

# *Housing Board of Adjustments & Appeals*

## *Minutes*

***February 29, 2016***

The Housing Board of Adjustments & Appeals met in regular session on Monday, February 29, 2016 in Room 300 of the Government Office Building at 1:30 p.m. with attendance as follows:

### BOARD MEMBERS PRESENT

Lynne Bratten - Present  
Dr. James Todd - Present  
Charlie Jones – Present  
Hardy Rudasill – Present

### CITY OFFICIALS PRESENT

Susan Phillips, Director NSCC  
Trish Warrington, NSCC  
Pete Golba, City Attorney

1. CALL TO ORDER – Chairwoman Bratten
2. ROLL CALL
3. APPROVAL OF MINUTES – Approved upon a motion by Hardy Rudasil, seconded by Dr. Todd. The motion carried unanimously.  
April 27, 2015  
July 13, 2015  
March 30, 2015
4. OLD BUSINESS  
Chairwoman Bratten requested an update from the City Solicitor on his interpretation of past 4/2 appeal cases.
5. NEW BUSINESS

Chairwoman Bratten administered the oath en masse to all persons intending to testify.

#16 01 Michelle & Joan Fonte J/T – 203 New York Avenue – Overturn Order to Register Property as Vacant

Michelle & Joan Fonte, property owners come forward along with their attorney, Steve Kleeman to present their case.

Ms. Susan Phillips presents and enters the Staff Findings into the record. Staff Report marked as City Exhibit #1.

City Attorney, Pete Golba, questions Susan Phillips, Director of Neighborhood Services & Code Compliance. Ms. Phillips presents document from the Water Department showing the last date that the water service was read; this document was marked City Exhibit #2. Ms. Phillips also presents a document from the Water Department showing that the owner requested the water be turned off; this document was marked City Exhibit #3. Discussion continues among the Board and Ms. Phillips.

Mr. Golba then begins questioning Ryan Hardesty, Code Enforcement Officer.

Mr. Kleeman presents his case to the Board questioning Ms. Michelle Fonte. Mr. Kleeman presents multiple documents into the record. These documents were marked Owner Exhibit 2-10.

Pete Golba preents his closing statements while Mr. Kleeman had none.

The Board begins discussion on this case. Following this discussion, Board member Rudasil makes a motion to uphold the decision of NSCC. Board member Jones seconds this motion. The motion carries unanimously.

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This is a summary of the proceedings of this meeting. Detailed information is in the permanent files of each case as presented and filed in the City of Salisbury, Department of Neighborhood Services & Code Compliance.

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Lynne Bratten, Chairwoman

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Susan E. Phillips, Director