

Board of Health - Public Health Nuisance Hearings
March 26, 2024
MEETING MINUTES

Call to Order and Roll Call

Mr. Patrick Wyatt called to order the City of Canton public nuisance hearings presided over by the Board of Health of Canton City Public Health on Tuesday, March 26, 2024 at 4:33 PM. Mr. Patrick Wyatt presiding. The meeting location was City Hall, Council Chambers, 218 Cleveland Ave SW, Canton, OH.

Roll Call:

Members Present: Mayor William Sherer II; Mr. Patrick Wyatt; Dr. Amy Lakritz; Ms. Kimberly Kingsbury

Members Absent: None

Members Excused: Dr. James Johns; Mrs. Cleo Lucas

Staff Present: Health Commissioner Amanda Archer, Gus Dria, Annie Butusov, and Sean Green.

Others Present: John Mariol of Canton City Building/Code; Carrie D'Andrea of Canton City Law Department

Agenda corrections and approval.

1. Motion to approve agenda.

Ms. Kingsbury moved, and Dr. Lakritz seconded a motion to approve the March 26, 2024 meeting agenda for the public nuisance hearings. A roll call vote was taken:

Mr. Wyatt – Yes Dr. Lakritz – Yes Ms. Kingsbury – Yes

Motion carried unanimously. The meeting agenda was approved.

Public Health Nuisance Hearings

2. Public health nuisance hearings.

Hearing Officer Gus Dria was sworn in to provide his testimony. Annie Butusov and John Mariol were also sworn in.

Mr. Dria presented both verbal testimony and photographic evidence to exhibit the substandard environmental conditions at several properties within the city of Canton. No property owners were present to provide their testimonies.

Mr. Dria also provided testimony on Canton businesses which had failed to renew their license to operate a retail food establishment in compliance with the Ohio Revised Code. No business owners were present to provide their testimonies.

Next meeting date.

3. Next meeting date - Tuesday, May 2, 2024 at 4:30 PM

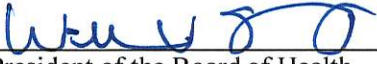
The next City of Canton public nuisance hearings, presided over by the Board of Health of Canton City Public Health, are scheduled for Tuesday, May 2, 2024 at 4:30 PM.

Adjournment.

Ms. Kingsbury moved, and Dr. Lakritz seconded a motion to adjourn. Motion carried unanimously. The meeting adjourned at 4:53 PM.

APPROVED:

May 2, 2024
Date of Approval


President of the Board of Health

6-6-24
Date Signed


Secretary to the Board of Health

MAY 30 2024
Date Signed

CANTON CITY PUBLIC HEALTH

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Canton City Public Health

Amanda Archer, MPH
Health Commissioner

Monday, March 26, 2024

Hearing

The hearing for the property at 1515 Lipper Ave NE, Canton, Ohio was called to order by Mr. Patrick Wyatt, Canton City Board of Health President Pro Tempore at 4:35 PM.

The property owner, Juliette Bradford, was not present. Hearing Officer Gus Dria was sworn in to testify.

Mr. Dria showed pictures of the violation, which included substandard environmental conditions (i.e. inoperable plumbing/toilets, sewage backup in the toilet and the basement, no potable water service at an occupied property, poor cleanliness, a rodent infestation, an accumulation of human waste, rodent droppings, rotting food, junk, clutter, trash, garbage, rubbish and debris, foul and noxious odors and general unsanitary conditions on the interior and accumulation of human waste, scrap, junk, clutter, trash, garbage, rubbish, debris, and items retaining stagnant water on the exterior). Mr. Dria requested this to be declared a public health nuisance.

The Board of Health ordered the exterior of the property to be abated by April 3, 2024 and for the property to remain vacant until completion of a satisfactory health inspection. Canton City Public Health will be authorized to abate the nuisance or to use appropriate legal action to secure compliance. The cost of the abatement is to be placed on the taxes of the property as a lien, in accordance with law.

