



Public Health
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Canton City Public Health

Board of Health – Public Nuisance Hearings
Monday, March 27, 2023 @ 11:30 AM – Goldsmith Room
Minutes

Call to Order and Roll Call

Pat Wyatt called to order the city of Canton public nuisance hearings presided over by the Board of Health of Canton City Public Health (CCPH) on Monday, March 27, 2023 at 11:30 AM.

A roll call found the following Board members present: Pat Wyatt, Cleo Lucas, and Dr. Amy Lakritz.

Staff members present: Health Commissioner James Adams, Gus Dria, Annie Butusov, Sean Green, and Rachel Stefaniak.

Hearings

a. Properties

Hearing Officer Gus Dria and all present property owners were sworn in.

Mr. Dria testified and provided photos of substandard environmental conditions for several properties located in the city of Canton. The property owners who were present also provided their testimony.

b. Businesses

Mr. Dria provided testimony of businesses which had been selling food from an unapproved facility and without a food service operation license

Adjourn

Mr. Wyatt moved, and Mrs. Lucas seconded a motion to adjourn. Motion carried unanimously. The meeting adjourned at 11:59 AM.

APPROVED:


April 24, 2023
Date of Approval



President of the Board of Health

APR 24 2023

Date Signed



Secretary to the Board of Health

4-19-2023

Date Signed

CANTON CITY PUBLIC HEALTH

420 MARKET AVENUE NORTH
CANTON, OHIO 44702-1544
PHONE: (330) 489-3231 • FAX: (330) 489-3335
WEB: WWW.CANTONHEALTH.ORG



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James M. Adams, RS, MPH
Health Commissioner

Monday, March 27, 2023

Hearing

The hearing for the property at 1615 St Elmo Ave NE, Canton, Ohio was called to order by Pat Wyatt, Canton City Board of Health President Pro Tempore at 11:31 am.

The property tenant, Tammy Beagle, and her son, Eddie Scott, were present. Ms. Beagle, Mr. Scott, and Hearing Officer Gus Dria were all sworn in to testify.

Mr. Dria stated that the environmental conditions at the property were substandard (i.e. the failure to restore potable water service at an occupied property).

Eddie Scott stated that he and his mother, Tammy Beagle, are currently working to get the house probated and that the Canton Water Department won't turn the water on until probating is finalized. Mr. Scott also stated that the water should be turned on in the house by April 4, 2023.

The Board agreed not to issue an order for Ms. Beagle to abate or vacate this property as long as the water is turned on by April 4, 2023.

There being no further testimony, the hearing ended at 11:36 am.



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Monday, March 27, 2023

Hearing

The hearing for the property at 1708 – 3rd St NE, Canton, Ohio was called to order by Pat Wyatt, Canton City Board of Health President Pro Tempore, at 11:36 am.

Mark Hill was present in representation of the property owner, MAH Capital LLC. Mr. Hill and Hearing Officer Gus Dria were sworn in to testify.

Mr. Dria showed pictures of the violation, which included substandard environmental conditions (i.e. the accumulation of sewage contaminated items, the failure to repair inoperable plumbing, sewage backup and associated odors, and the failure to restore potable water service at an occupied property).

Mr. Hill stated that the current tenant, Alysha Murphy, is responsible for the issues found at the property and that she is in the process of being evicted.

Mr. Dria requested this to be declared a public health nuisance and for the Board of Health to issue an order to the property tenant, Alysha Murphy, to abate or vacate the property by April 4, 2023 and for Canton City Public Health to 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 11:46 am.

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Monday, March 27, 2023 Hearing

The hearing for property at 1029 Bedford Ave SW, Canton, Ohio was called to order by Pat Wyatt, Canton City Board of Health President Pro Tempore, at 11:46 am.

The property owner, Boyd Blackwell, was present. Mr. Blackwell and Hearing Officer Gus Dria were 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.

Mr. Blackwell stated that he and his son have been working to get the property cleaned up, though rain has made it difficult. Mr. Blackwell asked that the Board grant him a 30-day extension to abate the property.

