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2017 MAY 8 PM 4 34

Agenda Item: ID#17-659 (10:40 A.M.#4)

Date: 5/11/17

CITY CLERK, FRESNO **FRESNO CITY COUNCIL**



Supplemental Information Packet

Agenda Related Item(s) – ID#17-659 (10:40 A.M.#4)

Contents of Supplement: Additional Information pertaining to the Code Enforcement Violation Notice and Fines

Item(s)

Appearance by Mary Esther Correa to discuss the fines she has incurred by Code Enforcement on her Iowa Street property (Speaker's property located in District 7)

Supplemental Information:

Any agenda related public documents received and distributed to a majority of the City Council after the Agenda Packet is printed are included in Supplemental Packets. Supplemental Packets are produced as needed. The Supplemental Packet is available for public inspection in the City Clerk's Office, 2600 Fresno Street, during normal business hours (main location pursuant to the Brown Act, G.C. 54957.5(2)). In addition, Supplemental Packets are available for public review at the City Council meeting in the City Council Chambers, 2600 Fresno Street. Supplemental Packets are also available on-line on the City Clerk's website.

Americans with Disabilities Act (ADA):

The meeting room is accessible to the physically disabled, and the services of a translator can be made available. Requests for additional accommodations for the disabled, sign language interpreters, assistive listening devices, or translators should be made one week prior to the meeting. Please call City Clerk's Office at 621-7650. Please keep the doorways, aisles and wheelchair seating areas open and accessible. If you need assistance with seating because of a disability, please see Security.

Mary Esther Correa
91-945 Kuhina Street
Ewa Beach, HI 96706
Ph.1-619-446-9714

RECEIVED

16-0004973

RE: 3403 E Iowa Fresno, CA 93702
3407 E Iowa Fresno, CA 93702

2017 MAY 8 PM 1 10

CITY CLERK, FRESNO CA

VIOLATION Notice

February 17th, both Units 3403 and 3407 E. Iowa Fresno, CA were vacant.
March 20th 2017, I arrived in Fresno.

April 20th 2017, First Unit – 3403 E Iowa == First infraction was completed . Inspection was done by Inspector, John Outfleet . J. Outfleet passed inspection on Unit1 on this date.

Previous inspection was done by S.Gomez who was then replaced by Outfleet who was not permitted on property by George, property manager Since both units were vacant, and he had no key

Fine: \$9000.00 for Unit one

Second Violation – Unit 3407 E Iowa Fresno, CA 93702. Mary Esther Correa – proprietor Is presently living in this Unit since her arrival on March 20 2017.

I informed J Outfleet that I had not received any notice for inspections or infractions on Unit 3407. I did receive a notice dated April 19th 2017.

I wrote a letter of Appeal on April 27th 2017. I was involved in an auto accident on January 05, 2017. I have been under the care of Scott McCaffrey, MD. He advised me not to travel over 2000 miles at that time. He has since cleared me for travel.

On a personal note, I was born here in Fresno. Attended Fresno schools. At present I am a retired High School teacher, Disabled senior Citizen on a fixed income of Social Security & retirement. Thank you for your consideration to this appeal. I am respectfully requesting that all fines be dismissed

Fine: \$4800 for Unit two

P.S.

Mary Esther Correa

Mary Esther Correa

cc: MD letter,, all Fresno Council members, Governor Jerry Brown, Assemblyman, Joaquin Arambula, Senator D. Feinstein,

