

CITY OF TEMPE HEARING OFFICER

Meeting Date: 12/06/2022

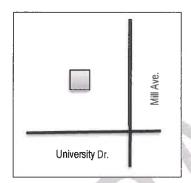
Agenda Item: 3

ACTION: Request approval to abate public nuisance items at the Anguis Navarro Property located at 404 W. 6th Street. The applicant is the City of Tempe – Code Compliance.

FISCAL IMPACT: \$1,389 for abatement request: front and back landscape cleanup, remove graffiti.

RECOMMENDATION: Staff – Approval of 180-day open abatement

BACKGROUND INFORMATION: City of Tempe – Code Compliance Section requests approval to abate items in violation of the Tempe City Code at the ANGUIS NAVARRO PROPERTY. The details of this case represent several months of correspondence for compliance with the property owner. Staff requests the approval of abatement of the following nuisance items under Complaint CE222447: front and back landscape cleanup, remove graffiti.



Property Owner
Applicant
Zoning District:
Code Compliance
Inspector:

Frank Anguis and David Navarro City of Tempe – Code Compliance R1-3, Multi Family Residential Ltd. Michelle Van Etten

ATTACHMENTS: Supporting Attachment

STAFF CONTACT: Drew Yocom, Code Administrator (480-858-2190)

Department Director: Jeffrey Tamulevich, Department Director

Legal review by: N/A

Prepared by: Barbara Simons, Code Inspector Reviewed by: Drew Yocom, Code Administrator

COMMENTS:

Code Compliance is requesting approval to abate the Anguis Navarro Property located at 404 W. 6th Street, in the R-3 Multi Family Residential Ltd. district. This case was initiated 04/14/2022, after which Code Compliance has attempted to obtain compliance through correspondence with the property owner regarding violations of the Tempe City Code.

Without the intervention of abatement, the property will continue to deteriorate. It is therefore requested that the City of Tempe Community Development Hearing Officer approve a 180-day open abatement of this public nuisance in accordance with Section 21-53 of the Tempe City Code.

HISTORY & FACTS:

The history and facts of this case are detailed in an attached memo from the Code Compliance Inspector.

Planning Application Submittal Form

Part 1 of 2

City of Tempe
Community Development Department
31 East 5th Street, Garden Level, Tempe, Arizona 85281
(480) 350-4311 Fax (480) 350-8677
Planning Fax (480) 350-8872
http://www.tempe.gov/planning



All applications must be accompanied by the required plans, submittal materials, and correct fee(s)

PROJECT INFORMATION – REQUIRED

	F	PROJECT NAME	Frank Anguis / David Nava	rro, Pro	perty Abatem	nent			EXISTING ZONING	R-3			
PROJECT ADDRESS 404 W 6th St., Tempe, AZ 8			85281					SUITE(S)	SUITE(S)				
PROJECT DESCRIPTION Abatement of CE222447 December 06, 2022					PARCEL No(s)	124-33-015 ^C							
			OPERTY OWNER INFORM	IOITAN	N – REQUIRE	ED (EXCEP	T PRELIMINAR	Y SITE PLAN R	EVIEW & SIGN T	YPE K)		
	В	USINESS NAME				ADDRESS	404 W 6th St						
	C	CONTACT NAME	Frank Anguis / David Nava	arro		CITY	Tempe		STATE	AZ	ZIF	85281	
		EMAIL				PHONE 1			PHONE 2		'		
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	or atta	ach written staten	PROPERTY ment authorizing the applicant to		R SIGNATURE					DATE			
			lent audiorizing the applicant to				TION - REQUIR	RED					
CO	MPAN	NY / FIRM NAME	City of Tempe Code Enforce	ement		ADDRESS	21 E 6th St. Ste	e 208					
	С	ONTACT NAME	Michelle Van Etten, Code I	nspecto	or	CITY	Tempe		STATE	AZ	ZIF	85281	
		EMAIL	michelle_vanetten@tempe	.gov		PHONE 1	480-350-2895		PHONE 2				_
I he	reby	attest that thi	is application is accurate a eturned to me without revi	and the	submitted o	locuments ted with an	are complete. I	acknowledge t	hat if the applica	ation is	deem	ed to be	_
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	C.	VARIANCES				•			VAR				_
	D.	USE PERMITS	USE PERMIT STANDARDS						ZUP				_
	E.	ZONING CODE	AMENDMENTS						ZOA		ZON		
	F.	PLANNED ARE	A DEVELOPMENT OVERLAYS						PAD		REC		_
	G.	SUBDIVISION /	CONDOMINIUM PLATS						SBD		REC		
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	J.	GENERAL PLA	N AMENDMENTS						GPA				
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DS TRACKING # PL TRACKING #				M / IP TRACKIN		DATE RECEIVED	(STAMP)	VALIDATION OF	PATME	A16) IN:	(MIP)		
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(if 2 nd or 3 nd submittal, please use Planning													
Resubmittal Form)									RECEIVED BY II	NTAKE S	STAFF (I	NITIALS)	



DATF:

October 28, 2022

TO:

Jack Scofield, Senior Code Inspector

FROM:

Michelle Van Etten, Code Inspector

SUBJECT:

CE222447, 404 W 6th St, Tempe - Abatement

LOCATION: 404 W 6th St, Tempe, AZ. 85281

PARCEL:

124-33-015

OWNER:

Frank Anguis / David Navarro

404 W 6th St.

Tempe, AZ. 85281

FINDINGS:

On 04/14/22 I received a complaint of deteriorated landscape, a deteriorated fence, and persons living in the rear yard of 404 W 6th St. I inspected the property and found the back fence had been broken and laying on the inside of the yard. There were tall grass and weeds in the front and rear landscape areas. There were signs that people had been living in the back yard and rear sun porch. I sent a notice of correction to the listed homeowner who did not appear to live there.

