

ROSEVILLE
REQUEST FOR COUNCIL ACTION

Date: 6-22-15
Item No.: 14.d

Department Approval



City Manager Approval



Item Description: **Community Development Department's Request to Issue a Ramsey County Court Citation for Unresolved Violations of Roseville's City Code and Minnesota State Statutes at 397 Brooks Avenue**

BACKGROUND

397 Brooks Avenue is a vacant single-family home located in a residential neighborhood. Records indicate the property is owned by Mr. William Acree, 1145 Glendon Street N, Maplewood, MN 55119.

The ongoing violations include:

- Outside storage or keeping of household furnishings or inoperable/unusable equipment in the backyard (violation of City Code Section 407.03.H).
- Outside storage of furniture and vehicles is not a permitted use in the LDR-1 District (violation of City Zoning Ordinance 1004.07, Table of Allowed Uses).
- Storing of vehicles at unoccupied property – blight on landscape (violation of City Code Section 407.03.H).
- The property owner, through failure to perform the above-mentioned local code obligations, has maintained or permitted a condition which unreasonable annoys the safety, health, morals, comfort, or repose of a considerable number of members of the public (violation of Minnesota Statute 609.74 (1) Public Nuisance).

Staff contacted Mr. Acree and informed him an Interim Use Permit, limiting the outside storage, was a possible option to resolve the violations. However, Mr. Acree did not follow-up and pursue this option.

Staff is requesting authority from Council to issue a Ramsey County Court Citation to the property owner for a violation of City Codes and Zoning Ordinances, and, Minnesota State Statutes. A Ramsey County court hearing would allow Mr. Acree due process to respond to the City's request.

POLICY OBJECTIVE

City Code enforcement is a key tool to preserving high-quality residential neighborhoods. Both Imagine Roseville 2025 and the City's 2030 Comprehensive Plan support code enforcement as a means by which to achieve neighborhood stability. The Housing section of Imagine Roseville suggests that the City "implement programs to ensure safe and well-maintained properties." In addition, the Land Use chapter (Chapter 3) and the Housing and Neighborhoods chapter (Chapter 6) of the Comprehensive Plan support the City's efforts to maintain livability of the City's residential neighborhoods with

30 specific policies related to property maintenance and code compliance. Policy 6.1 of Chapter 3 states
31 that the City should promote maintenance and reinvestment in housing and Policy 2.6 of Chapter 6
32 guides the City to use code-compliance activities as one method to prevent neighborhood decline.

33 **FINANCIAL IMPACTS**

34 The issuance of a Ramsey County Court Citation would involve no monetary outlays by the City as the
35 prosecuting attorney handles these cases as part of their contract.

36 **STAFF RECOMMENDATION**

37 Staff recommends that the Council direct Community Development staff to issue a Ramsey County
38 Court Citation to the property owner in order to allow for due process regarding the ongoing violations
39 of outside storage on the property.