3407 E Iowa St

Sandy

93702

35/2680



June 24

Julia & Veronica 292-8640

Eric 263-1593 L. Ernesto Guzman

→ Energy Savings Assistance Program

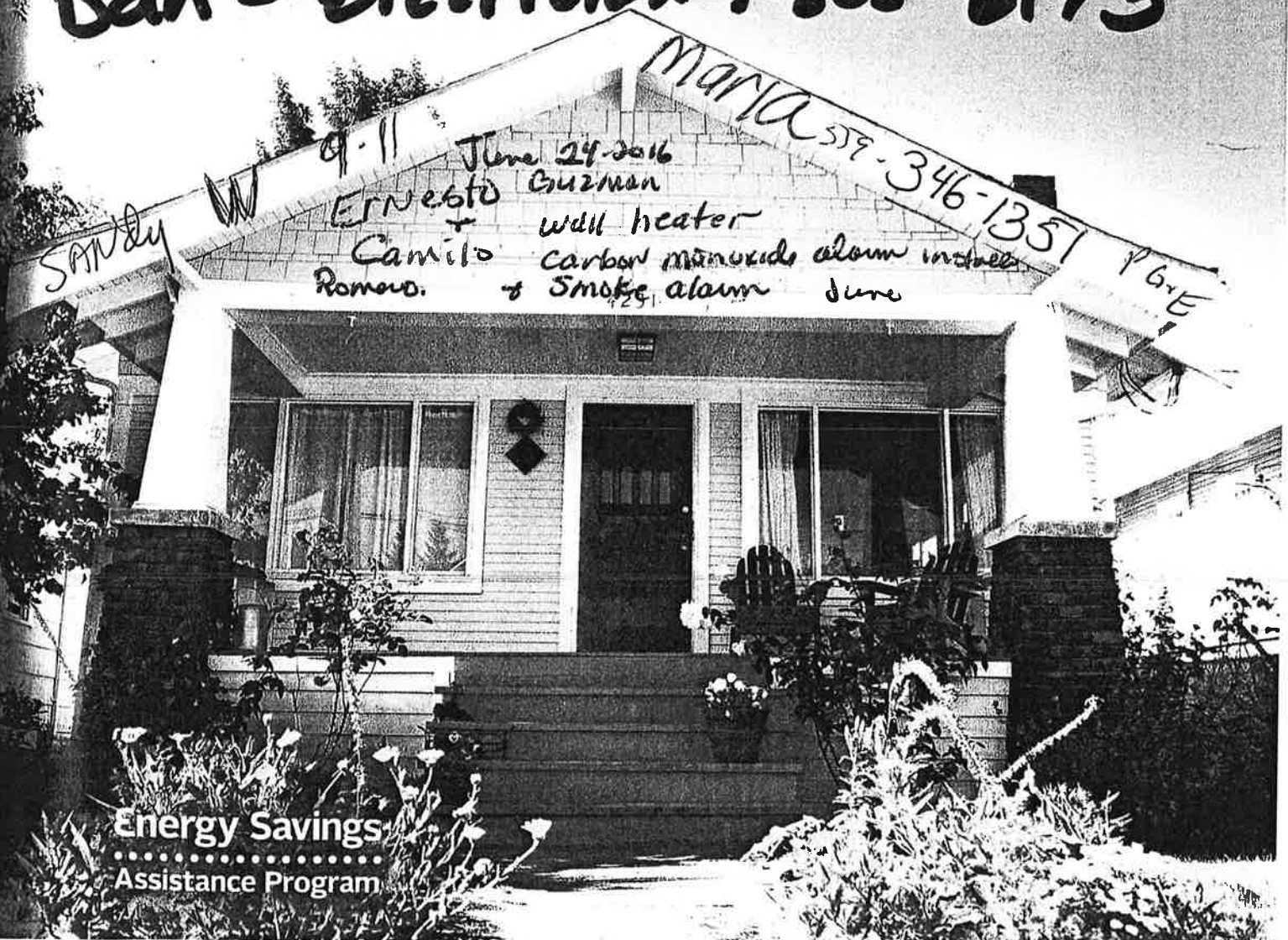
Easy, free solutions to help manage energy use and save money on monthly energy bills

Richard 1.559 743-5191

Air Con

Weather Strip - Windows & Doors

Dan - Electrician 1-805-6173



Energy Savings
.....
Assistance Program

April, 25, 2017

To: Michael D. Flores And Cook
Inspection Supervisor

On April 20, 2017 John Outflea^t inspected my duplex unit at 3403 E. Iowa St. Fresno, Calif. As that unit passed, Mr. Outflea^t informed me that my 3407 E. Iowa unit needed inspection also.

I have never recieved any proper notice regarding that unit. Currently I am living in my unit 3407 while doing repairs on my property.

I am asking for an appeal form for all proper procedures. The duplex does not have a garage. There is a storage building with a permit that is for my use only. Thank you for your time and con- sideration.

Sincerely,
Mary Ester Corne
3407 E. Iowa
Fresno, Ca. 93705
1-619-446-9714

P.S. Why am I
being charged
\$14,000.00 ??
00

P.S.

Last year April - May 2014
Sandy from PG&E Ph.# (559)
351-2680
Energy Savings Assistant Program
Came & installed @ 3407 where I
was living at the time.

1. Air Conditioner
2. Weatherized windows / Doors
3. Installed new window in
front of Unit
4. New Refrigerator
5. New Wall furnace
6. New Ceiling light fixtures
(All for Free)

That unit then passed Section 8
inspection

Previous tenants thrashed both
units at 3403 & 3407.