Mr. Dria requested that Mr. Blackwell be granted until April 24, 2023 to abate the property, and if this deadline is not met for Canton City Public Health to 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 11:50 am.

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The hearing for property at 2101 – 21st St NE, Canton, Ohio was called to order by Pat Wyatt, Canton City Board of Health President Pro Tempore, at 11:50 am.

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

Mr. Dria found the environmental conditions at the property to be substandard (i.e. the failure to restore potable water service at an occupied property).

Mr. Dria requested this to be declared a public health nuisance and ordered it to be abated or vacated by April 4, 2023 and for Canton City Public Health to 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 11:51 am.

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The hearing for property at 1810 Emerson PI NE, Canton, Ohio was called to order by Pat Wyatt, Canton City Board of Health President Pro Tempore, at 11:51 am.

A representative of the property owner, Palladium-Broomwell Holding 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 failure to repair inoperable plumbing, sewage backup and associated odors, and failure to submit and implement an integrated pest management plan for rodent infestation). Mr. Dria requested this to be declared a public health nuisance and ordered it to be abated or vacated by April 4, 2023 and for Canton City Public Health to 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 11:52 am.



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The hearing for property at 1722 – 4th St NE, Canton, Ohio was called to order by Pat Wyatt, Canton City Board of Health President Pro Tempore, at 11:52 am.

The property owners, Tyler Lord and Jessica Shaw, were not present. The property tenant, Nathaniel Fisher, also did not appear. Hearing Officer Gus Dria was sworn in to testify.

Mr. Dria found the environmental conditions at the property to be substandard (i.e. the failure to restore potable water service at an occupied property). Mr. Dria requested this to be declared a public health nuisance and ordered it to be abated or vacated by April 4, 2023 and for Canton City Public Health to 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 11:54 am.

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The hearing for property at 1335 – 25th St NW, Canton, Ohio was called to order by Pat Wyatt, Canton City Board of Health President Pro Tempore, at 11:54 am.

The property owners, William Sharrard Jr. and Tiffany Sharrard, were not present. The property tenant, Sam Croston, also did not appear. Hearing Officer Gus Dria was sworn in to testify.

Mr. Dria found the environmental conditions at the property to be substandard (i.e. the failure to restore potable water service at an occupied property). Mr. Dria requested this to be declared a public health nuisance and ordered it to be abated or vacated by April 4, 2023 and for Canton City Public Health to 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 11:55 am.

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Monday, March 27, 2023 Hearing

The hearing for property at 617-9th St NW, Canton, Ohio was called to order by Pat Wyatt, Canton City Board of Health President Pro Tempore, at 11:55 am

The property owner, Stephen 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 furniture, trash bags, junk, clutter, trash, garbage, rubbish and debris). Mr. Dria requested this to be declared a public health nuisance and ordered it to be abated by April 4, 2023 and for Canton City Public Health to 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 11:56 am.



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The hearing for property at 1229 Concord Ave SW, Canton, Ohio was called to order by Pat Wyatt, Canton City Board of Health President Pro Tempore, at 11:56 am.

A representative of the property owner, Dor-Jack 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, and the failure to restore potable water service at an occupied property). Mr. Dria requested this to be declared a public health nuisance and ordered it to be abated or vacated by April 4, 2023 and for Canton City Public Health to 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 11:57 am.

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Monday, March 27, 2023

Hearing

The hearing for property at 1616 Frederick Ave SW, Canton, Ohio was called to order by Pat Wyatt, Canton City Board of Health President Pro Tempore, at 11:57 am.

The property owners, David and Carrie Barker, 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. an above ground swimming pool with stagnant water at a vacant, boarded up house). Mr. Dria requested this to be declared a public health nuisance and ordered it to be abated by April 4, 2023 and for Canton City Public Health to 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 11:57 am.



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Hearing

The hearing for Classic Drive Thru located at 1135 Market Ave N, Canton, Ohio was called to order by Pat Wyatt, Canton City Board of Health President Pro Tempore, at 11:58 am

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 11:59 am.

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