40 **REQUESTED COUNCIL ACTION**

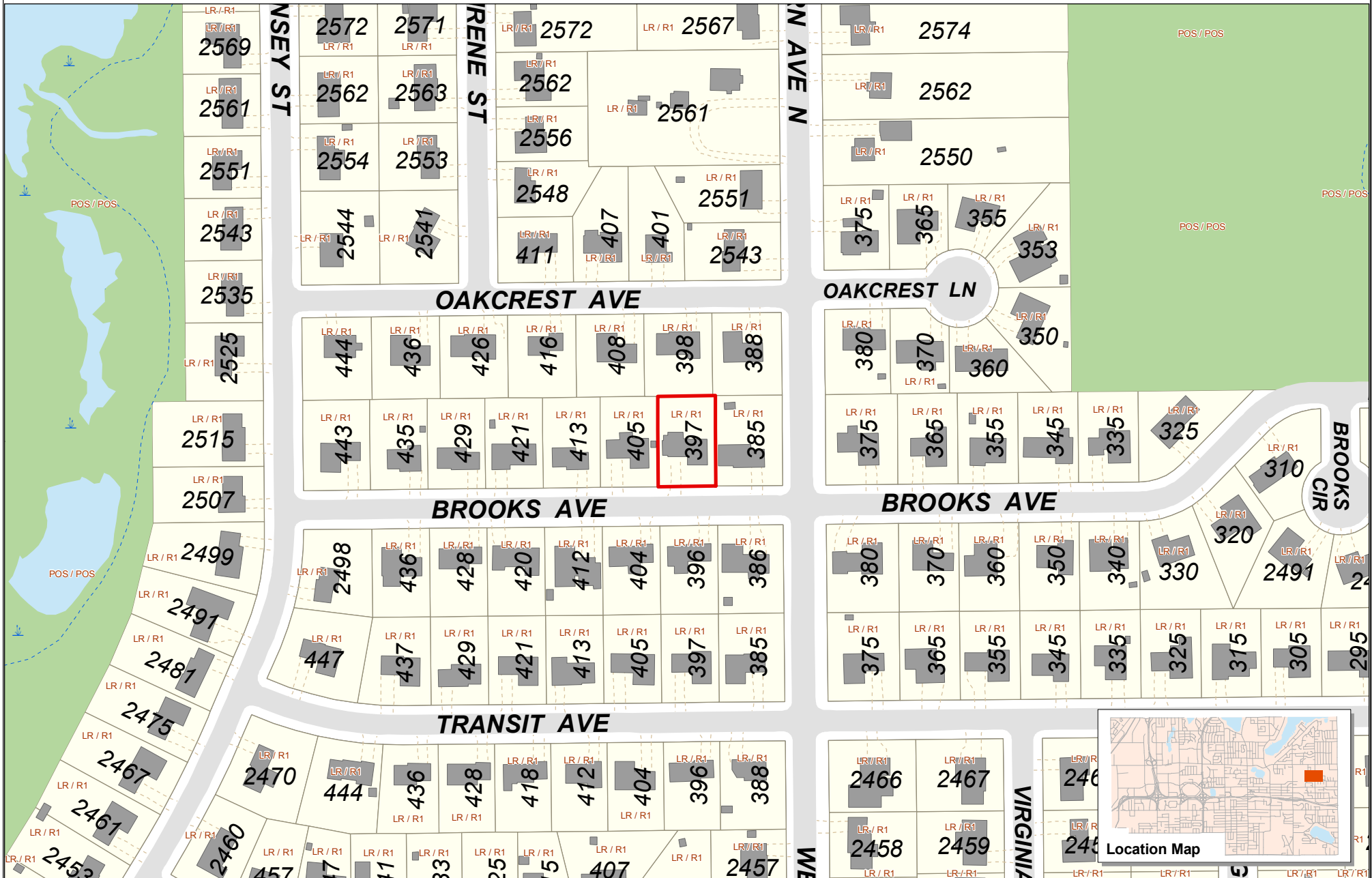
41 Direct Community Development staff to issue a Ramsey County Court Citation to the property owner in
42 order to allow for due process regarding the ongoing violations of outside storage on the property.
43

Prepared by: Don Munson, Permit Coordinator

Attachments: A: Map of 397 Brooks
B: Photo
C: Photo

397 Brooks Ave W

ATTACHMENT A



Prepared by:
Community Development Department
Printed: July 26, 2010



Site Location

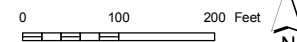
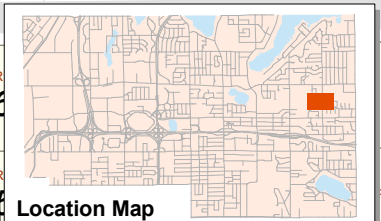
LR / R1 Comp Plan / Zoning
Designations

Data Sources

* Ramsey County GIS Base Map (7/1/2010)
For further information regarding the contents of this map contact:
City of Roseville, Community Development Department,
2660 Civic Center Drive, Roseville MN

Disclaimer

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ATTACHMENT C

