CITY OF STEVENS POINT
ADMINISTRATIVE APPEALS BOARD AGENDA

February 24, 2021 - 4:00 PM

Zoom Teleconferencing

Meeting ID: 842 2014 6901 | Passcode: 735985
By Computer: https://us02web.zoom.us/j/84220146901?
By Phone: +1-312-626-6799 (US Chicago)

1. Roll Call.
2. Minutes of the November 18, 2020 meeting.
3. Appeal of notice/service charge for property maintenance violation:
   a. 3300 Jefferson Street.
   b. 2100 McCulloch Street.
   c. 501 Minnesota Avenue.
   d. 400 Washington Avenue.
4. Schedule date and time of the next meeting.
5. Adjournment.

RMC – Revised Municipal Code

Any person who has special needs while attending this meeting or needs agenda materials for this meeting should contact the City Clerk as soon as possible to ensure reasonable accommodations can be made. The City Clerk can be reached by telephone at (715) 346-1569 or by mail at 1515 Strongs Avenue, Stevens Point, WI 54481. Copies of ordinances, resolutions, reports and minutes of the committee meetings are on file at the office of the City Clerk for inspection during normal business hours from 7:30 A.M. to 4:00 P.M.

ADMINISTRATIVE APPEALS BOARD
November 18, 2020 - 4:00 PM

Zoom Meeting

MINUTES

Meeting Items

1. Roll Call

PRESENT	Ald. Jennings, Marv Noltze, Gary Speckmann, Ald. Nebel, Ald. Fishler.
OTHERS PRESENT	Mayor Wiza, Clerk Yenter, Neighborhood Improvement Monitor Kordus, Community Development Director Kernosky.

2. Minutes of the May 13, 2020 meeting.

Ald. Nebel **moved**, Ald. Fishler seconded, to approve the minutes of the May 13, 2020 meeting.

Call for the vote: ayes, all; nays, none; motion carried.

3. Appeal of notice/service charge for property maintenance violation:
a. 1791 Strongs Avenue.

Ald. Nebel **moved**, Ald. Fishler seconded, to deny the appeal.

Call for the vote: ayes, all; nays, none; motion carried.

4. Schedule date and time of the next meeting.

As there were no pending appeals, a meeting was not scheduled.

5. Adjournment.

Adjourned at 4:09 p.m.

Deliver To:
City Clerk's Office
Attn: Administrative Appeals Board
1515 Strongs Avenue
Stevens Point, Wi 54481

or Email To:
clerk@stevenspoint.com

PROPERTY APPEAL FORM

Enclosed is a notice and/or service charge issued by the Inspection Department of the City of Stevens Point. To dispute or contest this notice and/or charge, a formal written letter must be submitted to the Administrative Appeals Board. This request must be in writing, in a manner which is legible, or typed and submitted (hard copy or electronically) to the City Clerk's Office. Under City Ordinance 3.56, any person aggrieved by a notice and/or charge issued in connection with any alleged violation may file a request for a hearing with the Administrative Appeals Board for review of the case.

The written or typed appeal must set forth the reasons for contesting the interpretation of City Code of Ordinances and/or the Notice of Noncompliance issued by the Inspection Department. The appeal must be submitted within 30 days after the date of issuance of the notice and/or charge. **While not mandatory, you are highly encouraged to attend the meeting.**

All Information Below is Required For Submittal Prior to a Hearing Review

Address of Property: 3300 Jefferson St. Owner of Property: David Schulfer

Individual Filing Appeal: David Schulfer Relation to Property: Owner

Contact Phone: 7153409459 Email Address: schulfer77@gmail.com

Alleged Violation: Parked on non-hard surface Violation ID #: CEPRK20201063

Have you spoken with the Issuing Agent (required): No ☐ Yes ■ Agent: Mark Kordus

Results of that Discussion:

See attached sheet.

Please state the specific reasons you believe the ordinance violation(s) were unfounded, incorrect, or without basis. Please note that you may only appeal the ordinance determination, any disagreement with the charge amounts is not a valid reason for appeal, as those are determined by ordinance. You may attach additional sheets or documents as needed.

See attached sheet.

Signature of Appellant: David Schulfer Date: 12/9/2020

Print Name: David Schulfer Appellant's Address: 3300 Jefferson St.

Kari Yenter

From:	David Schulfer <schulfer77@gmail.com>
Sent:	Wednesday, December 9, 2020 1:10 PM
To:	Clerk
Subject:	Appeal for ID#: CDPRK20201063
Attachments:	20201202_120629.jpg; AppealForm200128_202001281647149020.pdf

Please see the attached documents.

Thank you,
David Schulfer
3300 Jefferson St, Stevens Point, WI 54481
7153409459

RECEIVED
DEC 09 2020
CITY CLERKS OFFICE

12/9/2020
ID# CEPRK20201063

This was the second notice I have received. The first one was back on April 23 of this year (Notice CEPRK20200351). At that time I was told I couldn't have a car parked on my driveway with two tires on the grass. I was also told I could not have cars parked in my backyard even though they were not visible from the road and not visible from my neighbors.

To correct the noncompliance of parking half off my driveway I obtained a building permit to widen my driveway with gravel with a border of railroad ties. The cost to do this was $500. As far as the cars in the backyard I removed all but one of the cars and covered it with a camouflage tarp.

The reason I covered the remaining car with a tarp is because I was told by Mark Kordus that if I covered it with a quonset hut or a tent of some sort it would be out of sight and he has been ok with this solution for other people in the past. If the car being out of sight is the criteria then I don't know what the difference it is covered with matters.

I have the same person making complaints about me (Joel Muhvic 3233 Algoma). As you can see this person doesn't live on the same street as me but yet has the power to continuously bring complaints against me and my neighbors.

I understand the importance of having these rules for our neighborhood to have a neat appearance. However there should be a rule to also provide a property tax payer some sense of privacy without having to worry about a neighbor going out of his way to find something to complain about. Joel Muhvic could not see my yard without going under branches and standing on the dumpster at the restaurant a couple doors down from me.

