# REQUEST FOR COUNCIL ACTION

Date: 8-8-2011 Item No.: 12.b

Department Approval

Item Description:

City Manager Approval

PT/DM

1 P. Transport

**Community Development Department Request to Issue a Ramsey County** 

Court Citation for Unresolved Violations of Roseville's City Code at 1756

**Chatsworth Street.** 

#### BACKGROUND

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• The property is a single family home.

• The current owner is Mr. David Battisto who lives at the property.

- The City continues to receive complaints from a neighbor about an unfinished driveway that does not have an approved hard surface installed (currently gravel). A hard surfaced driveway was removed in about 2008 as part of a garage addition building permit. The garage was finished, but not the driveway.
- Current violations include:
  - 1. New driveway with a gravel surface:
    - a) Violation of Roseville's City Code, Section 703.04.B.7 which specifically requires residential driveways to be hard surfaced with asphalt, concrete or pavers.
- Because this is a violation of Section 703 of the City Code and not a public nuisance, the abatement process for Public Nuisances in Section 407 is not an option. Therefore, the court citation process is recommended in this case. It is anticipated that the court will require the owner to complete the driveway and this will result in compliance.
- A status update, including pictures, will be provided at the Council hearing.

#### POLICY OBJECTIVE

Property maintenance through City abatement activities is a key tool to preserving high-quality residential neighborhoods. Both Imagine Roseville 2025 and the City's 2030 Comprehensive Plan support property maintenance 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 specific policies related to property maintenance and code compliance. Policy 6.1 of Chapter 3 states that the City should promote maintenance and reinvestment in housing and Policy 2.6 of Chapter 6 guides the City to use code-compliance activities as one method to prevent neighborhood decline.

#### FINANCIAL IMPACTS

- The City Code violation at 1756 Chatsworth Street could negatively impact the property values of the surrounding properties.
- The issuance of a Ramsey County Court Citation would involve no monetary outlays by the City as the prosecuting attorney handles these cases as part of their contract.

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#### STAFF RECOMMENDATION

Staff recommends that the Council direct Community Development staff to issue a Ramsey County Court Citation to Mr. David Battisto for violation of Roseville's City Code at 1756 Chatsworth Street.

### REQUESTED COUNCIL ACTION

Direct Community Development staff to issue a Ramsey County Court Citation to Mr. David Battisto for violation of Roseville's City Code Section 703.04.B.7 at 1756 Chatsworth Street.

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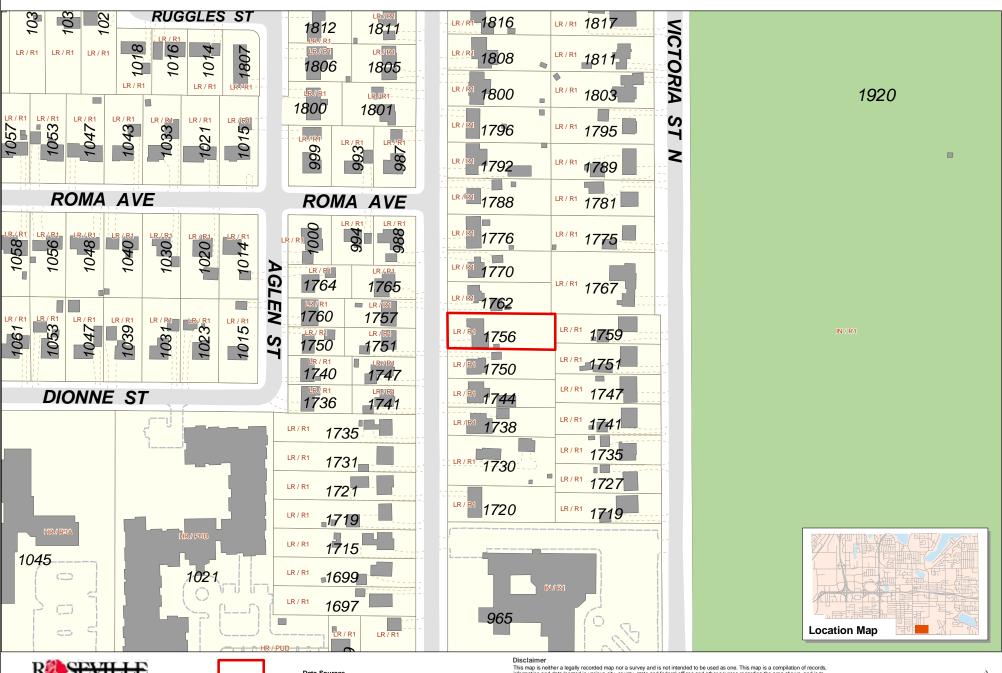
44 Prepared by:

Don Munson, Permit Coordinator

Attachments:

A: Map of 1756 Chatsworth Street

## 1756 Chatsworth St N



Prepared by:
Community Development Department
Printed: July 12, 2010



#### 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

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