

**UNSAFE BUILDING HEARING AUTHORITY
RECORD OF HEARING**

First Floor Auditorium, City Hall
300 N. High St.
Muncie, IN 47305

Hearing Date: June 9, 2016 3:00 PM

Members Present: Doug Marshall (chair), Brad King, Debra Malitz, Jim Lee

Members Absent: Aaron Wood

Staff Present: Craig Nichols, Building Commissioner; Briana Grosicki, Administrator; Kathy Mulroony acting as Secretary; Taylor Marshall, Secretary/Treasurer; Megan Quirk, City Attorney.

The City of Muncie Unsafe Building Hearing Authority (UBHA) held a regularly monthly hearing on Thursday, June 9, 2016 at 3:00 PM in the City Hall Auditorium of Muncie City Hall. Chairman Doug Marshall called the meeting to order.

Hearing Authority members and City staff were introduced.

The procedure for hearing cases was explained.

Those in attendance were advised of the following:

- Findings of fact and action taken at this meeting will be mailed to owners and recorded in the office of the Delaware County Recorder and made a matter of public record.
- Owners can appeal the findings of fact and action taken to the Delaware County Circuit Court.
- Appeals must be initiated within ten days after the date of this hearing.

Those in attendance who participated in the hearing were sworn in.

Unsafe Cases:

1. 2908 N RESERVE ST. No one showed for property. Motion to affirm order, impose \$2,500 civil penalty for failure to comply, and continue for 60 days to August 11th hearing. Seconded. Motion passed by a unanimous vote.
2. ASHWOOD E DR #6. Motion to affirm order and continue for 60 days to August 11th hearing. Seconded. Motion passed by a unanimous vote.

3. 1424 W 9TH ST. No one showed for property. Motion to affirm order, impose \$3,500 civil penalty for failure to comply, and continue for 60 days to August 11th hearing. Seconded. Motion passed by a unanimous vote.
4. 2417 S HOYT AVE. No one showed for property. Motion to affirm order, impose \$3,500 civil penalty for failure to comply, and continue for 60 days to August 11th hearing. Seconded. Motion passed by a unanimous vote.
5. 2816 S PERSHING DR. No one showed for property. Motion to affirm order, impose \$500 civil penalty for failure to comply, and continue 30 days to July 14th hearing. Seconded. Motion passed by a unanimous vote.
6. 1100 E MAIN ST. Motion to affirm order, impose \$500 civil penalty for failure to comply, and continue 30 days to July 14th hearing. Seconded. Motion passed by a unanimous vote.
7. 2000 N DR MARTIN LUTHER KING BLVD. Motion to affirm order and continue 30 days to July 14th hearing. Seconded. Motion passed by a unanimous vote.
8. 1421 S MADISON ST. No one showed for property. Motion to modify order to rehab order, affirm order, and continue for 90 days to September 8th hearing. Motion to request \$500 bond due at next hearing. Seconded. Motion passed by a unanimous vote.
9. 622 E 6TH ST. No one showed for property. Motion to continue for 60 days to August 11th hearing. Seconded. Motion passed by a unanimous vote.
10. 2406 E 16TH ST. Obtained building permit. Needs to obtain electric, HAVAC, and plumbing permits. Motion to continue 90 days to September 8th hearing. Seconded. Motion passed by a unanimous vote.
11. 1318 E KIRBY AVE. No one showed for property. Motion made to revoke bond, double bond to \$300 due at next hearing, and continue for 60 days to August 11th hearing. Seconded. Motion passed by a unanimous vote.
12. 1106 W 16TH ST. No one showed for property. Motion to continue for 60 days to August 11th hearing. Seconded. Motion passed by a unanimous vote.
13. 1515 W 13TH ST. No one showed for property. Property inspected on June 8, 2016. Motion to release and refund \$150 civil penalty. Seconded. Motion passed by a unanimous vote.
14. 611 E PINE ST. No one showed for property. Motion to continue for 60 days to August 11th hearing. Seconded. Motion passed by a unanimous vote.