Mary Esther Conner (owner)

Work*Star™

Injury Recovery Center

91-2135 Fort Weaver Road, Suite 170, Ewa Beach, HI 96706

Phone: (808) 676-5331 • Fax: (808) 671-2931

March 14, 2017

Code Enforcement
Fresno, California

Dear Sir/Madam:

Re: Patient: Mary Esther Correa
Topic: Renter Misconduct

I am writing on behalf of Ms. Mary Esther Correa who is a patient of mine. Please be advised that she suffers from multiple medical disorders as well as automobile related trauma. Because of her medical need, she is unable to appear at an upcoming scheduled hearing. Please reschedule the hearing for a later date. We will do whatever is necessary to prepare her medically for the journey back to California.

Thank you for your attention to the above. Please let me know if you require additional information. -

Sincerely,

A handwritten signature in cursive script, appearing to read "D. Scott McCaffrey - M.D.", written in black ink.

D. Scott McCaffrey, M.D.
Occupational and Rehabilitative Medicine

DSM:nsot

SUGGESTED APPEAL FORM

1st appeal
3403

5

Appeal of:

MARY ESTHER Correa
(Name)

16-0004973
(Citation Number)

91-945 Kuhina st
(Mailing Address)

808 3403 E Iowa St Fresno, Calif
(Address of Violation)

Ewa Beach, HI 96706
(City, State, Zip Code)

689-4657
Coel 1-619-446-9714
(Telephone Number) (Email address)

Please include a copy of the specific order, citation, decision, or determination being appealed.

Please note that additional administrative fees for Code Enforcement staff time (re-inspection and/or research) may be incurred. Please refer to your original notices for more information.

Statement of the appellant's legal existing interest in the property, right or entitlement of the subject order, citation, decision, or determination being appealed (Are you the property owner, business owner, tenant, other):

Owner 3403 E Iowa St. Fresno, Calif. ^{This is my home}

I was living in my 2nd home - Squatters tenants ^{not paying} trashing my home. I had to rent units = Law doesn't want to leave empty // ^{stay in my home 2-6 months every year}

Brief description of the specific order, citation, decision, or determination being appealed (What are you appealing):

The tenant in 3403 E Iowa was in apt 2 1/2 months. She didn't pay rent, she & her ex husband would come - fight w/ Brittony tenant & they trashed my home w/in 2 1/2 months - I had the entire unit repaired ^{pena avoid unauthorized tents}

Statement of the relief sought (What are you requesting): She trashed & then called Code inspectors she got evicted. I can't believe I got 13 infractions.

Reasons why such relief should be granted (Why should your request be granted): ^{land property owners & handy men who fixing rep. cleaning yard & they continued to check 13 infractions w/in 2 1/2 months. I fixed & they went to trash}

1) I am a Disabled retired school teacher & a Senior Citizen ^{planning to return to Fresno}
2) I was a military wife born & raised in Fresno, Cal ^{cel} My family & friends live in Fresno - I stay in my home 2-6 months yearly. I'm coming to Fresno Ca. last week in March - 1st week in April 2017 I can't come sooner to appeal for appeal this \$2000 fine which I can't afford as I live on a fixed income //

Will you need an interpreter at the hearing? For what language? NO

The last 5 years I've been paying C/E fines because tenants don't pay rent - & scammers ^{trash my place & call C/E}

Estimate of the amount of time you will need to present your argument at a hearing:

Because I have Chronic Asthma - Smog in Fresno) I will try to be there to appeal this unjust fine of \$2000 & code ^{in Fresno} I will try to be there in March + April 15th 2017

I declare under penalty of perjury that the facts stated in this appeal are true of my own knowledge, except as to matters which are not within my knowledge and are not of public record, and as to those matters I believe the facts stated to be true. ^{didn't get a letter or a ph call ?? // until Jan 25. 2017 why?}

Executed at 91-945 Kuhina St Ewa Beach, HI 96706 on Jan 25, 2017
(City and State) (Date)

Mary Esther Correa Owner & my 2nd Home //
(Signature of Appellant) CC Filed

City Manager's Office
2600 Fresno Street, Rm. 2064
Fresno, CA 93721-3601
Phone: (559) 621-7764
Fax: (559) 621-7776

cc - files

Envelope Postmarked on April 22 2017 received 5 192



If you wish to talk to the inspector about this citation, it is important that you call to schedule an appointment. Inspectors are in the field each day and may not be available if you come in without an appointment.

