

Staff Summary Report



Board of Adjustment Hearing Date: February 25, 2009

Agenda Item Number: 2

SUBJECT: This is a public hearing for an appeal of the Hearing Officer's decision to approve abatement proceedings for the **GRAFFIS RESIDENCE (PL080471/ABT08044)** located at 210 East Vaughn Drive.

DOCUMENT NAME: 20090225dsng01

PLANNED DEVELOPMENT (0406)

SUPPORTING DOCS: Yes

COMMENTS: Hold a public hearing for an appeal of the January 20, 2009 Hearing Officer's decision to approve the request by the City of Tempe – Neighborhood Enhancement Division to abate public nuisance items in violation of the Tempe City Code for the **GRAFFIS RESIDENCE (PL080471/ABT08044/ABA09001)** (William Herbert Graffis, Jr., property owner) Complaint CE043321 located at 210 East Vaughn Drive in the R1-6, Single Family Residential District.

PREPARED BY: Nick Graves, Planning Intern (480-350-8690)

REVIEWED BY: Steve Abrahamson, Planning & Zoning Coordinator (480-350-8359)

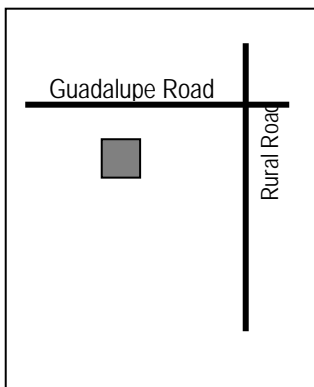
A handwritten signature in black ink, appearing to read 'SEA', located next to the 'REVIEWED BY' line.

LEGAL REVIEW BY: N/A

FISCAL NOTE: N/A

RECOMMENDATION: Staff – Denial

ADDITIONAL INFO: The homeowner William Herbert Graffis, Jr. is requesting an appeal of the January 20, 2009 Hearing Officer decision to approve the abatement request by Neighborhood Enhancement Division **GRAFFIS RESIDENCE (PL080471 / ABT08044 / ABA09001)** (William Herbert Graffis, Jr., property owner) Complaint CE043321 located at 210 East Vaughn Drive in the R1-6, Single Family Residential District. This residence is located southwest of the intersection of Guadalupe and Rural Roads. The details of this case represent several months of correspondence for compliance with the property owner. Staff recommends denial of the appeal thus upholding the Hearing Officer's authorization of the abatement of this property.



PAGES:

1. List of Attachments
2. Comments; History & Facts/Description

ATTACHMENTS:

1. Location Map
2. Aerial Photo
- 3-28. Neighborhood Enhancement Report
- 29-36. Neighborhood Enhancement Photos
37. City of Tempe Acknowledgement of Homeowner Appeal (February 4, 2009)
38. Letter of Appeal from Mr. Graffis (homeowner) (February 3, 2009)
39. Hearing Officer Abatement approval Letter (January 26, 2009)
- 40-41. Hearing Officer Minutes (January 20, 2009)

COMMENTS:

The homeowner William Herbert Graffis, Jr. is requesting an appeal of the January 20, 2009 Hearing Officer decision to approve the abatement request by Neighborhood Enhancement Division **GRAFFIS RESIDENCE (PL080471 / ABT08044 / ABA09001)** (William Herbert Graffis, Jr., property owner) Complaint CE043321 located at 210 East Vaughn Drive in the R1-6, Single Family Residential District. This residence is located southwest of the intersection of Guadalupe and Rural Roads. The details of this case represent several months of correspondence for compliance with the property owner. Refer to the attached memo and photos from Don Alexander, Neighborhood Enhancement Inspector, for the history and facts on the enforcement of the property.

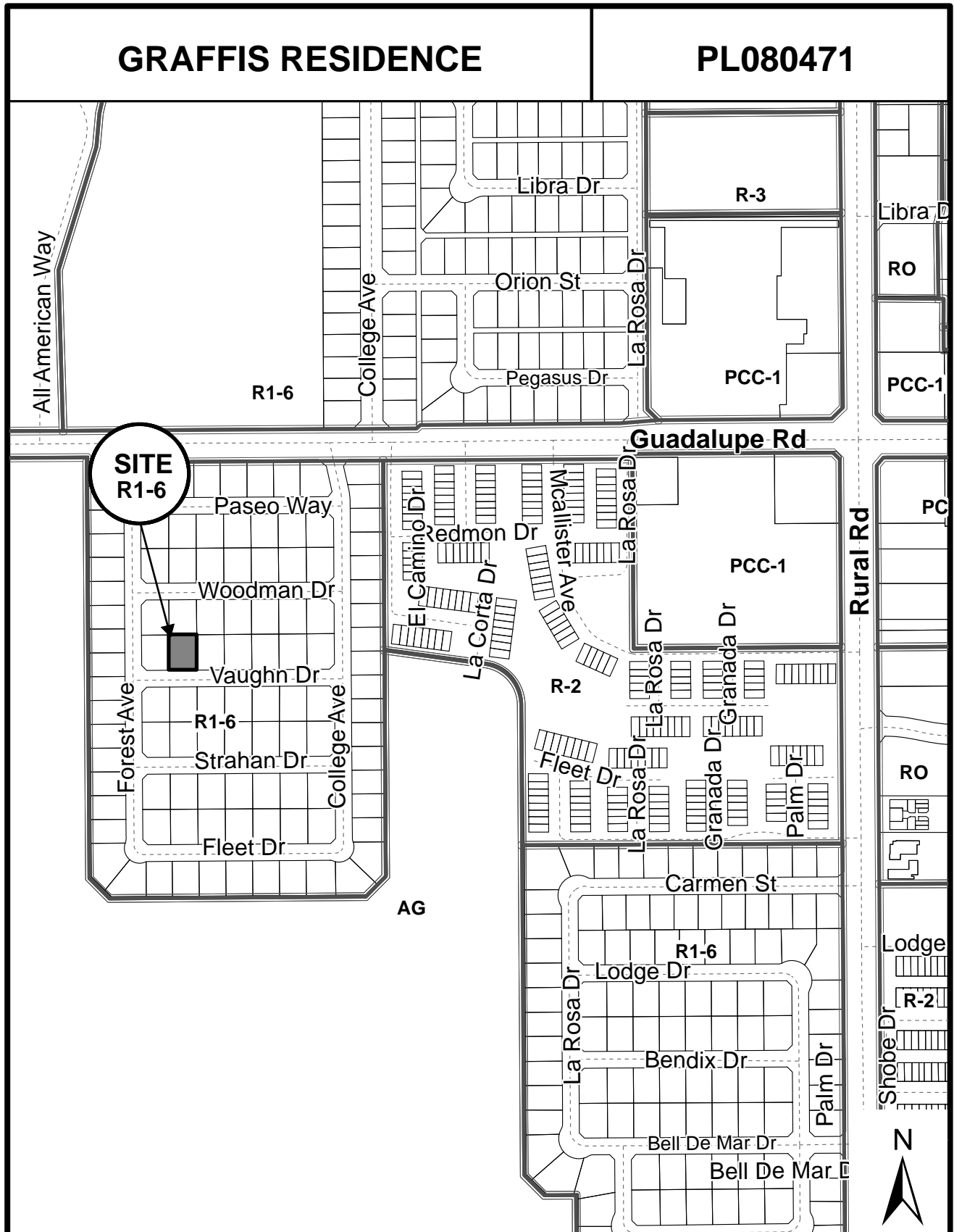
Staff recommends denial of the appeal thus, upholding the Hearing Officer's authorization of the abatement of this property.

HISTORY & FACTS: See attached memo from the Neighborhood Enhancement Division.

January 20, 2009 ABT08044 – Hearing Officer approved the Abatement for the GRAFFIS RESIDENCE.

February 3, 2009 William Herbert Graffis, Jr. filed an appeal of the Hearing Officer's decision to approve the abatement.

DESCRIPTION: Owner – William Herbert Graffis, Jr.
Applicant – Don Alexander, COT Neighborhood Enhancement
Existing zoning – R1-6, Single Family Residential District
Lot area – 8,610 s.f. / .20 acres
Building area – 1,080 s.f.
Year of structure – 1974



Location Map



GRAFFIS RESIDENCE (PL080471)

DATE: December 23, 2008
TO: Jan Koehn, Code Enforcement Administrator
FROM: Donald Alexander, Code Compliance Inspector
SUBJECT: Request to Authorize the Filing of Abatement – Reference Complaint #CE043321

LOCATION: 210 E. Vaughn Drive

LEGAL: Book 301, Map 47, Parcel 429, as recorded with the Maricopa County Assessor

OWNER: William Herbert Graffis Jr.
White Male, DOB 10-20-54, 6' 1", 200 lbs.
210 E. Vaughn Drive
Tempe, AZ 85283

FINDINGS:

- 9/21/04 The Code Compliance Division received a complaint on the above property concerning a bad smell in the evening, deteriorated landscaping, and debris.
- 9/21/04 Inspection of the property revealed a Subaru (AZ, GRL-260 Nov 2001) parked on the front driveway up on jacks with deflated tires. A Mercury Topaz (Pennsylvania, XHL-989 no month or year sticker) parked on the improved area of the east side yard. A number of items stored on the east, west and front yard of the residence (water heater, batteries, wood, plastic containers, metal, tires, go-cart, tiller, small engines, panels, chairs, TV, closet doors, bottles, clothing, dishes and several other miscellaneous items). No offensive odor detected coming from the residence. Spoke with William Graffis and explained the violations. He indicated that he would take care of the problems but would need some time to do something with the vehicles. Notice mailed.
- 10/07/04 Inspected the residence at 6:00am due to a complaint from a citizen that a strong smell is occurring between the hours of 7:00pm to 6:00am. Took an additional inspector out to see if they could detect the odor due to no indication of it on the first inspection. No

odor was detected around the complainants address, no odor was detected around the violation address. Walked around the neighborhood and no offensive odor was detected.

10/08/04 At 7:00am, code inspector Don Alexander inspected the property for offensive odors. He walked around both the complainants property and violation property and could not detect an offensive odor.

10/11/04 No change in the stored items on the front and west side yards. No change in the condition of the vehicles. No offensive odor detected.

10/27/04 No change in the condition of the stored items or vehicles. Second notice will be sent.

