



**Date:** November 15, 2023

**Roll Call:** James Slayton, Police Chief  
Mark Fritz, Fire Chief  
Jeff Dygert, City Manager

**Minutes:** No corrections at this time.

**Motion to approve October 18, 2023, Nuisance Abatement Committee Minutes:** Mark Fritz, Fire Chief., seconded by James Slayton, Police Chief. All approved.

If you have an item you would like to speak about related to a particular address you will have an opportunity to do so by coming up to the podium. The Committee adopted the City Council Rules of Public Speaking which has a limit of 3 minutes on a topic.

**Administrative Due Process:** None at this time

**Complaints:**

**308 S. Seward Ave.:**

- Auburn Police Department - noise complaints and a citizen assist.
- Auburn Fire Department - no incidents for the past 3 years.
- Code Enforcement issues and building being habitated without proper electricity.
- Certificate of Occupancy was issued on October 3<sup>rd</sup>.

**Motion to approve 308 S. Seward Ave. as a closed item. James Slayton, Police Chief and Mark Fritz, Fire Chief.**

**19 West St.:**

- Auburn Police Department - three calls for service this year for noise and a fight.
- Auburn Fire Department and EMS - one call for service this year for a medical call.
- Code Enforcement issues with maintenance.
- Will monitor through May 2024.

### **138 Cottage St.:**

- Auburn Police Department – appears to be a 4-unit house that has incidents in each apartment mostly domestic.
- Auburn Fire Department – one call for a structure fire on October 15<sup>th</sup> that was arson.
- Extensive code enforcement violations over an extended period of time.
- There are several residents in this area with complaints.
- The property manager did let us know he was not going to be able to attend this meeting. He is historically nonresponsive.
- Schedule a hearing for December 20<sup>th</sup>
- Corporation Counsel will serve the property owner for a hearing on December 20<sup>th</sup>.

### **124 Wall St.:**

- Auburn Police Department has had several calls for service for domestic and unwanted guests. This is on APD's radar.
- Auburn Fire Department - has been there 4 times this year for EMS calls.
- Extensive list of housing code violations that go back to over one year as well as extensive list of police calls for service.
- A court appearance was on November 3<sup>rd</sup> and was adjourned.
- When these properties are in court we will just keep monitoring.
- On agenda through May 2024.

### **5 Madison Ave.:**

- Anna Pyrohavych, 5 Madison Ave.
- Has had issues going on for 9 years with thievery, destruction of her property, trespassing, cutting her trees and shrubs as well as damaging her vehicle.
- Her dog was beaten up twice so that she couldn't bark and had splints on her legs.
- Her vehicle was damaged. The alarm system was destroyed and the steering column was destroyed and was dented.
- The person wants my property to build a three car garage.
  
- Nick Humphrey, 7 Madison Ave.
- Over the last decade has spent thousands of dollars for a privacy fence and concrete footer to keep out rats and gofers.
- The owner yells at his children and all the children that walk up and down the street.
- She shines flashlights in the windows at night and he has videos.
- The owner pulls her car in and out of her driveway so the car lights shine in his home.
- The owner throws garbage in his yard and police have made her pick it up.
- The owner flips his 6-year-old off and he has videos and is a nuisance.
- He and his family have to listen to her start her car all night long because she doesn't live in her house she lives in her car. Her house has been condemned.

- The owner of 5 Madison continues to call the police numerous times during the night and wake them up. The police have been to the property hundreds of times. It is a waste of our tax money and police services.
- The city has tried to force the owner to clean up the property to make the condemned home livable. The foundation is crumbling and the siding continues to fall into his yard.
- The property and owner are a nuisance to the beautiful street.
- Auburn Police Department has been called several times over the past year for neighbor issues and citizen assist.
- Auburn Fire Department had one call for service for a lockout of a vehicle.
- Corporation Counsel explained it is a case that is still pending in city court into December.
- City Manager explained with this property being in the court system the city does not take action because the court has jurisdiction over our committee.