When talking with Mark Kordus he said that he only pursues violations if someone makes a complaint. If that is the case, he is showing discretion of who is in violation and who is not. He also said that the rules do apply to everyone. With that said I am looking to have permission for the one and only thing in my backyard to be able to stay.
It will not be in my yard forever and will be removed when I no longer have a use for it.

I'm also asking to have someone to look into how many complaints Joel Muhvic has made and for him to maybe be told he doesn't need to be the yard police.

I also enclosed a picture of my back yard for visual reference.

Memo

Mark Kordus
Neighborhood Improvement Coordinator
Community Development
City of Stevens Point
1515 Strongs Avenue
Stevens Point, WI 54481
Ph: (715) 346-1567 • Fax: (715) 346-1498
mkordus@stevenspoint.com

To:	Public Protection Committee
From:	Mark Kordus
CC:	Ryan Kernosky & Andrew Beveridge
Date:	12/10/20
Subject:	3300 Jefferson St. - Case # CEPRK20201063

The Inspections Department had received a complaint of a vehicle parked on the grass/lawn in the back yard at 3300 Jefferson St. on 11/20/20, this was the second complaint received this year for this property for the same violation, the other being on April 23, 2020. There was an open driveway permit for that property and the Zoning Administrator Adam Kuhn inspected the driveway and the violation that same day. A vehicle was observed under a trap in the back yard. On 11/23/20 a notice of non-compliance was sent to the owner. The owner called shortly after the notice was sent and it was explained that we are obligated to follow up on any and all complaints, regardless of whether we or he felt they were legitimate, we as staff needed to duly investigate. He questioned our ability to enter his property and I indicated that was a product of the permit issued for the driveway and the subsequent inspection. He asked is there was anything he could do, and I indicated he could appeal. Upon reading his appeal I am not sure exactly what he is specifically appealing so it is difficult for me to craft a direct response other than to outline what has transpired to date. All pertinent documents and correspondence are attached.

From: Adam Kuhn
To: Mark Kordus; Maria Mohr
Subject: RE: 3300 Jefferson Street
Date: Friday, November 20, 2020 1:17:37 PM
Attachments: IMG_0318.jpg

The driveway is taken care of and there are no structures in the back yard. It is simply a tarp over a larger SUV-type vehicle.

Best,

Adam Kuhn

Associate Planner/Zoning Administrator
City of Stevens Point
1515 Strongs Avenue
Stevens Point, WI 54481
akuhn@stevenspoint.com
(o) 715-342-4158

From: Mark Kordus
Sent: Friday, November 20, 2020 10:32 AM
To: Maria Mohr <mmohr@stevenspoint.com>
Cc: Adam Kuhn <akuhn@stevenspoint.com>
Subject: RE: 3300 Jefferson Street

Adam – can you drive by this and final the driveway and see if he needs a permit for what sounds like one of those canvas structures

Mark Kordus
(715) 346-1554

From: Maria Mohr <mmohr@stevenspoint.com>
Sent: Friday, November 20, 2020 10:23 AM
To: Mark Kordus <mkordus@stevenspoint.com>
Subject: RE: 3300 Jefferson Street

Agreed, although they don't have a permit for any accessory structure or carport-like item. They do have a driveway permit to expand their existing that is still open from June, but no final inspection.

Regards,

Maria Mohr
Secretary | Community Development / Inspection
1515 Strongs Avenue, Stevens Point, WI 54481
P: 715-346-1567 ext1 | F: 715-346-1498

mmohr@stevenspoint.com | www.stevenspoint.com

DUE TO COVID-19, THE COMMUNITY DEVELOPMENT DEPT HAS REDUCED ITS HOURS TO THE FOLLOWING:

WALK-INS WELCOME ONLY ON: **T, TH, 7:30AM-4PM**

REMOTE/ONLINE EVERY DAY: **M-F, 7:30AM-4PM**

- *Masks are REQUIRED in City Hall. Please be observant of social distancing.*
- *All communication outside of Walk-In hours must occur via email or phone.*
- *Call 715-346-1567 EXT 1 to schedule inspections.*

From: Mark Kordus
Sent: Friday, November 20, 2020 8:27 AM
To: Maria Mohr <mmohr@stevenspoint.com>
Subject: RE: 3300 Jefferson Street

I can but if they legally have a structure we do not dictate what can or cannot be stored in regardless of the surface it is placed on

Mark Kordus
(715) 346-1554

From: Maria Mohr <mmohr@stevenspoint.com>
Sent: Friday, November 20, 2020 7:41 AM
To: Mark Kordus <mkordus@stevenspoint.com>
Subject: re: 3300 Jefferson Street

Complaint: Could you please put it on your inspection schedule to take a look based on the forwarded email? More cars may be parked in the rear.

Regards,

Maria Mohr
Secretary | Community Development / Inspection
1515 Strongs Avenue, Stevens Point, WI 54481
P: 715-346-1567 ext1 | F: 715-346-1498
mmohr@stevenspoint.com | www.stevenspoint.com

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From: Maria Mohr
Sent: Friday, November 20, 2020 7:40 AM
To: Joel Muhvic <jmuhvic@ameritech.net>
Subject: RE: Possible Willful Noncompliance

Hi Joel,

Thank you for the notice. We'll take a drive over to the property and go from there.

Regards,

Maria Mohr
Secretary | Community Development / Inspection
1515 Strongs Avenue, Stevens Point, WI 54481
P: 715-346-1567 ext1 | F: 715-346-1498
mmohr@stevenspoint.com | www.stevenspoint.com

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- *Call 715-346-1567 EXT 1 to schedule inspections.*

From: Joel Muhvic <jmuhvic@ameritech.net>
Sent: Thursday, November 19, 2020 9:44 PM
To: Maria Mohr <mmohr@stevenspoint.com>
Subject: Possible Willful Noncompliance

Maria,
In April of this year, your office issued a Noncompliance Notice to the owner of 3300 Jefferson Street. Initially, two vehicles were parked on the grass lawn in the rear of the house. Later, a third additional vehicle was parked on the grass in the rear of the house. Eventually all three were removed. The condition of noncompliance was that "All vehicles for use on a public roadway must be parked on an approved hard surface they cannot be parked on the grass lawn . . ." Ordinance 23.01(14)(i)(e) was referenced.

