at 1024 Lake Lansing Road. There are 2 drafts of an ordinance regulating medical marijuana dispensaries being considered by the City Council at this time. While it is acknowledged that the City is still in the process of developing an ordinance to regulate such facilities, the subject property is not within 1000 feet of any churches, schools, parks, child care centers or any other uses that may disqualify it from being used as a dispensary based on the ordinance drafts that have been considered thus far.

The other reason why the applicant is requesting the rezoning is to bring the commercial building on the subject property into compliance with the Zoning Ordinance. As a commercial building in a residential zoning district, it is considered nonconforming which means that:

- * If the building is damaged beyond 50% of its pre-catastrophic value, it could not be rebuilt except in conformance with the current zoning designation (single family residential).
- * The applicant is limited to 35% of the value of the building that can be put into it for repairs, improvements, etc.

The rezoning would bring the building into compliance with the Zoning Ordinance so that the applicant's investment is protected and the building can be improved without any monetary restrictions.

COMPATIBILITY WITH SURROUNDING LAND USE:

The property itself at 1024 Lake Lansing Road will remain exactly the same (no new construction) and will continue to be used for retail purposes. Under the proposed medical marijuana ordinance, the site would qualify for use as a medical marijuana dispensary and thus, the rezoning will not change the essential character of the area. It must be noted that the proposed ordinance is a work in progress and is subject to changes which may affect the applicant's ability to use the property for a medical marijuana dispensary, even if the rezoning were to be approved.

While the applicant is requesting the rezoning, in part, to permit a medical marijuana dispensary in the building at 1024 Lake Lansing Road, a rezoning should be considered based on any of the uses that would be permitted under the proposed zoning designation. The "F-1" Commercial district permits general retail uses, offices, restaurants, gas stations and a variety of other commercial uses. Since the subject property is very small and only contains enough parking to accommodate 4 vehicles, the allowable uses for the site will be limited.

COMPLIANCE WITH MASTER PLAN:

The Design Lansing Comprehensive Plan designates the subject property for "Medium-Low Density Residential" land use. While rezoning the subject property to "F-1" Commercial is not consistent with the specific land use designation being advanced in the Master Plan, it is consistent with some of its primary goals. These include concentrating commercial land uses along corridors, such as Lake Lansing Road, that are designed to carry a relatively high volume of traffic and providing walkable access to goods and services so that residents of the area can be less dependent on automobiles.

IMPACT ON VEHICULAR AND PEDESTRIAN TRAFFIC:

It is not anticipated that the proposed rezoning will negatively impact vehicular or pedestrian traffic in the area. The subject property is located on Lake Lansing Road which is a collector road designed to carry a fairly high volume of traffic. The vast majority of the convenience store customers walk, rather than drive to the site. In fact, aside from a few employee parking spaces behind the building, there is no off-street parking on the property. Given the lack of parking, even if a medical marijuana dispensary were to be located in the building, it would not likely generate much additional vehicular traffic as it would primarily be intended to serve medical marijuana patients in the surrounding area.

IMPACT ON PUBLIC FACILITIES:

The site is already served by all necessary public facilities. No changes are proposed for the site.

ENVIRONMENTAL IMPACT:

The proposed rezoning will have no environmental impacts as the site is already developed and no new construction is proposed.

IMPACT ON FUTURE PATTERNS OF DEVELOPMENT:

Approval of the requested rezoning is not anticipated to have any negative impacts on future patterns of development in the area. With the exception of the commercial property to the east, there would be no basis for rezoning any of the other properties in the immediate surrounding area as they are all zoned and being used for residential purposes. The only basis for rezoning the subject property is that it is already a commercial building and the rezoning will merely bring it into compliance with the Zoning Ordinance.

SUMMARY

This is a request by Mendeep Singh to rezone the property at 1024 Lake Lansing Road from “B” Residential District to “F-1” Commercial District. The purpose of the rezoning is to permit a medical marijuana dispensary in the building at this location.

The findings of fact as outlined in this staff report support a positive recommendation for the requested rezoning. The proposed rezoning will be consistent with the existing land use pattern in the area and with the goals of the Design Lansing Comprehensive Plan. Additionally, the proposed rezoning will have no negative impacts on traffic patterns, the environment or future patterns of development in the area.

RECOMMENDATION

Pursuant to the findings described above, the following recommendation is offered for the Planning Board’s consideration:

Z-5-2017 be approved to rezone the property at 1024 Lake Lansing Road from
“B” Residential District to “F-1” Commercial District.

Respectfully Submitted,

Susan Stachowiak
Zoning Administrator

2-5-2017

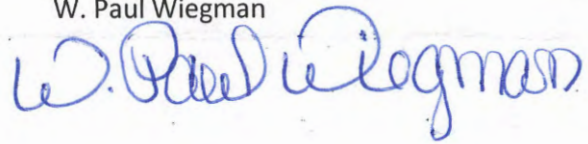
7-5-17

To Whom it may concern:

On behalf of Wiegman Company , 1100 Lake Lansing Road, Lansing, Michigan, we welcome the opening of a marijuana dispensary in the area. It avoids a building being vacant and run down while adding the addition of a new establishment. Hopefully, it may bring in new clientele for existing businesses in the area as well that may not have been available prior to now.

Sincerely,

W. Paul Wiegman

A handwritten signature in blue ink that reads "W. Paul Wiegman". The signature is written in a cursive, flowing style.

W. Paul Wiegman

STEVEN J SARDER
1016 Lake Lansing Rd
Lansing, Mi. 48906

517-404-8839

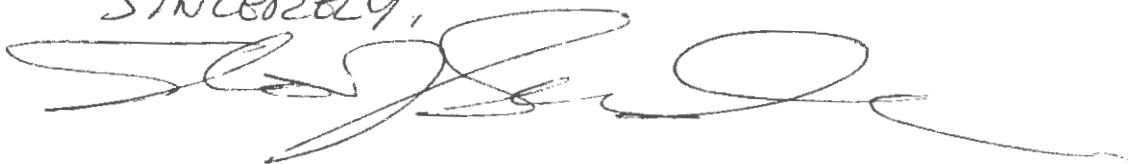
JULY 4, 2017

TO WHOM THIS MAY CONCERN;

I AM THE OWNER OF THE PROPERTY
LOCATED AT 1016 LAKE LANSING
ROAD IN LANSING. RECENTLY, I
RECEIVED A LETTER FROM THE CITY
REGARDING REZONING.

I HAVE NO OBJECTION TO REZONING
FROM B TO F-1 IN THE MATTER OF Z-5-2017
1024 LAKE LANSING ROAD. I UNDER-
STAND THAT THE PURPOSE OF THE
REZONING IS TO PERMIT A MEDICAL
MARIHUANA PROVISIONING CENTER.

SINCERELY,



STEVEN J SARDER

4 JULY 2017

June 21, 2017

City of Lansing Planning Office, Dept. of Planning & Neighborhood Development
Suite D-1, 316 N. Capital Ave
Lansing, Michigan 48933

Attn: 1024 Lake Lansing Rd/ rezoning/ medical marijuana dispensary

To whom this may concern:

My family and I have been long time residents of this neighborhood for over 30 years! A couple weeks before your post card arrived to residents in the area, about the information of rezoning 1024 Lake Lansing road. We had been aware that the owner Mendeep Singh at 1024 Lake Lansing rd had already started the transition of turning his party store into a medical marijuana dispensary. This was alarming to our fellow neighbors due to the fact that approval was not authorized by the City of Lansing. When Mr. Singh has already cleared, closed his doors, and started construction.

During my 30 years in the neighborhood I have witnessed people come and go, owners of the party store sell from person to person. The party store has been a hot spot for illegal activity for decades. As a neighborhood watch advisor, our local L.P.D has been notified by myself and other residents over the years of the drug activity and crime in that specific area. During Mr. Singh taking over of the party store, his teenage son has brought in illegal activity from dealings of drug sales inside the store, to purchasing stolen goods from drug addicts that frequent the area.

This party store has been a meeting grounds for Illegal drug sales. I have called the police a handful of times within the last several years, due to drive by shootings, and or young kids/guys running down the road with guns shooting at people.

- Last summer there were two incidents where a drug deal went bad, and a vehicle was shot up. I was able to witness this, and called for help. The suspects were never found.
- Another occasion, a man walked past our home with a "Assault rifle" headed down to the store and shot up a home located behind the store.
- Another vivid incident happened to one of our local neighborhood kids, Alex Torrez. He was brutally beaten at the footsteps of the corner store by some thugs, and put into a coma. When the owners Mr. Singh were questioned by police of Mr. Torrez beating, they refused to corporate and claimed their surveillance videos were fakes.
- Then there are the neighborhood addicts who walk down to the corner store to score their drugs. This occurs all day long, and consistently gets worse in the summer months. With a list of names provided to the L.P.D, there was never anything done to combat this issue either.

Since the closing a couple weeks ago of Mr. Singh store, our neighborhood has noticed positive change! The vehicle traffic has reduced tremendously, it is actually peaceful in the area, and the walking traffic from the neighborhood alcoholics and addicts has diminished dramatically. Most importantly there has been **NO CRIME** coming from the store.

Now the question at hand is why does the City of Lansing feel the importance to bring in crime to the neighborhoods? Knowing that research has proven, that drugs are linked to crime. Knowing that a Marijuana dispensary in the heart of a low poverty areas, is going to not bring in only Marijuana, but Heroin, crack, and other illegal drugs. Throughout the city of Lansing Marijuana dispensaries are being pushed into low-income, minority areas, and less affluent neighborhoods. Does the city of Lansing truly believe any other high prominent neighborhood such as Groesbeck or Delta River drive is going to allow for dispensaries to come into their neighborhoods? NO! What makes low-income areas, more vulnerable? We also pay our taxes, and fight for safe neighborhoods; we don't want dispensaries popping up on every corner, near play grounds, elementary schools, or near our homes.

Drugs and crime are complex, it has been proven that drugs and crime are directly and highly correlated. Serious drug use can amplify and perpetuate criminal activity. Drugs are linked to violent offences, driving offences, gangs, B&E, and stealing. Our neighborhoods are also at risk of federal officials conducting raids on the business, do our children, families, and elderly need to witness this? NO! We are also at risk for break- ins of the dispensary, house break-ins, violent assaults, etc.

Since 2015 local dispensaries have been robbed frequently, and federal agency has raided multiple dispensaries throughout the City of Lansing. According to our local crime mapping from L.P.D <https://www.crimemapping.com/map/agency/197>, there were 229 reported crimes within a 2 mile radius of Mr. Singh store. This is not something to take lightly given the small 2 mile radius area.