11/29/04 Spoke with William, he indicated that he is still working on the problem. He indicated that he is selling one of the vehicles and is in the process of repairing the other. He is going to hang shelves in the garage to remove the stored items. He requested an extension. Extension given until 12/20.

12/20/04 No change with the vehicles. Some of the stored items have been removed but many items remain. Final notice will be sent.

1/31/05 Majority of stored items have been removed. Both vehicles remain, spoke with William and explained that this would be the last extension. If vehicles are not registered or removed by 3/1/05 citations would be issued.

3/01/05 Spoke with William. He indicated that the Subaru has been registered. He said he is still working on the Mercury. We also spoke about the complaints of odor coming from the residence. He again indicated that he had put manure out in his garden. I informed him that if the complaint of smell continues a citation will be issued.

3/3/05 Met with several neighbors regarding the condition of the property. they had complaints about the backyard, the roof, the number of cats, junk cars on the property and on the street and potential building code issues including removing the sides under the eaves and putting junk up in the rafters of his home. Advised them that we would have an inspector meet with the building code investigator and the police department and try to address the problems holistically. The neighbors also asked about mediation

with the owner - advised them we would ask him if he was interested. Jan koehn

3/8/05 This case was reassigned to Dave Christ

3/14/05 I inspected the property and found two vehicles in the driveway to include a Mercury Topaz (pa plate XHL 989) and a Mercedes (099-FVT AZ April 05). The Topaz showed no month or year tab. there were two vehicles on the street in front of the home to include a Subaru with Az plate (GRL-260 nov 05) and a second vehicle with a plate of Az KHC-352 Oct 04. There were a number of items stored around the exterior of the home. The west side yard contained an air compressor, a light fixture, oil containers, blinds, a riding lawn mower, a broken table, a gas engine, a push mower, weed-eater, and there was a rope and a gym bag hanging from the eaves.

The front yard contained dead palm tree fronds and some overheight weeds and grass. The front yard on the east side contained a boat with a canoe on top of it covered with a torn tarp. There were also items stored along the east side of the house to include buckets, cans, rags, metal, and other miscellaneous junk. There was storage of other items covered with plastic against the house near the front door. There was also laundry hanging on a line in the front yard.

The wooden gate leading into the rear yard was broken and deteriorated. The roof on both the north side and south side was deteriorated with split and curled shingles and some deteriorated rolled roofing. The gable vents had been removed on both sides of the house.

I checked the rear yard and found metal and bike parts against the west sidewall. The entire length of the house along the north side was covered with misc. junk and items stored against the wall to include stacks of pans and serving dishes, wood, metal, buckets, appliances, and other junk.

The east side of the rear yard contained two vehicles under tarps, two large metal overhead garage doors, metal, appliances, and overheight weeds and grass. I counted at least eight barbecues in the rear yard. There were large piles of dead palm fronds in the rear yard as well.

I did not detect any odor coming from the property.

I spoke with two neighbors about the conditions. Both were concerned about the cars and junk stored at the house. One neighbor was concerned with the cat population which he said lives under the tarp covering the boats stored in the front yard.

- 3/22/05 At 11:47am, I reinspected the home and found little or no change. A review of the prior notices sent by Mike Spencer showed the owner had previously been given three notices to comply and at least two extensions. I took photographs of the violations. A citation will be issued for the unregistered /inoperable car in the driveway and for the junk in the west and east side yards. I also will issue a first notice for the deteriorated roof, the junk in the rear yard, and overheight weeds and grass in the front and rear yards. There was no odor coming from the property.
- 3/24/05 A citation was issued for the inoperable vehicle and the junk in the front, west, and east side yards. A notice was issued for the junk in the rear yard, the overheight weeds, and grass in the front and rear yards, and the deteriorated roof. The compliance date for the new violations was 4/7/05 on the junk and grass and 4/24/05 for the roofing. The return date for the citation was 4/7/05.
- 4/8/05 Mr. Graffis failed to appear on the citation and a default judgment was entered.
- 4/15/05 Mr. Graffis appeared in court and filed a motion to set aside the judgment. The judgment was set aside and a court date has been set for 5/18/05.
- 5/18/05 The court date was continued until 6/21/05.
- 6/21/05 The hearing on the citation took place and the judge took the case under advisement. He said he would render his ruling by 6/29/05.
- Following the hearing, Mr. Graffis was given my card and told to contact me after the judges decision to set an appointment for a reinspection to point out what he had to do in order to comply. He said he was tired of fighting the city and if he were found responsible by the court, he would do what he was asked to do.
- 6/21/05 After leaving the courtroom, Mr. Graffis met with Maryna Leyvas (housing rehabilitation grants) about obtaining grant money to rehabilitate the roof. His application is currently being processed.

6/23/05 The judge issued a finding of responsibility and fined Mr. Graffis \$200.00 to be paid no later than 7/8/05. Mr. Graffis has until 7/7/05 to appeal the court's ruling.

7/9/05 Mr. Graffis paid the fine in full.

7/12/05 9:14am, I called Mr. Graffis and left a message for him to call me to set up the reinspection.

7/12/05 At 11:30am, Mr. Graffis called me back. He and I discussed what needed to be done. I told him many issues still needed to be resolved. I informed him the next issue to be addressed is the junk and debris in the front and front side yards. He was told to remove all of the loose items in the front yard area, the west side yard, and the east side yard. I gave him one week to have all of the loose items removed. The reinspect date will be 7-19-05.

I also informed him that additional concerns were the boat and trailer in the front yard and the grass and weeds in the front yard. He was told that both the boat and trailer had to be currently registered and the area where it was parked had to be kept clear of any vegetation.

7/29/05 This case was reassigned to code inspector Donald Alexander

7/29/05 A notice was mailed to the property owner William Graffis for a deteriorated roof (chipped/peeled tiles) for litter/trash/debris within all yards, for noxious odor of cat urine/feces coming from the garage area and for an unregistered vehicle parked within the front driveway.

8/12/05 The unregistered vehicle was removed from the front driveway and no noxious odor of cat urine/feces was detected from the garage area.

8/25/05 The litter and debris violations within the front yards have been corrected. The vehicles parked within the front driveway have current plates and tags. The property owner is working with grant specialist Maryna Leyvas to repair the roof.

9/27/05 An extension request granted to the property owner William Graffis to allow additional time to remove the litter/trash/debris within the rear yard and to repair the deteriorated roof/obtain a grant to repair the roof.

10/26/05	At 9:10am, a citation was issued and mailed to the property owner William Graffis for litter, trash, and debris within the all yards.
11/09/05	Court is set for 12/06/05 at 4:00pm.
12/07/05	The hearing on the citation took place and the judge took the case under advisement. The judge will render his ruling by 12/13/05.
12/13/05	The defendant William Graffis was found responsible and fined \$200.00.
12/21/05	A notice was mailed to the property owner William Graffis for litter/trash/debris located within all yards (front/bothside/rear yards).
2/03/06	At 9:20am, a citation was issued and mailed to the property owner for litter, trash, and debris within the eastside yard (front) and the rear yard area.
3/17/06	The defendant William Graffis failed to appear for court and was fined \$120.00 in default.
03/17/06	Bob Hepting (602 339-2082) was contacted to do a cost assessment for abatement. Mr. Hepting stated that he would have his bid faxed in by 03/20/06.
03/28/06	The abatement submittal paperwork was processed at the Development Services front counter (ba060035).
03/28/06	A notice of abatement was posted at the front door of the property.
05/02/06	An inspection of the property revealed that the property owner has cleaned up the property. Abatement was canceled.
05/05/06	An inspection of the property revealed that entire section of the roof is deteriorated with chipped, peeled, curled roof tiles. A courtesy notice was posted to the property and mailed to the property owner.
07/05/06	A reinspection of the property revealed that entire section of the roof is deteriorated with chipped, peeled, curled roof tiles. A courtesy notice was posted to the property and mailed to the property owner.
09/13/06	The property owner's extension request to allow him addition time to repair his deteriorated roof was granted. The property owner stated he needs more time to fill out the necessary paperwork from the housing department to obtain housing funds to repair the

deteriorated roof. The property owner was informed that the property would reinspect on 11/22/06 and that a citation would be issued if the deteriorated roof were not repaired.

- 11/22/06 At 10:30 am, a citation was issued and mailed to the property owner William Graffis for a deteriorated roof. In addition, a courtesy notice was mailed to the property for overheight weeds/grass within the front and westside yards and for lawn parking within westside yard not connected to the driveway that is located next to the east yard.
- 12/6/06 A reinspection of the property revealed that a vehicle (motorcycle) was lawn parked on the unimproved surface of grass and dirt within the westside yard. Moreover, a vehicle (trailer) was lawn parked within the westside yard exceeding more than 35% of the front/side yard and that the improved area was not connected to the driveway located in the westside of the property. In addition, there were overheight weeds and grass located within the front and westside yards. A courtesy notice was mailed to the property owner.
- 12/21/06 A reinspection of the property revealed that the vehicles have been removed from bothside yard areas and that the overheight weeds and grass have been removed from the front and westside yard areas.
- 1/4/07 A reinspection of the property revealed that there is no change in the condition of the deteriorated roof with curled, peeled, chipped roof tiles. Criminal charges filed with the prosecutor's office.
- 12/19/08 The Code Compliance Division received a complaint on the above property concerning a deteriorated roof, excessive amounts of litter, trash, and debris within all yards, and for an inoperable vehicle parked within the front driveway.
- 12/19/08 Court records show civil citation issued and fine assessed.
- 12/20/08 A reinspection of the property revealed that there is no change in the condition of the deteriorated roof with curled, peeled, chipped roof tiles. In addition, an inspection of the front, bothside and rear yards revealed that the property owner has returned the same excessive amounts of litter, trash, and debris that was present from the 9/21/04 complaint. There is a Subaru station wagon with deflated tires parked within the front driveway.
- 12/23/08 Abatement re-filed.

RECOMMENDATIONS:

Staff recommends the abatement of code violations at this address. The clean up cost includes removal of inoperable vehicle from the front driveway as well as removal of litter, trash, and debris within the entire property. The cost is approximately \$3,912.00 in a bid received from Jack Harrington is the City approved abatement contractor under contract on an annual basis. Civil citations and the filing of criminal charges have not been successful in bringing the property into compliance. The property remains in violation with little attempt having been made to come into compliance.