15. 1132 E 9TH ST. No one showed for property. Motion to impose \$1,000 civil penalty for failure to comply and continue for 60 days to August 11th hearing. Seconded. Motion passed by a unanimous vote.
16. 708 S BURLINGTON DR. Motion to modify from demo order to rehab order and continue for 90 days to September 8th hearing. Seconded. Motion passed by a unanimous vote.
17. 1309 E KIRK ST. No one showed for property. Motion to revoke \$150 civil, double civil penalty to \$300 for failure to comply, and continue for 60 days to August 11th hearing. Seconded. Motion passed by a unanimous vote.
18. 611 E JACKSON ST. No one showed for property. Motion to continue for 90 days to September 8th hearing. Seconded. Motion passed by a unanimous vote.
19. 804 N GREENBRIAR RD. No one showed for property. Motion to revoke \$250 civil penalty, double civil penalty to \$500 for failure to comply, and continue 30 days to July 14th hearing. Seconded. Motion passed by a unanimous vote. Motion to rescind staff recommendation. Seconded. Motion passed by a unanimous vote. Motion to continue 60 days to August 11th hearing. Seconded. Motion passed by a unanimous vote.
20. 1511 S BILTMORE AVE. No one showed for property. Motion to impose \$350 civil penalty for failure to comply and continue for 60 days to August 11th hearing. Seconded. Motion passed by a unanimous vote.
21. 1407 E BUTLER ST. No one showed for property. Motion to impose \$2,500 civil penalty for failure to comply and put property on city demo list. Seconded. Motion passed by a unanimous vote.
22. 310 W BERKLEY AVE. No one showed for property. Motion to impose \$200 civil penalty for failure to comply and continue for 90 days to September 8th hearing. Seconded. Motion passed by a unanimous vote.
23. 1909 W 8TH ST. Motion to continue for 90 days to September 8th hearing. Seconded. Motion passed by a unanimous vote.
24. 3209 W DEVON RD. No one showed for property. Motion to continue for 60 days to August 11th hearing. Seconded. Motion passed by a unanimous vote.
25. 2806 W BERWYN RD. No one showed for property. Motion to impose \$3,500 civil penalty for failure to comply and continue for 60 days to August 11th hearing. Seconded. Motion passed by a unanimous vote.
26. 317 N BRADY ST. Owner obtained electrical and building permits. Owner has not obtained HVAC permit, turned in updated budget and schedule, or gotten

inspection done. Motion to continue for 60 days to August 11th hearing. Seconded. Motion passed by a unanimous vote.

27. 426-428 W HOWARD ST. Motion to continue for 60 days to August 11th hearing. Seconded. Motion passed by a unanimous vote.
28. 1209 S MULBERRY ST. No one showed for property. Motion to impose \$2,500 civil penalty for failure to comply and put property on city demo list. Seconded. Motion passed by a unanimous vote.
29. 904 N PENN ST. Motion to impose \$150 civil penalty for failure to comply and continue for 60 days to August 11th hearing. Seconded. Motion passed by a unanimous vote.
30. 1401 W 11TH ST. No one showed for property. Motion to release. Seconded. Motion passed by a unanimous vote.
31. 2201 N NEW YORK ST. No one showed for property. Motion to release. Seconded. Motion passed by a unanimous vote.
32. 3707 E WILSON RD. No one showed for property. Motion to release. Seconded. Motion passed by a unanimous vote.
33. 905 E ADAMS ST. No one showed for property. Motion to impose \$3,500 civil penalty for failure to comply and continue for 60 days to August 11th hearing. Seconded. Motion passed by a unanimous vote.
34. 1225 N HODSON AVE. Motion to continue for 60 days to August 11th hearing. Seconded. Motion passed by a unanimous vote.
35. 802 E 18TH ST. Motion to request \$200 bond and continue for 90 days to September 8th hearing. Seconded. Motion passed by a unanimous vote.
36. 220 W MEMORIAL DR. No one showed for property. Motion to put on city demo list. Seconded. Motion passed by a unanimous vote.
37. 2100 N MILTON ST. Motion to release. Seconded. Motion passed by a unanimous vote.
38. 706 E 6TH ST. No one showed for property. Motion to impose \$2,500 civil penalty for failure to comply, modify order to demo, and continue for 60 days to August 11th hearing. Seconded. Motion passed by a unanimous vote.
39. 2023 E MEMORIAL DR. No one showed for property. Motion to impose \$1,000 civil penalty for failure to comply and put on city demo list. Seconded. Motion passed by a unanimous vote.