It's evident there is a crime issue, linked to drugs. WLNS announced on 06/21/2017 that the City of Lansing is 1-12 cities that is granted Justice Department aid to fight crime in our city? <http://wlns.com/2017/06/20/lansing-11-other-cities-to-receive-justice-department-aid-to-fight-crime/>

Another solution at hand is the number of local dispensaries in commercial areas close by. It is only a **10 minute walk, exactly 0.5 mile**, not even a full mile to one of many dispensaries located on North Larch street. I can drive up Larch Street a few miles and count more than a hand full of dispensaries.

According to weedmaps <https://weedmaps.com/listings/in/lansing-north>, in North Lansing there are 25 local dispensaries in a 2-3 mile radius, not including in home cultivation locations. If someone is **Truly** interested in purchasing their drugs, they can walk a very short distance or drive, a ½ mile to be exact, up the road to more than a dozen dispensaries!

I am all for medical marijuana, and the right for patients to get the medication they need. There is a time and a place for these things. A residential neighborhood is **NOT** the place for a dispensary. The City lining their pockets to promote Marijuana dispensaries in residential neighborhoods to gain more tax revenue is uncalled for. I can vouch for all the elderly and disabled neighbors that might not be able to attend this meeting set for July 5, 2017 that it's not wanted in the area. Many people are unable to voice their opinions on this situation. I hope I am able to bring some light to the situation, and speak for all my fellow neighbors.

Cons of a dispensary in a residential neighborhood

- Cripples real-estate market, lower values on homes
- Fuels supply for under-age youth
- Accounts for drug trafficking
- Crime rates increase
- Gang activity becomes more relevant
- Federal laws are being broken, sets a bad precedent for our neighborhood
- Poverty and low income neighborhoods are at risk for inviting Dispensaries into the area, instead of keeping it commercial as it should be
- Fuels other illegal, dangerous drug activity such as heroin, crack, etc.
- And the list can go on.....

Kind regards,



Angela Detzler- A.A/ B.A in Juvenile Justice & Criminal Justice

1111 David Street
Lansing, Michigan 48906
detzlerangela@yahoo.com

CC: Lansing Police Department



Legend

roads_final

Tax Parcels

A Residential-Single

B Residential-Single

C Residential-2 Unit

NONE

CUP Community Unit Plan

D-1 Professional Office

D-2 Residential/Office

DM-1 Residential-Multiple

DM-2 Residential-Multiple

DM-3 Residential-Multiple

DM-4 Residential-Multiple

E-1 Apartment Shop

E-2 Local Shopping

F Commercial

F-1 Commercial

G-1 Business

G-2 Wholesale

H Light Industrial

I Heavy Industrial

J Parking

ROW Right of Way

City of Lansing Zoning Map





Lake Lansing Rd

1024 Lake Lansing

New York Ave



ORDINANCE # _____

AN ORDINANCE OF THE CITY OF LANSING, MICHIGAN, PROVIDING FOR THE REZONING OF A PARCEL OF REAL PROPERTY LOCATED IN THE CITY OF LANSING, MICHIGAN AND FOR THE REVISION OF THE DISTRICT MAPS ADOPTED BY SECTION 1246.02 OF THE CODE OF ORDINANCES.

The City of Lansing ordains:

Section 1. That the district maps adopted by and incorporated as Section 1246.02 of the Code of Ordinances of the City of Lansing, Michigan be amended to provide as follows:

To change the zoning classification of the property described as follows:

Case Number: Z-5-2017

Parcel Number: 33-01-01-03-379-002

Legal Descriptions: Lot 6, except parts used for street purposes; Blackwood Subdivision, City of Lansing, Ingham County, MI, from "B" Residential district to "F-1" Commercial district

Section 2. All ordinances or parts of ordinances inconsistent with the provisions hereof are hereby repealed.

Section 3. This ordinance was duly adopted by the Lansing City Council on _____, 2017, and a copy is available in the office of the Lansing City Clerk, 9th Floor, City Hall, 124 W. Michigan Avenue, Lansing, MI 48933.

Section 4. This ordinance shall take effect upon the expiration of seven (7) days from the date this notice of adoption is published in a newspaper of general circulation.

BY COUNCIL MEMBERS BROWN CLARKE, DUNBAR, HOUGHTON,
HUSSAIN, SPITZLEY, WASHINGTON, WOOD AND YORKO
RESOLVED BY THE CITY COUNCIL OF THE CITY OF LANSING

WHEREAS, On June 17, 2017 the Lansing Christian High School Girls Soccer Team played Kalamazoo Christian High School in the Division 4 Championship Soccer game at Williamston High School; and

WHEREAS, Lansing Christian Pilgrims approached the penalty marker in the penalty-kick shootout against Kalamazoo Christian. Eliza Lewis kicked the game-winning shot in the shootout which handed number one ranked Lansing Christian a victory over the number eight ranked Kalamazoo Christian Comets.

WHEREAS, the Lansing Christian Pilgrims gave the City of Lansing a reason to come together and show their support of several very deserving high school students.

BE IT RESOLVED, that the Lansing City Council wishes to congratulate the Lansing Christian High School Girls Soccer Team for their monumental accomplishment of winning the 2017 Division 4 State Title. We admire the coaches, players, and supporters for all of your hard work and dedication.

BY COUNCILMEMBERS WASHINGTON & COUNCILMEMBER WOOD

WHEREAS, on June 15, 2012, President Obama created a policy calling for Deferred Action for Certain Undocumented young people who came to the U.S. as children. To be eligible, applicants cannot have serious criminal histories, and must have arrived in the U.S. before 2007, when they were under the age of 16 and could not have been older than 30 years of age. DACA recipients can live and work legally in the U.S. for renewable two-year periods; and

WHEREAS, applications under the program are called Deferred Action for Childhood Arrivals (“DACA”) began on August 15, 2012; and

WHEREAS, as many as 800,000 “Dreamers” have applied to join the initiative since its inception. Those signing up for DACA must show that they have clean criminal records. They have to be enrolled in high school or college, or serve in the military. Their status is renewable every two years; and

WHEREAS, President Trump announced September 5, 2017, that his administration would end the DACA program that allows young undocumented immigrants to live in the country without fear of deportation, calling the program unconstitutional and challenging Congress to address the issue; and

WHEREAS, there is pressure on Congress from more than 400 business executives — from Apple, Facebook, Microsoft, Amazon and other companies urging Trump and Congress to protect the “Dreamers”-- 97 percent of whom are in school or in the workforce; and

WHEREAS, estimates have been compiled that without DACA recipients in the workforce, the economy would lose \$460.3 billion from the national gross domestic product and \$24.6 billion in Social Security and Medicare tax contributions; and

WHEREAS, if Congress does not pass a measure protecting DACA recipients, nearly 300,000 people could begin to lose their status and be at risk for deportation in 2018. And more than 320,000 would lose their status from January to August 2019; and

WHEREAS, President Trump’s decision has sparked fears that nearly 800,000 undocumented immigrants who have lived in the United States since they were children would be subject to removal once their government-issued work permits expire under the DACA program.

THEREFORE BE IT RESOLVED, the Lansing City Council recognizes that recipients of the DACA program who have called the United States of America their home for most of their lives. They were brought or sent here by adults through no fault of their own; many have no memory of their country of origin. The policy of the Trump administration is a detriment to our nation and erodes our core values.

THEREFORE BE IT FURTHER RESOLVED that the Lansing City Council joins DACA advocates in calling for Congress to pass a measure protecting DACA recipients.

BY THE COMMITTEE ON DEVELOPMENT & PLANNING
RESOLVED BY THE CITY OF LANSING CITY COUNCIL

WHEREAS, the residential property owner Capital Properties Group, LLC was granted a Neighborhood Enterprise Zone Exemption Certificate for the property located at 222 S. Washington Square, Units #3 & #5, City of Lansing, on March 13, 2006 with Resolution 2006-095; and

WHEREAS, this Neighborhood Enterprise Zone Exemption Certificate is effective December 31, 2006 and ending December 30, 2018; and

WHEREAS, PA 147 of 1992 was amended effective January 3, 2006, allowing for an extension of Neighborhood Enterprise Zones for a duration of 15 years from the effective date, for all certificates granted after December 31, 2005; and

WHEREAS, the Lansing City Council established a Neighborhood Enterprise Zone for this property on March 13, 2006 as required under PA 147 of 1992; and

WHEREAS, in 2016 the property owner, Capital Properties Group, LLC and successors paid property taxes for property located at 222 S. Washington Square, Units #4 & #6, City of Lansing in the amount of 5/8 mills, as described in 207.779 Sec. 9(6) of PA 147 of 1992; and

WHEREAS, in years 2017, 2018 and 2019 the assessed valuation for property located at 222 S. Washington Square, Units #3 & #5 shall be and remain frozen as that established in the Certificate; and

WHEREAS, property owner Capital Properties Group LLC and successors will resume tax assessments as described in 207.779 Sec. 9(7) and (8) of PA 147 of 1992 beginning in 2020; and

WHEREAS, the applicant Capital Properties Group LLC and successors are not delinquent on any taxes related to the facility.

NOW THEREFORE BE IT RESOLVED, by the City Lansing City Council hereby approves amending the Neighborhood Enterprise Zone Exemption Certificate No.N2007-0093 & N2007-0095 granting to Capital Properties Groups LLC for the residential property located at 222 S. Washington Square Units #4 & #6 City of Lansing, from a period of 12 years to a period of 15 years from effective date, beginning December 31, 2006 and ending December 31, 2021 pursuant to the provisions of PA 147 as amended;

BE IT FINALLY RESLOVED, that the City Clerk provide three certified copies of this resolution to the Lansing Economic Development Corporation for submission of this action to the State Tax Commission.

BY THE COMMITTEE ON DEVELOPMENT & PLANNING
RESOLVED BY THE CITY OF LANSING CITY COUNCIL

WHEREAS, the residential property owner Capital Properties Group, LLC was granted a Neighborhood Enterprise Zone Exemption Certificate for the property located at 222 S. Washington Square, Units #4 & #6, City of Lansing, on March 13, 2006 with Resolution 2006-095; and

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WHEREAS, PA 147 of 1992 was amended effective January 3, 2006, allowing for an extension of Neighborhood Enterprise Zones for a duration of 15 years from the effective date, for all certificates granted after December 31, 2005; and

WHEREAS, the Lansing City Council established a Neighborhood Enterprise Zone for this property on March 13, 2006 as required under PA 147 of 1992; and

WHEREAS, in 2016 the property owner, Capital Properties Group, LLC and successors paid property taxes for property located at 222 S. Washington Square, Units #4 & #6, City of Lansing in the amount of 5/8 mills, as described in 207.779 Sec. 9(6) of PA 147 of 1992; and

WHEREAS, in years 2017, 2018 and 2019 the assessed valuation for property located at 222 S. Washington Square, Units #4 & #6 shall be and remain frozen as that established in the Certificate; and

WHEREAS, property owner Capital Properties Group LLC and successors will resume tax assessments as described in 207.779 Sec. 9(7) and (8) of PA 147 of 1992 beginning in 2020; and

WHEREAS, the applicant Capital Properties Group LLC and successors are not delinquent on any taxes related to the facility.