On 04/28/22 I spoke with one of the homeowners, Mr. Navarro who said that he was waiting to get assistance from the Tempe Police Department to verify no one was in the home before going onto the property. Ultimately, on 05/19/22, after the Tempe Police Department deemed the home safe to go into, I sent a new "initial" notice with the deadline date adjusted accordingly.

On 06/06/22 I reinspected the property and found that it was still in violation. The landscaping issues were not taken care of, and the fence was not repaired. A "final" notice was mailed.

Between that time and 08/25/22 I was in communication with the owner, Mr. Navarro via telephone and email multiple times. Each time we conversed, he agreed to correct the violations. The gate was repaired, but the landscape issues remained. Ultimately, on 08/25/22 I issued a citation for the deteriorated landscape violation.

Mr. Navarro contested the citation but failed to appear for the court hearing on 09/29/22.

He was found in default and responsible for the citation. He ultimately was put on a payment plan to remedy the citation with the courts.

I issued another "final" correction notice to the property owner on 10/13/22. That notice included the front landscape that was never taken care of as well as the back yard landscape and graffiti that was on the interior wall of the yard. With the rear yard being unsecured for so long, unknown individuals had entered the yard and "tagged" the rear wall. Additionally, throughout this process, the rear yard landscape was neglected and tall grass and weeds filled the rear dirt landscape. The notice advised that if the violations were not remedied, abatement proceedings would begin.

On 10/28/22 I inspected the property and found that the front and rear yards were still in violation. The graffiti was not removed. I posted a notice of intent to abate on the property and mailed a copy to the homeowner.

RECOMMENDATIONS:

I recommend an abatement of the nuisance violations at the property at 404 W 6th St, Tempe due to property owner's failure to bring property into compliance with Tempe City Code 21-3.B.8, Deteriorated Landscape, and ZDC section 22-105, Graffiti Violation. The owner was given ample time to come into compliance and maintain the property. The listed owner was issued a civil citation which he failed to appear in court for. There is no indication that the property will be brought into compliance in the near future. The property represents a health hazard and an eyesore to the community.

Without the intervention of abatement, the property will continue to deteriorate. I therefore make a request to the City of Tempe Community Development Hearing Officer for authorization to abate this public nuisance in accordance with section 21-53 of the Tempe City Code and authorization of multiple abatements for a period not to exceed one hundred eighty (180) days from the previous abatement order.

Respectfully submitte	ed,
Michelle Van Etten Code Inspector	
ACTION TAKEN: _	Submit
NAME	Myster
DATE:	10/28/22



NOTICE OF INTENT TO ABATE PUBLIC NUISANCE

DATE: 10/28/2022 CASE # CE222447

Frank Anguis / David Navarro 404 W 6th St. TEMPE, AZ 85281

This serves as notification of the City of Tempe's intentions regarding the abatement of code violations on the following described property:

LOCATION: 404 W 6th St., Tempe AZ 85281

PARCEL: 124-33-015

This office will submit this complaint to the Community Development Abatement Hearing Officer located at the Tempe City Council Chambers on 12/06/2022. We are requesting Hearing Officer Authorization to abate this public nuisance in accordance with Section 21-53 of the Tempe City Code by removal and repair of:

CC 21-3.b.8 Any landscaping, visible from public property, that is substantially dead, damaged, or characterized by uncontrolled growth, or presents a deteriorated appearance

ZDC 22-105 All sidewalks, walls, buildings, fences, signs and other structures or surfaces shall be kept free from graffiti when the graffiti is visible from the street or other public or private property.

If the violations have not been corrected within thirty days, our office will proceed with the abatement process. As owner of the property, you have thirty (30) days after receipt of this letter to abate or correct any violation as described below:

- 1. REMOVE ALL GRASS AND WEEDS FROM THE FRONT GRAVEL AND CUT OVERHEIGHT GRASS AND WEEDS FROM THE REAR YARD.
- 2. REMOVE OR COVER THE GRAFFITI ON THE REAR YARD BLOCK WALL. IF COVERED RATHER THAN REMOVED, IT MUST BE COVERED WITH A PAINT COLOR THAT MATCHES THE EXISTING WALL COLOR.

Upon receipt of the Hearing Officer approval to abate this public nuisance, the necessary work will be performed at the expense of the property owner. The cost of this work will be \$1,389.00. In addition to the actual cost of abatement, an administrative charge of fifteen (15) percent of the actual cost of abatement or three hundred (\$300) dollars, whichever is greater, for expenses incurred by the city for abatement procedures, and the cost of recording liens and releases will be charged. The recorded lien may bear interest at the legal rate for judgments in the State of Arizona. Administrative charges and the cost of recording liens and releases shall become a lien on the property, whether or not the public nuisance is abated by the City.

If you have questions regarding this matter, please contact our office at (480) 350-4311.

Code Inspector: Michelle Van Etten

Phone Number: 480-350-2895

E-mail: michelle_vanetten@tempe.gov



October 24, 2022

City of Tempe Attn: Michelle Van Etten Code Inspector

RE: Clean-Up at 404 W. 6th St.

Thank you for giving Artistic Land Management, Inc the opportunity to serve your landscaping needs. Below is our price to provide all labor, equipment, landfill fees, and supervision to perform the work listed below at 404 W. 6th St, Tempe, AZ. Please give us a call for any questions you may have at 480-821-4966.

