



**PUBLIC MINUTES
PROPERTY MAINTENANCE APPEALS BOARD**

**Wednesday, March 15, 2017, 3:30 p.m.
Committee Room B, City Hall**

PRESENT: Mr. Ian Oliver, Chair
Mr. Michael Brockbank, Vice-Chair
Mr. Dan Wiks, Member

ABSENT: Mr. Roy Fleming, Member
Mr. Donald Stiller, Member

ALSO PRESENT: Mr. Trent Lee, Municipal Inspector
Mr. Luc Durand, Fire Marshal and Municipal Inspector
Secretary, Ms. Debby Sackmann

- 1. Property Maintenance Appeal No. 02-2017**
Bylaw No. 8175 – The Property Maintenance & Nuisance Abatement Bylaw, 2003
Sheikh Alam
1019 Idylwyld Drive North – 17-ORC-040
(File No. PMAB. 4410-017-002)

Introductions were held. The Chair commenced the hearing at 3:33 p.m. and briefly outlined the procedures that would be followed during the course of the hearing.

APPEARED FOR THE APPELLANT:

Mr. Sheikh Alam, absent
Ms. Shahinur Parpin

APPEARED FOR THE RESPONDENT:

Mr. Trent Lee, Municipal Inspector, Saskatoon Fire Department
Mr. Luc Durand, Fire Marshal and Municipal Inspector, Saskatoon Fire Department

GROUNDS AND ISSUES:

The Appellant, Sheikh Alam, launched an appeal under Section 56(1) of *Bylaw No. 8175 – The Property Maintenance & Nuisance Abatement Bylaw, 2003* and Section 329 of *The Cities Act*, in connection with an Order to Remedy Contravention 17-ORC-040 for the property at 1019 Idylwyld Drive North. The Order to Remedy outlined the following:

“1. CONTRAVENTION:

There are broken windows in the structure.

YOU ARE HEREBY DIRECTED TO:

By no later than March 26, 2017, remove the broken windows and install double glazed (glass) materials in all window openings that separate the heated space of the dwelling’s interior and the outside area. Windows must have acceptable locks on openable windows within 2m of ground level and acceptable screens on all openable windows. Every sleeping room shall have a least one openable window. Windows serving sleeping rooms shall provide unobstructed opening with areas not less than 0.35 square meters and with no dimension less than the 380mm.

Property Maintenance and Nuisance Abatement Bylaw 8175, Sections 12 and 26.

Note: The owner is responsible to comply with all other Acts and Regulations, building permits, electrical and plumbing permits.”

As set out in the Notice of Appeal to the Property Maintenance Appeals Board (Exhibit A.1), the Appellant outlined the reasons for appealing, as follows:

“The window of this house was newly installed. The tenant of this house and their friend are very distractive. They willing break door, windows. This house I always change the door and windows. Always police came but no change of them. I report to police also many time but they said as who break the door and window their is not actual proof so we cannot arrest them or take action. They advice me instal camera. I am waiting for good weather. When it will be suitable to work outside within May. Now I don’t have any work or EI. I am passing very hard time also. Please give me time up to May. After installing camera I shall do fix of window also door.”

EXHIBITS:

- Exhibit A.1: Notice of Appeal from Sheikh Alam to the Property Maintenance Appeals Board, received in City Clerk’s Office on March 3, 2017.
- Exhibit B.1: Notice of Hearing dated March 7, 2017.
- Exhibit R.1: Order to Remedy Contravention 17-ORC-040 dated March 1, 2017, for the property at 1019 Idylwyld Drive North, received in City Clerk’s Office on March 2, 2017.
- Exhibit R.2: Site photographs, submitted by the Municipal Inspector, dated February 28, 2017, received in the City Clerk’s Office on March 13, 2017.
- Exhibit R.3: Site photographs, submitted by the Municipal Inspector at the hearing, dated March 15, 2017.

SUPPLEMENTARY NOTATIONS:

The Respondent, Mr. Trent Lee, Municipal Inspector; the Appellant's representative, Ms. Shahinur Parpin; and Ms. Debby Sackmann, Board Secretary, affirmed that any evidence given in this hearing would be the truth.

The Respondent and Appellant's representative gave evidence and arguments and the Board Secretary gave testimony as outlined in the Record of Decision dated March 22, 2017.

The hearing concluded at 3:47 p.m.

RESOLVED: That for the reasons outlined in the Record of Decision dated March 22, 2017, the Board determined that the requirements of the Order to Remedy Contravention 17-ORC-040, dated March 1, 2017, with respect to the property at 1019-Idylwyld Drive North be **UPHELD** and **EXTENDED** to **JUNE 15, 2017**.

2. ADOPTION OF MINUTES

Moved By: D. Wiks

That the minutes of meeting held on February 15, 2017, be adopted.

CARRIED

The meeting adjourned at 3:48 p.m.

Mr. Ian Oliver, Chair

Ms. Debby Sackmann, Secretary