Assuming a new vehicle is now parked on the grass lawn in the rear of the house with a tarp or some other kind of covering, would such a newly (November 2020) parked vehicle also be in noncompliance?

I do not know what is under the covering, but it appears to have dimensions similar to one of the three vehicles parked in the rear of the house earlier this year.

If there is willful noncompliance once again, I hope this can be remedied before a large amount of snowfall would present an excuse for allowing willful noncompliance.

Joel Muhvic

City of Stevens Point
1515 Strongs Avenue
Stevens Point, WI 54481-3594

Department of Community Development
Phone: (715) 346-1567
Fax: (715) 346-1498

November 23, 2020

ID #: CEPRK20201063

David S. Schulfer
3300 Jefferson St
Stevens Point, WI 54481

NONCOMPLIANCE NOTICE:
Improper Parking of Vehicles AT 3300 Jefferson St

Dear David S. Schulfer

An inspection of the property located at 3300 Jefferson St was made on November 23, 2020. As a result of this inspection, the condition described below was observed:

Condition:

- Based on a complaint and upon the final inspection of the driveway permit, a vehicle was observed parked in the back yard. This is not allowed the vehicle must be currently licensed and parked on an approved hard surface please correct prior to the due date. Must be corrected by: **December 21, 2020**

  23.01(14)(i)(e) - Driveway and Parking Areas to be Hard Surfaced: All driveways shall be surfaced with asphalt bituminous, concrete or dustless material approved by the Administrator, and shall be maintained in a smooth, well-graded condition.

The condition described above is not in compliance with the Muni Code, Wis Admin Code, & Wis Statutes, which states, 'the provisions of these codes shall apply to all existing premises and constitute the minimum requirements and standards for property conditions'. ***Case details may be viewed at stevenspoint.com/cityview***

This is your official notice that you will need to bring the property into compliance by properly abating such conditions within the timeline indicated above. A re-inspection will occur to see if the first or all condition(s) is abated prior to **December 21, 2020**. Please contact the issuing inspector if this date needs to be adjusted before the scheduled re-inspection.

Failure to abate the condition(s) described above will result in the issuance of a $100.00 service charge, as well as, enforcing the penalty provisions described in the Stevens Point Municipal Code, including, but not limited to the issuance of a citation and/or the abatement by the City with the costs of abatement being assessed against the real estate as a special charge.

Please note that work being performed, or slated to be performed, may require a building permit. Inquire with our office to verify if a building permit is needed. Double fees shall be charged if work is commenced prior to the issuance of a permit. If you require assistance or have any additional questions regarding this matter, please contact the issuing inspector.

Sincerely,

Mark Kordus
Neighborhood Improvement Coordinator
mkordus@stevenspoint.com
(715) 346-1554

RECIPIENTS: David S. Schulfer

Deliver To:
City Clerk's Office
Attn: Administrative Appeals Board
1515 Strongs Avenue
Stevens Point, Wi 54481

or Email To:
clerk@stevenspoint.com

PROPERTY APPEAL FORM

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****

All Information Below is Required For Submittal Prior to a Hearing Review

Address of Property: 2100 McCulloch street Owner of Property: Josiah Mays

Individual Filing Appeal: Josiah Mays Relation to Property: Owner

Contact Phone: 715-252-6112 Email Address: Josiahmays@gmail.com

****

Alleged Violation: _____ Violation ID #: _____

Have you spoken with the Issuing Agent (required): No ☐ Yes ☒ Agent: director

Results of that Discussion:

Told me he could send me the appeal form and that he understands and knows this is a concern not only from me but from others in the community.

Please state the specific reasons you believe the ordinance violation(s) were unfounded, incorrect, or without basis. Please note that you may only appeal the ordinance determination, any disagreement with the charge amounts is not a valid reason for appeal, as those are determined by ordinance. You may attach additional sheets or documents as needed.

I shoveled my sidewalks, then was forced up to superior wisconsin for my job for a week by the railroad. During that time the snow plow trucks plowed the snow from the street onto my sidewalk. This snow is not the snow that fell on my sidewalk because that snow was shoveled into my yard. It is not mine nore any other person responsiblity to to the job of the city to dispose of their snow. If the city plows snow on my side walk it is not my job to then dispose of it for them. Once I shovel the snow on the road in the citys responabilty.

****

Signature of Appellant: Josiah Mays Date: 01/25/2021

Print Name: Josiah Mays Appellant's Address: 2100 McCulloch street stevens point, WI, 54481

Memo

Mark Kordus
Neighborhood Improvement Coordinator
Community Development
City of Stevens Point
1515 Strongs Avenue
Stevens Point, WI 54481
Ph: (715) 346-1567 • Fax: (715) 346-1498
mkordus@stevenspoint.com

To: Public Protection Committee
From: Mark Kordus
CC: Ryan Kernosky & Andrew Beveridge
Date: 1/29/21
Subject: 2100 McCulloch St. - Case # CEGEN20210001

On 1/5/21 an online portal complaint was received regarding an unshoveled sidewalk at 2100 McCulloch St. which is a corner lot and they indicated that the Reserve Street side had never been shoveled. On 1/6/21 at 11:00 AM Mark Kordus observed that the snow from what appeared to be the last several snow events totaling approximately 3.9 inches had not been removed from Reserve Street, while McCulloch Street had been cleared of all snow. The snow was removed by Larry's Helping Hand the City's vendor on 1/6/21 around 3 PM.