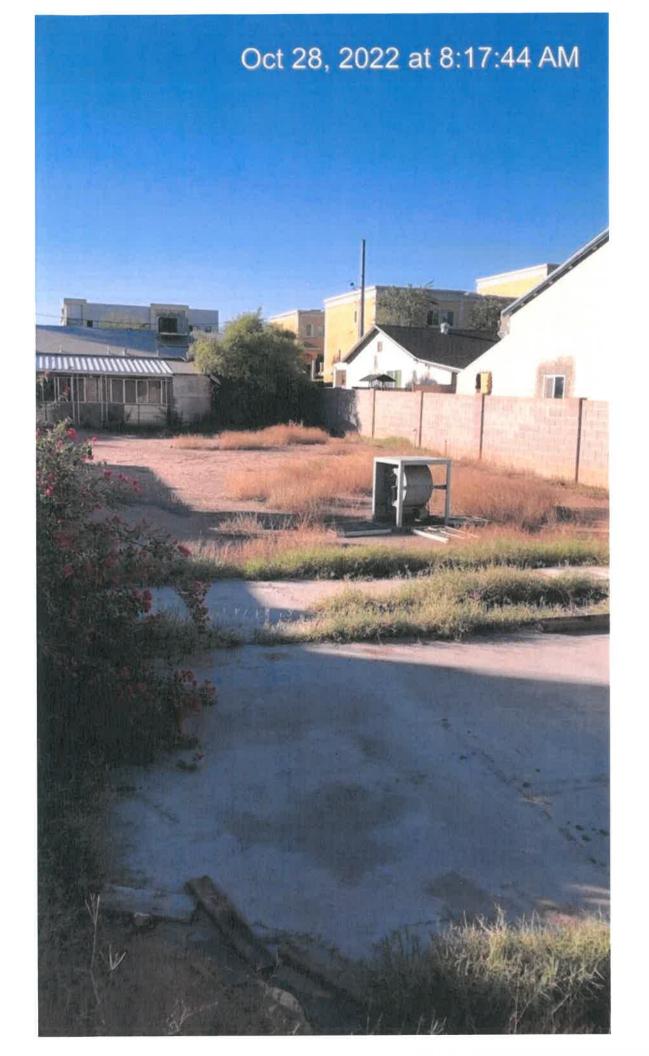
Scope of Work

- Remove grass and weeds from front and rear yards (dirt landscapes)
- Remove or cover graffiti on the block wall (rear yard)
- Remove trash and debris from the front and backyard