NOW THEREFORE BE IT RESOLVED, by the City Lansing City Council hereby approves amending the Neighborhood Enterprise Zone Exemption Certificate No.N2007-0093 & N2007-0095 granting to Capital Properties Groups LLC for the residential property located at 222 S. Washington Square Units #4 & #6 City of Lansing, from a period of 12 years to a period of 15 years from effective date, beginning December 31, 2006 and ending December 31, 2021 pursuant to the provisions of PA 147 as amended;

BE IT FINALLY RESLOVED, that the City Clerk provide three certified copies of this resolution to the Lansing Economic Development Corporation for submission of this action to the State Tax Commission.



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

WHEREAS, the Mayor made the appointment of Daniel Barclay of 1117 Lorraine Avenue in Lansing, MI, 48910, as an Electrical Contractor representative on the Electrical Board for a term to expire June 30, 2021; and

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

WHEREAS, the Committee on Public Safety took affirmative action on September 6, 2017.

NOW, THEREFORE, BE IT RESOLVED that the Lansing City Council, hereby, confirms the appointment of Daniel Barclay of 1117 Lorraine Avenue in Lansing, MI, 48910, as an Electrical Contractor representative on the Electrical Board for a term to expire June 30, 2021.

DRAFT

XIII B 4 .b.

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

WHEREAS, the Mayor made the appointment of Craig Calkins of 2511 Clifton Avenue in Lansing, MI, 48910, as an Electrical Journeyman representative on the Electrical Board for a term to expire June 30, 2019; and

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 took affirmative action on September 6, 2017.

NOW, THEREFORE, BE IT RESOLVED that the Lansing City Council, hereby, confirms the appointment of Craig Calkins of 2511 Clifton Avenue in Lansing, MI, 48910, as an Electrical Journeyman representative on the Electrical Board for a term to expire June 30, 2019.

BY THE COMMITTEE OF THE WHOLE
RESOLVED BY THE CITY COUNCIL OF THE City OF LANSING

WHEREAS, the Mayor made reappointments to various Boards as stated below:

Board of Fire Commissioners:

Yvonne McConnell-Young as a Third Ward Member for a term to expire June 30, 2019;
and

Capital Area Transportation Authority:

Anne Wilson as a City of Lansing representative for a term to expire September 30, 2020

Robert Swanson as a City of Lansing representative for a term to expire September 30, 2020; and

Lansing Entertainment & Public Facilities Authority:

Cynthia Bowen as an At-Large Member for a term to expire June 30, 2019,

Charles Janssen as an At-Large Member for a term to expire June 30, 2018; and

Memorial Review Board:

Maria Starr VanCore as an At-Large Member for a term to expire June 30, 2018; and

WHEREAS, the Mayor's office has verified that the nominees have been vetted and meet the qualifications as required by the City Charter.

NOW, THEREFORE, BE IT RESOLVED that the City Council confirms the reappointments to various Boards as stated below:

Board of Fire Commissioners:

Yvonne McConnell-Young as a Third Ward Member for a term to expire June 30, 2019;
and

Capital Area Transportation Authority:

Anne Wilson as a City of Lansing representative for a term to expire September 30, 2020

Robert Swanson as a City of Lansing representative for a term to expire September 30, 2020; and

Lansing Entertainment & Public Facilities Authority:

Cynthia Bowen as an At-Large Member for a term to expire June 30, 2019,

Charles Janssen as an At-Large Member for a term to expire June 30, 28; and

Memorial Review Board:

Maria Starr VanCore as an At-Large Member for a term to expire June 30, 2018

DRAFT

BY THE COMMITTEE OF THE WHOLE
RESOLVED BY THE CITY COUNCIL OF THE CITY OF LANSING

Resolved by the City Council of the City of Lansing that a public hearing be set for Monday, October 23, 2017 at 7:00 p.m. in City Council Chamber, Tenth Floor, Lansing City Hall, 124 West Michigan Avenue, Lansing, Michigan, for the purpose of approving or opposing the:

renaming portions of East Grand River Avenue and West Grand River Avenue to César E. Chávez Ave. Specifically, the application requests that East Grand River Avenue commencing at Oakland Avenue and ending at Washington Avenue and West Grand River Avenue commencing at Washington Avenue and ending at Pine Street be renamed César E. Chávez Avenue.



BY THE COMMITTEE ON WAYS AND MEANS
RESOLVED BY THE CITY COUNCIL OF THE CITY OF LANSING

NOW, THEREFORE, BE IT RESOLVED that the Lansing City Council, hereby, appropriates the following donation amounts received for the Human Relations and Community Services Connect 4 Kids program:

General Fund Revenues

From Fund Balance (FY 2017 Donations)	\$26,510.00
Donations (FY 2018 Donations)	<u>1,355.00</u>
Total Revenues	<u>\$27,865.00</u>

General Fund Expenditures

Human Service Agency Operating - Kids Connect	<u>\$27,865.00</u>
Total Expenditures	<u>\$27,865.00</u>

PASSAGE OF ORDINANCE

An Ordinance of the City of Lansing, Michigan, Providing for the Rezoning of a parcel of real property located in the City of Lansing, Michigan and for the revision of the district maps adopted by section 1246.02 of the Code of Ordinances.

Z-8-2016; Rezoning 3001 S. Washington Avenue; “D-1” Professional Office and
“J” Parking Districts to “F” Commercial District

Is read a second time by its title. The Ordinance was reported from the Committee on Development & Planning and is on the order of immediate passage.

COUNCIL MEMBER	YEAS	NAYS
BROWN CLARKE	☐	☐
DUNBAR	☐	☐
HUSSAIN	☐	☐
HOUGHTON	☐	☐
SPITZLEY	☐	☐
WASHINGTON	☐	☐
WOOD	☐	☐
YORKO	☐	☐

☐ ADOPTED

☐ FAILED

ORDINANCE # _____

AN ORDINANCE OF THE CITY OF LANSING, MICHIGAN, PROVIDING FOR THE REZONING OF A PARCEL OF REAL PROPERTY LOCATED IN THE CITY OF LANSING, MICHIGAN AND FOR THE REVISION OF THE DISTRICT MAPS ADOPTED BY SECTION 1246.02 OF THE CODE OF ORDINANCES.

The City of Lansing ordains:

Section 1. That the district maps adopted by and incorporated as Section 1246.02 of the Code of Ordinances of the City of Lansing, Michigan be amended to provide as follows:

To change the zoning classification of the property described as follows:

Case Number: Z-8-2016

Parcel Number's: 33-01-01-28-304-002

Legal Descriptions: Lots 4 & 5 & the East 90 feet of Lot 6, Holmesdale Subdivision, City of Lansing, Ingham County, MI, from "D-1" Professional Office & "J" Parking Districts to "F" Commercial District.

Section 2. All ordinances or parts of ordinances inconsistent with the provisions hereof are hereby repealed.

Section 3. This ordinance was duly adopted by the Lansing City Council on _____, 2016, and a copy is available in the office of the Lansing City Clerk, 9th Floor, City Hall, 124 W. Michigan Avenue, Lansing, MI 48933.

Section 4. This ordinance shall take effect upon the expiration of seven (7) days from the date this notice of adoption is published in a newspaper of general circulation.



Chris Swope
Lansing City Clerk

September 8, 2017

Members of the Lansing City Council
10th Floor City Hall
Lansing, MI 48933

Dear Councilmembers:

The Minutes from the Meetings of the following Boards, Commissions, and Authorities of the City of Lansing were placed on file in the City Clerk's Office and are available for review in the City Clerk's Office and at the following website: <http://lansingmi.gov/AgendaCenter>

BOARD NAME

DATE OF MEETING

Election Commission

August 1, 2017
July 25, 2017
July 5, 2017
May 19, 2017

If my staff or I can provide further assistance or information relative to the filing of these minutes, please contact us at 483-4131.

Sincerely,

Chris Swope, CMC, CMMC
Lansing City Clerk

BY THE COMMITTEE ON DEVELOPMENT & PLANNING
RESOLVED BY THE CITY COUNCIL OF THE CITY OF LANSING

Resolved by the City Council of the City of Lansing that a public hearing be set for Monday, _____, 2017, at 7 p.m. in City Council Chambers, Tenth Floor, Lansing City Hall, 124 West Michigan Avenue, Lansing, Michigan, for the purpose of approving and/or opposing the Ordinance for rezoning:

SLU-3-2017: Special Land Use Permit, residential land use in the "H" Light Industrial district, vacant property located immediately south of 322 Pere Marquette

BY THE COMMITTEE ON DEVELOPMENT AND PLANNING
RESOLVED BY THE CITY COUNCIL OF THE CITY OF LANSING

SLU-3-2017

Residential Use in the "H" Light Industrial District

Vacant property located immediately south of 322 Pere Marquette

WHEREAS, Michael Markey has requested a special land use permit to permit the development of a residential apartment building with related site improvements on the vacant property located immediately south of 322 Pere Marquette; and

WHEREAS, the property is zoned "H" Light Industrial District, where residential use is permitted subject to obtaining a Special Land Use permit; and

WHEREAS, a review was completed by staff evaluating the character, location and impact of the proposal on the surrounding area, the environment and public services as well as its consistency with the existing zoning and land use patterns in the area and with the objectives of the Design Lansing Comprehensive Plan; and

WHEREAS, the Planning Board held a public hearing on August 1, 2017, at which the applicant spoke in favor of the request and no other comments were received; and

WHEREAS, the Planning Board, at its August 1, 2017 meeting, voted (5-0) to recommend approval of SLU-3-2017, a Special Land Use Permit to allow the development of a residential apartment building with related site improvements on the vacant property located immediately south of 322 Pere Marquette, with the following conditions:

- The building must be consistent with the urban architectural design provided by the applicant as part of the application for this SLU and with the placemaking characteristics described on page 5 of the staff report; and
- The site must be designed in accordance with the placemaking characteristics described on page 5 of the staff report which includes prohibiting parking in the front yard.; and

WHEREAS, the City Council held a public hearing regarding SLU-3-2017 on 2017; and

WHEREAS, the Committee on Development and Planning has reviewed the report and residential development recommendation of the Planning Board and concurs therewith; and

NOW THEREFORE BE IT RESOLVED that the Lansing City Council hereby approves SLU-3-2017, a Special Land Use Permit to allow the development of a residential apartment building with related site improvements on the vacant property located immediately south of 322 Pere Marquette, with the following conditions:

- The building must be consistent with the urban architectural design provided by the applicant as part of the application for this SLU and with the placemaking characteristics described on page 5 of the staff report; and
- The site must be designed in accordance with the placemaking characteristics described on page 5 of the staff report which includes prohibiting parking in the front yard.