Respectfully submitted,

Donald Alexander

CASE # CE043321



City of Tempe Code Compliance Division

Courtesy Notice

We need your help to keep our City clean

This is a courtesy notice to inform you that on 3/22/05, 210 E VAUGHN DR. was inspected and found to be in violation of the following subsection(s) of the Nuisance and Property Enhancement Ordinance, Section 21 of the Tempe City Code. A re-inspection will be conducted on or after the date indicated to verify compliance. If the property is brought into compliance with the code by 4/7/05, you will not be subject to citations or fines for the violation(s). We appreciate your cooperation in this matter. For questions or further information please contact the Code Compliance Division at 480-350-8372.

- ☒ 21-3 (b) (1): Filthy, littered, debris or trash covered exterior areas, including exterior areas under any roof area not enclosed by the walls, doors or windows of any building; including but not limited to, areas that contain items such as cans, bottles, wood, metal, plastic, rags, boxes, paper, tires, auto parts; unused, inoperable, worn out or discarded appliances or other household items; lumber, scrap iron, tin and other metal not neatly piled. (REAR YARD)
- ☐ 21-3 (b) (2): Exterior areas used or maintained as junkyards or dumping grounds.
- ☐ 21-3 (b) (3): Any inoperable or unregistered vehicle, or parts thereof, outside of or under a roof area not enclosed by walls, doors or windows of any building on any lot.
- ☐ 21-3 (b) (4): To leave or permit to remain outside of any single-family or multi-family dwelling or accessory building any camper, vehicle, or part thereof in any portion of the front or side area of the building visible from the street that is not on an improved area. An improved area shall extend to the street and the total area including driveways shall not exceed fifty percent (50%) of the front and side area.
- ☐ 21-3 (b) (6): Excessive animal waste.
- ☐ 21-3 (b) (7): Any object, building, tree, bush or vehicle that interferes with, obstructs, tends to obstruct, or renders dangerous the free passage, use or vision in the customary manner of any sidewalk, street or highway.
- ☒ 21-3 (b) (8): Any landscaping, visible from public property, that is substantially dead, damaged, or characterized by uncontrolled growth, or presents a deteriorated or slum-like appearance; uncultivated plants, weeds, tall grass, uncultivated shrubs or growth (whether growing or otherwise) higher than twelve (12) inches; or any dead trees, bushes, shrubs or portions thereof; or any palm or similar type tree having dead or dry fronds descending downward from the base of the lowest living frond more than eight (8) feet or dry fronds longer than five (5) feet and closer than eight (8) feet to the ground.

☒ Other 21-4 2.C DETERIORATED ROOFING

Please take the following corrective action by 4/7/05 ON #1 & #2

Required Correction(s):

- ① REMOVE THE PANS, SERVING DISHES, METAL, WOOD APPLIANCES, BIKE FRAMES, PLASTIC AND MISCELLANEOUS JUNK FROM THE REAR YARD.
(NOTICE WAS PREVIOUSLY ISSUED FOR ITEMS IN FRONT YARD & FRONT SIDE YARDS)
- ② REMOVE ALL OVERHEIGHT WEEDS & GRASS FROM ALL YARDS.
- ③ REPAIR OR REPLACE DETERIORATED ROOFING BY 4/24/05.

If the violations have not been corrected by this date and additional re-inspections are necessary, you may be assessed a \$75.00 re-inspection fee. Failure to comply may result in civil citation, criminal charges or abatement of the violation.

Notice was delivered to WILLIAM GRAFFIS on 3/24/05
Owner/Occupant Date

☐ Posted to the property _____ or ☒ Mailed on 3/24/05
Date Date

Code Inspector DAVE CHRIST Phone Number 480- 350-8951 CALL IF YOU HAVE ANY QUESTIONS
CE21-1 12/00

PREVIOUS NOTICE WAS ISSUED ON THE PROHIBITED ITEMS IN THE FRONT YARDS AND THE UNREGISTERED/INOPERABLE VEHICLE.

ATTACHMENT 11

CASE # CE043321

COMPLAINT: YES NO



City of Tempe Code Compliance Division
Courtesy Notice
We need your help to keep our City clean

This is a courtesy notice to inform you that on 12/21/2004, 210 E VAUGHN DR was inspected and found to be in violation of the following subsection(s) of the Nuisance and Property Enhancement Ordinance, Chapter 21, Article I, of the Tempe City Code. A re-inspection will be conducted on or after the date indicated to verify compliance. If the property is brought into compliance with the code by 01/31/2005, you will not be subject to citations or fines for the violation(s). We appreciate your cooperation in this matter. For questions or further information please contact the Code Compliance Division at 480-350-8372.

Violation of the Tempe City Code, Chapter 21-3-b-1

Filthy, littered, debris or trash-covered exterior areas, including exterior areas under any roof not enclosed by the walls, doors or windows of any building; including, but not limited to, areas that contain items such as cans, bottles, wood, metal, plastic, rags, boxes, paper, tires, auto parts; unused, inoperable, worn out or discarded appliances or other household items; lumber, scrap iron, tin and other metal not neatly piled, or anything whatsoever that is or may become a hazard to public health and safety, or that may harbor insect, rodent or vermin infestation. This subsection shall not be deemed to include items kept in covered bins or metal receptacles approved by the county health officer or this code or any other ordinance of the city.

Violation of the Tempe City Code, Chapter 21-3-b-3

Any inoperable or unregistered vehicle, or parts thereof, outside of or under a roof area not enclosed by walls, doors or windows of any building on any lot, except the safe and neat keeping of:

- a. Substantially complete inoperable or unregistered vehicles with inflated tires under the roof area of any building;**
- b. A vehicle undergoing repair, titled to the owner or resident of the property, provided that the repair is complete within fourteen (14) days after the repair was begun, provided that not more than three (3) such fourteen (14) day repairs will be permitted in any twelve (12) month period;**
- c. Not more than two (2) ongoing restoration projects or inoperable or unregistered vehicles in a backyard area, screened by a substantially opaque fence at a minimum height of five (5) feet or the height of the vehicles, whichever is more, provided that any fence constructed or modified pursuant to this subsection must meet any and all other requirements of the city code;**
- d. Lawful commercial activities involving vehicles as allowed by the zoning ordinance; or**
- e. Operable, off-road vehicles, under the roof area of any building, or in a backyard area, screened by a substantially opaque fence at a minimum height of five (5) feet or the height of the vehicles, whichever is more, provided that any fence constructed or modified pursuant to this subsection must meet any and all other requirements of the city code;**

Please take the following corrective action by 01/31/2005.

Required Correction(s):

- 1. PLEASE REMOVE THE ITEMS STORED ON THE FRONT, EAST AND WEST SIDE YARDS. (WATER HEATER, BATTERIES, WOOD, PLASTIC CONTAINERS, METAL, TIRES, GO CART, SMALL ENGINES, PLASTIC PANELS, CHAIRS, TV, CLOSET DOORS, BOTTLES, CLOTHING, DISHES AND ALL OTHER MISCELLANEOUS ITEMS) UN-ENCLOSED AREAS CANNOT BE MAINTAINED AS OUTDOOR STORAGE. RE-INSPECT DATE FOR THIS VIOLATION IS 10/11/2004.**
- 2. OBTAIN VALID REGISTRATION (TAGS) AND INFLATE TIRES FOR THE SUBARU (AZ, GRL-260 NOV 2001) ON THE FRONT DRIVEWAY AND MERCURY TOPAZ (PENNSYLVANIA XHL-989 NO MONTH OR YEAR STICKERS) ON THE EAST SIDE YARD OR MOVE THE VEHICLES TO AN ENCLOSED AREA. RE-INSPECT DATE FOR THIS VIOLATION IS 10/25/2004.**

FINAL NOTICE

IF NOT IN COMPLIANCE BY 01/31/2005 A ~~\$~~200.00 DOLLAR CITATION WILL BE ISSUED.

We appreciate your cooperation in this matter. For questions or further information please contact the Code Enforcement Division at 480-350-8372. Failure to comply may result in civil citation, criminal charges or abatement of the violation.

Notice was delivered to:

**WILLIAM GRAFFIS
210 E VAUGHN DR
TEMPE, AZ 85283**

CE21-1 11/99

Code Enforcement Officer: Michael Spencer

Phone Number 480-350-8075

CASE # CE043321

COMPLAINT: YES NO



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Courtesy Notice**

We need your help to keep our City clean

This is a courtesy notice to inform you that on 10/27/2004, 210 E VAUGHN DR was inspected and found to be in violation of the following subsection(s) of the Nuisance and Property Enhancement Ordinance, Chapter 21, Article I, of the Tempe City Code. A re-inspection will be conducted on or after the date indicated to verify compliance. If the property is brought into compliance with the code by 10/11/2004 / 11/30/2004, you will not be subject to citations or fines for the violation(s). We appreciate your cooperation in this matter. For questions or further information please contact the Code Compliance Division at 480-350-8372.

Violation of the Tempe City Code, Chapter 21-3-b-1

Filthy, littered, debris or trash-covered exterior areas, including exterior areas under any roof not enclosed by the walls, doors or windows of any building; including, but not limited to, areas that contain items such as cans, bottles, wood, metal, plastic, rags, boxes, paper, tires, auto parts; unused, inoperable, worn out or discarded appliances or other household items; lumber, scrap iron, tin and other metal not neatly piled, or anything whatsoever that is or may become a hazard to public health and safety, or that may harbor insect, rodent or vermin infestation. This subsection shall not be deemed to include items kept in covered bins or metal receptacles approved by the county health officer or this code or any other ordinance of the city.