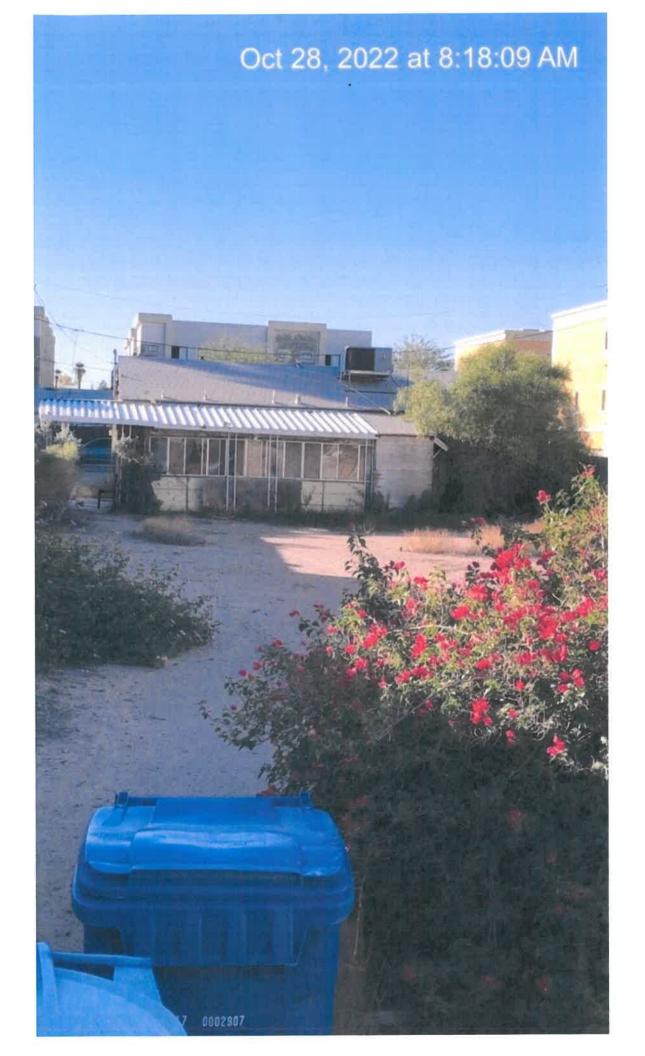
Total = \$1,389.00

Respectfully,

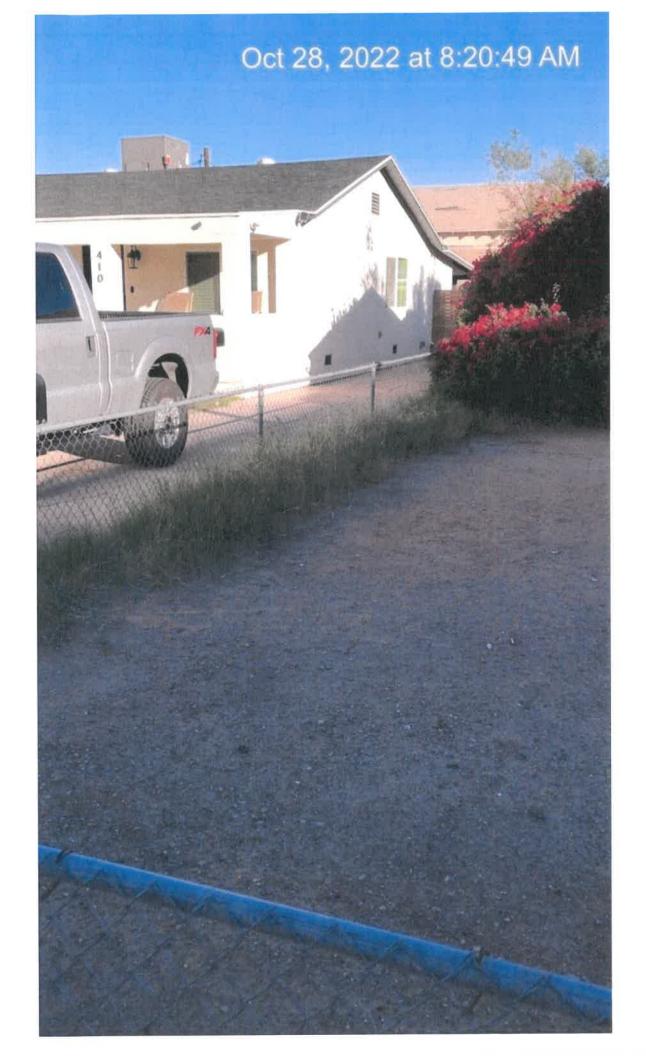
Jose Hernandez

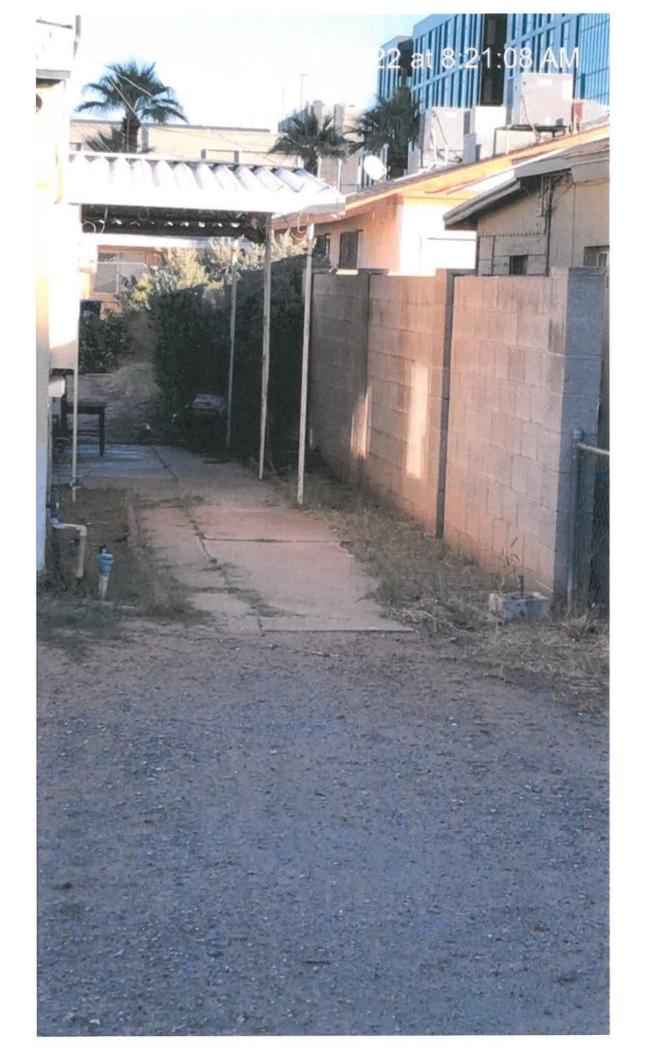


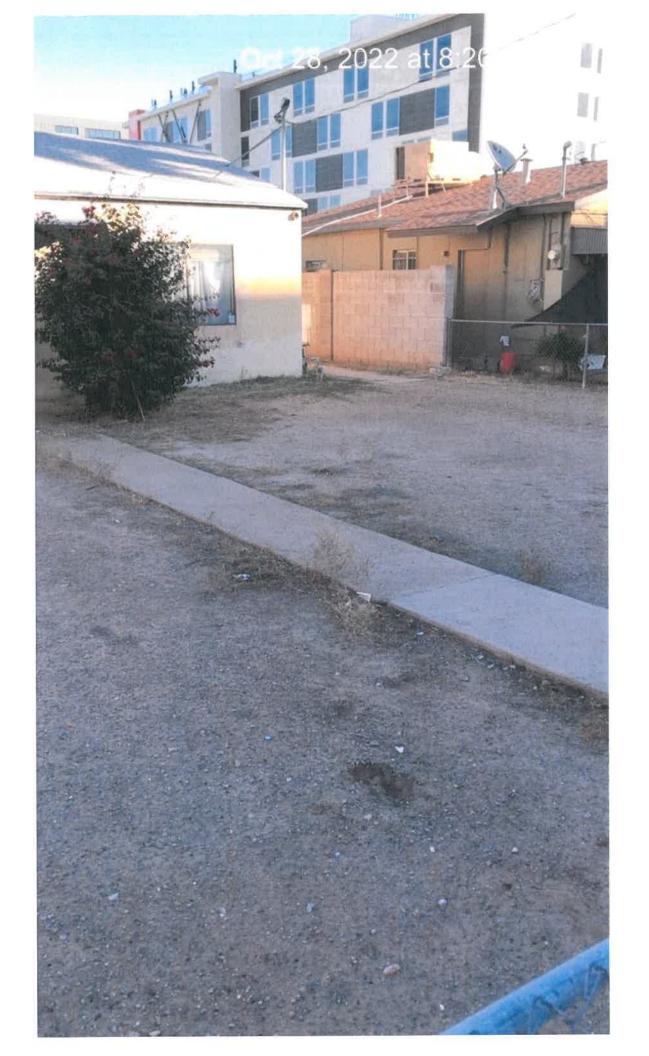














COMMUNITY DEVELOPMENT DEPARTMENT CODE COMPLIANCE CORRECTION NOTICE

04/14/2022

NAVARRO DAVID A 404 W 6TH ST TEMPE, AZ 85281

Case #: CE222447

Site Address: 404 W 6TH ST, TEMPE, AZ 85281

This is a notice to inform you that this site was inspected on 04/14/2022 and found to be in violation of the City of Tempe's Zoning and Development Code (ZDC) and/or Nuisances and Property Enhancement Ordinance, Chapter 21, Article I and/or II of the City Code (CC) as noted. Failure to comply may result in civil citation or criminal charges.

