



## Request for City Council Committee Action from the Department of Regulatory Services

**Date:** October 7, 2009

**To:** Council Member Don Samuels, Chair – Public Safety & Regulatory Services Committee

**Referral to:**

**Subject:** Failure to comply with restoration agreement to stay demolition of 2222 4<sup>th</sup> St N

**Recommendation:** **Authorize demolition of structure**

**Previous Directives:** **Stay demolition and enter into restoration agreement**

### Department Information

Prepared by: Kellie Rose Jones

Approved by:

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Rocco Forté, Assistant City Coordinator for Emergency Preparedness & Regulatory Services

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Henry Reimer, Director of Inspections

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Thomas Deegan, Manager Problem Properties Unit

Presenters in Committee: Thomas Deegan and Lee Wolf

### Financial Impact

- Action is within the Business Plan

### Community Impact

- Neighborhood Notification of NCPRP
- Consistent with City Goals

## **Supporting Information**

This property received an order to demolish on July 23, 2008. The order was appealed by the owner Mahmood Khan.

The appeal was heard before the Nuisance Condition Process Review Panel on September 25, 2008. The panel voted to uphold the order to demolish.

The matter came before Public Safety and Regulatory Services on December 17, 2008. At that hearing the committee voted to stay the Order for Demolition and authorized the Inspections Division to enter into a restoration agreement. Further the committee required the submittal of a management and landscaping plan to staff within 30 days of the hearing. The owner, Mahmood Khan, entered into a restoration agreement with the City. Under the terms of the agreement, work was to have been completed by August 9, 2009. The restoration agreement has expired and the owner has failed to complete the necessary work. Additionally, any work that has been completed has not been completed at the standards to which the owner agreed to meet.