Violation of the Tempe City Code, Chapter 21-3-b-3

Any inoperable or unregistered vehicle, or parts thereof, outside of or under a roof area not enclosed by walls, doors or windows of any building on any lot, except the safe and neat keeping of:

- a. Substantially complete inoperable or unregistered vehicles with inflated tires under the roof area of any building;
- b. A vehicle undergoing repair, titled to the owner or resident of the property, provided that the repair is complete within fourteen (14) days after the repair was begun, provided that not more than three (3) such fourteen (14) day repairs will be permitted in any twelve (12) month period;
- c. Not more than two (2) ongoing restoration projects or inoperable or unregistered vehicles in a backyard area, screened by a substantially opaque fence at a minimum height of five (5) feet or the height of the vehicles, whichever is more, provided that any fence constructed or modified pursuant to this subsection must meet any and all other requirements of the city code;
- d. Lawful commercial activities involving vehicles as allowed by the zoning ordinance; or
- e. Operable, off-road vehicles, under the roof area of any building, or in a backyard area, screened by a substantially opaque fence at a minimum height of five (5) feet or the height of the vehicles, whichever is more, provided that any fence constructed or modified pursuant to this subsection must meet any and all other requirements of the city code;

Please take the following corrective action by 11/30/2004.

Required Correction(s):

1. PLEASE REMOVE THE ITEMS STORED ON THE FRONT, EAST AND WEST SIDE YARDS. (WATER HEATER, BATTERIES, WOOD, PLASTIC CONTAINERS, METAL, TIRES, GO CART, SMALL ENGINES, PLASTIC PANELS, CHAIRS, TV, CLOSET DOORS, BOTTLES, CLOTHING, DISHES AND ALL OTHER MISCELLANEOUS ITEMS) UN-ENCLOSED AREAS CANNOT BE MAINTAINED AS OUTDOOR STORAGE. RE-INSPECT DATE FOR THIS VIOLATION IS 10/11/2004.
2. OBTAIN VALID REGISTRATION (TAGS) AND INFLATE TIRES FOR THE SUBARU (AZ, GRL-260 NOV 2001) ON THE FRONT DRIVEWAY AND MERCURY TOPAZ (PENNSYLVANIA XHL-989 NO MONTH OR YEAR STICKERS) ON THE EAST SIDE YARD OR MOVE THE VEHICLES TO AN ENCLOSED AREA. RE-INSPECT DATE FOR THIS VIOLATION IS 10/25/2004.

SECOND NOTICE

IF NOT IN COMPLIANCE BY 11/30/2004 YOU COULD BE SUBJECT TO A \$200.00 DOLLAR CITATION.

We appreciate your cooperation in this matter. For questions or further information please contact the Code Enforcement Division at 480-350-8372. Failure to comply may result in civil citation, criminal charges or abatement of the violation.

Notice was delivered to:

**WILLIAM GRAFFIS
210 E VAUGHN DR
TEMPE, AZ 85283**

Code Enforcement Officer: Michael Spencer

Phone Number 480-350-8075

CE21-1 11/99

CASE # CE043321

COMPLAINT: YES NO



**City of Tempe Code Compliance Division
Courtesy Notice**

We need your help to keep our City clean

This is a courtesy notice to inform you that on 09/21/2004, 210 E VAUGHN DR was inspected and found to be in violation of the following subsection(s) of the Nuisance and Property Enhancement Ordinance, Chapter 21, Article I, of the Tempe City Code. A re-inspection will be conducted on or after the date indicated to verify compliance. If the property is brought into compliance with the code by 10/11/2004 / 10/25/2004, you will not be subject to citations or fines for the violation(s). We appreciate your cooperation in this matter. For questions or further information please contact the Code Compliance Division at 480-350-8372.

Violation of the Tempe City Code, Chapter 21-3-b-1

Filthy, littered, debris or trash-covered exterior areas, including exterior areas under any roof not enclosed by the walls, doors or windows of any building; including, but not limited to, areas that contain items such as cans, bottles, wood, metal, plastic, rags, boxes, paper, tires, auto parts; unused, inoperable, worn out or discarded appliances or other household items; lumber, scrap iron, tin and other metal not neatly piled, or anything whatsoever that is or may become a hazard to public health and safety, or that may harbor insect, rodent or vermin infestation. This subsection shall not be deemed to include items kept in covered bins or metal receptacles approved by the county health officer or this code or any other ordinance of the city.

Violation of the Tempe City Code, Chapter 21-3-b-3

Any inoperable or unregistered vehicle, or parts thereof, outside of or under a roof area not enclosed by walls, doors or windows of any building on any lot, except the safe and neat keeping of:

- a. Substantially complete inoperable or unregistered vehicles with inflated tires under the roof area of any building;
- b. A vehicle undergoing repair, titled to the owner or resident of the property, provided that the repair is complete within fourteen (14) days after the repair was begun, provided that not more than three (3) such fourteen (14) day repairs will be permitted in any twelve (12) month period;
- c. Not more than two (2) ongoing restoration projects or inoperable or unregistered vehicles in a backyard area, screened by a substantially opaque fence at a minimum height of five (5) feet or the height of the vehicles, whichever is more, provided that any fence constructed or modified pursuant to this subsection must meet any and all other requirements of the city code;
- d. Lawful commercial activities involving vehicles as allowed by the zoning ordinance; or
- e. Operable, off-road vehicles, under the roof area of any building, or in a backyard area, screened by a substantially opaque fence at a minimum height of five (5) feet or the height of the vehicles, whichever is more, provided that any fence constructed or modified pursuant to this subsection must meet any and all other requirements of the city code;

Please take the following corrective action by 10/11/2004 / 10/25/2004.

Required Correction(s):

1. PLEASE REMOVE THE ITEMS STORED ON THE FRONT, EAST AND WEST SIDE YARDS. (WATER HEATER, BATTERIES, WOOD, PLASTIC CONTAINERS, METAL, TIRES, GO CART, SMALL ENGINES, PLASTIC PANELS, CHAIRS, TV, CLOSET DOORS, BOTTLES, CLOTHING, DISHES AND ALL OTHER MISCELLANEOUS ITEMS) UN-ENCLOSED AREAS CANNOT BE MAINTAINED AS OUTDOOR STORAGE. RE-INSPECT DATE FOR THIS VIOLATION IS 10/11/2004.
2. OBTAIN VALID REGISTRATION (TAGS) AND INFLATE TIRES FOR THE SUBARU (AZ, GRL-260 NOV 2001) ON THE FRONT DRIVEWAY AND MERCURY TOPAZ (PENNSYLVANIA XHL-989 NO MONTH OR YEAR STICKERS) ON THE EAST SIDE YARD OR MOVE THE VEHICLES TO AN ENCLOSED AREA. RE-INSPECT DATE FOR THIS VIOLATION IS 10/25/2004.

We appreciate your cooperation in this matter. For questions or further information please contact the Code Enforcement Division at 480-350-8372. Failure to comply may result in civil citation, criminal charges or abatement of the violation.

Notice was delivered to:

**WILLIAM GRAFFIS
210 E VAUGHN DR
TEMPE, AZ 85283**

Code Enforcement Officer: Michael Spencer

Phone Number 480-350-8075

CE21-1 11/99

1a Traffic Ticket and Complaint

City of Tempe
Maricopa County
State of Arizona



Complaint Number 1302881		Case Number CE043321		Social Security Number		Military		<input type="checkbox"/> Serious Physical Injury		<input type="checkbox"/> Accident <input type="checkbox"/> Fatality <input type="checkbox"/> Commercial		<input type="checkbox"/> 16 Passenger Vehicle <input type="checkbox"/> Haz. Material	
Driver's License No.				DLP <input type="checkbox"/> State <input type="checkbox"/>		Class		Endorsements M H N P T X D				Incident Report Number	
Defendant		Name (First, Middle, Last) WILLIAM H. GRAFFIS										Juvenile	
Residence Address, City, State, Zip Code 210 E VAUGHN DR TEMPE AZ, 85283												Residence Phone No.	
Sex	Height	Weight	Eyes	Hair	Origin	Date of Birth	Restrictions						
Business Address, City, State, Zip Code												Business Phone No.	
Vehicle		Color	Year	Make	Model	Style	License Plate		State	Expiration Date			
Registered owner & address, City, State, Zip Code								Vehicle Identification Number					
The Undersigned Certifies That:													
On	Month 10	Day 26	Year 2005	Time 9:10	<input checked="" type="checkbox"/> AM <input type="checkbox"/> PM	Speed	Approx.	Posted	R & P	Speed Measurement Device <input type="checkbox"/> Radar <input type="checkbox"/> Laser <input type="checkbox"/> Pace		Direction of Travel	
At	Location 210 E VAUGHN DR								<input checked="" type="checkbox"/> Tempe	State of Arizona		Area	Dist.
The Defendant Committed the Following:													
A	Section:		213B1		ARS CC	Violation: LITTER/TRASH/DEBRIS		<input type="checkbox"/> Domestic Violence Case		<input type="checkbox"/> Criminal	<input type="checkbox"/> Criminal Traffic		
	Docket Number				Disp. Code:		Date of Disposition:		Sanction:		<input checked="" type="checkbox"/> Municipal Code		
	MVD										<input type="checkbox"/> Civil Traffic <input type="checkbox"/> Petty Offense		
B	Section:				ARS CC	Violation:		<input type="checkbox"/> Domestic Violence Case		<input type="checkbox"/> Criminal	<input type="checkbox"/> Criminal Traffic		
	Docket Number				Disp. Code:		Date of Disposition:		Sanction:		<input type="checkbox"/> Municipal Code		
	MVD										<input type="checkbox"/> Civil Traffic <input type="checkbox"/> Petty Offense		
C	Section:				ARS CC	Violation:		<input type="checkbox"/> Domestic Violence Case		<input type="checkbox"/> Criminal	<input type="checkbox"/> Criminal Traffic		
	Docket Number				Disp. Code:		Date of Disposition:		Sanction:		<input type="checkbox"/> Municipal Code		
	MVD										<input type="checkbox"/> Civil Traffic <input type="checkbox"/> Petty Offense		
D	Section:				ARS CC	Violation:		<input type="checkbox"/> Domestic Violence Case		<input type="checkbox"/> Criminal	<input type="checkbox"/> Criminal Traffic		
	Docket Number				Disp. Code:		Date of Disposition:		Sanction:		<input type="checkbox"/> Municipal Code		
	MVD										<input type="checkbox"/> Civil Traffic <input type="checkbox"/> Petty Offense		
E	Section:				ARS CC	Violation:		<input type="checkbox"/> Domestic Violence Case		<input type="checkbox"/> Criminal	<input type="checkbox"/> Criminal Traffic		
	Docket Number				Disp. Code:		Date of Disposition:		Sanction:		<input type="checkbox"/> Municipal Code		
	MVD										<input type="checkbox"/> Civil Traffic <input type="checkbox"/> Petty Offense		
You must appear on the date and time indicated at:		Tempe Municipal Court 140 E. 5th Street Tempe, AZ 85281 Court No. 0753		<input checked="" type="checkbox"/> Traffic Court Suite 150, 1st Floor		Date: 11/8/2005		Time: Between 9AM & 4PM					
				<input type="checkbox"/> Criminal Court Suite 200, 2nd Floor		Date:		Time:		<input type="checkbox"/> AM <input type="checkbox"/> PM			
Court:		Court Address, City, State, Zip Code											
Criminal: <input type="checkbox"/> Without admitting guilt, I promise to appear as directed hereon.						Victim? <input type="checkbox"/> Victim Notified? <input type="checkbox"/>							
Civil: <input type="checkbox"/> Without admitting responsibility, I acknowledge receipt of this complaint.						I certify that upon reasonable grounds I believe the defendant committed the act described contrary to law and I have served a copy of this complaint upon the defendant.							
X						DONALD ALEXANDER 8011 Complainant CODE COMPLIANCE PSN							
Comments: Juvenile Notification: Failure to appear or comply as ordered will result in a suspension of your driver's license/driving privileges until you comply or reach your 18th birthday. Initials _____						SECOND VIOLATION: \$200.00 FINE (A) Date issued if not violation date: _____							