Section	Violation
CC 21-3.b.1	Filthy, littered, debris or trash-covered exterior areas, including exterior areas under any roof not enclosed by the walls, doors or windows of any building
CC 21-3.b.8	Any landscaping, visible from public property, that is substantially dead, damaged, or characterize by uncontrolled growth, or presents a deteriorated appearance
CC 21-3.b.15	A wall or fence deteriorated in appearance or which constitutes a hazard
ZDC 7-107	Non-permitted use of a single family dwelling

PLEASE TAKE TH	HE FOLLOWING CORRECTIVE ACTION	SITE REINSP ON OR AFTER
CC 21-3.b.1	PLEASE REMOVE THE TRASH AND DEBRIS FROM THE EAST SIDE OF THE RESIDENCE (WOOD, TRASH ITEMS, PLASTIC TUBS, MISC. OTHER ITEMS) AS WELL AS FROM THE BACK YARD (FUTON, MATTRESS, CANS, BOTTLES, CLOTHING ITEMS, BARBEQUE PARTS, AND OTHER MISC ITEMS)	4/28/2022
CC 21-3.b.8	PLEASE CUT OVERHEIGHT GRASS AND REMOVE WEEDS FROM THE FRONT YARD AREA. A DIRT LANDSCAPE MUST BE KEPT FREE OF GRASS AND WEEDS.	4/28/2022
CC 21-3.b.15	PLEASE REPAIR THE WOODEN PORTION OF THE REAR YARD FENCE.	4/28/2022
ZDC 7-107	PLEASE CEASE ALLOWING PEOPLE TO RESIDE IN YOUR COVERED REAR PORCH (SUNROOM) OR IN THE BACK YARD AREA IMMEDIATELY.	4/28/2022

Please contact me if you have questions or need further assistance. Thank you for your cooperation in this matter.

Michelle Van Etten Code Inspector

Direct: 480-350-2895

Code Compliance: 480-350-4311 Email:michelle_vanetten@tempe.gov

Please Note: In the event of more than one violation occurring at this property in a calendar year, the property owner may be assessed a reinspection fee of \$82.00 pursuant to City Code Section 21-51, subsection (b). **Civil and Criminal Penalties**

City Code: Section 21-3, subsections (b) 1-8, 17-19 and 21; Sections 21-4; 21-13; Section 21-24; Section 21-38, subsections (a-k) and (m-q): 1st occurrence \$200 per violation, 2nd occurrence \$300 per violation, 3rd occurrence \$400 per violation |Sections 21-31; 21-32; 21-33; 21-35; 21-36: 1st occurrence \$300 per violation, 2nd occurrence \$500 per violation, 3rd occurrence \$700 per violation | Section 21-3, subsections (b) 9-16 and 20; Sections 21-34, 21-37; Section 21-38, subsection (l): 1st occurrence \$400 per violation, 2nd occurrence \$700 per violation, 3rd occurrence \$1,000 per violation. | Section 21-4 (b) Habitual Offender: 1st occurrence \$550 in addition to other fines, 2nd occurrence \$1,050 in addition to other fines, 3rd occurrence, \$1,550 in addition to other fines. | Section 21-25: \$1,050 per violation. | Zoning and Development Code: 1st occurrence \$170 per violation, 2nd occurrence \$420 per violation, 3rd occurrence \$820 per violation | The city has authority to abate the violation should the owner neglect, fail or refuse to correct the violation within 30 days and to assess a lien against the property for the cost of the abatement. | The city prosecutor is authorized to file a criminal class 1 misdemeanor complaint in the Tempe Municipal Court for violations of these codes.



COMMUNITY DEVELOPMENT DEPARTMENT CODE COMPLIANCE CORRECTION NOTICE

04/14/2022

ANGUIS FRANK/NAVARRO DAVID A 2137 E TULANE DR TEMPE, AZ 85283

Case #: CE222447

Site Address: 404 W 6TH ST, TEMPE, AZ 85281

This is a notice to inform you that this site was inspected on 04/14/2022 and found to be in violation of the City of Tempe's Zoning and Development Code (ZDC) and/or Nuisances and Property Enhancement Ordinance, Chapter 21, Article I and/or II of the City Code (CC) as noted. Failure to comply may result in civil citation or criminal charges.

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CC 21-3.b.15	A wall or fence deteriorated in appearance or which constitutes a hazard
ZDC 7-107	Non-permitted use of a single family dwelling

PLEASE TAKE THE FOLLOWING CORRECTIVE ACTION			
CC 21-3.b.1	PLEASE REMOVE THE TRASH AND DEBRIS FROM THE EAST SIDE OF THE RESIDENCE (WOOD, TRASH ITEMS, PLASTIC TUBS, MISC. OTHER ITEMS) AS WELL AS FROM THE BACK YARD (FUTON, MATTRESS, CANS, BOTTLES, CLOTHING ITEMS, BARBEQUE PARTS, AND OTHER MISC ITEMS)	4/28/2022	
CC 21-3,b.8	PLEASE CUT OVERHEIGHT GRASS AND REMOVE WEEDS FROM THE FRONT YARD AREA. A DIRT LANDSCAPE MUST BE KEPT FREE OF GRASS AND WEEDS.	4/28/2022	
CC 21-3.b.15	PLEASE REPAIR THE WOODEN PORTION OF THE REAR YARD FENCE.	4/28/2022	
ZDC 7-107	PLEASE CEASE ALLOWING PEOPLE TO RESIDE IN YOUR COVERED REAR PORCH (SUNROOM) OR IN THE BACK YARD AREA IMMEDIATELY.	4/28/2022	

Please contact me if you have questions or need further assistance. Thank you for your cooperation in this matter.