BE IT FURTHER RESOLVED that this Special Land Use permit shall remain in effect only so long as the petitioner fully complies with this resolution, and if the petitioner fails to comply, the Special Land Use permit may be terminated by City Council Resolution.

BE IT FINALLY RESOLVED that in granting this request, the City Council determines the following:

1. The proposed residential use is compatible with the essential character of the surrounding area, as designed.
2. The proposed residential use will not change the essential character of the surrounding area.
3. The proposed residential use will not interfere with the general enjoyment of adjacent properties.
4. The proposed residential use will not impact adjacent properties as it will not be detrimental to the use or character of the property under consideration.
5. The proposed residential use will not impact the health, safety and welfare of persons or property in the surrounding area.
6. The proposed Special Land Use may be adequately served by public services and utilities or upgraded at the sole expense of the developer.
7. Should the proposed Special Land Use place any demands on public services and facilities in excess of current capacities, it will be at the sole expense of the developer to make the upgrades necessary to accommodate the proposed development.
8. The proposed residential use is consistent with the intent and purposes of the Zoning Code and the Design Lansing Master Plan.
9. The proposed residential use will comply with the requirements of the "H" Light Industrial District.

GENERAL INFORMATION

APPLICANT: Michael Markey
1402 Cooper Avenue
Lansing, MI 48910

OWNER: Del Vista, LLC
700 W. Barnes Avenue
Lansing, MI 48912

STATUS OF APPLICANT: Owner's Representative

REQUESTED ACTION: Special Land Use permit to allow residential use in the "H" Light Industrial District

EXISTING LAND USE: Vacant

EXISTING ZONING: "H" Light Industrial District

PROPERTY SIZE & SHAPE: Slightly Irregular – 14,036 square feet – .319 acres

SURROUNDING LAND USE: N: Residential Condominiums
S: Parking Lot
E: Parking Lot
W: Industrial

SURROUNDING ZONING: N: "H" Light Industrial District
S: "H" Light Industrial District
E: "H" Light Industrial District
W: "H" Light Industrial District

MASTER PLAN DESIGNATION: The Design Lansing Comprehensive Plan designates the subject property for "Downtown Mixed-Use Center: Edge". Pere Marquette is designated as a local road.

APPLICANT'S PROPOSAL:

This is a request by Michael Markey for a special land use permit to allow the development of a residential apartment building with related site improvements on the vacant property located immediately south of 322 Pere Marquette. Residential use is permitted in the "H" Light Industrial district, which is the zoning designation of the subject property, if a Special Land Use permit is approved by the Lansing City Council.

AGENCY RESPONSES:

Building Safety: No objections.

Development:	Where is the parking? Is that 12 spaces along the west property line? Is there adequate parking on site to meet the zoning requirements of 2 spaces per unit?
Fire Marshal:	
Parks & Recreation:	No comments.
Public Service:	• The greenway on the east side of Pere Marquette is wide (greater than 15 feet) and variable. The first floor concept design appears to be encroaching into the public right-of-way. • There is a public 15" storm sewer that runs along the east edge of the east right-of-way. This will need to be protected during construction. • The development will need to comply with the City's storm water requirements. • There is an 8" sanitary sewer in Pere Marquette. Record drawings indicate that there should be a sanitary lead near the north property line. • Public Service will need to review the sanitary flow calculations to determine if there is capacity in sewer. A sanitary sewer permit will not be issued for the site if there is inadequate sanitary capacity. • Sidewalk will be required for the Pere Marquette right-of-way.
Transportation:	The Transportation and Non-Motorized Section of the Public Service Department has no objections or requirements related to this proposed SLU application.

ANALYSIS

Section 1282.03(f)(1)-(9) sets forth the criteria which must be used to evaluate a Special Land Use permit request. The criteria and evaluation are as follows.

- 1. Is the proposed special land use designed, constructed, operated and maintained in a manner harmonious with the character of adjacent property and the surrounding area?**

The subject property is located on the east side of Pere Marquette between E. Shiawassee Street and E. Michigan Avenue. The applicant is seeking a special land use permit to construct a residential apartment building. The site is zoned "H" Light Industrial, which district permits residential use to the density of the "DM-4" Residential districts, if a special land use permit is approved by the City Council following review and recommendation by the Planning Board.

The proposed residential development will be harmonious with the character of the area in which it is located. There is already a residential condominium development directly north of the subject property, which is also zoned "H" Light Industrial. A special land use permit to allow this development was approved by the City in 1999. The other surrounding land uses are primarily parking lots and low impact industrial uses which are relatively quiet and do not generate conditions that would negatively impact the quality of life for the residents of the proposed development.

2. Will the proposed special land use change the essential character of the surrounding area?

The proposed residential development will not change the essential character of the area since there is already a residential condominium development located directly north of the subject property. In fact, if the site were to be used for one of the industrial uses permitted by right in the "H" Light Industrial district, it would have more of an impact on the essential character of the area and the property to the north in particular, than the residential development being proposed.

3. Will the proposed special land use interfere with the enjoyment of adjacent property?

The proposed residential development will not interfere with the enjoyment of adjacent properties. In fact, the proposed residential development is the use that would be the most compatible with the residential use already in existence to the north. Among the uses that would be permitted by right under the current "H" Light Industrial zoning are storage yards, manufacturing, heavy automobile repair and machine shops. These types of uses have the potential to negatively impact the residences to the north, both from an appearance standpoint and because of their propensity to generate noise, odors, vibrations, dust and heavy traffic. In addition, industrial uses are not consistent with the future land use pattern being advanced in the master plan for this area as described under item 8 below.

4. Will the proposed special land use represent an improvement to the use or character of property under consideration and the surrounding area in general, and will the use be in keeping with the natural environment of the lot?

The proposed development represents a substantial improvement to the use and character of the property and the surrounding area in general. The current site is vacant which detracts, rather than contributes to the vibrancy of the surrounding area. In order to ensure compatibility with the surrounding area, the proposed building must have an urban architectural design consistent with the attached rendering, with the parking located behind or under the building. With those design parameters, the development will represent a significant improvement not only to the subject property, but the surrounding area in general.

5. Will the proposed special land use be hazardous to adjacent property or involve uses, activities, materials or equipment which are detrimental to the health, safety or welfare of persons or property through the excessive production of traffic, noise, smoke, odor, fumes or glare?

The proposed residential use will not generate any hazardous conditions. No smoke, fumes, noise, odors or excessive traffic production will result from the proposed development. The transportation system in the area is more than adequate to accommodate the slight increase in traffic that would be generated by the proposed development.

6. **Will the proposed special land use be adequately served by essential public facilities and services, or is it demonstrated that the person responsible for the proposed special land use is able to continually provide adequately for the services and facilities deemed essential to the special land use under consideration?**

See comments from Public Service on page 2 of this report. The proposed development, including the specific details of the utility systems and a storm water management plan, will have to be approved through the City's administrative site plan review process prior to issuance of any permits for the project.

7. **Will the proposed special land use place demand on public services and facilities in excess of current capacity?**

See comments from Public Service on page 2 of this report. The applicant may have to provide, at his expense, the necessary upgrades to the sewer system in the area if it determined through the site plan review process that the current system is insufficient to accommodate the proposed development,

8. **Is the proposed special land use consistent with the intent and purpose of this Zoning Code and the objectives of any currently adopted Comprehensive Plan?**

The proposed residential development will be consistent with the intent and purpose of both the Zoning Ordinance and the Design Lansing Master Plan. The Zoning Ordinance permits residential land use in the "H" Light Industrial district, with a special land use permit, when it can be determined through an analysis of the criteria contained in Section 1282.03(f)(1)-(9) of the Zoning Ordinance, that such use is appropriate for the proposed location. In this case, the proposed development meets or exceeds all of the criteria necessary for authorization of the special land use permit.

The Design Lansing Comprehensive Plan designates the subject property for "Downtown Mixed Use Center: Edge". The purpose of this district, as stated in the Plan, is:

"To support the downtown area by allowing a mix of uses and to enhance the quality of the pedestrian environment; maintain the presence of older, often historic buildings; and provide for a transition in building height and use intensity to near-downtown neighborhoods."

The Master Plan lists the following as typical uses for the "Downtown Mixed Use Center: Edge" district:

"Office, institutions, entertainment, live-work and **residential**."

The Master Plan establishes the following placemaking characteristics for the “Downtown Mixed Use Center: Edge” land use category:

“Placemaking characteristics: Buildings should maintain a consistent setback and nearly continuous street facade to frame the street, with a clearly-defined primary entrance oriented to the street. Surface parking should be located on the interior of the block where possible and should be well landscaped and screened in all cases. Parking ratio maximums should be considered. Building base and top should be articulated. Facade articulation into vertical components should be considered. Minimum transparency (windows and doors) requirements should be established. Transitional features requirements (architectural elements and building massing height step backs) to mitigate potential conflicts between higher intensity uses and residential uses should be considered. Historic preservation of valuable existing buildings, and residentially-scaled and detailed new architecture should be encouraged in areas where older residential structures remain and on neighborhood edges.”

The proposed residential use is consistent with the future land use pattern being advanced in the Master Plan. Based on the information provided by the applicant, the proposed development will be consistent with the “Downtown Mixed Use Center: Edge” placemaking characteristics described above. Approval of this request should include conditions to ensure an urban architectural building design and site design consistent with the characteristics described above.

9. Will the proposed special land use meet the dimensional requirements of the district in which the property is located?

Since the site is zoned “H” Light Industrial and is surrounded on all sides by “H” Light Industrial zoning, there are no setback requirements, other than what may be required by the Building Code based on the building design/construction type. The building height limitation in the “H” Light Industrial district is 120 feet which is more than adequate to accommodate the proposed, 4-5 story building.

The allowable number of units is based on the following:

- (a) For each efficiency dwelling unit there shall be 500 square feet of lot area.
- (b) For each one-bedroom dwelling unit there shall be 700 square feet of lot area.
- (c) For each two-bedroom dwelling unit there shall be 950 square feet of lot area.
- (d) For each three-bedroom dwelling unit, or any dwelling with more than three bedrooms, there shall be 1,400 square feet of lot area.