COMPLAINT



1302881

Arizona Traffic Ticket and Complaint

City of Tempe
Maricopa County
State of Arizona



Complaint Number 1334094		Case Number CE043321		Social Security Number		Military		<input type="checkbox"/> Serious Physical Injury		<input type="checkbox"/> Accident <input type="checkbox"/> Fatality		<input type="checkbox"/> Commercial	
Driver's License No.		DLP <input type="checkbox"/>		State		Class		Endorsements M H N P T X D				Incident Report Number	
Defendant		Name (First, Middle, Last) WILLIAM H. GRAFFIS										Juvenile	
Residence Address, City, State, Zip Code 210 E VAUGHN DR TEMPE AZ, 85283												Residence Phone No.	
Sex	Height	Weight	Eyes	Hair	Origin	Date of Birth	Restrictions						
Business Address, City, State, Zip Code												Business Phone No.	
Vehicle		Color		Year		Make		Model		Style		License Plate	
Registered owner & address, City, State, Zip Code												Vehicle Identification Number	
The Undersigned Certifies That:													
On	Month 11	Day 22	Year 2006	Time 10:30	<input checked="" type="checkbox"/> AM <input type="checkbox"/> PM	Speed		Approx.	Posted	R & P	Speed Measurement Device <input type="checkbox"/> Radar <input type="checkbox"/> Laser <input type="checkbox"/> Pace		Direction of Travel
At	Location 210 E VAUGHN DR									<input checked="" type="checkbox"/> Tempe		Area Dist.	
The Defendant Committed the Following:													
A	Section: 21-4-2C 2142C		ARS Violation: CC DETERIORATED ROOF		<input type="checkbox"/> Domestic Violence Case		<input type="checkbox"/> Criminal <input type="checkbox"/> Criminal Traffic		<input checked="" type="checkbox"/> Municipal Code				
	Docket Number		Disp. Code:		Date of Disposition:		Sanction:		<input type="checkbox"/> Civil Traffic <input type="checkbox"/> Petty Offense				
	MVD PEELED, CHIPPED, ROTTED ROOF TILES												
B	Section:		ARS Violation:		<input type="checkbox"/> Domestic Violence Case		<input type="checkbox"/> Criminal <input type="checkbox"/> Criminal Traffic		<input type="checkbox"/> Municipal Code				
	Docket Number		Disp. Code:		Date of Disposition:		Sanction:		<input type="checkbox"/> Civil Traffic <input type="checkbox"/> Petty Offense				
	MVD												
C	Section:		ARS Violation:		<input type="checkbox"/> Domestic Violence Case		<input type="checkbox"/> Criminal <input type="checkbox"/> Criminal Traffic		<input type="checkbox"/> Municipal Code				
	Docket Number		Disp. Code:		Date of Disposition:		Sanction:		<input type="checkbox"/> Civil Traffic <input type="checkbox"/> Petty Offense				
	MVD												
D	Section:		ARS Violation:		<input type="checkbox"/> Domestic Violence Case		<input type="checkbox"/> Criminal <input type="checkbox"/> Criminal Traffic		<input type="checkbox"/> Municipal Code				
	Docket Number		Disp. Code:		Date of Disposition:		Sanction:		<input type="checkbox"/> Civil Traffic <input type="checkbox"/> Petty Offense				
	MVD												
E	Section:		ARS Violation:		<input type="checkbox"/> Domestic Violence Case		<input type="checkbox"/> Criminal <input type="checkbox"/> Criminal Traffic		<input type="checkbox"/> Municipal Code				
	Docket Number		Disp. Code:		Date of Disposition:		Sanction:		<input type="checkbox"/> Civil Traffic <input type="checkbox"/> Petty Offense				
	MVD												
You must appear on the date and time indicated at:		Tempe Municipal Court 140 E. 5th Street Tempe, AZ 85281 Court No. 0753		<input checked="" type="checkbox"/> Traffic Court		Date: DEC 5, 2006		Time: Between 9AM & 4PM					
				<input type="checkbox"/> Criminal Court		Date: _____		Time: _____		<input type="checkbox"/> AM <input type="checkbox"/> PM			
				Court:		Date:		Time:		<input type="checkbox"/> AM <input type="checkbox"/> PM			
Court Address, City, State, Zip Code													
Criminal: <input type="checkbox"/> Without admitting guilt, I promise to appear as directed hereon.						Victim? <input type="checkbox"/> Victim Notified? <input type="checkbox"/>							
Civil: <input type="checkbox"/> Without admitting responsibility, I acknowledge receipt of this complaint.						I certify that upon reasonable grounds I believe the defendant committed the act described contrary to law and I have served a copy of this complaint upon the defendant.							
X MAILED 11/22/2006						DONALD ALEXANDER 8011 Complainant CODE COMPLIANCE PSN							
Comments: Juvenile Notification: Failure to appear or comply as ordered will result in a suspension of your driver's license/driving privileges until you comply or reach your 18th birthday. Initials _____													
Date issued if not violation date													

COMPLAINT



1334094

Arizona Traffic Ticket and Complaint

City of Tempe
Maricopa County
State of Arizona



Complaint Number 1302893		Case Number CE043321		Social Security Number		Military		<input type="checkbox"/> Serious Physical Injury		<input type="checkbox"/> Accident <input type="checkbox"/> Fatality		<input type="checkbox"/> Commercial <input type="checkbox"/> Haz. Material	
Driver's License No.				<input type="checkbox"/> DLP <input type="checkbox"/> State		Class		Endorsements M H N P T X D				Incident Report Number	
Defendant		Name (First, Middle, Last) WILLIAM H. GRAFFIS										Juvenile	
Residence Address, City, State, Zip Code 210 E VAUGHN DR TEMPE AZ, 85283												Residence Phone No. ()	
Sex	Height	Weight	Eyes	Hair	Origin	Date of Birth	Restrictions						
Business Address, City, State, Zip Code												Business Phone No. ()	
Vehicle		Color	Year	Make	Model	Style	License Plate		State	Expiration Date			
Registered owner & address, City, State, Zip Code								Vehicle Identification Number					
The Undersigned Certifies That:													
On	Month 02	Day 03	Year 2006	Time 9:20	<input checked="" type="checkbox"/> AM <input type="checkbox"/> PM	Speed	Approx.	Posted	R & P	Speed Measurement Device <input type="checkbox"/> Radar <input type="checkbox"/> Laser <input type="checkbox"/> Pace			Direction of Travel
At	Location 210 E VAUGHN DR								<input checked="" type="checkbox"/> Tempe <input type="checkbox"/> State of Arizona		Area	Dist.	
The Defendant Committed the Following:													
A	Section: 213B1		ARS CC		Violation: LITTER, TRASH, DEBRIS				<input type="checkbox"/> Domestic Violence Case		<input type="checkbox"/> Criminal	<input type="checkbox"/> Criminal Traffic	
	Docket Number		Disp. Code:		Date of Disposition:		Sanction:		<input checked="" type="checkbox"/> Municipal Code		<input type="checkbox"/> Civil Traffic	<input type="checkbox"/> Petty Offense	
MVD													
B	Section:		ARS CC		Violation:				<input type="checkbox"/> Domestic Violence Case		<input type="checkbox"/> Criminal	<input type="checkbox"/> Criminal Traffic	
	Docket Number		Disp. Code:		Date of Disposition:		Sanction:		<input type="checkbox"/> Municipal Code		<input type="checkbox"/> Civil Traffic	<input type="checkbox"/> Petty Offense	
MVD													
C	Section:		ARS CC		Violation:				<input type="checkbox"/> Domestic Violence Case		<input type="checkbox"/> Criminal	<input type="checkbox"/> Criminal Traffic	
	Docket Number		Disp. Code:		Date of Disposition:		Sanction:		<input type="checkbox"/> Municipal Code		<input type="checkbox"/> Civil Traffic	<input type="checkbox"/> Petty Offense	
MVD													
D	Section:		ARS CC		Violation:				<input type="checkbox"/> Domestic Violence Case		<input type="checkbox"/> Criminal	<input type="checkbox"/> Criminal Traffic	
	Docket Number		Disp. Code:		Date of Disposition:		Sanction:		<input type="checkbox"/> Municipal Code		<input type="checkbox"/> Civil Traffic	<input type="checkbox"/> Petty Offense	
MVD													
E	Section:		ARS CC		Violation:				<input type="checkbox"/> Domestic Violence Case		<input type="checkbox"/> Criminal	<input type="checkbox"/> Criminal Traffic	
	Docket Number		Disp. Code:		Date of Disposition:		Sanction:		<input type="checkbox"/> Municipal Code		<input type="checkbox"/> Civil Traffic	<input type="checkbox"/> Petty Offense	
MVD													
You must appear on the date and time indicated at:		Tempe Municipal Court 140 E. 5th Street Tempe, AZ 85281 Court No. 0753		<input checked="" type="checkbox"/> Traffic Court		Suite 150, 1st Floor		Date: FEB 16, 2006		Time: Between 9AM & 4PM			
				<input type="checkbox"/> Criminal Court		Suite 200, 2nd Floor		Date: _____		Time: _____		<input type="checkbox"/> AM <input type="checkbox"/> PM	
				Court:		Date: _____		Time: _____		<input type="checkbox"/> AM <input type="checkbox"/> PM		Court No.	
Court Address, City, State, Zip Code													
Criminal: <input type="checkbox"/> Without admitting guilt, I promise to appear as directed hereon.								Victim? <input type="checkbox"/> Victim Notified? <input type="checkbox"/>					
Civil: <input type="checkbox"/> Without admitting responsibility, I acknowledge receipt of this complaint.								I certify that upon reasonable grounds I believe the defendant committed the act described contrary to law and I have served a copy of this complaint upon the defendant.					
X MAILED 02/03/2006								INSPECTION DONALD ALEXANDER 8011 Complainant CODE COMPLIANCE PSN					
Comments: Juvenile Notification: Failure to appear or comply as ordered will result in a suspension of your driver's license/driving privileges until you comply or reach your 18th birthday. Initials _____													
THIRD VIOLATION: \$ 300.00 FINE FOR EACH VIOLATION (A).													
Date issued if not violation date													