There being no further testimony, the hearing ended at 4:36 PM.

President of the Board of Health

6-6-24

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Monday, March 26, 2024

Hearing

The hearing for the property at 852 The O'Jays Pkwy NE, Canton, Ohio was called to order by Mr. Patrick Wyatt, Canton City Board of Health President Pro Tempore at 4:36 PM.

The property owner, Norval Clay Jr., was not present. Hearing Officer Gus Dria was sworn in to testify.

Mr. Dria showed pictures of the violation, which included substandard environmental conditions (i.e. the accumulation of tires, scrap, junk, clutter, trash, garbage, rubbish and debris). Mr. Dria requested this to be declared a public health nuisance.

The Board of Health ordered the property to be abated by April 3, 2024. Canton City Public Health will be authorized to abate the nuisance or to use appropriate legal action to secure compliance. The cost of the abatement is to be placed on the taxes of the property as a lien, in accordance with law.

There being no further testimony, the hearing ended at 4:38 PM.

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Monday, March 26, 2024

Hearing

The hearing for the property at 1723 Roosevelt Ave NE, Canton, Ohio was called to order by Mr. Patrick Wyatt, Canton City Board of Health President Pro Tempore at 4:38 PM.

The property owner, Steve Filliez, was not present. Hearing Officer Gus Dria was sworn in to testify.

Mr. Dria showed pictures of the violation, which included substandard environmental conditions (i.e. the accumulation of tries, scrap, junk, clutter, trash, garbage, rubbish and debris). Mr. Dria requested this to be declared a public health nuisance.

The Board of Health ordered the property to be abated by April 3, 2024. Canton City Public Health will be authorized to abate the nuisance or to use appropriate legal action to secure compliance. The cost of the abatement is to be placed on the taxes of the property as a lien, in accordance with law.

There being no further testimony, the hearing ended at 4:38 PM.

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Hearing

The hearing for the property at 2202 – 20th St NE, Canton, Ohio was called to order by Mr. Patrick Wyatt, Canton City Board of Health President Pro Tempore at 4:38 PM.

The property owners, Freida Walker and Roberto Walker, were not present. Hearing Officer Gus Dria was sworn in to testify.

Mr. Dria showed pictures of the violation, which included substandard environmental conditions (i.e. the accumulation of tires, buckets retaining stagnant water, scrap, junk, clutter, trash, garbage, rubbish and debris, and the failure to restore potable water service at an occupied property). Mr. Dria requested this to be declared a public health nuisance.

The Board of Health ordered the property to be abated or vacated by April 3, 2024. Canton City Public Health will be authorized to abate the nuisance or to use appropriate legal action to secure compliance. The cost of the abatement is to be placed on the taxes of the property as a lien, in accordance with law.

There being no further testimony, the hearing ended at 4:39 PM.

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Monday, March 26, 2024

Hearing

The hearing for the property at 330 Brad Ave SE, Canton, Ohio was called to order by Mr. Patrick Wyatt, Canton City Board of Health President Pro Tempore at 4:39 PM.

The property owner, Thomas Robinson, was not present. Hearing Officer Gus Dria was sworn in to testify.

Mr. Dria showed pictures of the violation, which included substandard environmental conditions property (i.e. the accumulation of tires, renovation waste, scrap, junk, clutter, trash, garbage, rubbish and debris). Mr. Dria requested this to be declared a public health nuisance.

The Board of Health ordered the property to be abated by April 3, 2024. Canton City Public Health will be authorized to abate the nuisance or to use appropriate legal action to secure compliance. The cost of the abatement is to be placed on the taxes of the property as a lien, in accordance with law.

There being no further testimony, the hearing ended at 4:40 PM.

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Hearing

The hearing for the property at 1715 – 2nd St NE, Canton, Ohio was called to order by Mr. Patrick Wyatt, Canton City Board of Health President Pro Tempore at 4:40 PM.

