



CITY OF LITTLETON

DEPARTMENT OF COMMUNITY DEVELOPMENT
BUILDING & CODE ENFORCEMENT DIVISION

RECEIVED

NOV 9 2018

LITTLETON CODES DEPT

BUILDING BOARD OF APPEALS APPLICATION

Case Number

Instructions

1. The Building Board of Appeals is empowered to hear and decide appeals of orders, decisions, or determinations made by the building official relative to the application and interpretations of Littleton code and to determine the suitability of materials and methods of construction. The board of appeals shall hear all matters concerning complaints for the suspension or revocation of the licenses or registration certificates as addressed in title 3, chapter 16 of this code. Any decision of the board of appeals shall be final on the date that is rendered and shall be subject to judicial review. **The board of appeals shall have no authority relative to the interpretations of the administrative provisions of Littleton Code nor shall the board be empowered to waive the requirements of this code.**
2. All appeals to the Board must be within the scope of authority described above. Only those items requested in writing will be considered. Any appeal that has been submitted to the Board for consideration requires action by the Board. Appeals will not be heard unless the appellant is in attendance. Such appeal may be withdrawn by the applicant, provided the withdrawal request is in writing.
3. Building Permits and Inspection Division must receive applications for appeal by the first Tuesday of a month to be heard at that month's Board hearing, which is generally held on the third Wednesday.
4. **THIS FORM MUST BE SIGNED BY THE PROPERTY OWNER OR AGENT AUTHORIZED BY THE PROPERTY OWNER.**

APPLICANT: FILL BELOW THIS LINE, THIS SIDE ONLY. PLEASE PRINT OR TYPE.

Project Address	7874 S. Windermere Cir		Lot	18	Block	3	Subdivision	Southbridge 4 th	Unit	
Owner's Name	Dave H. Lynch		Owner's Mailing Address	401 W. Mineral Ave		Zip		Telephone	303 797 2344	Job Status
Designer's Name			Designer's Mailing Address			Zip		Telephone		<input type="checkbox"/> Proposed
Existing Use			Proposed Use			Permit Number				<input type="checkbox"/> Under Const.
Clearly Define all items requested in the appeal. Submit plans if necessary to illustrate request.			Vacate Nov. 1, 2018 Order of Demolition & Stay for at least 90 days				Plans Submitted with Request			<input type="checkbox"/> Com. New Bldg.
							<input type="radio"/> YES			<input type="checkbox"/> Res. New Bldg.
							<input type="radio"/> NO			<input checked="" type="checkbox"/> Existing Bldg.
Request	State why it is necessary or desirable that this request be approved and what arrangement, device, or construction is proposed as equivalent to that required. See Attachment									
Justification	Signature of Owner** by Linda Lynch POA				Print Dave Lynch				Date 11/9/18	
**If company officer, indicate name and function										

If additional space is required, attach separate sheet.

City of Littleton Building and Code Enforcement Division, Building Board of Appeals Application
– Attachment

This is an appeal from the Notice and Order of Demolition dated November 1, 2018 relating to 7874 S Windermere Cir, Littleton, CO, Parcel # 2077-33-2-08-030. The November 1 order referred to violations found during a final inspection conducted October 16, 2018. That inspection report found that the structure was in violation of Code Sections 304 (exterior maintenance); 305 (interior maintenance); 504 (plumbing system maintenance, 603 (mechanical system maintenance); 605 (electrical); and 702 (means of egress), based on a re-inspection date of September 4, 2018.

Appellant, Mr. Dave Lynch, requests that the November 1 order of demolition be vacated, or, in the alternative, stayed for a period of at least 90 days, based on the following good faith efforts to bring the property into compliance with Littleton City Code.

Code Section 304 – Exterior Maintenance

Appellant has replaced deteriorated siding of the home and has painted exterior walls of the home. The front walk has been leveled with the crusher fines, providing a solid walking surface, and the rear entry way has been cleared of a deteriorating deck, providing safe entrance via concrete patio and step. A new roof vent has been placed in the previous leakage area and window trim has been replaced. Approximately 20 cubic yards of fence material, miscellaneous outdoor items and trimmings of landscape materials have been removed. The back perimeter fence is in adequate condition and the two side fences, which are shared with adjacent neighbors, are in fair condition.

Code Section 305 – Interior Maintenance

Appellant has removed approximately 40 cubic yards (1-2 rolloffs) of debris and rubbish from the interior of the home. Additionally, Appellant has removed contaminated content from the basement and has reduced any contamination through encapsulation procedures.

Code Section 504 – Plumbing System Maintenance

Plumbing fixtures and pipes are in place and operational. On Tuesday, November 13, Denver Water is scheduled to install a water meter, making water service available.

Code Section 603 – Mechanical System Maintenance

In conjunction with XcelEnergy and the LIHEAP (Low-Income Energy Assistance Program), Appellant's application for energy weatherization assistance has been approved and he is pursuing an energy audit, installation of a new furnace system, water heater and appliances as well as bill payment assistance (his contact is Alecia V.) Gas service has been restored to the home.

Code Section 605 – Electrical

Appellant has restored electrical service and lighting fixtures are attached and in place.

Code Section 702 – Means of Egress

As explained with relation to Code Section 305, Appellant has removed 40 cubic yards of debris, trash and miscellaneous items, making the entire home clear for movement and egress.

Despite various challenges to being able to occupy his home, Appellant has maintained his responsibility to make house payments, pay property taxes, and insure his home. He has restored both electrical and gas service and is in the process of restoring water service. As set out above, Appellant has made significant efforts to repair and make corrections in order to make his home safe and habitable, with the goal of being able to live in his own home again. Additionally, he is exploring every avenue to obtain financial assistance for further repair of the home, such as a possible grant through HUD. Appellant's case is not a situation of abandonment or neglect.

For these reasons, Appellant requests that the Building Board of Appeals vacate the November 1 Order of Demolition, or, in the alternative, grant a stay of the order for a period of at least 90 days.

Dave Lynch

By Linda Birch POA



Colorado Special/Limited Power of Attorney

BE IT ACKNOWLEDGED that I, dave lynch
Full Name
██████████, the undersigned, do hereby grant a limited and
social security number
specific power of attorney to Linda Birch
Full Name
of 401 w. mineral ave. 3037972344
Address Phone
as my attorney-in-fact.

Said attorney-in-fact shall have full power and authority to undertake and perform only the following acts on my behalf:

1. filing an appeal from notice and order of demolition- dated Nov. 1, 2018
2. -----
3. -----

The authority herein shall include such incidental acts as are reasonably required to carry out and perform the specific authorities granted herein.

My attorney-in-fact agrees to accept this appointment subject to its terms, and agrees to act and perform in said fiduciary capacity consistent with my best interest, as my attorney-in-fact in its discretion deems advisable.

This power of attorney is effective upon execution. This power of attorney may be revoked by me at any time, and shall automatically be revoked upon my death, provided any person relying on this power of attorney shall have full rights to accept and reply upon the authority of my attorney-in-fact until in receipt of actual notice of revocation.

Signed this 8th day of November, 2018.

OL

11/8/18
Signature

Notary Public: Collin W Thompson
Commission Expires 2/21/2021