COMPLAINT



1302893

Arizona Traffic Ticket and Complaint

City of Tempe
Maricopa County
State of Arizona



Complaint Number 1334099		Case Number CE043321		Social Security Number		Military		<input type="checkbox"/> Serious Physical Injury		<input type="checkbox"/> Accident <input type="checkbox"/> Fatality		<input type="checkbox"/> Commercial <input type="checkbox"/> Haz. Material		
Driver's License No.				<input type="checkbox"/> DLP <input type="checkbox"/> State		Class		Endorsements M H N P T X D				Incident Report Number		
Defendant		Name (First, Middle, Last) WILLIAM H GRAFFIS										Juvenile		
Residence Address, City, State, Zip Code 210 E VAUGHN DR TEMPE, AZ 85283												Residence Phone No.		
Sex	Height	Weight	Eyes	Hair	Origin	Date of Birth	Restrictions							
Business Address, City, State, Zip Code												Business Phone No.		
Vehicle		Color		Year		Make		Model		Style		License Plate		
Registered owner & address, City, State, Zip Code										Vehicle Identification Number				
The Undersigned Certifies That:														
On	Month	Day	Year	Time	<input type="checkbox"/> AM <input checked="" type="checkbox"/> PM	Speed	Approx.	Posted	R & P	Speed Measurement Device <input type="checkbox"/> Radar <input type="checkbox"/> Laser <input type="checkbox"/> Pace			Direction of Travel	
At	Location 210 E VAUGHN DR								<input checked="" type="checkbox"/> Tempe		State of Arizona			Area Dist.
The Defendant Committed the Following:														
A	Section: 21-4-2C		ARS CC		Violation: 2142C		Domestic Violence Case		<input type="checkbox"/> Criminal <input type="checkbox"/> Criminal Traffic <input checked="" type="checkbox"/> Municipal Code <input type="checkbox"/> Civil Traffic <input type="checkbox"/> Petty Offense					
	Docket Number		Disp. Code:		Date of Disposition:		Sanction:							
MVD														
B	Section:		ARS CC		Violation:		Domestic Violence Case		<input type="checkbox"/> Criminal <input type="checkbox"/> Criminal Traffic <input type="checkbox"/> Municipal Code <input type="checkbox"/> Civil Traffic <input type="checkbox"/> Petty Offense					
	Docket Number		Disp. Code:		Date of Disposition:		Sanction:							
MVD														
C	Section:		ARS CC		Violation:		Domestic Violence Case		<input type="checkbox"/> Criminal <input type="checkbox"/> Criminal Traffic <input type="checkbox"/> Municipal Code <input type="checkbox"/> Civil Traffic <input type="checkbox"/> Petty Offense					
	Docket Number		Disp. Code:		Date of Disposition:		Sanction:							
MVD														
D	Section:		ARS CC		Violation:		Domestic Violence Case		<input type="checkbox"/> Criminal <input type="checkbox"/> Criminal Traffic <input type="checkbox"/> Municipal Code <input type="checkbox"/> Civil Traffic <input type="checkbox"/> Petty Offense					
	Docket Number		Disp. Code:		Date of Disposition:		Sanction:							
MVD														
E	Section:		ARS CC		Violation:		Domestic Violence Case		<input type="checkbox"/> Criminal <input type="checkbox"/> Criminal Traffic <input type="checkbox"/> Municipal Code <input type="checkbox"/> Civil Traffic <input type="checkbox"/> Petty Offense					
	Docket Number		Disp. Code:		Date of Disposition:		Sanction:							
MVD														
You must appear on the date and time indicated at:		Tempe Municipal Court 140 E. 5th Street Tempe, AZ 85281 Court No. 0753		<input checked="" type="checkbox"/> Traffic Court Suite 150, 1st Floor		Date: FEB 13, 2007		Time: Between 9AM & 4PM						
				<input type="checkbox"/> Criminal Court Suite 200, 2nd Floor		Date: _____		Time: _____		<input type="checkbox"/> AM <input type="checkbox"/> PM				
				Court:		Date:		Time:		<input type="checkbox"/> AM <input type="checkbox"/> PM				
Court Address, City, State, Zip Code														
Criminal: <input type="checkbox"/> Without admitting guilt, I promise to appear as directed hereon. Civil: <input type="checkbox"/> Without admitting responsibility, I acknowledge receipt of this complaint.								Victim? <input type="checkbox"/> Victim Notified? <input type="checkbox"/> I certify that upon reasonable grounds I believe the defendant committed the act described contrary to law and I have served a copy of this complaint upon the defendant. DONALD R. ALEXANDER 8011 Complainant CODE COMPLIANCE PSN						
X														
Comments: MAILED 1/31/2007 Juvenile Notification: Failure to appear or comply as ordered will result in a suspension of your driver's license/driving privileges until you comply or reach your 18th birthday. Initials _____ SECOND VIOLATION: \$200.00 FINE(A)														
Date issued if not violation date														

COMPLAINT



1334099

CASE # CE043321



CODE INSPECTOR DONALD ALEXANDER
480-350-8077
E-MAIL: donald_alexander@tempe.gov

**WILLIAM GRAFFIS
210 E VAUGHN ST
TEMPE, AZ 85283**

**City of Tempe Code Compliance Division
Courtesy Notice
We need your help to keep our City clean**

This is a courtesy notice to inform you that on 7/29/2005, 210 E VAUGHN ST was inspected and found to be in violation of the following subsection(s) of the Nuisance and Property Enhancement Ordinance, Section 21 of the Tempe City Code. A re-inspection will be conducted on or after the date indicated to verify compliance. If the property is brought into compliance with the code by 8/29/2005, you will not be subject to citations or fines for the violation(s). We appreciate your cooperation in this matter. For questions or further information please contact the Code Compliance Division at 480-350-8372.

21-4-(2) : For any residential property:

- a. Any wood surfaces unprotected from the elements by paint or other protective treatment, except those naturally resistant to decay.
- b. Loose, cracked, scaling, chipping or peeling paint, visible from a public area, that presents a deteriorated or slum-like appearance.
- c. Broken, rotted, split, curled or missing roofing material in such amounts as to present a deteriorated or slum-like appearance.
- d. Replacement materials and paint used to repair exterior surfaces of a building shall be visually compatible with the remainder of the materials and paint on the exterior of the structure.

21-3 (b) (1): Filthy, littered, debris or trash covered exterior areas, including exterior areas under any roof area not enclosed by the walls, doors or windows of any building; including but not limited to, areas that contain items such as cans, bottles, wood, metal, plastic, rags, boxes, paper, tires, auto parts; unused, inoperable, worn out or discarded appliances or other household items; lumber, scrap iron, tin and other metal not neatly piled, or anything whatsoever that is or may become a hazard to public health and safety, or that may harbor insect, rodent or vermin infestation .

Please take the following corrective action by 8/29/2005

Required Correction(s):

- **REPAIR THE DETERIORATED ROOF WITH SECTIONS OF ROTTED, SPLIT, OR CURLED ROOF TILES TO AVOID A \$100.00 CITATION.**
- **REMOVE THE LITTER/TRASH/DEBRIS LOCATED WITHIN ALL YARDS (FRONT, BOTHSIDE, AND REAR YARDS) TO AVOID A \$200.00 CITATION.**

If the violations have not been corrected by this date and additional re-inspections are necessary, you may be assessed a \$75.00 re-inspection fee. Failure to comply may result in civil citation, criminal charges or abatement of the violation.

**(FIRST VIOLATION/\$100.00 FINE)
(SECOND VIOLATION/\$200.00 FINE)
(THIRD VIOLATION/\$300.00 FINE)**

CE21-1 06/02

CASE # CE043321



CODE INSPECTOR DONALD ALEXANDER
480-350-8077
E-MAIL: donald_alexander@tempe.gov

**WILLIAM GRAFFIS
210 E VAUGHN ST
TEMPE, AZ 85283**

**City of Tempe Code Compliance Division
Courtesy Notice
We need your help to keep our City clean**

This is a courtesy notice to inform you that on 7/29/2005, 210 E VAUGHN ST was inspected and found to be in violation of the following subsection(s) of the Nuisance and Property Enhancement Ordinance, Section 21 of the Tempe City Code. A re-inspection will be conducted on or after the date indicated to verify compliance. If the property is brought into compliance with the code by 8/11/2005, you will not be subject to citations or fines for the violation(s). We appreciate your cooperation in this matter. For questions or further information please contact the Code Compliance Division at 480-350-8372.

21-3 (b) (3) : Any inoperable or unregistered vehicle, or parts thereof, outside of or under a roof area not enclosed by walls, doors or windows of any building on any lot.

21-3(b)(11): The erection, continuance or use of any building, room or other place in the city that, by noxious exhalations, including but not limited to smoke, soot, dust, fumes or other gases, offensive odors or other annoyances, is discomforting or offensive or detrimental to the health of individuals or of the public.

