



Board of License and Inspections Review Meeting Minutes April 10, 2019 9:30am

- I. **Board Members present:** Alyssa P. Lyon, Dave Breingan, Evaine K. Sing, and Siena Kane
- II. **PLI Administrative Staff Present:** Wesley S. Speary, PLI Code Enforcement Officer
- III. **Call to Order:** Alyssa P. Lyon
- IV. **Review and Approval of Minutes from Previous Hearing:** By unanimous vote, the Board approved the Minutes from the March 6, 2019 meeting.
- V. **Review and Approve Meeting Location Change:** Because of scheduling conflicts, the remaining 2019 Board meetings cannot be held in the 13th floor conference room at 200 Ross St, which the Board had previously approved. By unanimous vote, the Board approved the meeting location to be the 11th floor conference room at 200 Ross St, Pittsburgh, PA 15219.
- VI. **Appeals:**
 - a. **Case No. 19-LIR-00002: 933 McClain St., Pittsburgh, PA 15210:**
 - i. Representing Appellant were: Appellant, Jarrid Henderson, and his counsel, Attorney Jeffrey T. Morris.
 - ii. Representing Appellee were: PLI Inspector Anthony LaRussa, and counsel for PLI, Assistant City Solicitor Emily McNally.
 - iii. Because Board Member Kane previously knew Appellant Henderson, Member Kane did not participate in deliberation or decision making in this case.
 - iv. Appellee presented photographic and testimonial evidence regarding the allegations in the notice of violation, while Appellee's Counsel presented legal argument.
 - v. Appellant presented photographic and testimonial evidence regarding the property at issue, including evidence that he said was of remedial actions. However, appellant did not have supporting documentation regarding what he said were recommendations for remedial actions.
 - vi. After both parties had presented their sides, they left.

CITY OF PITTSBURGH

DEPARTMENT OF PERMITS, LICENSES, AND INSPECTIONS

200 Ross Street, Suite 320, Pittsburgh, PA 15219
Phone (412) 255-2175, fax (412) 255-2974



BOARD OF LICENSE AND INSPECTIONS REVIEW

Alyssa P. Lyon
Evaine K. Sing
Dave Breingan
Siena Kane
(Vacancy)

-
- vii. After covering other Agenda items, the Board retired to an executive session for adjudicatory deliberation.
 - viii. The Board reconvened the Meeting. Members Breingan, Lyon, and Sing voted in unison and announced publicly on the record to affirm PLI's issuance of the notice of violation. Members Breingan, Lyon, and Sing found that Appellee PLI had properly issued the notice of violation and had presented sufficient photographic and testimonial evidence thereof, including the occurrence of a landslide at 933 McClain. The Board also found that by Appellant's admission, a landslide had occurred on 933 McClain.
- b. Case No. 19-LIR-00003: 937 McClain St., Pittsburgh, PA 15210:
- i. Representing Appellants were: Appellant, Mark D. Samolis, and his counsel, Attorney Jeffrey T. Morris.
 - ii. Representing Appellee were: PLI Inspector Anthony LaRussa, and counsel for PLI, Assistant City Solicitor Emily McNally.
 - iii. Because Board Member Breingan previously knew Appellant Henderson, Member Breingan did not participate in deliberation or decision making in this case.
 - iv. Appellee presented photographic and testimonial evidence regarding the allegations in the notice of violation, while Appellee's Counsel presented legal argument.
 - v. Appellant presented photographic and testimonial evidence regarding the property at issue and stated that although there was a wall deteriorating on his property, there was no evidence of earth movement.
 - vi. After both parties had presented their sides, they left.
 - vii. After covering other Agenda items, the Board retired to an executive session for adjudicatory deliberation.
 - viii. The Board reconvened the Meeting. Members Kane, Lyon, and Sing voted in unison and announced publicly on the record to vacate PLI's issuance of the notice of violation. Members Kane, Lyon, and Sing found that Appellee PLI had not presented sufficient evidence to show that a landslide had occurred on 937 McClain.

CITY OF PITTSBURGH

DEPARTMENT OF PERMITS, LICENSES, AND INSPECTIONS

200 Ross Street, Suite 320, Pittsburgh, PA 15219
Phone (412) 255-2175, fax (412) 255-2974



BOARD OF LICENSE AND INSPECTIONS REVIEW

Alyssa P. Lyon
Evaine K. Sing
Dave Breingan
Siena Kane
(Vacancy)

-
- VII. **PLI update**: Mr. Speary informed the Board of 1) PLI's ongoing work to update sections of the International Property Maintenance Code (IPMC), 2) the status of implementing new permit, licensing, and code enforcement software, and 3) PLI's current efforts to hire more inspectors and supervisors.
- VIII. **Review Current Board Vacancy**: The Board discussed the vacancy. Mr. Speary informed the Board that two applications had been received but he did not have the applications for the meeting. Because of the difficulty of having an ongoing vacancy, the Board expressed interest in suggesting a deadline for applications.
- IX. **Review Statement of Financial Interest requirements**: Mr. Speary reviewed some of the recently learned guidelines and requirements for filing the forms. Mr. Speary will provide the Board with those guidelines and requirements, as well as new, blank forms.
- X. **Public Comment**: Board Chair Lyon asked for public comment, but there was none.