U.S. Department of Commerce
National Oceanic & Atmospheric Administration
National Environmental Satellite, Data, and Information Service

Current Location: Elev: 1075 ft. Lat: 44.5115° N Lon: -89.5853° W
Station: STEVENS POINT, WI US USC00478171

Record of Climatological Observations
These data are quality controlled and may not be identical to the original observations.
Generated on 01/29/2021

National Centers for Environmental Information
151 Patton Avenue
Asheville, North Carolina 28801

Observation Time Temperature: 0730 Observation Time Precipitation: 0730

Year	Month	Day	Temperature (F) 24 Hrs. Ending at Observation Time Max.	Temperature (F) 24 Hrs. Ending at Observation Time Min.	Temperature (F) At Obs.	Precipitation 24 Hour Amounts Ending at Observation Time Rain, Melted Snow, Etc. (in)	Precipitation Flag	Precipitation Snow, Ice Pellets, Hail (in)	Precipitation Flag	Precipitation At Obs. Time Snow, Ice Pellets, Hail, Ice on Ground (in)	Evaporation 24 Hour Wind Movement (mi)	Evaporation Amount of Evap. (in)	Soil Temperature (F) 4 in. Depth Ground Cover (see *)	Soil Temperature (F) 4 in. Depth Max.	Soil Temperature (F) 4 in. Depth Min.	Soil Temperature (F) 8 in. Depth Ground Cover (see *)	Soil Temperature (F) 8 in. Depth Max.	Soil Temperature (F) 8 in. Depth Min.
2020	12	01																
2020	12	02																
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2020	12	04																
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2020	12	06																
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2020	12	22																
2020	12	23																
2020	12	24																
2020	12	25	10	3	5	0.00		0.0		0.0								
2020	12	26	16	5	13	0.00		0.0		0.0								
2020	12	27	25	13	19	0.00		0.0		0.0								
2020	12	28	26	13	13	0.20		2.5		3.0								
2020	12	29	25	1	1	0.00		0.0		3.0								
2020	12	30	26	1	26	0.17		1.0		3.0								
2020	12	31	26	19	19	0.00		0.0		3.0								
		Summary	22	8		0.37		3.5										

Empty, or blank, cells indicate that a data observation was not reported.

U.S. Department of Commerce
National Oceanic & Atmospheric Administration
National Environmental Satellite, Data, and Information Service

Current Location: Elev: 1679 ft. Lat: 44.5115° N Lon: -89.5853° W
Station: STEVENS POINT, WI US USC00478171

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151 Patton Avenue
Asheville, North Carolina 28801

Observation Time Temperature: 0730 Observation Time Precipitation: 0730

Year	Month	Day	Temperature (F) 24 Hrs. Ending at Observation Time Max.	Temperature (F) 24 Hrs. Ending at Observation Time Min.	Temperature (F) At Obs.	Precipitation 24 Hour Amounts Ending at Observation Time: Rain, Melted Snow, Etc. (in)	Precipitation 24 Hour Amounts Ending at Observation Time: Flag	Precipitation 24 Hour Amounts Ending at Observation Time: Snow, Ice Pellets, Hail (in)	Precipitation 24 Hour Amounts Ending at Observation Time: Flag	Precipitation At Obs. Time: Snow, Ice Pellets, Hail, Ice on Ground (in)	Evaporation: 24 Hour Wind Movement (mi)	Evaporation: Amount of Evap. (in)	Soil Temperature (F) 4 in. Depth: Ground Cover (see *)	Soil Temperature (F) 4 in. Depth: Max.	Soil Temperature (F) 4 in. Depth: Min.	Soil Temperature (F) 8 in. Depth: Ground Cover (see *)	Soil Temperature (F) 8 in. Depth: Max.	Soil Temperature (F) 8 in. Depth: Min.
2021	01	01	25	11	13	0.00		0.0		3.0								
2021	01	02	25	13	21	0.00		0.0		3.0								
2021	01	03	26	20	20	0.00		0.0		3.0								
2021	01	04	25	20	21	0.00		0.0		3.0								
2021	01	05	29	21	26	0.02		0.4		3.0								
2021	01	06	27	18	19	0.00		0.0		3.0								
2021	01	07	24	19	23	0.00		0.0		3.0								
2021	01	08	29	22	25	0.00		0.0		3.0								
2021	01	09	28	13	19	0.00		0.0		3.0								
2021	01	10	25	17	19	0.00		0.0		3.0								
2021	01	11	23	18	23	0.00		0.0		3.0								
2021	01	12	35	22	30	0.00		0.0		3.0								
2021	01	13	32	19	20	0.00		0.0		3.0								
2021	01	14	36	20	26	0.00		0.0		3.0								
2021	01	15	36	28	33	0.27		0.6		4.0								
2021	01	16	37	33	33	0.03		0.0		3.0								
2021	01	17	34	25	25	0.03		0.6		4.0								
2021	01	18	30	23	23	0.00		0.0		1.0								
2021	01	19	24	15	17	0.01		0.1		1.0								
2021	01	20	20	3	4	0.01		0.1		1.0								
2021	01	21	33	4	28	0.00		0.0		1.0								
2021	01	22	34	6	6	0.00		0.0		1.0								
2021	01	23	12	2	2	0.00		0.0		1.0								
2021	01	24	21	0	19	0.20		3.2		4.0								
2021	01	25																
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2021	01	27																
2021	01	28																
2021	01	29																
2021	01	30																
2021	01	31																
		Summary	28	15		0.57		5.0										

Empty, or blank, cells indicate that a data observation was not reported.

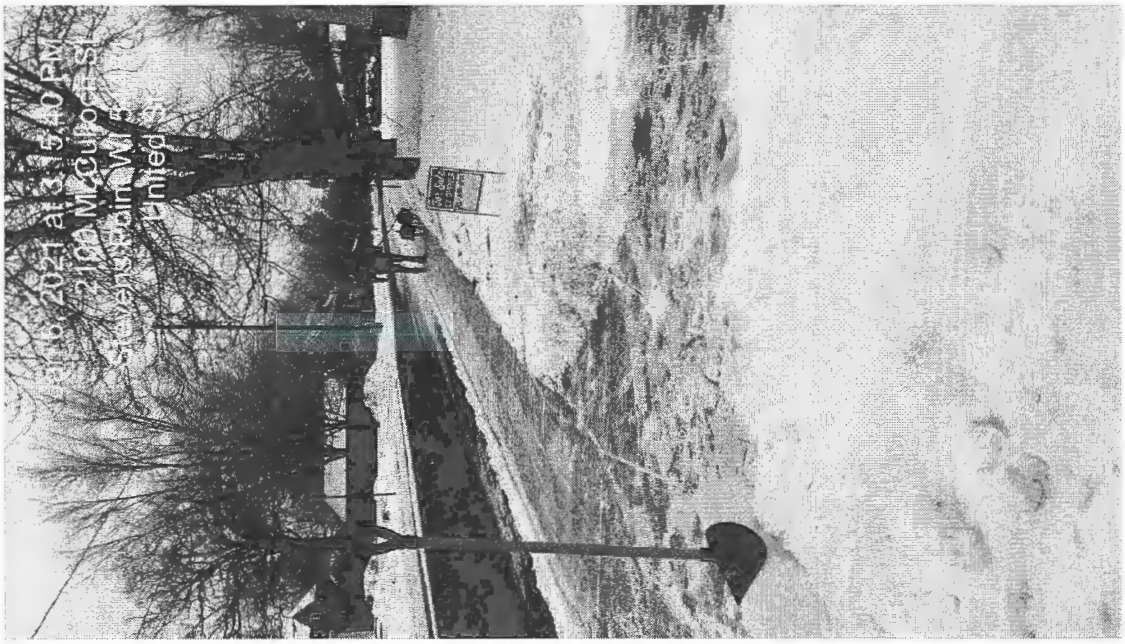
*Ground Cover: 1=Grass; 2=Fallow; 3=Bare Ground; 4=Brome grass; 5=Sod; 6=Straw mulch; 7=Grass muck; 8=Bare muck; 0=Unknown