The property owner, Steve Filliez, was not present. Hearing Officer Gus Dria was sworn in to testify.

Mr. Dria reported substandard environmental conditions at the property (i.e. the failure to repair/replace plumbing in disrepair). Mr. Dria requested this to be declared a public health nuisance.

The Board of Health ordered the property to be abated or vacated by April 3, 2024. Canton City Public Health will be authorized to abate the nuisance or to use appropriate legal action to secure compliance. The cost of the abatement is to be placed on the taxes of the property as a lien, in accordance with law.

There being no further testimony, the hearing ended at 4:41 PM.

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Hearing

The hearing for the property at 404 Diana Pl NW, Canton, Ohio was called to order by Mr. Patrick Wyatt, Canton City Board of Health President Pro Tempore at 4:41 PM.

A representative of the property owner, VPJD LLC, was not present. Hearing Officer Gus Dria was sworn in to testify.

Mr. Dria reported substandard environmental conditions at the property (i.e. the failure to restore potable water service at an occupied property). Mr. Dria requested this to be declared a public health nuisance.

The Board of Health ordered the property to be abated or vacated by April 3, 2024. Canton City Public Health will be authorized to abate the nuisance or to use appropriate legal action to secure compliance. The cost of the abatement is to be placed on the taxes of the property as a lien, in accordance with law.

There being no further testimony, the hearing ended at 4:41 PM.

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Hearing

The hearing for the property at 606 Brown Ave NW, Canton, Ohio was called to order by Mr. Patrick Wyatt, Canton City Board of Health President Pro Tempore at 4:41 PM.

The property owner, Tonya Shelton, was not present. Hearing Officer Gus Dria was sworn in to testify.

Mr. Dria showed pictures of the violation, which included substandard environmental conditions (i.e. the accumulation of furniture, scrap, junk, clutter, trash, garbage, rubbish and debris). Mr. Dria requested this to be declared a public health nuisance.

The Board of Health ordered the property to be abated by April 3, 2024. Canton City Public Health will be authorized to abate the nuisance or to use appropriate legal action to secure compliance. The cost of the abatement is to be placed on the taxes of the property as a lien, in accordance with law.

There being no further testimony, the hearing ended at 4:42 PM.

President of the Board of Health

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Secretary to the Board of Health

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Hearing

The hearing for the property at 347 Clarendon Ave NW, Canton, Ohio was called to order by Mr. Patrick Wyatt, Canton City Board of Health President Pro Tempore at 4:42 PM.

The property owner, Tyler Gamble, was not present. Hearing Officer Gus Dria was sworn in to testify.

Mr. Dria reported substandard environmental conditions at the property (i.e. the failure to restore potable water service at an occupied property). Mr. Dria requested this to be declared a public health nuisance.

The Board of Health ordered the property to be abated or vacated by April 3, 2024. Canton City Public Health will be authorized to abate the nuisance or to use appropriate legal action to secure compliance. The cost of the abatement is to be placed on the taxes of the property as a lien, in accordance with law.

There being no further testimony, the hearing ended at 4:42 PM.

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Hearing

The hearing for the property at 2022 – 12th St SW, Canton, Ohio was called to order by Mr. Patrick Wyatt, Canton City Board of Health President Pro Tempore at 4:42 PM.

The property owners, Karen Brinkerhoff and Sara Brinkerhoff, were not present. Hearing Officer Gus Dria was sworn in to testify.

Mr. Dria showed pictures of the violation, which included substandard environmental conditions (i.e. the accumulation of scrap, junk, clutter, trash, garbage, rubbish and debris, and the failure to restore potable water service at an occupied property). Mr. Dria requested this to be declared a public health nuisance.

The Board of Health ordered the property to be abated or vacated by April 3, 2024. Canton City Public Health will be authorized to abate the nuisance or to use appropriate legal action to secure compliance. The cost of the abatement is to be placed on the taxes of the property as a lien, in accordance with law.

