

CITY OF BURTON
LEGISLATIVE SUB-COMMITTEE MEETING MINUTES
JANUARY 25, 1992, 6:30 P.M., COUNCIL CHAMBERS

This Legislative Meeting was called to order by Charles Abbey, Chairman, at 6:45 P.M.

Members Present: Abbey, Walls and Zelenko.

Members Absent: None.

Others Present: J. Major, DPW Director; R. LaDuke, Building Supervisor; R. Riess, Water and Sewer Supervisor and W. Walworth, City Clerk.

PURPOSE OF THE MEETING: Discussion And Possible Recommendation Concerning
13X Weed Ordinance; Dwelling Code Ordinance; Water/Sewer; Private Drive Contract; Curbside Auto Sales; Entertainment Ordinance and Other Matters That Might Arise.

PRESENTATION:

Jeff Major reviewed the packet for tonight meeting. (see attachment)

AUDIENCE PARTICIPATION:

1 Catherine Pickett, 1468 E. Parkwood, is a renter and the house is in bad condition. She wants some action by Council.

X Diane Walton, 4498 Lippincott, complained that the water deposit is too high. She is a member of the Genesse Landlord's Association and would like the Mayor to meet with them on this issue.

Isabel Rook, 1917 Delaware, Flint, asked the Council to look at their water deposit and Flint has made changes.

Bud LeGrande, 2105 E. Buder, did not think the water deposit should be lowered.

2X John Stapish, 5160 E. Atherton, does not want the water fee raised. He also raised questions on the BOCA Ordinance. He said that he was concerned about retaliation if 79C is passed by the Council.

Jean Morgan, 1462 Merle, raised a concern on lowering the fee to \$80. She said her office is called upon to hold up a shutoff if the person has good reasons. She also said she checks with Social Services.

One Landlord said he pays the water bill and keeps it in his name.

Pauline Dargel, 6150 Hugh, asked about putting line under a road. She asked who picks up that extra cost. She was advised that each property owner would have to pay their share in the frontage fee.

One had a concern about enforcing the existing structures BOCA in Ordinance 79C.

COMMITTEE DISCUSSION:

ORD 54:

Jeff Major said sewers are presently built without City monies.

He asked that "at his own expense" be deleted in Ordinance 54. He also wanted to create "front foot fee".

Mr. Abbey asked if this only applied to new construction. He was advise yes.

Attorney Austin did not think \$210 was unreasonable. Attorney Austin would like to combine 54-26 with 54-25.

ORD 6C:

Attorney Austin said the changes are designed to fit Ordinance 54. The Attorney also said he had beefed up sections of the ordinance.

ORD 41C:

Mr. Major reviewed the ordinance and said changes would bring the ordinance into compliance with 54 and 6.

Mrs. Zelenko said the word assurance needs to be defined in the ordinance.

Mr. Austin will make the necessary changes and will define assurances each time it comes up in the ordinance.

ORD 75C:

Mr. Major noted that this ordinance does not deal with inspection, but is for new construction.

PRIVATE DRIVES AGREEMENT:

Mrs. Zelenko asked about the agreement having a starting and ending date.

Mr. Austin will take care of this in the final copy to Council.

ORD 58C:

Mr. Major said Mr. Throop needed language to stop parking in ditch area.

Mr. Austin will clean up the language to cover the entire City on parking on streets.

ORD 79C:

Mr. LaDuke reminded the committee that the City had adopted the other BOCA code but has not adopted the existing structured BOCA.

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ORD 4:

OTHER:

Mr. Abbey asked if there was an issue on the garbage contract. Mayor Smiley said no and asked that it be removed from tonight's deliberation.

Mr. Abbey said he was removing the vehicle sales from tonight's meeting at the request of President Martinbianco.

Mr. Abbey said Mr. Hamilton wants the Driving Under The Influence Of Liquor removed so he can draft an ordinance.

Mr. Abbey said he did not want to take up the Hunting Ordinance tonight. He also had concerns on the Seasonal Sales Ordinance.

Mayor Smiley said the important issue was not so much the complaints, but in the improvement in the standard of living and the quality of life for the people of Burton.

Mrs. Walls asked what the Administration planned to do if they went into a rental home and found a problem. Mr. LaDuke said he would work with the person and if he could not get a resolution, he would be forced to go to the Courts.

Mr. Austin said his main concern would be of implementing and enforcement.

Mr. LaDuke explained the weed ordinance changes.

Mrs. Walls expressed concern about a fee being charged the landlord when the City was called on a problem. She was advised no.

Mayor Smiley said he had met with the Landlords Association and learned that their big concern was drugs.

Mrs. Zelenko asked about weeds hiding the vision of cars at corners.

Mr. LaDuke said there should be no problem, as the weeds are not allowed to be higher than 10 inches.

COMMITTEE RECOMMENDATIONS:

ORD 54:

Moved by Walls, supported by Zelenko to recommend to Council Ordinance 54 as amended by the Legislative Committee. Motion carried 3-0.

ORD 6C:

Moved by Zelenko, supported by Walls to recommend to Council Ordinance 6 as amended by the Legislative Committee. Motion carried 3-0.

ORD 41C:

Moved by Zelenko, supported by Walls to recommend to Council Ordinance 41 as amended by the Legislative Committee. Motion carried 3-0.

ORD 75C:

Moved by Zelenko, supported by Walls to recommend to Council Ordinance 75 as amended by the Legislative Committee. Motion carried 3-0.

PRIVATE DRIVES AGREEMENT:

Moved by Zelenko, supported by Walls to recommend to Council Private Drives Agreement, as amended by the Legislative Committee. Motion carried 3-0.

ORD 58C:

Moved by Zelenko, supported by Walls to recommend to Council Ordinance 58C as amended by the Legislative Committee. Motion carried 3-0.

ORD 79C:

Moved by Zelenko, supported by Walls to recommend to Council Ordinance 79C as amended by the Legislative Committee. Motion carried 3-0.

ORD 4:

Moved by Zelenko, supported by Abbey to recommend to Council Ordinance 4C as amended by the Legislative Committee. Motion carried 2-1 with Walls voting no.

MEETING ADJOURNED AT 10:45 P.M.

Respectfully Submitted,

William R. Walworth
Burton City Clerk

WRW/cml