

**BOROUGH OF SUGARCREEK
PROPERTY MAINTENANCE BOARD OF APPEALS
MEETING MINUTES**

April 1, 2015

NOTE: This Property Maintenance Hearing is a continuation of the October 1, 2014 hearing.

I. CALL TO ORDER

Council President Bogan Goughler opened the meeting at 6:00 pm.

II. ESTABLISHMENT OF QUORUM

Present at the meeting were Council members Bogan Goughler, Robert Resinger, John McClelland, Larry Baughman, Howard Barger. Mayor Charles Minnick was excused. Also present were Chief Carlson, Zoning Officer Bill Walker and Solicitor Brian Spaid. Robert Humphreys, Architect retained by appellant and Shahidul and Tufiqul Islam, appellants were not present.

III. PURPOSE OF HEARING

Mr. Goughler stated that this hearing is in the matter of:

**Shahidul & Tufiqul Islam
310 Rocky Grove Avenue
Franklin, PA 16323
Parcel No.: 28 – 011 – 001
Borough of Sugarcreek**

This property is not in compliance with Ordinance No. 245, commonly referred to as the International Property Maintenance Code.

IV. PRESENTATION OF TESTIMONY – BOROUGH

Chief Carlson presented his credentials and stated he was named the Borough's Code Official in 2013. Chief Carlson stated on June 3, 2014, the above listed property was cited for structural deficiencies which were not remedied. The owners appealed Chief Carlson's decision and a property maintenance hearing was scheduled with the Council, on August 20, 2014. Following that hearing, the Board granted the owners a 6 – week continuation, with stipulations to include regular correspondences with Mr. Humphries, detailed drawings/plans and a loan commitment letter from the owners' bank. The next hearing was scheduled for October 1, 2014. After the October 1, 2014 hearing, the Board issued a 6 – month timeline to Mr. Humphries and the owners. The Board also requested monthly updates from Mr. Humphries and scheduled the next hearing for April 1, 2015.

Chief Carlson presented the Board with photographs of the property and stated there has not been any type of abatement or corrective action taken in regards to the deficiencies noted on the property. And Chief Carlson has not received the monthly correspondences as requested by the Board. Chief Carlson, as the Code Official, recommends following Section 110.1 and to prepare for and follow through with demolition of the above listed structure. Citing that the structure is unreasonable to repair, dilapidated, unsafe, unsanitary and is otherwise unfit for human habitation.

V. APPELLANT

VI. PUBLIC COMMENT

VII. BOARD OF APPEALS

Motion by Robert Resinger, being duly seconded by John McClelland to deny the appeal by Shahidul and Tufiqul Islam. Motion carried unanimously.

Mr. Spaid stated the Board will notify the owners in regards to the start of the demolition process. Mr. Spaid said the owners will still have an opportunity to appeal the Board's decision to the Venango County Courts.

VIII. ADJOURNMENT

There being no further business to come before the Board, the meeting was adjourned at 6:11 PM.

Joseph M. Sporer, Borough Manager

Bogan Goughler, Council President