Michelle Van Etten Code Inspector

Direct: 480-350-2895

Code Compliance: 480-350-4311 Email:michelle_vanetten@tempe.gov

Please Note: In the event of more than one violation occurring at this property in a calendar year, the property owner may be assessed a reinspection fee of \$82.00 pursuant to City Code Section 21-51, subsection (b). **Civil and Criminal Penalties**

City Code: Section 21-3, subsections (b) 1-8, 17-19 and 21; Sections 21-4; 21-13; Section 21-24; Section 21-38, subsections (a-k) and (m-q): 1st occurrence \$200 per violation, 2nd occurrence \$300 per violation, 3rd occurrence \$400 per violation |Sections 21-31; 21-32; 21-33; 21-35; 21-36: 1st occurrence \$300 per violation, 2nd occurrence \$500 per violation, 3rd occurrence \$700 per violation | Section 21-3, subsections (b) 9-16 and 20; Sections 21-34, 21-37; Section 21-38, subsection (l): 1st occurrence \$400 per violation, 2nd occurrence \$700 per violation, 3rd occurrence \$1,000 per violation.| Section 21-4 (b) Habitual Offender: 1st occurrence \$550 in addition to other fines, 2nd occurrence \$1,050 in addition to other fines, 3rd occurrence, \$1,550 in addition to other fines.| Section 21-25: \$1,050 per violation.| Zoning and Development Code: 1st occurrence \$170 per violation, 2nd occurrence \$420 per violation, 3rd occurrence \$820 per violation | The city has authority to abate the violation should the owner neglect, fail or refuse to correct the violation within 30 days and to assess a lien against the property for the cost of the abatement. | The city prosecutor is authorized to file a criminal class 1 misdemeanor complaint in the Tempe Municipal Court for violations of these codes.



COMMUNITY DEVELOPMENT DEPARTMENT CODE COMPLIANCE CORRECTION NOTICE

05/23/2022

NAVARRO DAVID A 404 W 6TH ST TEMPE, AZ 85281

Case #: CE222447

Site Address: 404 W 6TH ST, TEMPE, AZ 85281

This is a notice to inform you that this site was inspected on 05/19/2022 and found to be in violation of the City of Tempe's Zoning and Development Code (ZDC) and/or Nuisances and Property Enhancement Ordinance, Chapter 21, Article I and/or II of the City Code (CC) as noted. Failure to comply may result in civil citation or criminal charges.

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Code Compliance: 480-350-4311 Email:michelle_vanetten@tempe.gov

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City Code: Section 21-3, subsections (b) 1-8, 17-19 and 21; Sections 21-4; 21-13; Section 21-24; Section 21-38, subsections (a-k) and (m-q): 1st occurrence \$200 per violation, 2nd occurrence \$300 per violation, 3rd occurrence \$400 per violation |Sections 21-31; 21-32; 21-33; 21-35; 21-36: 1st occurrence \$300 per violation, 2nd occurrence \$500 per violation, 3rd occurrence \$700 per violation | Section 21-3, subsections (b) 9-16 and 20; Sections 21-34, 21-37; Section 21-38, subsection (l): 1st occurrence \$400 per violation, 2nd occurrence \$700 per violation, 3rd occurrence \$1,000 per violation.| Section 21-4 (b) Habitual Offender: 1st occurrence \$550 in addition to other fines, 2nd occurrence \$1,050 in addition to other fines, 3rd occurrence, \$1,550 in addition to other fines.| Section 21-25: \$1,050 per violation.| Zoning and Development Code: 1st occurrence \$170 per violation, 2nd occurrence \$420 per violation, 3rd occurrence \$820 per violation | The city has authority to abate the violation should the owner neglect, fail or refuse to correct the violation within 30 days and to assess a lien against the property for the cost of the abatement. | The city prosecutor is authorized to file a criminal class 1 misdemeanor complaint in the Tempe Municipal Court for violations of these codes.



COMMUNITY DEVELOPMENT DEPARTMENT CODE COMPLIANCE FINAL CORRECTION NOTICE

06/06/2022

NAVARRO DAVID A 404 W 6TH ST TEMPE, AZ 85281

Case #: CE222447

Site Address: 404 W 6TH ST, TEMPE, AZ 85281

This is a notice to inform you that this site was inspected on 06/06/2022 and found to be in violation of the City of Tempe's Zoning and Development Code (ZDC) and/or Nuisances and Property Enhancement Ordinance, Chapter 21, Article I and/or II of the City Code (CC) as noted. Failure to comply may result in civil citation or criminal charges.