40. 1422 S SHIPLEY ST. No one showed for property. Motion for \$3,500 civil penalty for failure to comply and continue for 60 days to August 11th hearing. Seconded. Motion passed by a unanimous vote.
41. 1005 N BLAINE ST. No one showed for property. Motion to revoke \$150 bond, double bond to \$300 due at next hearing, and continue 30 days to July 14th hearing. Seconded. Motion passed by a unanimous vote.
42. 1001 N BLAINE ST. No one showed for property. Motion to revoke \$150 bond, double bond to \$300 due at next hearing, and continue 30 days to July 14th hearing. Seconded. Motion passed by a unanimous vote.
43. 1406 E 24TH ST. Motion to continue 30 days to July 14th hearing. Seconded. Motion passed by a unanimous vote.
44. 601 S WINDSOR ST. No one showed for property. Motion to modify to rehab order and continue for 90 days to September 8th hearing. Seconded. Motion passed by a unanimous vote.
45. 1407 E CENTENNIAL AVE. Owner needs budget, schedule, inspection, and permits. Motion to continue for 60 days to August 11th hearing. Seconded. Motion passed by a unanimous vote.
46. 615 E MAIN ST. New owner in process of deciding what to do with property. Motion to rescind \$2,500 civil penalty for failure to comply and release property. Seconded. Motion passed by a unanimous vote.
47. 909 W HOWARD ST. No one showed for property. Motion to request \$500 bond due at next hearing, update schedule, and continue for 60 days to August 11th hearing. Seconded. Motion passed by a unanimous vote.
48. 1910 S KATHY DR. No one showed for property. Motion to impose \$3,500 civil penalty for failure to comply and continue for 60 days to August 11th hearing. Seconded. Motion passed by a unanimous vote.
49. 1201 S BEACON ST. Owner posted bond. Owner needs to start rehab. Motion to modify order to rehab and continue for 90 days to September 8th hearing. Seconded. Motion passed by a unanimous vote.
50. 540 S GHARKEY ST. Owner posted bond. Motion to continue for 90 days to September 8th hearing. Seconded. Motion passed by a unanimous vote.
51. 1135 S HIGH ST. Owner posted bond, had inspection, and is working on getting zoning changed. Motion to continue for 90 days to September 8th hearing. Seconded. Motion passed by a unanimous vote.

52. 2900 S JEFFERSON ST. (307 E 22nd ST.) Owner posted bond. Motion to modify order to rehab and continue 90 days to September 8th hearing. Seconded. Motion passed by a unanimous vote.
53. 1619 E WILLARD ST. No one showed for property. Motion to impose \$5,000 civil penalty for failure to comply and continue for 60 days to August 11th hearing. Seconded. Motion passed by a unanimous vote.
54. 300 E HIGHLAND AVE. Owner needs to get final inspection. Motion to continue for 60 days to August 11th hearing. Seconded. Motion passed by a unanimous vote.
55. 419 W 8TH ST. Motion to revoke \$150 performance bond, request a new \$300 bond due at next hearing and continue 90 days to September 8th hearing. Seconded. Motion passed by a unanimous vote. Motion to rescind request of \$300 bond and request new \$150 bond due at next hearing. Seconded. Motion passed by a unanimous vote.
56. 2111 S ELM ST. Owner submitted budget and schedule, posted \$150 bond, and had inspection. Motion to modify order to rehab and continue for 90 days to September 8th hearing. Seconded. Motion passed by a unanimous vote.
57. 1103 W 1ST ST. No one showed for property. Motion to revoke \$150 bond, impose \$3,500 civil penalty for failure to comply, and put on city demo list. Seconded. Motion passed by a unanimous vote.
58. 1619 E 20TH ST. No one showed for property. Motion to impose \$2,500 civil penalty for failure to comply and continue for 60 days to August 11th hearing. Seconded. Motion passed by a unanimous vote.
59. 2407 W CHARLES ST. Motion to continue 30 days to July 14th hearing, revoke \$150 bond, and put on city demo list. Seconded. Motion passed by a unanimous vote.
60. 1204 N ALDEN RD. No one showed for property. Motion to impose \$2,500 civil penalty for failure to comply and continue for 60 days to August 11th hearing. Seconded. Motion passed by a unanimous vote.
61. 2715 S VINE ST. Property currently being transferred into new owner's name. Motion to request \$200 bond due at next hearing and continue 30 days to July 14th hearing. Seconded. Motion passed by a unanimous vote.
62. 507 E MEMORIAL DR. No one showed for property. Owner trying to sell. Motion to continue 90 days to September 8th hearing. Seconded. Motion passed by a unanimous vote.