Please take the following corrective action by 8/11/2005

Required Correction(s):

- **REMOVE THE UNREGISTERED VEHICLE PARKED WITHIN THE FRONT DRIVEWAY (AZ PLATE # KHC-352 OCT/04) TO AVOID A \$200.00 CITATION.**
- **REMOVE THE ODOR OF CAT URINE FROM WITHIN THE INTERIOR OF THE RESIDENCE TO AVOID A \$300.00 CITATION. PLEASE PAY PARTICULAR ATTENTION TO THE GARAGE AREA.**

If the violations have not been corrected by this date and additional re-inspections are necessary, you may be assessed a \$75.00 re-inspection fee. Failure to comply may result in civil citation, criminal charges or abatement of the violation.

**(FIRST VIOLATION/\$100.00 FINE)
(SECOND VIOLATION/\$200.00 FINE)
(THIRD VIOLATION/\$300.00 FINE)
CE21-1 06/02**

CASE # CE043321



CODE INSPECTOR DONALD ALEXANDER
480-350-8077
E-MAIL: donald_alexander@tempe.gov

**WILLIAM GRAFFIS
210 E VAUGHN ST
TEMPE, AZ 85283**

**City of Tempe Code Compliance Division
Courtesy Notice
*We need your help to keep our City clean***

This is a courtesy notice to inform you that on 11/4/2005, 210 E VAUGHN ST was inspected and found to be in violation of the following subsection(s) of the Nuisance and Property Enhancement Ordinance, Section 21 of the Tempe City Code. A re-inspection will be conducted on or after the date indicated to verify compliance. If the property is brought into compliance with the code by 12/1/2005, you will not be subject to citations or fines for the violation(s). We appreciate your cooperation in this matter. For questions or further information please contact the Code Compliance Division at 480-350-8372.

21-3 (b) (1): Filthy, littered, debris or trash covered exterior areas, including exterior areas under any roof area not enclosed by the walls, doors or windows of any building; including but not limited to, areas that contain items such as cans, bottles, wood, metal, plastic, rags, boxes, paper, tires, auto parts; unused, inoperable, worn out or discarded appliances or other household items; lumber, scrap iron, tin and other metal not neatly piled, or anything whatsoever that is or may become a hazard to public health and safety, or that may harbor insect, rodent or vermin infestation.

Please take the following corrective action by 12/1/2005

Required Correction(s):

- **REMOVE THE LITTER/TRASH/DEBRIS LOCATED WITHIN ALL YARDS (FRONT, BOTHSIDE, AND REAR YARDS) TO AVOID A \$300.00 CITATION.**

If the violations have not been corrected by this date and additional re-inspections are necessary, you may be assessed a \$75.00 re-inspection fee. Failure to comply may result in civil citation, criminal charges or abatement of the violation.

**(FIRST VIOLATION/\$100.00 FINE)
(SECOND VIOLATION/\$200.00 FINE)
(THIRD VIOLATION/\$300.00 FINE)
CE21-1 06/02**

CASE # CE043321



CODE INSPECTOR DONALD ALEXANDER
480-350-8077
E-MAIL: donald_alexander@tempe.gov

WILLIAM GRAFFIS
210 E VAUGHN ST
TEMPE, AZ 85283

FINAL NOTICE
City of Tempe Code Compliance Division
Courtesy Notice
We need your help to keep our City clean

This is a courtesy notice to inform you that on 12/21/2005, 210 E VAUGHN ST was inspected and found to be in violation of the following subsection(s) of the Nuisance and Property Enhancement Ordinance, Section 21 of the Tempe City Code. A re-inspection will be conducted on or after the date indicated to verify compliance. If the property is brought into compliance with the code by 2/2/2006, you will not be subject to citations or fines for the violation(s). We appreciate your cooperation in this matter. For questions or further information please contact the Code Compliance Division at 480-350-8372.

21-3 (b) (1): Filthy, littered, debris or trash covered exterior areas, including exterior areas under any roof area not enclosed by the walls, doors or windows of any building; including but not limited to, areas that contain items such as cans, bottles, wood, metal, plastic, rags, boxes, paper, tires, auto parts; unused, inoperable, worn out or discarded appliances or other household items; lumber, scrap iron, tin and other metal not neatly piled, or anything whatsoever that is or may become a hazard to public health and safety, or that may harbor insect, rodent or vermin infestation.

Please take the following corrective action by 2/2/2006

Required Correction(s):

- REMOVE THE LITTER/TRASH/DEBRIS LOCATED WITHIN ALL YARDS (FRONT, BOTHSIDE, AND REAR YARDS) TO AVOID A \$300.00 CITATION.

If the violations have not been corrected by this date and additional re-inspections are necessary, you may be assessed a \$75.00 re-inspection fee. Failure to comply may result in civil citation, criminal charges or abatement of the violation.

(FIRST VIOLATION/\$100.00 FINE)
(SECOND VIOLATION/\$200.00 FINE)
(THIRD VIOLATION/\$300.00 FINE)

CE21-1 06/02

CASE # CE043321



CODE INSPECTOR DONALD ALEXANDER
480-350-8077
E-MAIL: donald_alexander@tempe.gov

WILLIAM GRAFFIS
210 E VAUGHN ST
TEMPE, AZ 85283

FINAL NOTICE
City of Tempe Code Compliance Division
Courtesy Notice
We need your help to keep our City clean

This is a courtesy notice to inform you that on 2/3/2006, 210 E VAUGHN ST was inspected and found to be in violation of the following subsection(s) of the Nuisance and Property Enhancement Ordinance, Section 21 of the Tempe City Code. A re-inspection will be conducted on or after the date indicated to verify compliance. If the property is brought into compliance with the code by 3/6/2006, you will not be subject to citations or fines for the violation(s). We appreciate your cooperation in this matter. For questions or further information please contact the Code Compliance Division at 480-350-8372.

21-3 (b) (1): Filthy, littered, debris or trash covered exterior areas, including exterior areas under any roof area not enclosed by the walls, doors or windows of any building; including but not limited to, areas that contain items such as cans, bottles, wood, metal, plastic, rags, boxes, paper, tires, auto parts; unused, inoperable, worn out or discarded appliances or other household items; lumber, scrap iron, tin and other metal not neatly piled, or anything whatsoever that is or may become a hazard to public health and safety, or that may harbor insect, rodent or vermin infestation.

Please take the following corrective action by 3/6/2006

Required Correction(s):

- **PLEASE REMOVE THE LITTER/TRASH/DEBRIS LOCATED WITHIN ALL YARDS (FRONT, BOTHSIDE, REAR YARDS AND DRIVEWAY AREAS) TO AVOID AN ABATEMENT OF THE PROPERTY AND THE FILING OF CRIMINAL CHARGES WITH THE CITY OF TEMPE PROSECUTORS OFFICE WITH THE FOLLOWING RECOMMENDATION:**
 - 1. THE DEFENDANT IS PLACED ON PROBATION FOR THREE TO SIX YEARS.**
 - 2. THE DEFENDANT SERVES A MINIMUM OF SIX MONTHS IN JAIL.**
 - 3. THE PROPERTY IS SUBJECT TO THREE TO SIX COURT ORDERED ABATEMENTS WITHOUT NOTIFICATION WITHIN THE DEFENDANTS PERIOD OF PROBATION.**
 - 4. THE DEFENDANT BE SUBJECTED TO PAY A MINIMUM \$1000.00 FINE.**

If the violations have not been corrected by this date and additional re-inspections are necessary, you may be assessed a \$75.00 re-inspection fee. Failure to comply may result in civil citation, criminal charges or abatement of the violation.

(FIRST VIOLATION/\$100.00 FINE)
(SECOND VIOLATION/\$200.00 FINE)
(THIRD VIOLATION/\$300.00 FINE)

CE21-1 06/02

CASE # CE043321



CODE INSPECTOR DONALD ALEXANDER
480-350-8077
E-MAIL: donald_alexander@tempe.gov

**WILLIAM GRAFFIS
210 E VAUGHN ST
TEMPE, AZ 85283**

POSTED 5/5/2006
NOTICE TO COMPLY
City of Tempe Code Compliance Division
Courtesy Notice
We need your help to keep our City clean

This is a courtesy notice to inform you that on 5/5/2006, 210 E VAUGHN ST was inspected and found to be in violation of the following subsection(s) of the Nuisance and Property Enhancement Ordinance, Section 21 of the Tempe City Code. A re-inspection will be conducted on or after the date indicated to verify compliance. If the property is brought into compliance with the code by 6/5/2006, you will not be subject to citations or fines for the violation(s). We appreciate your cooperation in this matter. For questions or further information please contact the Code Compliance Division at 480-350-8372.

21-4-(2) : For any residential property:

- a. Any wood surfaces unprotected from the elements by paint or other protective treatment, except those naturally resistant to decay.
- b. Loose, cracked, scaling, chipping or peeling paint, visible from a public area, that presents a deteriorated or slum-like appearance.
- c. Broken, rotted, split, curled or missing roofing material in such amounts as to present a deteriorated or slum-like appearance.
- d. Replacement materials and paint used to repair exterior surfaces of a building shall be visually compatible with the remainder of the materials and paint on the exterior of the structure.

Please take the following corrective action by 6/5/2006

Required Correction(s):

- **PLEASE REPAIR THE DETERIORATED ROOF WITH SECTIONS OF ROTTED, SPLIT, OR CURLED ROOF TILES TO AVOID A \$200.00 CITATION AND A FILING OF CRIMINAL CHARGES WITH THE CITY OF TEMPE PROSECUTORS OFFICE.**

If the violations have not been corrected by this date and additional re-inspections are necessary, you may be assessed a \$75.00 re-inspection fee. Failure to comply may result in civil citation, criminal charges or abatement of the violation.

(FIRST VIOLATION/\$100.00 FINE)
(SECOND VIOLATION/\$200.00 FINE)
(THIRD VIOLATION/\$300.00 FINE)

CE21-1 06/02

CASE # CE043321



CODE INSPECTOR DONALD ALEXANDER
480-350-8077
E-MAIL: donald_alexander@tempe.gov

WILLIAM GRAFFIS
210 E VAUGHN ST
TEMPE, AZ 85283

FINAL NOTICE
City of Tempe Code Compliance Division
Courtesy Notice
We need your help to keep our City clean

This is a courtesy notice to inform you that on 6/5/2006, 210 E VAUGHN ST was inspected and found to be in violation of the following subsection(s) of the Nuisance and Property Enhancement Ordinance, Section 21 of the Tempe City Code. A re-inspection will be conducted on or after the date indicated to verify compliance. If the property is brought into compliance with the code by 7/5/2006, you will not be subject to citations or fines for the violation(s). We appreciate your cooperation in this matter. For questions or further information please contact the Code Compliance Division at 480-350-8372.

