

CITY OF STURGEON BAY
COMMUNITY PROTECTION & SERVICES COMMITTEE
Thursday, August 11, 2016
4:30 p.m.
Council Chambers, City Hall – 421 Michigan Street

1. Roll call.
2. Adoption of agenda.
3. Consideration of: Municipal code enforcement action against property located at 22 S. 5th Avenue
4. Adjourn

NOTE: DEVIATION FROM THE AGENDA ORDER SHOWN MAY OCCUR

Notice is hereby given that a majority of the Common Council may be present at this meeting to gather information about a subject over which they have decision-making responsibility. If a quorum of the Common Council does attend, this may constitute a meeting of the Common Council and is noticed as such, although the Common Council will not take any formal action at this meeting.

Posted:
Date: 8/9/16
Time: 8:45 a.m.
By: SSO

Community Protection & Service Committee Members:
Richard Wiesner, Chr.
Kelly Catarolzoli
David Ward

EXECUTIVE SUMMARY

Title: Issuance of Court Order for property located at 22 S 5th Avenue

Background: In the fall of 2015, Jeff Slavik, owner of the property at 22 S 5th Ave began extensive grading and stockpiling of soils on the subject property. City staff was notified and contacted Mr. Slavik regarding the process to obtain a land disturbance permit, a building permit, and a zoning permit, with no progress being made. The property has been in a state of various violations since the fall of 2015 with no improvements being made to the conditions. Because of that, two rounds of citations were issued by the Sturgeon Bay Police Department. A following is a summary of the citations:

1) June 4, 2016 Citations:

- a. Failure to apply for a land disturbance permit within 7 days of the May 10, 2016 letter for the considerable grading, excavation and stockpiling of fill on the lot (s. 15.075 of the municipal code). – Issued a citation for Land Disturbing and Land Development Activities
- b. Implement erosion controls on the stockpiled fill within 7 days of the May 10, 2016 letter. – Issued a citation for public nuisance.
- c. Grade area next to the sidewalk to eliminate the existing hazardous drop-off within 7 days from the May 10, 2016 letter. – Issued a citation for public nuisance.

2) July 15, 2016 Citations:

- a. Failure to apply for a land disturbance permit within 7 days of the May 10, 2016 letter for the considerable grading, excavation and stockpiling of fill on the lot (s. 15.075 of the municipal code). – Issued a citation for Land Disturbing and Land Development Activities
- b. Implement erosion controls on the stockpiled fill within 7 days of the May 10, 2016 letter. – Issued a 2nd offense citation for public nuisance.
- c. Repair the siding on the building by June 10, 2016. – Issued a citation for Building/Structure Exterior Paint/Condition

To protect the public from the sidewalk hazard, the Public Works Department graded near the sidewalk after Mr. Slavik failed to do so.

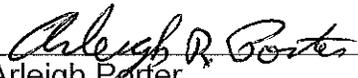
Fiscal Impact: With any court orders there will be attorney fees, legal fees, and incidental costs. Because the City does not normally pursue court orders, there is no

reference for a potential fiscal impact. However, any work that the City has done or may need to do will be billed to the property owner.

Recommendation: Staff has tried to work with Mr. Slavik with no success. The two rounds of citations seem to be having little impact on improving the situation. Therefore, staff is requesting that the Finance/Purchasing/Building Committee recommend to Council to pursue a court order for the property located at 22 S. 5th Ave in the City.

Prepared by:  8/9/16
Ryan Kernosky
Planner/Zoning Admin Date

Reviewed by:  8-9-16
Marty Olejniczak
Community Development Director Date

Reviewed by:  08-09-16
Arleigh Porter
Chief of Police Date

Reviewed by:  8/9/16
Josh Van Lieshout
City Administrator Date