FIRST ADMINISTRATIVE CITATION

- 1. Inspection Date: February 22, 2017 Time: 1:30pm Citation Number: 17-00001512.1
- 2. Location of violation(s): 3407 E IOWA AVE APN: 460-271-17
- 3. The following Fresno Municipal Code (FMC) Sections were violated at the date and time noted above: Items #1 thru #6 listed on the enclosed Notice of Violation: INSPECTION CORRECTION NOTICE-REMOVE ALL MUNICIPAL CODE VIOLATION(S).
- 4. The following action is necessary on your part to correct the violation(s): You are required to correct the violation(s) as indicated on the enclosed correction notice, specifically: Items #1 thru #6.

5. A fine/penalty of \$800.00 per violation has been imposed. Payment method may be by cash, money order, or check, payable to the "City of Fresno," Code Enforcement Division, 2600 Fresno Street, Room 3076, Fresno, CA 93721-3605. Please write the citation number on the check or money order.

Please pay from this citation within 30 days. No invoice will be sent.

TOTAL AMOUNT DUE: \$4,800.00 PAYMENT DUE BY: May 19, 2017

- 6. FURTHER FAILURE TO COMPLY WITH THE ENCLOSED CORRECTIVE NOTICE MAY RESULT IN ADDITIONAL CITATIONS WITH INCREASED PENALTIES FOR THE SAME VIOLATION(S) ON A DAILY BASIS; AND/OR FURTHER LEGAL ACTION. SECTION 1-304. (b) Each such person shall be guilty of a separate offense for each and every day during any portion of which any violation of any provision of this Code is committed, continued, or permitted by such person and shall be punished accordingly.
- 7. COLLECTIONS: PLEASE NOTE that should you fail to pay these charges in full within 30 days, the City may seek collection through any of the following means: (1) a collection agency; (2) a lien; (3) property assessment; and/or (4) legal action. (FMC 1-501 et seq.) Before a lien or special assessment would be placed on your property, an administrative hearing officer will confirm the costs by a public hearing. You will receive notice of the hearing at least fifteen days prior to the date of the hearing and will be allowed to file an objection. If you fail to pay these charges within 30 days, a late fee of 1.5% or a minimum of \$1.00 will be assessed to your outstanding balance.
- 8. APPEAL: You have the right to contest this citation by filing an appeal within eighteen (18) days from the date this citation was mailed (noted below). You may file the appeal with the Hearing Officer at the Office of the City Manager, City of Fresno, 2600 Fresno Street, Room 2064, Fresno, CA 93721. There is an Administrative Hearing Fee of \$35 for residential units up to two, \$55 for three or more units and \$75 for commercial units. Please bring or send a check or money order with the request for appeal. If payment is not included with the request for appeal you will be billed.

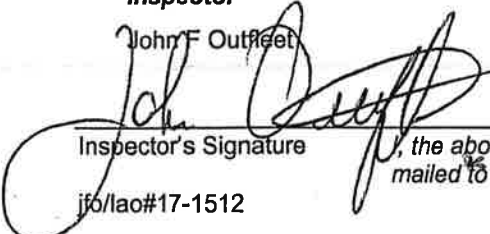
Recipient	Recipient's Address
Correa Mary Esther Trustee	91-945 Kuhina St Ewa Beach, HI 96706
Inspector	Inspector's Phone Number
John F. Outfleet	(559) 621-8465

Certified Article Number
9414 7266 9904 2095 2585 76

SENDERS RECORD

Certified Mail Receipt

Inspector's Signature
jfo/lao#17-1512



I, the above-signed Inspector, certify under penalty of perjury that I caused this citation to be mailed to the above named recipient at the recipient's address on: **April 19, 2017**

Senior Inspector _____
 Enclosure: Notice of Violation Dated: March 1, 2017
 Photo(s)
 c: Property Owner at 3407 E. Iowa Fresno, CA 93702
 Revised 3/30/16

Please send me on appeal form MEC 4-24-2017

SUGGESTED APPEAL FORM

Appeal of:

Name) Mary Ester Correa

Mailing Address) 3407 E. Iowa

(City, State, Zip Code) Fresno CA, 93702

RECEIVED 17-00001512.1
(Citation Number)

3407 & 3403 E. Iowa St
(Address of Violation) Fresno CA
93702

2017 APR 27 PM 2:00

(619) 446-9714
(Telephone Number) (Email address)

CITY CLERK, FRESNO CA

Please include a copy of the specific order, citation, decision, or determination being appealed.
Please note that additional administrative fees for Code Enforcement staff time (re-inspection and/or research) may be incurred. Please refer to your original notices for more information.