Since the site is 14,036 square feet in area, the proposed building could contain 28 efficiency units, 20 1-bedroom units, 15 2-bedroom units, 10 3+ bedroom units or any combination thereof, based on the above lot area requirements.

The required number of parking spaces is based on the number of units by bedroom count:

- A. Dwelling units with two or more bedrooms, two spaces;
- B. Dwelling units with one bedroom, one and one-half spaces; and
- C. Efficiency dwelling unit, one space.

SUMMARY

This is a request by Michael Markey for a special land use permit to allow the development of a residential apartment building on the vacant property located immediately south of 322 Pere Marquette. Residential use is permitted in the "H" Light Industrial district, which is the zoning designation of the subject property, if a Special Land Use permit is approved by the Lansing City Council.

Based on the findings contained in this staff report, the proposal complies with all of the criteria of Section 1282.03(f)(1)-(9) of the *Zoning Code* for evaluating Special Land Use permits.

1. The proposed Special Land Use will be harmonious with the character of adjacent properties and surrounding uses.
2. The proposed Special Land Use will not change the essential character of the surrounding properties.
3. The proposed Special Land Use will not interfere with the general enjoyment of adjacent properties.
4. The proposed Special Land Use does represent an improvement to the lot as it currently exists.
5. The proposed Special Land Use will not be hazardous to adjacent properties.
6. The proposed Special Land Use may be adequately served by public services and utilities or upgraded at the sole expense of the developer.
7. Should the proposed Special Land Use place any demands on public services and facilities in excess of current capacities, it will be at the sole expense of the developer to make the upgrades necessary to accommodate the proposed development.
8. The proposed Special Land Use is consistent with the designations of the Zoning Code and the Design Lansing Comprehensive Plans.
9. The proposed Special Land Use will comply with the dimensional requirements of the Zoning Ordinance.

RECOMMENDATION

Staff recommends approval of SLU-3-2017, a special land use permit to permit the construction of a multi-family residential building on the property located immediately south of 322 Pere Marquette, based upon the findings of fact as outlined in this staff report, with the following conditions:

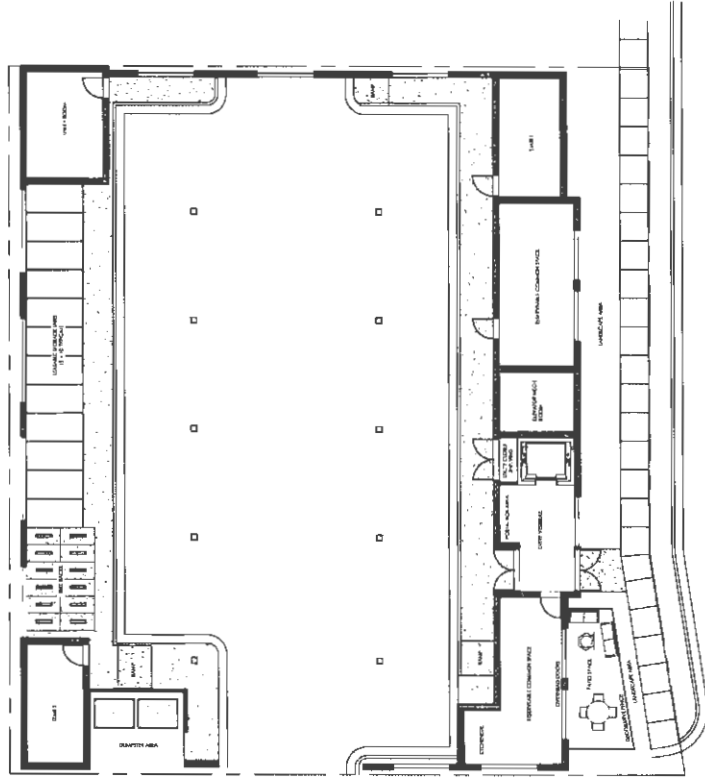
- * The building must be consistent with the urban architectural design provided by the applicant as part of the application for this SLU and with the placemaking characteristics described on page 5 of this staff report; and
- * The site must be designed in accordance with the placemaking characteristics described on page 5 of this staff report which includes prohibiting parking in the front yard.

Respectfully Submitted,

**Susan Stachowiak
Zoning Administrator**







FIRST FLOOR CONCEPTUAL LAYOUT

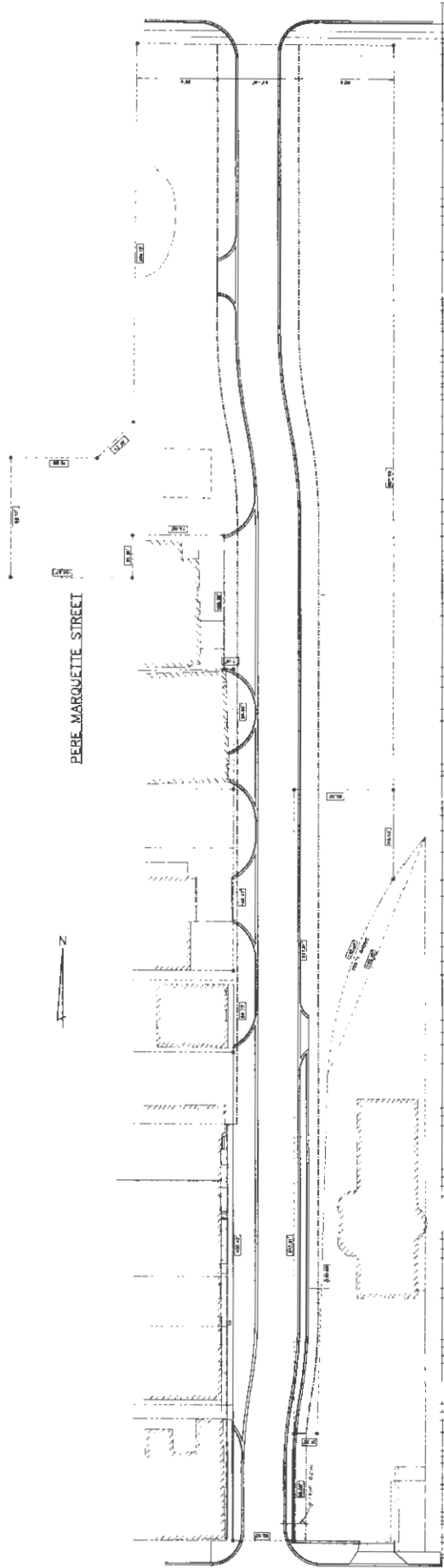
PERE MARQUETTE APARTMENTS

FILE NO.

SHAWASSEE ST.

PERE MARQUETTE STREET

EAST MICHIGAN AVENUE



LEGEND

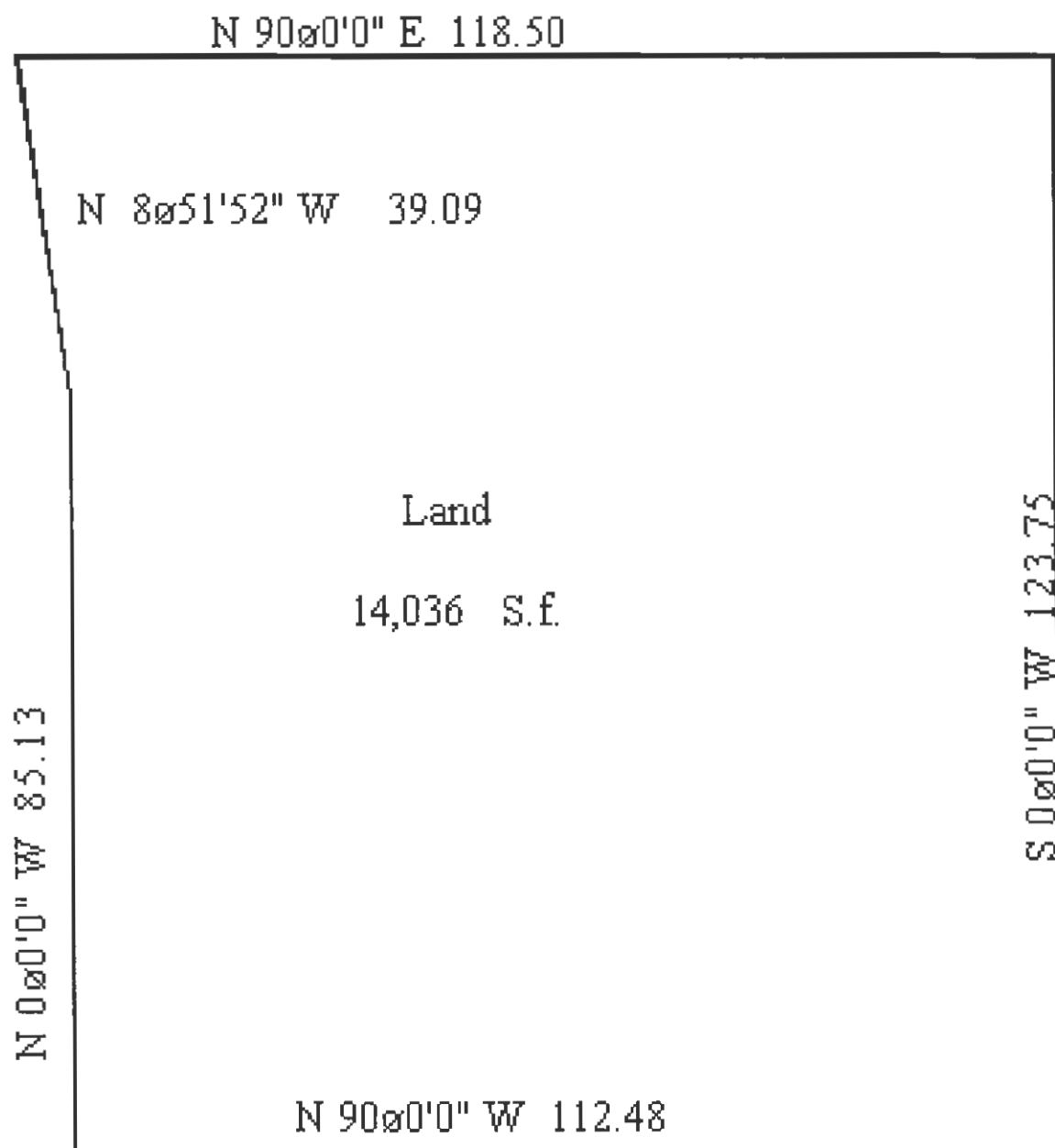
- PROPOSED DRIVE AND DUTTER
- PROPOSED STREET RIGHT-OF-WAY
- PROPOSED EASEMENTS
- PROPOSED LOT
- PROPOSED CORNER LOCATION

DEPARTMENT OF PUBLIC SERVICE
LANSING, MICHIGAN

STREET RIGHT-OF-WAY

APPROVED	FILE NO.
DEPARTMENT OF PUBLIC SERVICE	4530-A
DATE: 10-15-18	DATE: 10-15-18
PROJECT NO. 36232	PROJECT NO. 36232

per'e marquette Dr.