"a" This data value failed one of NCDC's quality control tests. "At Obs." = Temperature at time of observation

"T" values in the Precipitation or Snow category above indicate a "trace" value was recorded.

"A" values in the Precipitation Flag or the Snow Flag column indicate a multiday total, accumulated since last measurement, is being used.

Data value inconsistency may be present due to rounding calculations during the conversion process from SI metric units to standard imperial units.



City of Stevens Point
1515 Strongs Avenue
Stevens Point, WI 54481-3594

Department of Community Development
Phone: (715) 346-1567
Fax: (715) 346-1498

January 19, 2021

ID #: CEGEN20210001
INVOICE #: 202100080

Josiah S. Mays
2100 McCulloch St
Stevens Point, WI 54481

Invoice for Service(s):
General Case AT 2100 McCulloch St

Dear Josiah S. Mays:

On or about January 02, 2021 an order was issued on the above described property, *or* a violation was abated relating to General Case. As a result, the associated fees for the preparation of the Order and / or the abatement of the violation(s) are as follows:

Type	Amount
Inspection Without Notice	25.00
Nuisance Abatement	50.40
Balance Due:	$75.40

Case details, as well as abatement photographs, may be viewed at stevenspoint.com/cityview by referencing the case number or property address. To dispute or contest this letter, a completed *Property Appeal Form* must be submitted to the Administrative Appeals Board within 30 days. The form is available online at stevenspoint.com/neighborhood, or a hard copy may be requested from our office. Please note that you may only appeal the ordinance determination. Disagreement with the charge amounts is not a valid reason for appeal, as those are determined by ordinance. Sidewalk snow and ice abatement orders are enforced through City Ordinance 16.06. General refuse and items left at the curb or within the right-of-way, and removed by the City, are enforced through City Ordinances 21.03 and 24.06.

* Please remit payment to the City of Stevens Point within 30 days from the date on this notice. Please be informed that if payment has not been received by this date, these fees will be assessed against the real estate as a special charge.

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Customer Name: Josiah S. Mays
Customer/Parcel No: 281240833300808
Invoice: 202100080

Amount Paid: $_____

Make Checks Payable and Remit to:

City of Stevens Point
1515 Strongs Avenue
Stevens Point, WI 54481

Or pay online: stevenspoint.com/invoice

Deliver To:
City Clerk's Office
Attn: Administrative Appeals Board
1515 Strongs Avenue
Stevens Point, Wi 54481

or Email To:
clerk@stevenspoint.com

PROPERTY APPEAL FORM

Enclosed is a notice and/or service charge issued by the Inspection Department of the City of Stevens Point. To dispute or contest this notice and/or charge, a formal written letter must be submitted to the Administrative Appeals Board. This request must be in writing, in a manner which is legible, or typed and submitted (hard copy or electronically) to the City Clerk's Office. Under City Ordinance 3.56, any person aggrieved by a notice and/or charge issued in connection with any alleged violation may file a request for a hearing with the Administrative Appeals Board for review of the case.

The written or typed appeal must set forth the reasons for contesting the interpretation of City Code of Ordinances and/or the Notice of Noncompliance issued by the Inspection Department. The appeal must be submitted within 30 days after the date of issuance of the notice and/or charge. **While not mandatory, you are highly encouraged to attend the meeting.**

****

All Information Below is Required For Submittal Prior to a Hearing Review

ADDRESS OF PROPERTY: 301 Minnesota Ave OWNER OF PROPERTY: Heather Kado-Smigaj

INDIVIDUAL FILING APPEAL: Heather Kado-Smigaj RELATION TO PROPERTY: Owner

CONTACT PHONE: 715-572-6919 EMAIL ADDRESS: hsmigaj@pointschools.net

****

ALLEGED VIOLATION: Snow removal VIOLATION ID #: CEICE20201136

HAVE YOU SPOKEN WITH THE ISSUING AGENT (REQUIRED): NO ■ YES ☐ AGENT: There is no name on the letter

RESULTS OF THAT DISCUSSION:

PLEASE STATE THE SPECIFIC REASONS YOU BELIEVE THE ORDINANCE VIOLATION(S) WERE UNFOUNDED, INCORRECT, OR WITHOUT BASIS. PLEASE NOTE THAT YOU MAY ONLY APPEAL THE ORDINANCE DETERMINATION, ANY DISAGREEMENT WITH THE CHARGE AMOUNTS IS NOT A VALID REASON FOR APPEAL, AS THOSE ARE DETERMINED BY ORDINANCE. YOU MAY ATTACH ADDITIONAL SHEETS OR DOCUMENTS AS NEEDED.

