

photographs depicted a mattress, household items, a refrigerator and several other items in the yard. In the driveway was a vehicle in a manner of disassembly and an accumulation of building materials. On September 9, 2024, Officer Maniscalco issued the first notice of violation. The property owner contacted the Codes Office to request an extension. An extension was granted until September 19, 2024. On September 20, 2024, Office Maniscalco inspected the property and found it to continue to not be in compliance. A second extension to October 25, 2024, was granted. Upon inspection following the October 25, 2024, extension, it appeared the items had been moved around the yard, but it did not appear any items had moved or any progress made. The state of the property was unchanged. A Citation was issued, imposing a fine of \$100.00 per day until the property was brought up to code.

After being duly sworn, Michelle Lewis, one of the owners of the property, testified the cleanup had not occurred because her son worked 6-7 days per week and they had tried to move things. Ms. Lewis testified that she could not afford a \$4,500.00 fine.

Based upon the foregoing findings, the Code Enforcement Board concludes as follows:

1. The property at 220 Mary Street is currently in violation of the City's Ordinance, IPMC 308.1 Accumulation of Rubbish & Garbage, in that there are various household items; a mattress; a refrigerator about the yard and a disassemble automobile in the driveway.

2. The owners of 220 Mary Street are assessed a fine in the amount of \$4,500.00 as of December 19, 2024 and accruing at the rate of \$100.00 per day until the property is brought into compliance.

3. The owners were given notice of the hearing and appeared and gave testimony.

Based upon the foregoing Findings and Conclusions, the Codes Enforcement Board ORDERS as follows:

1. The owners shall clean the property entirely, removing all trash/rubbish and debris from the yard, driveway and porch by February 1, 2025;

2. The disassembled black pickup truck in the driveway must be properly registered or removed by February 1, 2025;

3. The fine of \$4,500.00 is suspended until February 1, 2025. If the property is not in compliance by February 1, 2025, the Codes Department is ordered to hire a contractor to clean the lot and remove the truck, and the fine will be re-instated and continue to accrue at the rate of \$100.00 per day until the lot can be cleaned. If the lot is brought into compliance by February 1, 2025 by the owner, the fine will be waived.

4. A lien shall be filed for all costs incurred by the City in cleaning of the lot, removal of the truck, and any fines imposed, plus interest.

BEREA CODE ENFORCEMENT BOARD

Date: 1-9-2025

By: 
Andrew Baskin, Chair

I certify that true copies of this Order has been sent to the persons listed below, by first class United States mail, or by hand-delivery, on the date set out below.

PERSONS NOTIFIED BY MAIL:

Joseph Lewis
Michelle Lewis


PERSON NOTIFIED BY HAND-DELIVERY:

Amanda Haney
Codes & Planning Administrator

Date: 1-9-2025

By: 
Melissa Isaacs, Administrative Assistant
Codes & Planning

Prepared by:


Jerry W. Gilbert
Corporation Counsel