Pere Marquette Dr



Legend

roads_final

Tax Parcels

A Residential-Single

B Residential-Single

C Residential-2 Unit

NONE

CUP Community Unit Plan

D-1 Professional Office

D-2 Residential/Office

DM-1 Residential-Multiple

DM-2 Residential-Multiple

DM-3 Residential-Multiple

DM-4 Residential-Multiple

E-1 Apartment Shop

E-2 Local Shopping

F Commercial

F-1 Commercial

G-1 Business

G-2 Wholesale

H Light Industrial

I Heavy Industrial

J Parking

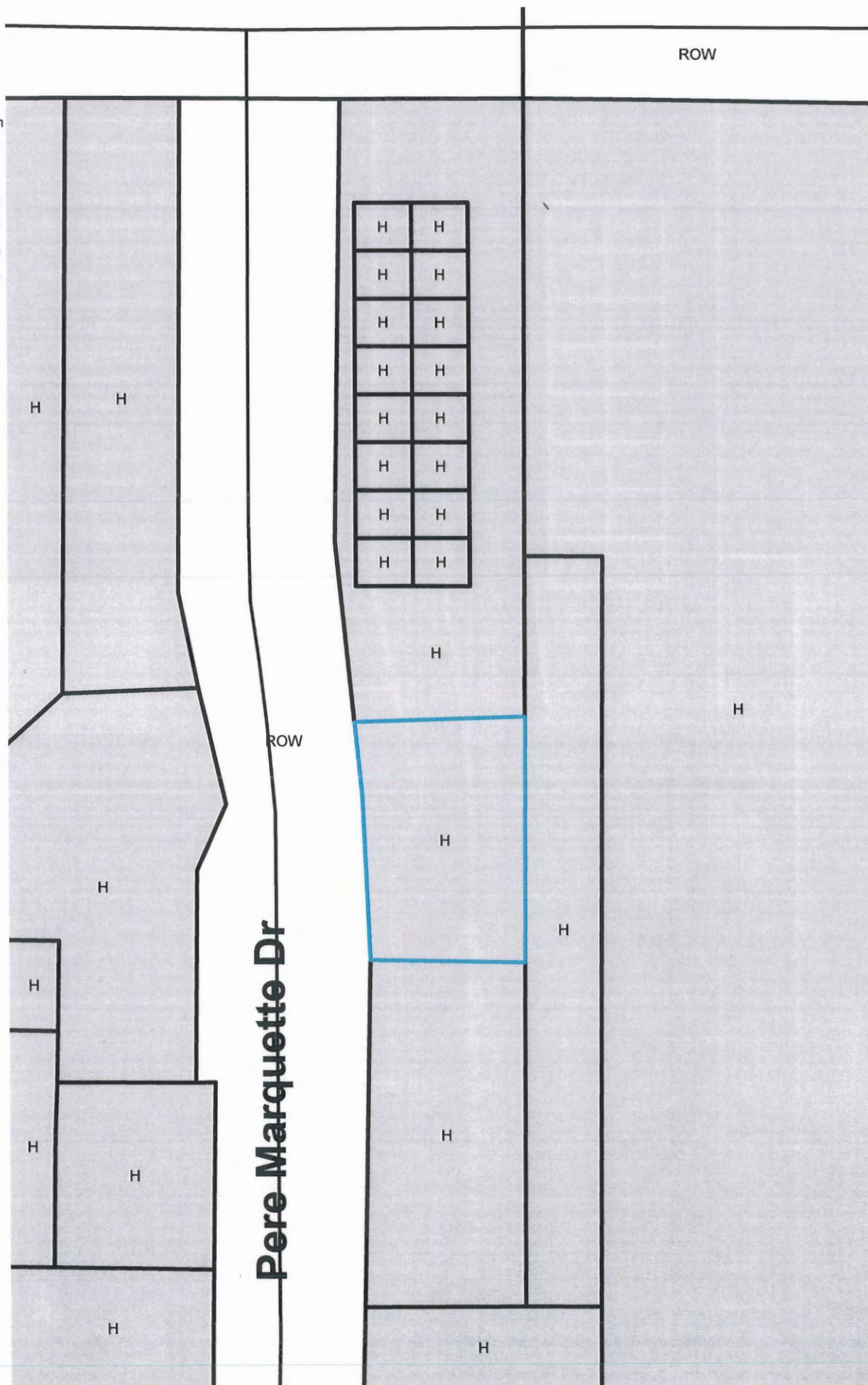
ROW Right of Way

City of Lansing Zoning Map

ROW

Pere Marquette Dr

ROW



CITY OF LANSING
NOTICE OF PUBLIC HEARING

SLU-3-2017, Vacant Parcel – Pere Marquette Drive
Special Land Use Permit - Residential Use in the “H” Light Industrial District

The Lansing City Council will hold a public hearing on Monday, 2017, at 7:00 p.m. in Council Chambers, 10th Floor, Lansing City Hall, 124 W. Michigan Avenue, Lansing, Michigan to consider SLU-3-2017. This is a request by Michael Markey for a special land use permit to allow the development of a residential apartment building on the vacant property located immediately south of 322 Pere Marquette. Residential use is permitted in the "H" Light Industrial district, which is the zoning designation of the subject property, if a Special Land Use permit is approved by the Lansing City Council.

For more information, please call Lansing City Council at 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., Monday, , 2017 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, City Clerk

BY THE COMMITTEE ON WAYS AND MEANS
RESOLVED BY THE CITY COUNCIL OF THE CITY OF LANSING

WHEREAS, the City of Lansing was selected to receive a National League of Cities / MetLife Foundation grant for “Financial Inclusion Systems and City Leadership (FISCL)”; and

WHEREAS, the National League of Cities / MetLife Foundation grant was the result of a competitive proposal process, and a proposal was submitted by the Office of Financial Empowerment on May 26, 2017, approved on July 20, 2017, and was received on August 14, 2017; and

WHEREAS, the National League of Cities / MetLife Foundation grant supports the building of financial inclusion systems within city government; and

WHEREAS, the National League of Cities awarded \$10,000.00 to the City of Lansing’s Office of Financial Empowerment; and

WHEREAS, the award for \$10,000.00 does not require a local match;

NOW, THEREFORE, BE IT RESOLVED, the Lansing City Council approves acceptance of the National League of Cities / MetLife Foundation Grant in the total amount of \$10,000.00 for the grant period beginning July 2017 and ending December 2017 for the City of Lansing.

BE IT FINALLY RESOLVED, the Administration is authorized to create appropriate accounts and to make the necessary operating transfers for the expenditure and control of the balance of the grant funds.

BY THE COMMITTEE ON WAYS AND MEANS
RESOLVED BY THE CITY COUNCIL OF THE CITY OF LANSING

NOW, THEREFORE, BE IT RESOLVED that the Lansing City Council, hereby, appropriates the following grant award amounts for the following purpose:

\$45,996.85 State Grant Revenue	273.000000.547000.17213
\$23,100.00 Temporary Help	273.132201.707000.17213
\$1,996.65 Fringe Benefits-Variable	273.132201.715400.17213
\$19,789.20 Contractual Services	273.132201.743000.17213
\$226.00 Supplies	273.132201.742000.17213
\$885.00 Training	273.132201.747000.17213

To assist in the basic funding of 54A District Court's Specialty Court, for things such as temporary help, with grant resources from Michigan Drug Court Grant Program administered by the State Court Administrative Office. The grant period is October 1, 2017 through September 30, 2018.



RICK SNYDER
GOVERNOR

STATE OF MICHIGAN
DEPARTMENT OF LICENSING AND REGULATORY AFFAIRS
LANSING

SHELLY EDGERTON
DIRECTOR

September 1, 2017

Applicant/Licensee: Lansing Ale, Inc.
c/o Michale J. Brown, Esq.
mbrown@cebhlaw.com

RID # 914915 **Reference/Transaction:** New brewpub license in conjunction

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: Lansing Ale, Inc.

Business address and phone number: 2101 E Michigan Ave, Lansing 48912

Home address and phone number of partner(s)/subordinates: Matthew K Elliott, 120 N. Washington, Ste 222, Lansing MI 48966, 517-371-2200

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 (866) 813-0011

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

cc: City of Lansing



City of Lansing

OFFICE OF THE CITY ATTORNEY

#1427

Claim Form – Special Assessments

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

NAME: Victor Stelmashenko DATE: 5-31-2017

MAILING ADDRESS: 919 E. Shiawassee St.

CITY: Lansing STATE: MI ZIP CODE: 48912

TELEPHONE: Home () (517) 202 1005 Work () NA

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

ADDRESS: 4920 Hughes Rd PARCEL NO. _____

DATE OF INCIDENT: 05/22/17 AMOUNT YOU WERE BILLED: \$330.00

TOTAL AMOUNT YOU ARE CONTESTING: \$280.00

TYPE OF ASSESMENT: BACKYARD GRASS MOWING

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.

FRONT YARD WAS MOWED. BACKYARD TOO WET FOR MOWING; THEREFORE, WE WANTED TO MOWE THE NEXT DAY AFTER SOME DRYING. NEIGHBOR INFORMED YOUR CREW OF THIS FACT. THEY INSISTED ON MOWING THE BACKYARD. \$330.00 IS WAY TOO MUCH FOR SIMPLE MOWING OF BACKYARD. OUR NEIGHBOR WOULD DO IT FOR \$50.00, WHICH THEY WERE GOING TO DO AFTER THE GRASS DRIED UP A LITTLE. THEREFORE, \$50.00 IS IN LINE WITH WHAT WE REGULARLY PAY.