21-4-(2) : For any residential property:

- a. Any wood surfaces unprotected from the elements by paint or other protective treatment, except those naturally resistant to decay.
- b. Loose, cracked, scaling, chipping or peeling paint, visible from a public area, that presents a deteriorated or slum-like appearance.
- c. Broken, rotted, split, curled or missing roofing material in such amounts as to present a deteriorated or slum-like appearance.
- d. Replacement materials and paint used to repair exterior surfaces of a building shall be visually compatible with the remainder of the materials and paint on the exterior of the structure.

Please take the following corrective action by 7/5/2006

Required Correction(s):

- PLEASE REPAIR THE DETERIORATED ROOF WITH SECTIONS OF ROTTED, SPLIT, OR CURLED ROOF TILES TO AVOID A \$200.00 CITATION AND A FILING OF CRIMINAL CHARGES WITH THE CITY OF TEMPE PROSECUTORS OFFICE.

If the violations have not been corrected by this date and additional re-inspections are necessary, you may be assessed a \$75.00 re-inspection fee. Failure to comply may result in civil citation, criminal charges or abatement of the violation.

(FIRST VIOLATION/\$100.00 FINE)
(SECOND VIOLATION/\$200.00 FINE)
(THIRD VIOLATION/\$300.00 FINE)
CE21-1 06/02

















Development Services
Department

(480) 350-8331 (Phone)

February 4, 2009

Mr. William H. Graffis Jr.
210 East Vaughn Drive
Tempe, Arizona 85283

RE: **PL080471/ABT08044/ABA09001 – GRAFFIS RESIDENCE ABATEMENT
COMPLAINT NO. CE043321
APPEAL OF JANUARY 20, 2009 HEARING OFFICER DECISION**

Dear Mr. Graffis:

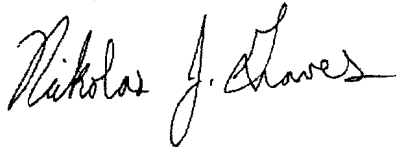
Your appeal of the January 20, 2009 Hearing Officer's decision to approve the request by the City of Tempe – Neighborhood Enhancement Department to abate public nuisance items in violation of the Tempe City Code for the **GRAFFIS RESIDENCE (PL080471/ABT08044)** (William Herbert Graffis, Jr., property owner) Complaint CE043321 located at 210 East Vaughn Drive in the R1-6, Single Family Residential District has been received.

This appeal is scheduled to be heard by the Board of Adjustment on **February 25, 2009**. This hearing is held at **6:00 PM** in the Council Chambers at 31 East Fifth Street. **You are requested to be in attendance at this hearing to present your appeal.**

A study session begins at 5:30 PM in the Council Chambers. The Board of Adjustment reserves this study session time to discuss informally any item(s) appearing on the Regular Hearing Agenda, including questions/answers. Only procedural decisions will be made in the study session.

If you have any questions, please contact me at 480-350-8690.

Sincerely,



Nick Graves
Planning Intern

NG:dm

Cc with attached letter of appeal from Mr. Graffis:

Mr. Don Alexander/Neighborhood Enhancement Inspector
Ms. Jan Koehn/Neighborhood Enhancement Administrator
Mr. Michael Spencer/Neighborhood Enhancement Senior Inspector
File

To Nick Graves

Feb 3, 2009

In regards to the letter I received February 2nd, I just request the 1 month time period I should have had instead of the four days after finding the notice under the hood of my car. If I had 1 month I could have brought my property into compliance. I just request the full time I would of had if I had received the notice Dec. 20th. I was unaware of this procedure at the time of my hearing, and instead of 2 weeks only had one day.

Sincerely,

William H. Dyer

Supportive Neighbors
Mike Malap.

John

Dr. Phil
Howard

RICHARD MOORE

Emergency Van Pairs / Long mt. 2 231 E. Stephen

Greg Andersen 334 B. Joughn

RECEIVED
JENNY HARRIS
SERVICES DEPARTMENT

09 FEB - 3 PM 4: 12

RECEIVED

Mood

Development Services
Department

(480) 350-8331 (Phone)

January 26, 2009

Mr. William H. Graffis Jr.
210 East Vaughn Drive
Tempe, Arizona 85283

RE: **PL080471/ABT08044 – GRAFFIS RESIDENCE ABATEMENT
COMPLAINT NO. CE043321**

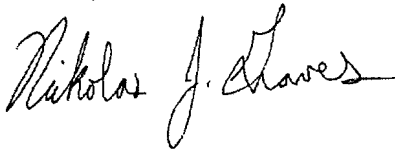
Dear Mr. Graffis:

The request by the City of Tempe – Neighborhood Enhancement Department to abate public nuisance items in violation of the Tempe City Code for the **GRAFFIS RESIDENCE (PL080471/ABT08044)** (William Herbert Graffis, Jr., property owner) Complaint CE043321 located at 210 East Vaughn Drive in the R1-6, Single Family Residential District was heard by the Hearing Officer on January 20, 2009.

At that time, the Hearing Officer approved abatement proceedings for PL080471/ABT08044 as outlined in the estimate contained in the abatement documentation except for the roof issue which was continued.

Any appeal to the Hearing Officer's decision must be made to the Board of Adjustment within fourteen (14) calendar days of the hearing. You have until **February 3, 2009** to file a formal **written** appeal to the Board of Adjustment if you so desire. If you fail to file an appeal or bring the property into compliance prior to this date, the code violation addressed at the public hearing on January 20th will be abated by the City.

Sincerely,



Nick Graves
Planning Intern

NG:dm

cc: Mr. Don Alexander/Neighborhood Enhancement Inspector
Ms. Jan Koehn/Neighborhood Enhancement Administrator
Mr. Michael Spencer/Neighborhood Enhancement Senior Inspector
File

10. A request by the City of Tempe – Neighborhood Enhancement Department to abate public nuisance items in violation of the Tempe City Code for the **GRAFFIS RESIDENCE (PL080471/ABT08044)** (William Herbert Graffis, Jr., property owner) Complaint CE043321 located at 210 East Vaughn Drive in the R1-6, Single Family Residential District.

Mr. William Graffis was present to represent the property owner. He stated that he was unaware that he was in violation and had not heard anything since Thanksgiving 2004. He stated that he had received the notice to abatement on last Thursday, January 15th. He purchased the house 34 years ago and it had an RV gate at that time. Everything that was on the list issued by Neighborhood Enhancement has been taken care of. He explained that he was dealing with personal and family health issues, and had tried to work with the Neighborhood Enhancement Department personnel to resolve these compliance issues.

It was noted by Shawn Daffara that staff has received five (5) phone calls of support for this abatement from neighbors in close proximity to this address.

Mr. Don Alexander, City of Tempe – Neighborhood Enhancement Inspector, stated that junk and debris exist, as well as the remains/framework of a storage building. Violations have existed over a five (5) year period of time. Mr. Alexander stated that there had been no significant effort to remove debris, although the property owner had covered up some of the items.

Mr. Williams asked Mr. Graffis what was the last time he had contact with the City of Tempe on code violations. Mr. Graffis responded that it was the day before Thanksgiving 2004.

Mr. Alexander presented recent photographs of the property to Mr. Graffis. Mr. Williams explained that under the City code materials of this type were not permitted to be stored in a residential yard; landscape and debris were present on December 20th according the Neighborhood Enhancement photographs. Mr. Graffis stated that he would do whatever necessary to avoid paying fines as he hoped to re-roof his home and remodel to obtain additional storage space.

Mr. Alexander explained that Mr. Graffis has been aware of what needed to be done since 2004 and that he had personally made an effort to obtain funds/assistance for Mr. Graffis' use from the Housing Department. Mr. Graffis was given an opportunity to complete the paperwork to receive these funds/assistance and he refused. Everything possible was extended to Mr. Graffis to bring this property into compliance, and he has had contact with the City since 2004. There is a pending criminal complaint on this property due to the violations.

Mr. Williams noted that the abatement estimate was not included within the report; Mr. Alexander stated that there was approximately \$4,000 worth of abatement expenses.

Mr. Bob Stafford, City of Tempe resident, spoke in support of this abatement. He noted that the garage was packed completely with materials and the landscaping debris present a fire hazard. This property has affected the property values in the neighborhood adversely.

Mr. Graffis stated that he did not have a fire hazard or dead trees on his property. He was unable to take advantage at the time the funds/assistance were offered by the City of Tempe as he did not have homeowners insurance which was a requirement. He now has homeowners insurance, and stated that he was ready to take advantage of this assistance. He has spoken with roofing contractors and just needs time to accomplish the roof repairs.

Mr. Graffis stated that if Mr. Williams was to view the property today that he could see that it was not in the state that the photographs indicate. Mr. Williams stated that he had driven by the property and could see that there were cleanup efforts being done. Mr. Williams questioned staff as to whether the property owner had an additional two weeks from the date of today's meeting before abatement proceedings would progress, and, should the property be brought into compliance within that time frame would the abatement be withdrawn.

Mr. Daffara stated that there is a two week time frame before the abatement would actually proceed. Mr. Williams stated that he expected that Mr. Graffis would have all of the violations cleared up except for the roof issue within the next two weeks.

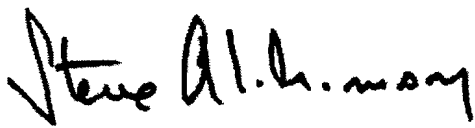
DECISION:

Mr. Williams approved abatement proceedings for PL080471/ABT08044 except for the roof issue which would be continued until it is appropriate to re-address.

The next Hearing Officer public hearing will be held on **Tuesday, February 3, 2009.**

There being no further business the public hearing adjourned at 2:54 PM.

Prepared by: Diane McGuire, Administrative Assistant II
Reviewed by:



Steve Abrahamson, Planning and Zoning Coordinator
for David Williams, Hearing Officer

SA:dm