63. 517 E MEMORIAL DR. No one showed for property. Owner trying to sell. Motion to continue 90 days to September 8th hearing. Seconded. Motion passed by a unanimous vote.
64. 515 E MEMORIAL DR. No one showed for property. Owner trying to sell. Motion to continue 90 days to September 8th hearing. Seconded. Motion passed by a unanimous vote.
65. 1202 S MAY AVE. No one showed for property. Owner trying to sell. Motion to continue for 60 days to August 11th hearing. Seconded. Motion passed by a unanimous vote.
66. 2712 W BROOKFIELD DR. No one showed for property. Motion to impose \$2,500 civil penalty for failure to comply and continue 60 days to August 11th hearing. Seconded. Motion passed by a unanimous vote.
67. 2404 N DR MARTIN LUTHER KING BLVD. No one showed for property. Motion for \$2,500 civil penalty for failure to comply and continue 90 days to September 8th hearing. Seconded. Motion passed by a unanimous vote.
68. 1623 S MULBERRY ST. Motion to continue for 60 days to August 11th hearing. Seconded. Motion passed by a unanimous vote.
69. 1212-1214 S JEFFERSON ST. No one showed for property. Motion to revoke \$650 bond, double bond to \$1,300 due at next hearing, and continue 90 days to September 8th hearing. Seconded. Motion passed by a unanimous vote.
70. 514 E HOWARD ST. No one showed for property. Owner needs to bring in documents. Motion to continue 30 days to July 14th hearing. Seconded. Motion passed by a unanimous vote.
71. 1012 W UNIVERSITY AVE. No one showed for property. Motion to release. Seconded. Motion passed by a unanimous vote.
72. 905 W DUNN AVE. No one showed for property. Motion to impose \$2,500 civil penalty for failure to comply and put on city demo list. Seconded. Motion passed by a unanimous vote.
73. 2410 S PERSHING DR. No one showed for property. Motion to continue onto summer CDBG list and not hear again. Motion to affirm demo order. Seconded. Motion passed by a unanimous vote.
74. 1122 W 1ST ST. No one showed for property. Motion to affirm demo order and continue with demo. Seconded. Motion passed by a unanimous vote.

75. 1209 W 16TH ST. No one showed for property. Motion to affirm demo order. Seconded. Motion passed by a unanimous vote.
76. 1437 W 11TH ST. No one showed for property. Motion to affirm demo order. Seconded. Motion passed by a unanimous vote.
77. 921 W 13TH ST. No one showed for property. Motion to affirm demo order. Seconded. Motion passed by a unanimous vote.
78. 305 E BERKLEY AVE. [Case was not on June's agenda, but owners were noticed.] Owner trying to sell. Motion made to include property onto June 9th agenda. Seconded. Motion passed by a unanimous vote. Motion to continue 60 days to August 11th hearing. Seconded. Motion passed by a unanimous vote.
79. 3211 E 9TH ST. [Case was not on June's agenda, but owners were noticed.] Motion made to include property onto June 9th agenda. Seconded. Motion passed by a unanimous vote. Motion to continue 60 days to August 11th hearing. Seconded. Motion passed by a unanimous vote.

On motion, the Hearing Authority adjourned at 5:05 PM.