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



CITY OF LANSING

316 N. CAPITOL SUITE C2

Lansing, MI 48933

Ph: (517) 483-4361

Fax: (517) 377-0100

Bill To:

STELMESHENKO VICTOR & WANG DAVID J

919 E SHIAWASSEE

LANSING, MI 48912

DUE DATE 06/16/2017

INVOICE

05/22/2017

TOTAL AMOUNT DUE

\$ 330.00



Invoice Number	Record No.	Address	Amount Due
00093833	E17-03277	4928 HUGHES RD	\$330.00
05/17/2017			
Grass and Weeds - Admin Fee			
Grass and Weeds - Contractor C			

TOTAL DUE:

\$330.00

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
2017 AUG 28 PM 12:25
LANSING CITY CLERK

Victor Stelmashenko
919 E. Shiawassee Street
Lansing, Michigan 48912

Att.: Venus Kumar, Paralegal
Lansing City Clerk
9th Floor, City Hall
Lansing, MI 48933

Subject: Re: Claim – 4928 Hughes Road
\$280 lawn mowing charge

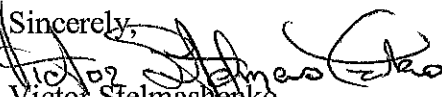
Dear Miss Venus,

I am appealing the decision of Claims Review Committee to the Lansing City Council. \$280 for a partial lawn mowing is exorbitantly too much.

Please note that we had commenced to move the lawn on 4928 Hughes Road, and we had done the front yard and part of the back yard. The grass being too wet, we stopped and decided to give it a day to dry up a bit. When the city crew arrived, our neighbor informed them that we were back in town and that we had started to mow the lawn and that we decided to wait a day for the grass to dry up a bit. Our neighbor pointed out to them that the front was done including a part of the back. Also, our neighbor told the city crew that she was prepared to mow the lawn on our behalf. Our neighbors look out after our property in our absence. The city crew brusky told our neighbor that it was not her concern, that it was our problem, and then proceed to mow the rest of the back yard.

Poor manners and hunger for money appear to be the norm these days; however, such behavior reflects poorly upon the City Council, our elected and appointed officials. Shijing and I met with some representatives of the City of Lansing, who politely gave us the cold shoulder. I feel that one cannot fight city hall; however, my wife, Shijing, feels that she can reason with people. Perhaps, she is right. It is that thought for this appeal.

Sincerely,


Victor Stelmashenko

919 E. Shiawassee Street
Lansing, Michigan 48912



City of Lansing

OFFICE OF THE CITY ATTORNEY

James D. Smiertka, City Attorney

July 21, 2017

Victor Stelmeshenko
919 E Shiawassee
Lansing, MI 48912

Re: Claim – 4928 Hughes Road

Dear Mr. Stelmeshenko,

Please be advised that the Claims Review Committee reviewed the claim you submitted in the amount of \$280 for property located at 4928 Hughes Road in Lansing, Michigan, and denied the claims you filed with the City of Lansing.

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

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

Sincerely,

A handwritten signature in blue ink that reads "Venus Kumar".

Venus Kumar
Paralegal

RECEIVED JUN 23 2017

DATE: 6/19/2017

PPN: 33-01-01-32-352-321
 DATE SUBMITTED: 5/31/2017
 ADDRESS OF VIOLATION: 4928 Hughes Road
 LISTED TAXPAYER OF RECORD: Stelmeshenko, Victor
 OTHER TAXPAYER OF RECORD: Wang, David J.
 CLAIMANT: Stelmeshenko, Victor
 CLAIMANT'S ADDRESS: 919 E. Shiawassee
 Lansing, MI 48912

TYPE OF ACTIONS CONTESTED: Grass Mowing
 VIOLATION DATE: 5/02/2017
 NOTIFICATION DATE: 5/02/2017
 2ND NOTICE ASSESSMENT DATE:
 AMOUNT OF ASSESSMENT: \$330.00
 CONTRACTOR NAME - INVOICE NO. - DATE: Tomlinson 17-G002
 5/12/2017
 AMOUNT OF CLAIM:

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	Grass
Violation	Violation
4/04/2017	5/02/2017

CITATIONS IN PREVIOUS YEAR:

Grass	Failure to	Grass
violation	Register	Violation
8/08/2016	8/22/2016	9/22/2016

CLAIMANT'S CIRCUMSTANCES: See Attached

CODE OFFICER'S NOTES: This property was cited for a grass violation on 5/02/2017 with a compliance due date of 5/09/2017. The Premise Officer rechecked the property on 5/10/2017 the violation had not been corrected and the property was submitted to the grass contractor to be mowed. The grass contractor arrived on 5/12/2017 the property still had not been mowed and the contractor mowed the property. The claimant indicated that the neighbor was to mow the yard and was waiting for the grass to dry; at that point the claimant should have called the Premise Officer for an extension. This office does not dispute it would have been cheaper for the owner to hire the grass mowing from the neighbor however on the notice it indicates that there is a \$265.00 administrative fee plus what the contractor charges which in this case was \$65.00. Pictures indicate proper procedures were followed by both the inspector and contractor therefore this office recommends 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:

STELMESHENKO VICTOR & WANG DAVID J

919 E SHIAWASSEE

LANSING, MI 48912

DUE DATE 06/16/2017

INVOICE

05/22/2017

TOTAL AMOUNT DUE

\$ 330.00



	Invoice Number	Record No.	Address	Amount Due
	00093833	E17-03277	4928 HUGHES RD	\$330.00
	05/17/2017			
	Grass and Weeds - Admin Fee			
	Grass and Weeds - Contractor C			
TOTAL DUE:				\$330.00

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



Mayor Virg Bernero

**Lansing Fire Department
Fire Marshal's Office
Code Enforcement Section**

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

GRASS AND WEEDS CORRECTION NOTICE

**STELMESHENKO VICTOR & WANG DAVID J or Current Occupant
919 E SHIAWASSEE
LANSING, MI 48912**

Violation date: 05/02/2017

Violation Location: 4928 HUGHES RD

Parcel No: 33-01-01-32-352-321

Compliance Due Date: 05/09/2017

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

Description

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

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

Failure to comply by the compliance due date will leave no alternative but to have the work completed by our contractor. All costs incurred, which consist of the contractors fees plus \$265.00 City service charge, shall be charged to you as an assessment against your property. **Please be advised that, in an effort to discourage repeat offenses of this nature, the City will assess you an extra \$75.00 fee for each time there is an additional premise violation at the violation address above during this calendar year.**

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

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

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

Taxpayer's Copy



Mayor Virg Bernero

**Lansing Fire Department
Fire Marshal's Office
Code Enforcement Section**

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

GRASS AND WEEDS CORRECTION NOTICE

Occupant or Current Occupant
4928 HUGHES RD
LANSING, MI 48910

Violation date: 05/02/2017

Violation Location: 4928 HUGHES RD

Parcel No: 33-01-01-32-352-321

Compliance Due Date: 05/09/2017

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

Description

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

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

Failure to comply by the compliance due date will leave no alternative but to have the work completed by our contractor. All costs incurred, which consist of the contractors fees plus \$265.00 City service charge, shall be charged to you as an assessment against your property. **Please be advised that, in an effort to discourage repeat offenses of this nature, the City will assess you an extra \$75.00 fee for each time there is an additional premise violation at the violation address above during this calendar year.**

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

Taxpayer's Copy



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: 05/17/2017
 Due Date: 06/16/2017
 Pay Invoice in Full



STELMESHENKO VICTOR & WANG DAVID J
 919 E SHIAWASSEE
 LANSING MI 48912

Inv Number: 00093833
 Parcel: 33-01-01-32-352-321
 Address: 4928 HUGHES RD



Parcel: 33-01-01-32-352-321

Bill Detail

Invoice Number	Date of Service	Enforcement Num	Address	Amount Due
00093833		E17-03277	4928 HUGHES RD	\$330.00
Fee Details: Quantity Description				Balance
	1.000	Grass and Weeds - Admin Fee		\$ 265.00
	1.000	Grass and Weeds - Contractor Cha		\$ 65.00
Total Amount Due				\$ 330.00

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

Payment Information:

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

Appeals Process:

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

Other Information:

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

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

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

Date work completed: 05-12-17

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

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

Vendor Number: V001476

Purchase Order No: 84602

Violation Type:	Grass and Weeds
Invoice Number:	17-G0002
Work Authorized:	Entire Lot
Location:	4928 HUGHES RD
Location Description:	
Parcel Number:	33-01-01-32-352-321

Mowing Done by Tomlinson

TOTAL INVOICE \$65.00











#1428

City of Lansing

OFFICE OF THE CITY ATTORNEY

Claim Form – Special Assessments

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

NAME: VICTOR STELMASHENKO DATE: 5-31-2017
MAILING ADDRESS: 919 E. SHIPWASSEE STREET
CITY: LANSING STATE: MI ZIP CODE: 48912
TELEPHONE: Home () 517-202-1005 Work () N/A

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

ADDRESS: 4928 HUGHES RD PARCEL NO. _____
DATE OF INCIDENT: 4-24-2017 AMOUNT YOU WERE BILLED: \$720.00
TOTAL AMOUNT YOU ARE CONTESTING: \$670.00
TYPE OF ASSESMENT: TRASH BAGS ON BACK PORCH PATIO

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.

6 BAGS OF TRASH LEFT ON BACK PATIO PORCH BY
MIKE AFTER MOWING OUT DURING OUR ABSENCE FROM
LANSING. \$720.00 IS TOO MUCH TO REMOVE
SIX BAGS OF TRASH FROM BACK PATIO PORCH.
WE WOULD HAVE REMOVED UPON OUR RETURN TO LANSING,
HOWEVER, OUR NEIGHBOR WOULD HAVE DONE IT.
FOR \$50.00, THEREFORE, \$50.00 IS REASONABLE.

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



CITY OF LANSING

316 N. CAPITOL SUITE C2

Lansing, MI 48933

Ph: (517) 483-4361

Fax: (517) 377-0100

Bill To:

STELMESHENKO VICTOR & WANG DAVID J

919 E SHIAWASSEE

LANSING, MI 48912

DUE DATE 05/20/2017

INVOICE

04/24/2017

TOTAL AMOUNT DUE

\$ 720.00



	Invoice Number	Record No.	Address	Amount Due
	00092251	E17-02409	4928 HUGHES RD	\$720.00
	04/20/2017			
	Trash - Admin Fee			
	Trash - Contractor Charge			

TOTAL DUE:

\$720.00

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.
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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 Thursday 8:00 a.m. - 4:30 p.m., at the above address or by mail

RECEIVED
2017 AUG 28 PM 12: 25
LANSING CITY CLERK

Victor Stelmashenko
919 E. Shiawassee Street
Lansing, Michigan 48912

Att.: Venus Kumar, Paralegal
Lansing City Clerk
9th Floor, City Hall
Lansing, MI 48933

Subject: Re: Claim – 4928 Hughes Road
\$670 trash removal

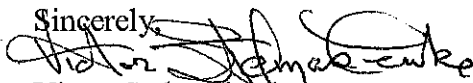
Dear Miss Venus,

I am appealing the decision of Claims Review Committee to the Lansing City Council. \$670 for removal of about six bags trash is exorbitantly too much.