### **Hearings:**

None.

### **Other Business:**

We have had several properties over the last few months that we have agreed to keep an eye on for the next six months. We do not need to discuss each one but we do have an update on some of these.

### **9-11 Case Ave.:**

- Auburn Police Department, Auburn Fire Department and EMS had no calls for service.
- City Manager is aware of the complainant and is continuously communicating with the Corporation Counsel's Office to explore various remedies to the situation.

### **67 South St.:**

- Auburn Police Department had no calls for service. Deputy Chief, Spingler did meet with the owner and resolved this issue.
- Auburn Fire Department had no calls for service.
- This is a very specific complaint and will be removed from the list.

**Motion to remove 67 South St. from the agenda:** Mark Fritz, Fire Chief, seconded by James Slayton, Police Chief.

**20-22 Foote St.:**

- Auburn Police Department, Auburn Fire Department and EMS had no calls for service.
- No further communication from neighbors or residents.
- The code violations have not been completed. There was a Certificate of Occupancy inspection that was done in September 2023.
- We will monitor through December 2024 and get an update from Codes and if COO is granted we will remove it from the agenda.

**11-13 Lafayette Pl.:**

- Auburn Police Department, Auburn Fire Department and EMS had no call calls for service.
- This is a matter that the property is fully condemned but still occupied and the owner's attorney has been in contact with their lawyer.
- This property is in City Court and have had a recent conversation with the owner's attorney. This is in Court in December 2023.

**46 Orchard St.:**

- Auburn Police Department had three calls for service for an arrest warrant attempt and citizen assist.
- Auburn Fire Department and EMS had no calls for service.
- First appearance in court last week and is being handled with the City Court.

**59 Orchard St.:**

- Auburn Police Department had three calls for service one landlord/tenant problem and others he can't discuss.
- Auburn Fire Department and EMS had no calls for service.
- The owner obtained an attorney and started the eviction process and anticipated renovation.
- Corporation Counsel has no further update on the eviction process, so will follow up with counsel.

**108 Ross Pl.:**

- Auburn Police Department had three calls for service, 2 sensitive in nature and one for landlord and tenant problem.
- Auburn Fire Department and EMS had no calls for service.
- The owner's lawyer and Corporation Counsel were in communication regarding the eviction of tenants.
- There are outstanding code issues and the building is under renovation.
- Corporation Counsel will follow up on the eviction process.

### **33 Columbus St.:**

- Auburn Police Department, Auburn Fire Department and EMS had no calls for service.
- Corporation Counsel explained they are working on smoke shops and there is no update but it is being worked on.
- The City Manager explained that NYS has changed their stance on cannabis shops for zoning.

### **104 Grant Ave.:**

- Auburn Police Department, Auburn Fire Department and EMS had no calls for service and is under the same category as 33 Columbus.

### **255 Grant Ave.:**

- Auburn Police Department had no calls for service.
- Auburn Fire Department and EMS had one call for service.
- Code violations are in process.
- Will monitor through December 2023.

### **9 E. Genesee St.:**

- Auburn Police Department, Auburn Fire Department and EMS had no calls for service.
- A Meeting request by the owner was set up with the City Manager, Corporation Counsel and Assistant Corporation Counsel but the owner did not show.
- The code enforcement issues are based around his no-shows for inspections, reinspection's, and Certificate of Occupancy and other code violations.
- The Cannabis dispensary is no longer open due to actions of NYS. We continue to get information from neighbors regarding the upstairs apartment that is condemned and occupied.
- This property is also in City Court and is scheduled in December 2023.

### **39 Cayuga St.:**

- Auburn Police Department, Auburn Fire Department and EMS had no calls for service.
- The zoning and code enforcement issues and actions have not been found but the activity at 39 Cayuga St. may have been seized.
- Will monitor through December 2023.

### **45 Columbus St.:**

- Auburn Police Department, Auburn Fire Department and EMS had no calls for service.
- Continual neighborhood complaints mostly for general upkeep of the property.