Statement of the appellant's legal existing interest in the property, right or entitlement of the subject order, citation, decision, or determination being appealed (Are you the property owner, business owner, tenant, other):
I am the owner of the properties, 3403 and 3407 E. Iowa St

Brief description of the specific order, citation, decision, or determination being appealed (What are you appealing):
On above citation # 17 - re address 3407 E. Iowa. Inspection 2/25, notice of violation 3/11/17, envelope postmarked 4/19/17 and fine for \$4800.00 to be paid by May 19, 2017. Payment within 30 days and

Statement of the relief sought (What are you requesting): appealed or No notice of appeal set since pictures and inspection show corrections have been made, I request the the fine/penalty for \$4,800 be voided & void

Reasons why such relief should be granted (Why should your request be granted):
I am a retired senior citizen on fixed income and and I have no way of making payment. Specially since I had to evict two renters for non-payment and trashing the place and pay for materials and labor for all the corrections. Police officers who assisted on the evictions could be called to give state of the renters housing unit, and their attitude.

Will you need an interpreter at the hearing? For what language?
1/2 hour, unless the presentation by the inspector requires additional time. \$9000.

Estimate of the amount of time you will need to present your argument at a hearing:
1/2 hour

I declare under penalty of perjury that the facts stated in this appeal are true of my own knowledge, except as to matters which are not within my knowledge and are not of public record, and as to those matters I believe the facts stated to be true.

Executed at _____ on _____ (Date)
Mary Ester Correa
(Signature of Appellant) 4-27-2017

City Manager's Office
2600 Fresno Street, Rm. 2064
Fresno, CA 93721-3601
Phone: (559) 621-7764
Fax: (559) 621-7776

2nd unit
Notice
3407
1st E Iowa
Received
NOICE
APRIL 2017

**CITY OF FRESNO
CODE ENFORCEMENT DIVISION
INSPECTION CORRECTION NOTICE
REPAIR AND REHABILITATE BUILDING**

Address: 3407 E Iowa Ave ✓
APN: 460-271-17

Date: March 1, 2017
Case: 17-00001512

CORRECT THE FOLLOWING MUNICIPAL CODE VIOLATIONS:

1. *The door hardware at the front security door is damaged (dead bolt lock is loose) in violation of*
[FMC 11-101; CBC 3401.2; FMC 11-324; H&S 17920.3.a.14]
Repair or replace the hardware as needed.
2. *The windows at the kitchen bedroom are damaged (do not open and close properly) in violation of*
[FMC 11-324; H&S 17920.3.a.14; 17920.3.g.2]
Repair or replace the windows in an approved manner.
3. *There is evidence of roof leakage at the hallway in violation of*
[FMC 11-317.b, 11-324; H&S 17920.3.a.14; 17920.3.g.2]
Repair this area of the roof as necessary to stop the water leakage.
Note: Should you decide to re-roof the building, you must obtain a roofing permit prior to commencing re-roofing.
4. *There is evidence of roof leakage at the East bedroom in violation of*
[FMC 11-317.b, 11-324; H&S 17920.3.a.14; 17920.3.g.2]
Repair this area of the roof as necessary to stop the water leakage.
Note: Should you decide to re-roof the building, you must obtain a roofing permit prior to commencing re-roofing.
5. *The windows at the South bedroom are damaged (do not open) in violation of*
[FMC 11-324; H&S 17920.3.a.14; 17920.3.g.2]
Repair or replace the windows in an approved manner.
6. *The rear door is damaged and improperly installed (door sticks/binds) in violation of*
[FMC 11-317.b, 11-324; H&S 17920.3.a.12 & .14, 17920.3.g.2]
Repair or replace door as needed and install a threshold and weather stripping.

PERMITS:

All items marked with an * (asterisk) and a letter (*B, *P, *M, *E) require Development Permit(s).

Bring this correction notice with you when obtaining permits.

Note: A permit may be required on unmarked items depending on the extent of the repair.

Permit Counter phone numbers: (559) 621-8084.

