APPEAL DANGEROUS BUILDING

Contested file: ___-_____ Appeal Date:_____

Rec'd by:_____

FOR OFFICE USE ONLY

6015 Glenwood Street ▪ Garden City, ID 83714 ▪ 208.472.2921 (Tel.) ▪ 208.472.2926 (Fax)
building@gardencityidaho.org ▪ www.gardencityidaho.org

Garden City has adopted the 1997 Abatement of Dangerous Buildings for abatement of buildings identified as dangerous or potentially dangerous. All appeals shall follow the provisions set forth in this code. Please refer to the 1997 Abatement of Dangerous Buildings or seek council for any questions on the requirements on the Form of Appeal required by the 1997 Abatement of Dangerous Buildings. This application is not intended as legal advice, nor can any Garden City staff provide legal advice.

The appeal shall be filed within thirty (30) days from the date of the service of such order or action; provided, however, that if the building or structure is in such condition as to make it immediately dangerous to the life, limb, property or safety of the public or adjacent property and is ordered vacated and is posted in accordance with Section 404, such appeal shall be filed within ten (10) days from the date of the service of the notice and order.

Contested file ___-_____ File Address_____ _____Garden City Id 837___

APPELLANT

Name_____ Phone_____Email_____

Address _____City_____State_____Zip_____

OWNER

Name_____ Phone_____Email_____

Address _____City_____State_____Zip_____

Appeals of findings of dangerous building *must* follow the following procedures.

— A written statement following the adopted form of appeal identified in the 1997 Abatement of Dangerous Buildings including following the below criteria:

- A heading in the words: "Before the Board of Appeals of the City of Garden City".
- A caption reading: "Appeal of…" giving the names of all appellants participating in the appeal.
- A brief statement identifying the legal interest of each of the appellants involved in the notice and order.
- A brief statement of **each** **specific** order or action protested, together with any material facts, codes and laws to support your contentions.
- A brief statement of the relief sought and the reasons why you feel the order or action should be reversed, modified or otherwise set aside.
- The signatures of all parties named as appellants and their official mailing addresses.
- A statement "By declaration under penalty of perjury that all matters stated in the appeal are true." With the accompanying signature of at least one appellant.

— Proof of ownership or Affidavit of Legal Interest from property owner must be provided.

Incomplete or invalid applications will not be heard by the Board of Appeals. Should the appeal be remedied by staff and/or the appellant prior to the review by the Board of Appeals, the appeal shall not be heard by the Board of Appeals.

- Only findings identified in notice will be found valid for appeal.
- Only findings made at the time of notice will be found valid for appeal.
- If findings have been remedied their remedy shall not be considered valid for appeal.
- The written statement does not cite specific findings that are being appealed. i.e. "I appeal everything" will not be considered valid.
- Appeals concerning manufactured homes that have been structurally altered shall be considered incomplete without structural engineering plans that have been stamped and signed by a licensed engineer or Certificate of Occupancy from Garden City for approval of alteration.
- Appeals concerning manufactured homes must provide approval documents from the Idaho Division of Building Safety.

I hereby certify that the information contained in this appeal form and in any accompanying materials is complete and true to the best of my knowledge.

_____

Signature of the Appellant (date)