Hello, I am appealing the above charge, I am going to start off by saying I love the city of Stevens Point but this makes me vary sad. First of all the letter begins "on or about Dec 31st", no exact date or time is included on the picture or the letter. What ever time the inspector was there was not withing the 24 hr time allowed. My son who resides at the residence was out of town due to the holidays so we went in on the morning of Dec 31st and shoveled this walk ourselves. We take pride in our properties and make sure we take care of what needs to be taken care of. Secondly that neighbor hood has people walking non stop, it is clear in the picture that the snow had not been there very long and that the neighbor had recently just shoveled their walk as well. The documentation on line states that I recieved an email on Dec 30, what address did this supposed email go to as I have recieved NOTHING and when I click on it, it nothing opens up?? This alleged violoation happened "on or about Dec 31" yet I have no knowledge of this until I recieve a letter on Friday Jan 22nd, this is rediculous in regards to the time frame as well, this is clearly not how this system should work. A fine is subjected on an individual unknowning and they are notified of if for almost 30 days after??? This is very disheartning for the residents of Stevens Point. Thank you.

****

SIGNATURE OF APPELLANT: _____ DATE: Jan 25 2021

PRINT NAME: Heather Kado-Smigaj APPELLANT'S ADDRESS: 7205 Moraine Valley Ct

Memo

Mark Kordus
Neighborhood Improvement Coordinator
Community Development
City of Stevens Point
1515 Strongs Avenue
Stevens Point, WI 54481
Ph: (715) 346-1567 • Fax: (715) 346-1498
mkordus@stevenspoint.com

To: Public Protection Committee
From: Mark Kordus
CC: Ryan Kernosky & Andrew Beveridge
Date: 1/29/21
Subject: 501 Minnesota Ave - Case # CEICE20201136

On 12/31/20 around 12:31 PM Adam Kuhn observed a snow covered sidewalk at 501 Minnesota Ave at the intersection of Jordon Lane. There had been a snowfall event of approximately 2.5 inches as measured at the Stevens Point Airport and officially recorded by NOAA ending prior to 7:30 AM on 12/28/20. The snow was removed by Larry's Helping Hand the City's vendor on 12/31/20 around 3 PM.

U.S. Department of Commerce
National Oceanic & Atmospheric Administration
National Environmental Satellite, Data, and Information Service

Current Location: Elev: 1079 ft. Lat: 44.5115° N Lon: -89.5853° W
Station: STEVENS POINT, WI US USC00478171

Record of Climatological Observations
These data are quality controlled and may not be identical to the original observations.
Generated on: 01/29/2021

National Centers for Environmental Information
151 Patton Avenue
Asheville, North Carolina 28801

Observation Time Temperature: 0730 Observation Time Precipitation: 0730

Year	Month	Day	Temperature (F) 24 Hrs. Ending at Observation Time Max.	Temperature (F) 24 Hrs. Ending at Observation Time Min.	Temperature (F) At Obs.	Precipitation 24 Hour Amounts Ending at Observation Time: Rain, Melted Snow, Etc. (in)	Precipitation 24 Hour Amounts Ending at Observation Time: Flag	Precipitation 24 Hour Amounts Ending at Observation Time: Snow, Ice Pellets, Hail (in)	Precipitation 24 Hour Amounts Ending at Observation Time: Flag	Precipitation At Obs. Time: Snow, Ice Pellets, Hail, Ice on Ground (in)	Evaporation 24 Hour Wind Movement (mi)	Evaporation Amount of Evap. (in)	Soil Temperature (F) 4 in. Depth Ground Cover (see *)	Soil Temperature (F) 4 in. Depth Max.	Soil Temperature (F) 4 in. Depth Min.	Soil Temperature (F) 8 in. Depth Ground Cover (see *)	Soil Temperature (F) 8 in. Depth Max.	Soil Temperature (F) 8 in. Depth Min.
2020	12	01																
2020	12	02																
2020	12	03																
2020	12	04																
2020	12	05																
2020	12	06																
2020	12	07																
2020	12	08																
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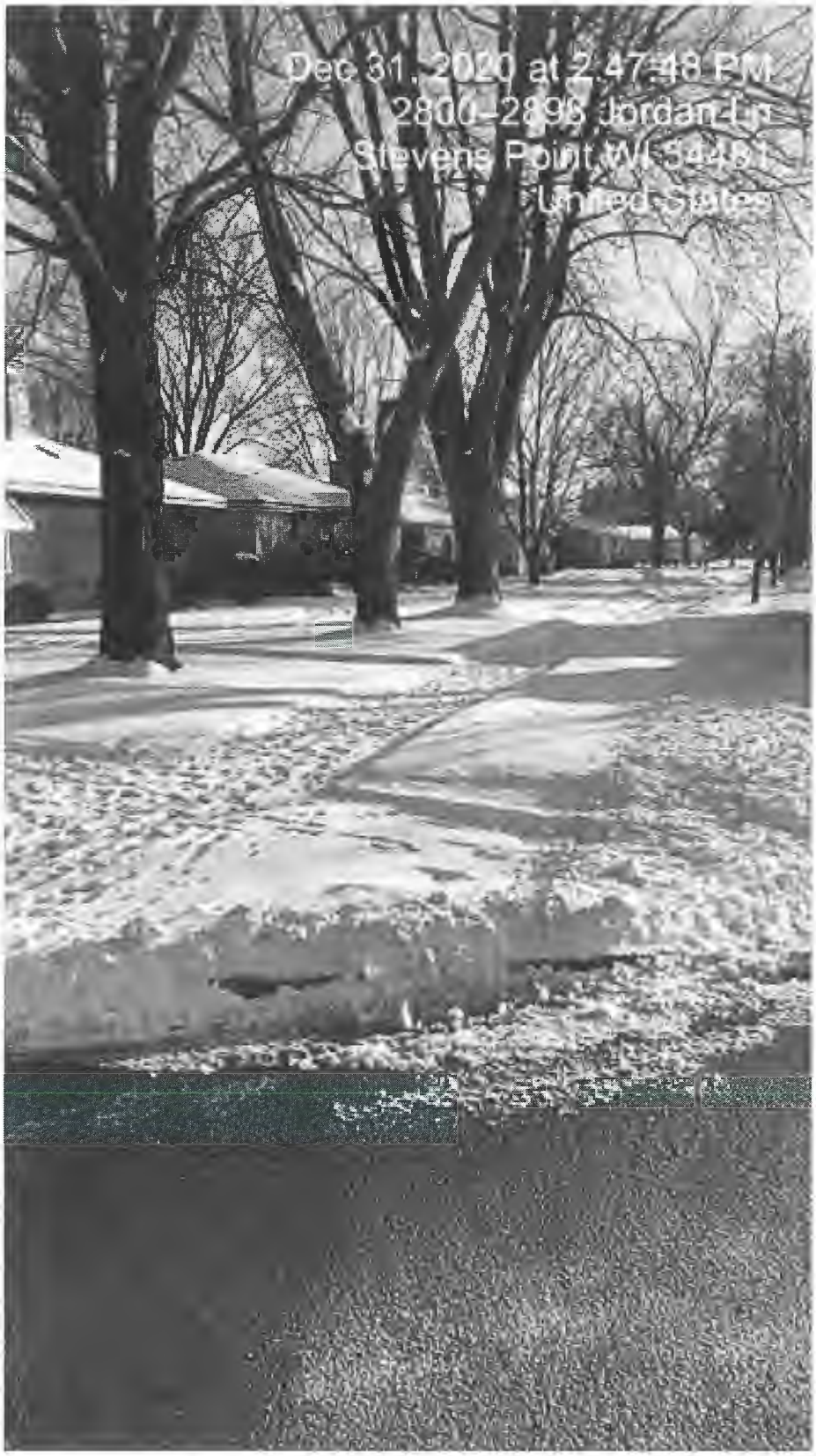
2020	12	20																
2020	12	21																
2020	12	22																
2020	12	23																
2020	12	24																
2020	12	25	10	3	5	0.00		0.0		0.0								
2020	12	26	16	5	13	0.00		0.0		0.0								
2020	12	27	25	13	19	0.00		0.0		0.0								
2020	12	28	26	13	13	0.20		2.5		3.0								
2020	12	29	25	1	1	0.00		0.0		3.0								
2020	12	30	26	1	26	0.17		1.0		3.0								
2020	12	31	26	19	19	0.00		0.0		3.0								
		Summary	22	8		0.37		3.5										