John F Outfleet
Senior Code Enforcement Inspector

CODE ENFORCEMENT DIVISION
2600 FRESNO STREET, ROOM 3076
FRESNO, CA 93721
(559) 621-8400, FAX (559) 488-1078
www.fresno.gov

Call or Schedule an Appointment With:
John F Outfleet at (559) 621-8465

March 1, 2017

Correa Mary Esther Trustee
91-945 Kuhina St
Ewa Beach, HI 96706

SUBJECT: **NOTICE OF VIOLATION**
ADDRESS: **3407 E Iowa Ave**
APN: **460-271-17**
CASE NUMBER: **17-00001512**

Enclosed is a Correction Notice of Violation to remove the violations on the property of which you are the owner of record. We are requiring that all listed violations be corrected and completed within the time frame noted in the attached Correction Notice of Violation. Staff will re-inspect to determine if corrections are in progress or have been completed.

It is very important that you clean-up, remove, repair, or cease unlawful use of said property within the specified time period. Failure to correct the violations within the time frame provided will result in further action by the City, including citations, administrative fees, abatement by the City, and/or legal action. If further action is required, you will be held responsible for the City's costs to enforce the code and/or abate the violations. Fees for the City's enforcement/abatement costs start at \$447.00, which would not include any penalty or additional administrative fees that may be assessed against you. The City may collect costs either against the property through the imposition of liens and property tax assessments or as a personal debt collected through a collection agency or a lawsuit.

A Housing Violation Abatement Action regarding this property may be recorded with the County Recorder within 30 days from the date of this letter if the violations remain after the requested removed by date. When all corrections are made and complete, fees are paid, permits finalized (if required) and a termination fee paid, the Notice will be cleared with the County Recorder.

If you have any questions regarding this notice, **please contact the INSPECTOR at the above referenced number. If you wish to speak to the inspector in person you must call and make an appointment.**

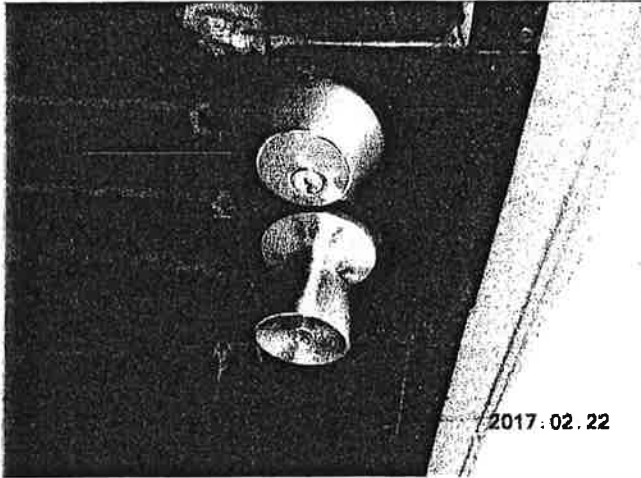
John F Outfleet
Senior Code Enforcement Inspector

cc: Tenant 3407 E Iowa; Tenant 3726 E Madison

jfo/mjw #17-1512

3407 E IOWA AVE

Case #: 17-00001512 APN: 460-271-17
Case Type: HCRP HC HOUSING CODE REPAIR



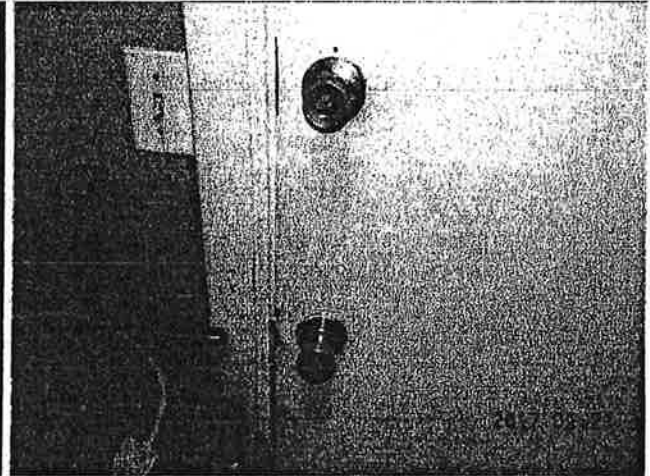
Date: 2/22/2017 8:13:23 AM
DEAD BOLT LOCK LOOSE



Date: 2/22/2017 8:18:19 AM
CEILING REPAIR AT HALLWAY
WATER STAINED.



Date: 2/22/2017 8:19:26 AM
CEILING REPAIR AT EAST
BEDROOM WATER STAINED



Date: 2/22/2017 8:20:46 AM
REAR DOOR DOES NOT OPEN AND
CLOSE PROPERLY. BINDS AND
STICKS