Please note that a young couple left some trash on the patio porch in the back of the house upon vacating the premises, which was not visible from the front street of 4928 Hughes Road, and of which we became aware upon our return to Lansing. After seeing the trash, we informed our handyman to remove the trash. Our handyman informed us that trash was gone from the patio porch. When we checked the patio porch, most of the trash was indeed gone; however, deep tire tracks grooves were left behind by the city crew removing the trash when they drove their truck on wet ground in the back of the house. The repairs of our back yard, the removal of those tire tracks and leveling the ground, will cost us far more than what City Hall is charging us lawn and trash removal. The exorbitant charges by the City Hall and our expected cost to repair our back yard were stated to the representatives of Lansing during our hearing. They listened politely, but then they also politely gave us the cold shoulder. It is the reason now for this memo.

I am of the old opinion that one cannot fight City Hall; however, my wife, Shijing, feels that she can reason with people. Perhaps, she is right. It is that thought for this memo.

Sincerely,



Victor Stelmashenko
919 E. Shiawassee Street
Lansing, Michigan 48912



City of Lansing

OFFICE OF THE CITY ATTORNEY

James D. Smiertka, City Attorney

July 21, 2017

Victor Stelmeshenko
919 E Shiawassee
Lansing, MI 48912

Re: Claim – 4928 Hughes Road

Dear Mr. Stelmeshenko,

Please be advised that the Claims Review Committee reviewed the claim you submitted in the amount of \$670 for property located at 4928 Hughes Road in Lansing, Michigan, and denied the claims you filed with the City of Lansing.

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

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

Sincerely,

A handwritten signature in blue ink that reads "Venus Kumar".

Venus Kumar
Paralegal

RECEIVED JUN 23 2017

DATE: 6/19/2017

PPN: 33-01-01-32-352-321
DATE SUBMITTED: 5/31/2017
ADDRESS OF VIOLATION: 4928 Hughes Road
LISTED TAXPAYER OF RECORD: Stelmeshenko, Victor
OTHER TAXPAYER OF RECORD: Wang, David
CLAIMANT: Stelmeshenko, Victor
CLAIMANT'S ADDRESS: 919 E. Shiawassee Street
Lansing, MI 48912

TYPE OF ACTIONS CONTESTED: Trash Violation
VIOLATION DATE: 4/04/2017
NOTIFICATION DATE: 4/04/2017
2ND NOTICE ASSESSMENT DATE:
AMOUNT OF ASSESSMENT: \$720.00
CONTRACTOR NAME - INVOICE NO. - DATE: Crutcher 17-T016 4/14/2017
AMOUNT OF CLAIM: \$670.00

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

HISTORY:	Trash Violation 4/04/2017	Grass Violation 5/02/2017
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CITATIONS IN PREVIOUS YEAR:	Grass Violation 8/08/2016	Failure to Register 8/22/2016	Grass Violation 9/22/2016
-----------------------------	---------------------------------	-------------------------------------	---------------------------------

CLAIMANT'S CIRCUMSTANCES: See Attached

CODE OFFICER'S NOTES: This property was cited for a trash violation on 4/04/2017 with a compliance due date of 4/11/2017. The Premise Officer rechecked the property on 4/12/2017 the violations were still present and the property was submitted to the trash contractor for removal. The contractor arrived on 4/14/2017 per the contractors pictures violations were found and they were removed. The City of Lansing has a \$265.00 administrative fee plus what the contractor charges which accounts for the total amount assessed the claimant should have had the neighbor resolve the issue for them or call the officer who sent the letter in order to get an extension and resolve the issue themselves. This office recommends denial of the claim.



#1428

City of Lansing

OFFICE OF THE CITY ATTORNEY

Claim Form – Special Assessments

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

NAME: VICTOR STELMASHENKO DATE: 5-31-2017
 MAILING ADDRESS: 919 E. SHIDWASSER STREET
 CITY: LANSING STATE: MI ZIP CODE: 48912
 TELEPHONE: Home () 517-202-1005 Work () N/A

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

ADDRESS: 4928 HUGHES RD PARCEL NO. _____
 DATE OF INCIDENT: 4-24-2012 AMOUNT YOU WERE BILLED: \$720.00
 TOTAL AMOUNT YOU ARE CONTESTING: \$670.00
 TYPE OF ASSESMENT: TRASH BAGS ON BACK PORCH PATIO

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.

6 BAGS OF TRASH LEFT ON BACK PATIO PORCH BY
MIKE AFTER MOWING OUT DURING OUR ABSENCE FROM
LANSING. \$720.00 IS TOO MUCH TO REMOVE
SIX BAGS OF TRASH FROM BACK PATIO PORCH.
WE WOULD HAVE REMOVED UPON OUR RETURN TO LANSING,
HOWEVER OUR NEIGHBOR WOULD HAVE DONE IT.
R.O. \$50.00; THEREFORE, \$50.00 IS REASONABLE.

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



CITY OF LANSING

316 N. CAPITOL SUITE C2

Lansing, MI 48933

Ph: (517) 483-4361

Fax: (517) 377-0100

Bill To:

STELMESHENKO VICTOR & WANG DAVID J

919 E SHIAWASSEE

LANSING, MI 48912

DUE DATE 05/20/2017

INVOICE

04/24/2017

TOTAL AMOUNT DUE

\$ 720.00



	Invoice Number	Record No.	Address	Amount Due
	00092251	E17-02409	4928 HUGHES RD	\$720.00
	04/20/2017			
	Trash - Admin Fee			
	Trash - Contractor Charge			

TOTAL DUE:

\$720.00

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



Mayor Virg Bernero

**Lansing Fire Department
Fire Marshal's Office
Code Enforcement Section**

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

TRASH AND DEBRIS CORRECTION NOTICE

**STELMESHENKO VICTOR & WANG DAVID J or Current Occupant
919 E SHIAWASSEE
LANSING, MI 48912**

Violation Date: 04/04/2017
Violation Location: 4928 HUGHES RD
Parcel No: 33-01-01-32-352-321
Compliance Due Date: April 11, 2017

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

Violation: Garbage

Violation: Trash found in bags/boxes/barrels

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

Violation: Plastic Container(s) debris

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

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

Code Officer: Greg Scrimger (517) 483 7620 greg.scrimger@lansingmi.gov



Mayor Virg Bernero

**Lansing Fire Department
Fire Marshal's Office
Code Enforcement Section**

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

TRASH AND DEBRIS CORRECTION NOTICE

Occupant or Current Occupant
4928 HUGHES RD
LANSING, MI 48910

Violation Date: 04/04/2017
Violation Location: 4928 HUGHES RD
Parcel No: 33-01-01-32-352-321
Compliance Due Date: April 11, 2017

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

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Violation: Trash found in bags/boxes/barrels

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Code Officer: Greg Scrimger (517) 483 7620 greg.scrimger@lansingmi.gov

"Equal Opportunity Employer"

Taxpayer's Copy



Mayor Virg Bernero

**Lansing Fire Department
Fire Marshal's Office
Code Enforcement Section**

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

Trash Authorization Form

Submitted to: Eric Crutcher on 04/12/2017

TAXPAYER: STELMESHENKO VICTOR & WANG DAVID J, 919 E SHIAWASSEE LANSING, MI 48912

Location of Work:

Enf Num: E17-02409

**Address: 4928 HUGHES RD
Lot No:
Description:
Parcel No: 33-01-01-32-352-321**

Remove Trash and Debris

**Work Authorized:
Violation: Garbage**

Violation: Trash found in bags/boxes/barrels

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

Violation: Plastic Container(s) debris

Violation: Brush & Tree Limb debris

PLUS ANY OTHER INCIDENTAL TRASH / DEBRIS ON THE PROPERTY

**Authorized Time required to complete work: 1
Authorized Cubic Yards: 8**

**Warning Comment:
Vacant home.GS**

This action is authorized by the Manager of Code Compliance

Submitted By: Greg Scrimger (517) 483 7620

**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: 04/20/2017

Due Date: 05/20/2017

Pay Invoice In Full



STELMESHENKO VICTOR & WANG DAVID J

919 E SHIAWASSEE

LANSING MI 48912

Inv Number: 00092251

Parcel: 33-01-01-32-352-321

Address: 4928 HUGHES RD



Parcel: 33-01-01-32-352-321

Bill Detail

Invoice Number	Date of Service	Enforcement Num	Address	Amount Due
00092251		E17-02409	4928 HUGHES RD	\$720.00
Fee Details:		Quantity	Description	Balance
		1.000	Trash - Admin Fee	\$ 265.00
		455.000	Trash - Contractor Charge	\$ 455.00
Total Amount Due				\$ 720.00

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

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- Mail payments or pay in person at:
City of Lansing Treasurers Office
124 W Michigan Ave 1st Fl
Lansing MI 48933
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Appeals Process:

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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

Eric's Refuse LLC

P.O. Box 16035
Lansing, MI 48901

Invoice

Date	Invoice #
4/16/2017	6371

Bill To
City of Lansing Office of Code Compliance 346 North Capital Lansing, MI 48933-1238

property address
4928 Hughes Rd 33-01-01-32-352-321

Terms

work complete
4/16/2017

Quantity	Item Code	Description	Price Each	Amount
1	1hr 3cy	first hour and 3 yards of debris	175.00	175.00
1	add hr	additional hour after 1	150.00	150.00
5	class 2	construction material after 3	26.00	130.00
		work complete 4/14/17 total yards 8 submitted by Greg Seringer		
All work is complete!			Total	\$455.00























RECEIVED

AUG 24 2017

LANSING CITY COUNCIL

City of Lansing

OFFICE OF THE CITY ATTORNEY



Claim Form – Special Assessments

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

NAME: Eastside Community Action Center DATE: 8-23-17MAILING ADDRESS: 1001 DAKIN StreetCITY: LANSING STATE: MI ZIP CODE: 48912TELEPHONE: Home 517-853-0414 Work () SAM

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

ADDRESS: 4606 Ingelm PARCEL NO. 33-01-01-31.405-232
 DATE OF INCIDENT: 2016 AMOUNT YOU WERE BILLED: 1,776.30 p/w Interest
 TOTAL AMOUNT YOU ARE CONTESTING: 1960.71
 TYPE OF ASSESMENT: Grass, Weeds, Trash Removal, Recycle Fee

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

On August 23, 2017 we received a letter regarding Assessment for 2016. This was the first time we were made aware of this. We had an issue with the 2016 Taxes, which has been Abated by the State. We were never notified we owed 2016 taxes. These Assessments were included in the tax bill, we were never aware because the city sent notices to the Property instead of to our Address as the owner. Since we were never notified we never had an opportunity to Address

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

the trash or grass issue. We are not aware of the dates for these Assessments.