Empty or blank cells indicate that a data observation was not reported.


Dec 31, 2020 at 2:47:48 PM
2800-2898 Jordan Ln
Stevens Point, WI 54481
United States

City of Stevens Point
1515 Strongs Avenue
Stevens Point, WI 54481-3594

Department of Community Development
Phone: (715) 346-1567
Fax: (715) 346-1498

January 19, 2021

ID #: CEICE20201136
INVOICE #: 202100054

Heather M. Kado-Smigaj
7205 Moraine Valley Ct
Stevens Point, WI 54482

Invoice for Service(s):
Snow and Ice Violations AT 501 Minnesota Ave

Dear Heather M. Kado-Smigaj:

On or about December 31, 2020 an order was issued on the above described property, *or* a violation was abated relating to **Snow and Ice Violations**. As a result, the associated fees for the preparation of the Order and / or the abatement of the violation(s) are as follows:

Type	Amount
Inspection Without Notice	25.00
Snow Removal Abatement	77.40
Balance Due:	$102.40

Case details, as well as abatement photographs, may be viewed at stevenspoint.com/cityview by referencing the case number or property address. To dispute or contest this letter, a completed *Property Appeal Form* must be submitted to the Administrative Appeals Board within 30 days. The form is available online at stevenspoint.com/neighborhood, or a hard copy may be requested from our office. Please note that you may only appeal the ordinance determination. Disagreement with the charge amounts is not a valid reason for appeal, as those are determined by ordinance. Sidewalk snow and ice abatement orders are enforced through City Ordinance 16.06. General refuse and items left at the curb or within the right-of-way, and removed by the City, are enforced through City Ordinances 21.03 and 24.06.

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Customer Name: Heather M. Kado-Smigaj
Customer/Parcel No: 281240828400802
Invoice: 202100054

Amount Paid: $_____

Make Checks Payable and Remit to:

City of Stevens Point
1515 Strongs Avenue
Stevens Point, WI 54481

Or pay online: stevenspoint.com/invoice

Deliver To:
City Clerk's Office
Attn: Administrative Appeals Board
1515 Strongs Avenue
Stevens Point, Wi 54481

or Email To:
clerk@stevenspoint.com

PROPERTY APPEAL FORM

RECEIVED
FEB 05 2021
CITY CLERKS OFFICE

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The written or typed appeal must set forth the reasons for contesting the interpretation of City Code of Ordinances and/or the Notice of Noncompliance issued by the Inspection Department. The appeal must be submitted within 30 days after the date of issuance of the notice and/or charge. **While not mandatory, you are highly encouraged to attend the meeting.**

All Information Below is Required For Submittal Prior to a Hearing Review

Address of Property: 400 Washington Ave Owner of Property: Erica Miller

Individual Filing Appeal: Erica Miller Relation to Property: Owner

Contact Phone: 715.340.6364 Email Address: ericammiller2013@gmail.com

Alleged Violation: Snow and Ice Violation Violation ID #: CE/CE20210090

Have you spoken with the Issuing Agent (required): No ☑ Yes ☐ Agent: (not in office 2/5 3:15pm)

Results of that Discussion:

Please state the specific reasons you believe the ordinance violation(s) were unfounded, incorrect, or without basis. Please note that you may only appeal the ordinance determination, any disagreement with the charge amounts is not a valid reason for appeal, as those are determined by ordinance. You may attach additional sheets or documents as needed.

Snow fall was Sat → Sun, noticed shoveling on monday & assumed neighbor came through then received invoice. I have lived/owned property for 2+ years with no issues. I work 13+ hour shifts at hospital (& was working at this time). I had full intention to clear sidewalk monday, but it was already done. Also, amount of snow did not inhibit walking through.