Section	Violation
CC 21-3.b.1	Filthy, littered, debris or trash-covered exterior areas, including exterior areas under any roof not enclosed by the walls, doors or windows of any building
CC 21-3.b.8	Any landscaping, visible from public property, that is substantially dead, damaged, or characterize by uncontrolled growth, or presents a deteriorated appearance
CC 21-3.b.15	A wall or fence deteriorated in appearance or which constitutes a hazard
ZDC 7-107	Non-permitted use of a single family dwelling

PLEASE TAKE TH	HE FOLLOWING CORRECTIVE ACTION	ON OR AFTER
CC 21-3.b.1	PLEASE REMOVE THE TRASH AND DEBRIS FROM THE EAST SIDE OF THE RESIDENCE (WOOD, TRASH ITEMS, PLASTIC TUBS, MISC. OTHER ITEMS) AS WELL AS FROM THE BACK YARD (FUTON, MATTRESS, CANS, BOTTLES, CLOTHING ITEMS, BARBEQUE PARTS, AND OTHER MISC ITEMS)	06/21/2022
CC 21-3.b.8	PLEASE CUT OVERHEIGHT GRASS AND REMOVE WEEDS FROM THE FRONT YARD AREA. A DIRT LANDSCAPE MUST BE KEPT FREE OF GRASS AND WEEDS.	06/21/2022
CC 21-3.b.15	PLEASE REPAIR THE WOODEN PORTION OF THE REAR YARD FENCE.	06/21/2022
ZDC 7-107	PLEASE CEASE ALLOWING PEOPLE TO RESIDE IN YOUR COVERED REAR PORCH (SUNROOM) OR IN THE BACK YARD AREA IMMEDIATELY.	06/21/2022

CORRECTIVE ACTION MUST BE COMPLETED OR CITATIONS WILL BE ISSUED

Please contact me if you have questions or need further assistance. Thank you for your cooperation in this matter,

Michelle Van Etten Code Inspector

Direct: 480-350-2895

Code Compliance: 480-350-4311 Email:michelle_vanetten@tempe.gov

CITE DEINICD

Please Note: In the event of more than one violation occurring at this property in a calendar year, the property owner may be assessed a reinspection fee of \$82.00 pursuant to City Code Section 21-51, subsection (b). Civil and Criminal Penalties

City Code: Section 21-3, subsections (b) 1-8, 17-19 and 21; Sections 21-4; 21-13; Section 21-24; Section 21-38, subsections (a-k) and (m-q): 1st occurrence \$200 per violation, 2nd occurrence \$300 per violation, 3rd occurrence \$400 per violation |Sections 21-31; 21-32; 21-33; 21-35; 21-36: 1st occurrence \$300 per violation, 2nd occurrence \$500 per violation, 3rd occurrence \$700 per violation | Section 21-3, subsections (b) 9-16 and 20; Sections 21-34, 21-37; Section 21-38, subsection (l): 1st occurrence \$400 per violation, 2nd occurrence \$700 per violation, 3rd occurrence \$1,000 per violation. | Section 21-4 (b) Habitual Offender: 1st occurrence \$550 in addition to other fines, 2nd occurrence \$1,050 in addition to other fines, 3rd occurrence, \$1,550 in addition to other fines. | Section 21-25: \$1,050 per violation. | Zoning and Development Code: 1st occurrence \$170 per violation, 2nd occurrence \$420 per violation, 3rd occurrence \$820 per violation | The city has authority to abate the violation should the owner neglect, fail or refuse to correct the violation within 30 days and to assess a lien against the property for the cost of the abatement. | The city prosecutor is authorized to file a criminal class 1 misdemeanor complaint in the Tempe Municipal Court for violations of these codes.



COMMUNITY DEVELOPMENT DEPARTMENT CODE COMPLIANCE FINAL CORRECTION NOTICE

06/06/2022

ANGUIS FRANK/NAVARRO DAVID A 2137 E TULANE DR TEMPE, AZ 85283

Case #: CE222447

Site Address: 404 W 6TH ST, TEMPE, AZ 85281

This is a notice to inform you that this site was inspected on 06/06/2022 and found to be in violation of the City of Tempe's Zoning and Development Code (ZDC) and/or Nuisances and Property Enhancement Ordinance, Chapter 21, Article I and/or II of the City Code (CC) as noted. Failure to comply may result in civil citation or criminal charges.

Section	Violation
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CC 21-3.b.15	A wall or fence deteriorated in appearance or which constitutes a hazard
ZDC 7-107	Non-permitted use of a single family dwelling

PLEASE TAKE TH	HE FOLLOWING CORRECTIVE ACTION	ON OR AFTER
CC 21-3.b.1	PLEASE REMOVE THE TRASH AND DEBRIS FROM THE EAST SIDE OF THE RESIDENCE (WOOD, TRASH ITEMS, PLASTIC TUBS, MISC. OTHER ITEMS) AS WELL AS FROM THE BACK YARD (FUTON, MATTRESS, CANS, BOTTLES, CLOTHING ITEMS, BARBEQUE PARTS, AND OTHER MISC ITEMS)	06/21/2022
CC 21-3.b.8	PLEASE CUT OVERHEIGHT GRASS AND REMOVE WEEDS FROM THE FRONT YARD AREA. A DIRT LANDSCAPE MUST BE KEPT FREE OF GRASS AND WEEDS.	06/21/2022
CC 21-3.b.15	PLEASE REPAIR THE WOODEN PORTION OF THE REAR YARD FENCE.	06/21/2022
ZDC 7-107	PLEASE CEASE ALLOWING PEOPLE TO RESIDE IN YOUR COVERED REAR PORCH (SUNROOM) OR IN THE BACK YARD AREA IMMEDIATELY.	06/21/2022

CORRECTIVE ACTION MUST BE COMPLETED OR CITATIONS WILL BE ISSUED

Please contact me if you have questions or need further assistance. Thank you for your cooperation in this matter.

