

## **MANISTEE BOARD OF APPEALS**

70 Maple Street  
P.O. Box 358  
Manistee, MI 49660

### **MEETING MINUTES**

**MAY 29, 1997**

A special meeting of the Manistee Board of Appeals was held to hear a Maintenance Code Appeal on Thursday, May 29, 1997 at 5:30 p.m. in the City Council Chambers of City Hall, 70 Maple Street, Manistee, Michigan.

The meeting was called to order at 5:30 p.m. by Chairman Ed Grabowski.

**MEMBERS PRESENT:** M. Johnson, E. Budnik, E. Grabowski, R. Johnson, D. Jones, Rick Tetsworth

**MEMBERS ABSENT:** E. Gutowski

**OTHERS PRESENT:** Carol Blain, 196 Washington Street, Frank Swett, 513 First Street, Lori Donnan, Administrative Assistant, Sgt. John Riley, Manistee City Police Department, Ray Fortier, City Council, Jon Rose, Community Development Officer

Chair Grabowski explained the purpose of the meeting was to hear an appeal from Carol Blain regarding decisions of the Community Development Officer as they are related to the property at 196 Washington Street.

Rose read his letter of April 28, 1997 (attached) in which he itemized several conditions which needed to be corrected prior to occupancy. The letter also include the direction that the house be demolished if the corrections are not accomplished within 60 days.

Ms. Blain informed the Board that she accomplished several of the repairs ordered in the letter from Rose. Specifically she said that she had fixed the broken steps and installed the handrail, fixed the water heater, fixed the lights. She had disconnected the wood furnace.

Ms. Blain stated that the person who let Mr. Rose, Ms. Donnan, and Sgt. Riley into the building was not renting but merely staying there. Blain said the \$200.00 she was paid was for bills rather than rent. She said the Property Maintenance Code only applies to rentals.

Mr. Frank Swett of 513 First Street stated that he was Ms. Blain's Stepfather and had experience doing electrical work at one of the plants. He said that if Ms. Blain pulled an electrical permit that he would help her do the electrical work.

Rose stated that the Property Maintenance Code applied to all properties throughout the city whether or not they were rental units. The only significance of being a rental was that the tenant allowed inspection of the interior of the building. Beyond that Rose said he saw no use in debating whether the property was a rental.

In response to a question, Rose stated that the Code required the ability to provide heat in all rooms. Rose stated that his order was for the electrical work to be inspected and performed by a licensed electrical contractor. Rose stated he felt that an inspection by the State Electrical Inspector was not sufficient to determine the extent of corrections that needed to be made in the electrical system.

The suggestion was made by Jones that it would be useful to tour the property to determine the condition. After further discussion Ms. Blain was asked if she would be willing to have the Board tour the property. She agreed and the meeting temporarily adjourned to 196 Washington Street at 6:40 p.m.

Mary Ann Johnson left the meeting at this time.

The meeting reconvened at 7:10 p.m. in the Council Chambers. After considerable further discussion a MOTION was made by Jones with support by Budnik that:

Ms. Blain be allowed until June 16, 1997 to obtain commitments from electrical contractors and building contractors.

Said commitments to include a projected completion date. Further, that during the period between now and June 16, 1997 Ms. Blain is not to do any work on the property.

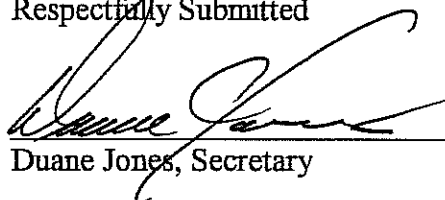
MOTION CARRIED UNANIMOUSLY.

A meeting was set up for June 16, 1997 at 5:30 p.m.

MOTION by R. Johnson to adjourn.

Meeting adjourned at 8:00 p.m.

Respectfully Submitted



Duane Jones, Secretary