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OFFICE OF THE  
CITY CLERK

SPECIALIZED SERVICES

April 5, 1990

Mayor and City Council  
City Hall  
Sacramento, CA 95814

Members in Session:

SUBJECT: Appeal of Donald M. Stover and Mrs. Robert L. Stover from the decision of the Department of Planning and Development declaring buildings located at 2740 and 2742 Crosby Way to be public nuisances.

SUMMARY

Attached is the appeal of John Westlund and Donald Stover requesting relief from the decision of the Housing Code Advisory and Appeals Board ordering demolition, as required by Section 49.1130 of the Sacramento City Code.

BACKGROUND

Under Section 2.44 and 2.45 of the City Code, the Council may appoint a hearing examiner to hear the appeal if it finds that "the appeal may involve a lengthy factfinding process which would be more appropriately accommodated by a formal hearing before a hearing examiner."

FINANCIAL DATA

The estimated cost would be \$450 and would be available from the Planning and Development's budget.

POLICY CONSIDERATIONS

The current policy regarding administrative appeals is consistent with procedures specified in the Sacramento City Code.

MBE/WBE

Pursuant to Agreement No. 87310 adopted on June 28, 1988, McGeorge School of Law, Institute for Administrative Justice, agreed to assist the City of Sacramento in achieving its MBE/WBE goals (20%/5%) by endeavoring to appoint a minority or woman attorney hearing officer (or graduate legal assistant). Since adoption of the agreement, the City of Sacramento has been successful in maintaining these goals.

CITY OF SACRAMENTO  
CALIFORNIA

APPROVED  
BY THE CITY COUNCIL

APR 10 1990

OFFICE OF THE  
CITY CLERK

CITY HALL  
ROOM 303  
915 I STREET  
SACRAMENTO, CA  
95814-2671

916-449-8200

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RECOMMENDATIONS

- 1. If the Council should decide to appoint a hearing examiner, it is recommended that the following motion be adopted: "The Council hereby determines pursuant to Section 2.45, City Code, that this appeal will involve a lengthy factfinding process which will be more appropriately accommodated by a formal hearing before a hearing examiner, and therefore, appoints Terence Roberts as Hearing Examiner to hear the appeal on Monday, May 7, 1990, at the hour of 9:00 a.m. at McGeorge School of Law, 3130 Fifth Avenue, Sacramento, California."
- 2. If the Council should decide to consider the appeal itself, it is recommended that the hearing be set for Tuesday, May 8, 1990.

Respectfully submitted,



Valerie A. Burrowes  
CITY CLERK

Attachment

- cc: Terence Roberts, Hearing Examiner
- Mr. Donald M. Stover and Mrs. Robert L. Stover, Appellants
- John and Nancy R. Westlund, Appellants
- Tamara Milligan-Harmon, Attorney Representing City
- Sharon Copley, Housing & Dangerous Building Inspections

Contact Person:  
Valerie Burrowes  
Phone No. 449-5799

April 10, 1990  
District 2

NOTICE OF APPEAL

RECEIVED  
CITY CLERKS OFFICE  
CITY OF SAN FRANCISCO

Mar 29 10 31 AM '90

DATE: 3/29/90

Pursuant to Section 2.320, City Code, I wish to appeal the decision \_\_\_\_\_

Donald D Nelson made on 3/14/90

regarding 2740 and 2742 Crosby way

as required by Section 49.1130, City Code.

My reason for appealing is as follows: \_\_\_\_\_

We will be building 15 low income housing  
units which the City supports and development  
supports. We have the plans and are ready  
to get ~~sub~~ under way.

We are negotiating with a land-grubber  
now but we need a little more time  
to finalize our project Thank you

\*\*\*\*\*  
PLEASE PRINT:

NAME: John Westland and Don Stover

ADDRESS: 4605 Losera way

CITY: Cambridge STATE: Ca ZIP CODE: 95608

TELEPHONE NUMBER: 966-9395

John Westland  
SIGNATURE

Refer City Council  
conference  
for