Michelle Van Etten Code Inspector Direct: 480-350-2895

Code Compliance: 480-350-4311 Email:michelle_vanetten@tempe.gov

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Civil and Criminal Penalties

City Code: Section 21-3, subsections (b) 1-8, 17-19 and 21; Sections 21-4; 21-13; Section 21-24; Section 21-38, subsections (a-k) and (m-q): 1st occurrence \$200 per violation, 2nd occurrence \$300 per violation, 3rd occurrence \$400 per violation |Sections 21-31; 21-32; 21-33; 21-35; 21-36: 1st occurrence \$300 per violation, 2nd occurrence \$500 per violation, 3rd occurrence \$700 per violation | Section 21-3, subsections (b) 9-16 and 20; Sections 21-34, 21-37; Section 21-38, subsection (l): 1st occurrence \$400 per violation, 2nd occurrence \$700 per violation, 3rd occurrence \$1,000 per violation. | Section 21-4 (b) Habitual Offender: 1st occurrence \$550 in addition to other fines, 2nd occurrence \$1,050 in addition to other fines, 3rd occurrence, \$1,550 in addition to other fines. | Section 21-25: \$1,050 per violation. | Zoning and Development Code: 1st occurrence \$170 per violation, 2nd occurrence \$420 per violation, 3rd occurrence \$820 per violation | The city has authority to abate the violation should the owner neglect, fail or refuse to correct the violation within 30 days and to assess a lien against the property for the cost of the abatement. | The city prosecutor is authorized to file a criminal class 1 misdemeanor complaint in the Tempe Municipal Court for violations of these codes.



COMMUNITY DEVELOPMENT DEPARTMENT CODE COMPLIANCE FINAL CORRECTION NOTICE

10/13/2022

NAVARRO DAVID A 404 W 6TH ST TEMPE, AZ 85281

Case #: CE222447

Site Address: 404 W 6TH ST, TEMPE, AZ 85281

This is a notice to inform you that this site was inspected on 09/29/2022 and found to be in violation of the City of Tempe's Zoning and Development Code (ZDC) and/or Nuisances and Property Enhancement Ordinance, Chapter 21, Article I and/or II of the City Code (CC) as noted. Failure to comply may result in civil citation or criminal charges.

Section	Violation											
CC 21-3.b.8	Any landscaping, visible from public property, that is substantially dead, damaged, or characterize by uncontrolled growth, or presents a deteriorated appearance											
Sec.22-105.	All sidewalks, walls, buildings, fences, signs, and other structures of surfaces shall from graffiti when the graffiti is visible from the street or other public or private prop											
PLEASE TAKE 1	THE FOLLOWING CORRECTIVE ACTION	SITE REINSP ON OR AFTER										
CC 21-3.b.8	PLEASE CUT OVERHEIGHT GRASS AND REMOVE WEEDS FROM THE FRONT AND REAR YARD AREAS. DIRT LANDSCAPE AREAS MUST BE KEPT FREE OF ALL GRASS AND WEEDS.	10/27/2022										
Sec.22-105.	PLEASE REMOVE OR COVER THE GRAFFITI ON THE REAR YARD BLOCK WALL. IF COVERED RATHER THAN REMOVED, IT MUST BE COVERED WITH A PAINT COLOR THAT MATCHES THE EXISTING WALL COLOR.	10/27/2022										

CORRECTIVE ACTION MUST BE COMPLETED OR ABATEMENT PROCEEDINGS WILL BEGIN

Please contact me if you have questions or need further assistance. Thank you for your cooperation in this matter.

Michelle Van Etten Code Inspector

Direct: 480-350-2895

Code Compliance: 480-350-4311 Email:michelle_vanetten@tempe.gov

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City Code: Section 21-3, subsections (b) 1-8, 17-19 and 21; Sections 21-4; 21-13; Section 21-24; Section 21-38, subsections (a-k) and (m-q): 1st occurrence \$200 per violation, 2nd occurrence \$300 per violation, 3rd occurrence \$400 per violation |Sections 21-31; 21-32; 21-33; 21-35; 21-36: 1st occurrence \$300 per violation, 2nd occurrence \$500 per violation, 3rd occurrence \$700 per violation | Section 21-3, subsections (b) 9-16 and 20; Sections 21-34,

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COMMUNITY DEVELOPMENT DEPARTMENT CODE COMPLIANCE FINAL CORRECTION NOTICE

10/13/2022

ANGUIS FRANK/NAVARRO DAVID A 2137 E TULANE DR TEMPE, AZ 85283

Case #: CE222447

Site Address: 404 W 6TH ST, TEMPE, AZ 85281

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CORRECTIVE ACTION MUST BE COMPLETED OR ABATEMENT PROCEEDINGS WILL BEGIN

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Arizona Traffic Ticket and Complaint

City of Tempe Maricopa County State of Arizona



Comp	laint Number	7	Case	Number			Socia	l Secu	rity Nu	mber			Mi	litary	L	erious hysica				Fatality		mmercial z. Material
1 / 0265 / Injury 16 Passenger Vehicle Haz. Material Driver's License No. DLP State Class Endorsements Incident Report Number																						
M H N P T X D CE22244 /																						
Interpreter Required?																						
Defendant Name (First, Middle, Last) DAVID A NAVARRO																						
Residence Address, City, State, Zip Code TETULANE DR. TEMPE, AZ. 85283 Telephone: (cell phone)																						
Sex Height Weight Eyes Hair Origin Date of Birth Restrictions Email Address																						
Business Address, City, State, Zip Code Business Phone No.																						
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	Section:				ARS	ARS Violation:							Domestic Violence Case C						Criminal			
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resu	ilt in a sus	pension o	of you	r driver	's																	
	license / driving privileges until you comply or reach your 18th birthday. Initials Date issued if not violation date																					

COMPLAINT



If you were charged with a civil ordinance violation and you fail to appear as directed in this complaint, a default judgement will be entered, and a monetary penalty will be imposed.