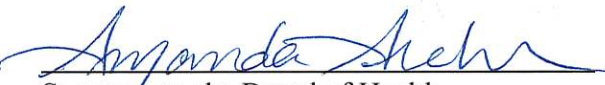
There being no further testimony, the hearing ended at 4:43 PM.



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Hearing

The hearing for the property at 2317 Clyde Pl SW, Canton, Ohio was called to order by Mr. Patrick Wyatt, Canton City Board of Health President Pro Tempore at 4:43 PM.

The property owner, Marc Jacobs, was not present. Hearing Officer Gus Dria was sworn in to testify.

Mr. Dria showed pictures of the violation, which included substandard environmental conditions (i.e. the accumulation of trash bags, scrap, junk, clutter, trash, garbage, rubbish and debris, and the failure to restore potable water service at an occupied property). Mr. Dria requested this to be declared a public health nuisance.

The Board of Health ordered the property to be abated or vacated by April 3, 2024. Canton City Public Health will be authorized to abate the nuisance or to use appropriate legal action to secure compliance. The cost of the abatement is to be placed on the taxes of the property as a lien, in accordance with law.

There being no further testimony, the hearing ended at 4:44 PM.

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Monday, March 26, 2024

Hearing

The hearing for the property at 2628 – 11th St SW, Canton, Ohio was called to order by Mr. Patrick Wyatt, Canton City Board of Health President Pro Tempore at 4:44 PM.

The property owner, Michael Jenkins, was not present. Hearing Officer Gus Dria was sworn in to testify.

Mr. Dria showed pictures of the violation, which included substandard environmental conditions (i.e. the accumulation of scrap, junk, clutter, trash, garbage, rubbish and debris, and occupants living in the garage). Mr. Dria requested this to be declared a public health nuisance.

The Board of Health ordered the property to be abated or vacated by April 3, 2024. Canton City Public Health will be authorized to abate the nuisance or to use appropriate legal action to secure compliance. The cost of the abatement is to be placed on the taxes of the property as a lien, in accordance with law.

There being no further testimony, the hearing ended at 4:45 PM.



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Hearing

The hearing for the property at 2711 Blair Pl SW, Canton, Ohio was called to order by Mr. Patrick Wyatt, Canton City Board of Health President Pro Tempore at 4:45 PM.

A representative of the property owner, Sipasak Properties LLC, was not present. Hearing Officer Gus Dria was sworn in to testify.

Mr. Dria showed pictures of the violation, which included substandard environmental conditions (i.e. the accumulation of scrap, junk, clutter, trash, garbage, rubbish and debris). Mr. Dria requested this to be declared a public health nuisance.

The Board of Health ordered the property to be abated by April 3, 2024. Canton City Public Health will be authorized to abate the nuisance or to use appropriate legal action to secure compliance. The cost of the abatement is to be placed on the taxes of the property as a lien, in accordance with law.

There being no further testimony, the hearing ended at 4:45 PM.

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Hearing

The hearing for the property at 2820 Blair Pl SW, Canton, Ohio was called to order by Mr. Patrick Wyatt, Canton City Board of Health President Pro Tempore at 4:46 PM.

The property owners, Jean Barth and Dennis Barth Jr., were not present. Hearing Officer Gus Dria was sworn in to testify.

Mr. Dria showed pictures of the violation, which included substandard environmental conditions (i.e. the accumulation of scrap, junk, clutter, trash, garbage, rubbish and debris, and the failure to restore potable water service at an occupied property). Mr. Dria requested this to be declared a public health nuisance.

The Board of Health ordered the property to be abated or vacated by April 3, 2024. Canton City Public Health will be authorized to abate the nuisance or to use appropriate legal action to secure compliance. The cost of the abatement is to be placed on the taxes of the property as a lien, in accordance with law.