- This was in court and a plan was put forward to address the issues although they have not been addressed as of yet.

#### **44 Wallace Ave.:**

- Auburn Police Department on Monday replaque carded the residence. They met with the homeowner and tenant and they were advised that under no circumstances without anyone from the City they are not to enter the residence. They asked for a time frame of 5 hours one day to move out and they will get in touch with APD or the city to do this otherwise under no circumstances should anyone be in this property.
- Auburn Fire Department was also involved and plaque carded the property with a red square to indicate it is unoccupied.
- At last month's meeting the homeowner/property owner offered to shut the property down. The owner did take steps but those steps were ineffective so city staff from various departments took action this week.

#### **110 Owasco St.:**

- Auburn Police Department responded 10 times for trespass, suspicious incident and it is a code issue at this point.
- Auburn Fire Department and EMS had no calls for service.
- The eviction notice was issued by the owner and the eviction was filed with the courts last Friday and so the process is moving forward.
- Code Enforcement has outstanding code enforcement issues and there is no water at this property.

#### **4 VanPatten St.:**

- Natalie Richardson, 6 VanPatten St.
- The activity is continuing and she has photos and videos to prove it.
- Not being compliant not being in the property after 10:00 pm. and the house is inhabitable.
- She has received some property damage to her property.
- Debris on the front and back porch that is a fire hazard.
- The owners have not been around.
- Auburn Police Department is very familiar with this property and is in talks to rectify this problem.
- Auburn Fire Department and EMS had no calls for service but are in conversations on how to remedy the situation.
- Counsel had one meeting with the owners and they have hired an attorney but we have not heard from their attorney. Corporation Counsel will follow up with the owner to see where they stand.

- City Manager explained the owner has been somewhat cooperative and the owner is in a situation that is difficult to turn around. Have had a meeting with the owner but it is not fair to neighbors to put up with this situation.
- Setting a hearing on December 20, 2023, and will notify the owners and the complainants.

**Motion to approve a hearing for December 20, 2023, for 4 VanPatten St.:** James Slayton, Police Chief, seconded by Mark Fritz, Fire Chief.

### **5 Lawton Ave.:**

- Terry Elliott, 7 Lawton Ave.
- Since last meeting on October 15<sup>th</sup> they had large fires burning furniture and other items.
- October 19<sup>th</sup> significant damage was done to their vehicle which has been the third time and was caused by the property owner.
- On November 7<sup>th</sup> owner and occupants had a cookout on the porch directly over their driveway and that evening they poured the hot grease over the vehicles.
- There are several code violations, abandoned vehicles, trash and lawn is not mowed.
- The damage that has been done to their house and vehicle other neighbors are reluctant to speak up.
- Retired recently and purchased a 100,000 vehicle and it has been damaged 4 times.
- There have been no changes at this property.
- Auburn Police Department had a check the welfare and another that is in the court system related to one of the issues spoken about.
- Auburn Fire Department was there 2 times. October 21<sup>st</sup> call they did find the fire to be in an approved container and burning approved materials. November 14<sup>th</sup> they were there to assist a healthy neighborhood program.
- There are outstanding code issues. The current condition of this property has 3 abandoned vehicles in the driveway.
- We need to follow through on this and actual answers for this property so will put on for a hearing December 20, 2023 and will send out proper notice.

**Motion to approve to set a hearing for 5 Lawton Ave. on December 20, 2023:** James Slayton, Police Chief, seconded by Mark Fritz, Fire Chief.

### **5 Church St.:**

- Auburn Police Department, Auburn Fire Department and EMS had no calls for service.
- Ongoing code enforcement as well as issues between neighbors.
- Auburn Police Department will look to see if there was some calls for other address on the street for this property.
- We will continue to monitor.

**Motion to adjourn the meeting:** James Slayton, Police Chief, seconded by Mark Fritz, Fire Chief.  
All approved.

**Adjourned:** 9:52 a.m.

**The next Meeting will be held on December 20, 2023, at 9:00 a.m.**