Signature of Appellant: [signature] Date: 2/5/21

Print Name: Erica Miller Appellant's Address: 400 Washington Ave Stevens Point, WI 54481

Mark Kordus
Neighborhood Improvement Coordinator
Community Development
City of Stevens Point
1515 Strongs Avenue
Stevens Point, WI 54481
Ph: (715) 346-1567 • Fax: (715) 346-1498
mkordus@stevenspoint.com

Memo

To: Public Protection Committee
From: Mark Kordus
CC: Ryan Kernosky & Andrew Beveridge
Date: 1/29/21
Subject: 400 Washington Ave. - Case # CEGEN20210090

On 1/25/21 at 1:30 PM Mark Kordus observed an unshoveled sidewalk at 400 Washington Ave. There was a 3.2" snow event as measured at the NOAA weather station at the Stevens Point airport which had ended prior to 7:30 AM on 1/24/21. The snow was removed by Larry's Helping Hand the City's vendor on 1/26/21 around 12:10 PM, 53 hours after the end of the last recordable snow fall event.

U.S. Department of Commerce
National Oceanic & Atmospheric Administration
National Environmental Satellite, Data, and Information Service

Current Location: Elev: 1075 ft. Lat: 44.5115° N Lon: -89.5833° W
Station: STEVENS POINT, WI US USC00478171

Record of Climatological Observations
These data are quality controlled and may not be identical to the original observations.
Generated on 01/29/2021

National Centers for Environmental Information
151 Patton Avenue
Asheville, North Carolina 28801

Observation Time Temperature: 0730 Observation Time Precipitation: 0730

Year	Month	Day	Temperature (F) 24 Hrs. Ending at Observation Time Max.	Min.	At Obs	Precipitation 24 Hour Amounts Ending at Observation Time Rain, Melted Snow, Etc. (in)	Flag	Snow, Ice Pellets, Hail (in)	Flag	At Obs Time Snow, Ice Pellets, Hail, Ice on Ground (in)	Evaporation 24 Hour Wind Movement (mi)	Amount of Evap. (in)	Soil Temperature (F) 4 in. Depth Ground Cover (see *)	Max.	Min.	8 in. Depth Ground Cover (see *)	Max.	Min.
2021	01	01	25	11	13	0.00		0.0		3.0								
2021	01	02	25	13	21	0.00		0.0		3.0								
2021	01	03	26	20	20	0.00		0.0		3.0								
2021	01	04	25	20	21	0.00		0.0		3.0								
2021	01	05	29	21	26	0.02		0.4		3.0								
2021	01	06	27	18	19	0.00		0.0		3.0								
2021	01	07	24	19	23	0.00		0.0		3.0								
2021	01	08	29	22	25	0.00		0.0		3.0								
2021	01	09	26	13	19	0.00		0.0		3.0								
2021	01	10	25	17	19	0.00		0.0		3.0								
2021	01	11	23	19	23	0.00		0.0		3.0								
2021	01	12	35	22	30	0.00		0.0		3.0								
2021	01	13	32	19	20	0.00		0.0		3.0								
2021	01	14	38	20	26	0.00		0.0		3.0								
2021	01	15	36	26	33	0.27		0.8		4.0								
2021	01	16	37	32	33	0.03		0.0		3.0								
2021	01	17	34	26	25	0.03		0.8		4.0								
2021	01	18	30	23	23	0.00		0.0		1.0								
2021	01	19	24	15	17	0.01		0.1		1.0								
2021	01	20	20	3	4	0.01		0.1		1.0								
2021	01	21	33	4	26	0.00		0.0		1.0								
2021	01	22	34	6	6	0.00		0.0		1.0								
2021	01	23	12	2	2	0.00		0.0		1.0								
2021	01	24	21	0	19	0.20		3.2		4.0								
2021	01	25																
2021	01	26																
2021	01	27																
2021	01	28																
2021	01	29																
2021	01	30																
2021	01	31																
		Summary	28	16		0.57		5.0										

Empty, or blank, cells indicate that a data observation was not reported.
*Ground Cover: 1=Grass, 2=Fallow, 3=Bare Ground, 4=Brome grass, 5=Cocklebur, 6=Straw mulch, 7=Grass mulch, 8=Bare mulch, 9=Unknown
*s: This data value failed one of NCDC's quality control tests. *At Obs T = Temperature at time of observation
*T: values in the Precipitation or Snow category above indicate a "trace" value was recorded.
*A: values in the Precipitation Flag or the Snow Flag column indicate a multiday total, accumulated since last measurement, is being used
Data value inconsistency may be present due to rounding calculations during the conversion process from SI metric units to standard imperial units.

Jan 26, 2021 at 12:00:40 PM
400 Washington Ave
Stevens Point, WI 54481
United States

Jan 26, 2021 at 12:11:18 PM
400 Washington Ave
Stevens Point WI 54481
United States

2021 at 12:11:23 PM
400 Washington
Stevens Point WI 54
United States

City of Stevens Point
1515 Strongs Avenue
Stevens Point, WI 54481-3594

Department of Community Development
Phone: (715) 346-1567
Fax: (715) 346-1498

January 27, 2021

ID #: CEICE20210090
INVOICE #: 202100138

Erica M. Miller
400 Washington Ave
Stevens Point, WI 54481

Invoice for Service(s):
Snow and Ice Violations AT 400 Washington Ave

Dear Erica M. Miller:

On or about January 25, 2021 an order was issued on the above described property, or a violation was abated relating to Snow and Ice Violations. As a result, the associated fees for the preparation of the Order and / or the abatement of the violation(s) are as follows:

Type	Amount
Inspection Without Notice	25.00
Snow Removal Abatement	71.28
Balance Due:	$96.28

Case details, as well as abatement photographs, may be viewed at stevenspoint.com/cityview by referencing the case number or property address. To dispute or contest this letter, a completed *Property Appeal Form* must be submitted to the Administrative Appeals Board within 30 days. The form is available online at stevenspoint.com/neighborhood, or a hard copy may be requested from our office. Please note that you may only appeal the ordinance determination. Disagreement with the charge amounts is not a valid reason for appeal, as those are determined by ordinance. Sidewalk snow and ice abatement orders are enforced through City Ordinance 16.06. General refuse and items left at the curb or within the right-of-way, and removed by the City, are enforced through City Ordinances 21.03 and 24.06.

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Customer Name: Erica M. Miller
Customer/Parcel No: 281240830402008
Invoice: 202100138

Amount Paid: $_____

Make Checks Payable and Remit to:

City of Stevens Point
1515 Strongs Avenue
Stevens Point, WI 54481

Or pay online: stevenspoint.com/invoice