There being no further testimony, the hearing ended at 4:46 PM.

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Hearing

The hearing for the property at 1634 Frederick Ave SW, Canton, Ohio was called to order by Mr. Patrick Wyatt, Canton City Board of Health President Pro Tempore at 4:46 PM.

A representative of the property owner, Barkheimer Realty LTD, was not present. Hearing Officer Gus Dria was sworn in to testify.

Mr. Dria showed pictures of the violation, which included substandard environmental conditions (i.e. the accumulation of furniture, trash bags, scrap, junk, clutter, trash, garbage, rubbish and debris). Mr. Dria requested this to be declared a public health nuisance.

The Board of Health ordered the property to be abated by April 3, 2024. Canton City Public Health will be authorized to abate the nuisance or to use appropriate legal action to secure compliance. The cost of the abatement is to be placed on the taxes of the property as a lien, in accordance with law.

There being no further testimony, the hearing ended at 4:47 PM.

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Hearing

The hearing for the property at 1779 Cleveland Ave SW, Canton, Ohio was called to order by Mr. Patrick Wyatt, Canton City Board of Health President Pro Tempore at 4:47 PM.

The property owner, Charles Leasure, was not present. Hearing Officer Gus Dria was sworn in to testify.

Mr. Dria showed pictures of the violation, which included substandard environmental conditions (i.e. the accumulation of furniture, trash bags, scrap, junk, clutter, trash, garbage, rubbish and debris). Mr. Dria requested this to be declared a public health nuisance.

The Board of Health ordered the property to be abated by April 3, 2024. Canton City Public Health will be authorized to abate the nuisance or to use appropriate legal action to secure compliance. The cost of the abatement is to be placed on the taxes of the property as a lien, in accordance with law.

There being no further testimony, the hearing ended at 4:47 PM.

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Hearing

The hearing for animal owner, Nicole Stevens, 205 Cole Ave SE, Canton, Ohio was called to order by Mr. Patrick Wyatt, Canton City Board of Health President Pro Tempore, at 4:47 PM.

The owner was not present. Hearing Officer Gus Dria was sworn in to testify.

Mr. Dria testified that the owner of the animal failed to comply with vaccination reporting requirements for an animal involved in a bite.

The Board of Health ordered the vaccination records to be submitted by April 3, 2024, and authorized the filing of criminal charges against the animal owner if the records are not submitted by the provided deadline.

There being no further testimony, the hearing ended at 4:48 PM.

President of the Board of Health

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Hearing

The hearing for East Side Pop's Drive Thru located at 2401 Tuscarawas St E, Canton, Ohio was called to order by Pat Wyatt, Canton City Board of Health President Pro Tempore, at 4:48 PM.

A representative of the business was not present. Gus Dria was sworn in to testify.

Mr. Dria testified that the business had been selling food from an unapproved facility and without a food service operation license. Mr. Dria requested that the food service establishment be declared as not in compliance with the Canton City Health Code and Section 3717 of the Ohio Revised Code and to order the operators to immediately cease and desist all food service operations until properly licensed and inspected and that Canton City Public Health be authorized to use appropriate legal action to secure compliance.

There being no further testimony, the hearing ended at 4:48 PM.

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Hearing

The hearing for Wright Prep School located at 1500 Superior Ave NE, Canton, Ohio was called to order by Pat Wyatt, Canton City Board of Health President Pro Tempore, at 4:49 PM.

A representative of the business was not present. Gus Dria was sworn in to testify.

Mr. Dria testified that the business had been selling food from an unapproved facility and without a food service operation license. Mr. Dria requested that the food service establishment be declared as not in compliance with the Canton City Health Code and Section 3717 of the Ohio Revised Code and to order the operators to immediately cease and desist all food service operations until properly licensed and inspected and that Canton City Public Health be authorized to use appropriate legal action to secure compliance.

There being no further testimony, the hearing ended at 4:50 PM.

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