

BUILDING CODE BOARD OF APPEALS REGULAR MEETING AGENDA

500 W. Big Beaver Troy, MI 48084 (248) 524-3344 www.troymi.gov planning@troymi.gov

Gary Abitheira, Chair, Teresa Brooks Matthew Dziurman, Sande Frisen, Mark F. Miller,

November 3, 2021 3:00 PM Council Chambers

- 1. ROLL CALL
- 2. APPROVAL OF MINUTES -October 6, 2021
- 3. <u>HEARING OF CASES:</u>
 - A. VARIANCE REQUEST, MICHAEL BOOKER SR. & LYNETTE BOOKER, 2026 BLUE SPRUCE- This property is a double front corner lot. Per the City of Troy Zoning Ordinance, it is in the R-1C use district. As such per Chapter 83 of the City of Troy Code it has 30 feet required front setback along both John R & Blue Spruce Dr. The petitioner is requesting a Building Permit to install 103.5 feet of a 6-feet high, vinyl obscuring fence at the rear property line perpendicular to John R. Out of the 103.5 feet of fence, the petitioner is requesting a variance for the 30 feet that encroach into the John R 30 feet required setback. Where the City Code limits obscuring fences to 30 inches in height; due to the fact that there isn't a back-to-back relationship to the rear neighboring lot.

CHAPTER 83

B. VARIANCE REQUEST, VIKAS SHEORAN, 3040 ALBANY COURT. – This property is in the R1-E District. Per the City of Troy Zoning Ordinance & from the City of Troy Codes Chapter 83-Fences-2. Fence Construction in Residential Areas: item (A) it indicates that no fence shall be constructed to a height more than six (6) feet above the existing grade of the land. The petitioner is requesting a variance to install a 9-feet high, 41 feet long obscuring fence along the back-property lot line starting at the north corner towards the south lot corner.

CHAPTER 83

C. VARIANCE REQUEST, JOHN & ALEXANDRA KOUMOUTSOPOULOS, 793 ISLAND COURT – This property is a double front corner lot. Per the City of Troy Zoning Ordinance, it is in the R-1C use district. As such per Chapter 83 of the City of Troy Code it has 30 feet required front setback along both Island Ct. and Gatwick Dr. The petitioner is requesting a variance to install a 5-feet high, 85 feet long non-obscuring aluminum fence 10 feet from the property line along the Gatwick Dr. side where City Code limits to 30 inches obscuring high fences due to the fact that there isn't a back-to-back relationship to the rear neighboring lot. The total fence requested to be permitted is 257 feet and 172 feet do not require a variance.

CHAPTER 83

NOTICE:

People with disabilities needing accommodations for effective participation in this meeting should contact the City Clerk by e-mail at <u>clerk@troymi.gov</u> or by calling (248) 524-3317 at least two working days in advance of the meeting. An attempt will be made to make reasonable accommodations.

D. <u>VARIANCE REQUEST, FRANK PAUL, 2982 ATHENA DRIVE</u> – This property is a double front corner lot. Per the City of Troy Zoning Ordinance, it is in the R-1E use district. As such per Chapter 83 of the City of Troy Code it has 25 feet required front setback along both Athena Dr. and Dequindre Rd. The petitioner is requesting a variance to install a 6 -feet high, 100 feet long obscuring wood fence 15 feet from the property line along the Dequindre Rd. side where City Code limits to 30 inches obscuring high fences due to the fact that there isn't a back-to-back relationship to the rear neighboring lot.

CHAPTER 83

- 4. <u>COMMUNICATIONS</u>
- 5. PUBLIC COMMENT
- 6. <u>MISCELLANEOUS BUSINESS</u>
- 7. ADJOURNMENT

RESOLUTION TEMPLATE

Moved by:	
Seconded	by:

That the variance request for [applicant name, address or location], for [request]

Be <u>granted</u> for the following reasons:

The applicant has demonstrated that:

- a) Exceptional characteristics of the property for which the variance is sought make compliance with the requirements of this Chapter substantially more difficult than would be the case for the great majority of properties in the same zoning district. Characteristics of property which shall be considered include exceptional narrowness, shallowness, smallness, irregular shape, topography, vegetation, and other similar characteristics; and
- b) The characteristics which make compliance with the requirements of this Chapter difficult must be related to the premises for which the variance is sought, not some other location; and
- c) The characteristics which make compliance with the requirements of this Chapter difficult shall not be of a personal nature; and
- d) The characteristics which make compliance with the requirements of this Chapter difficult must not have been created by the owner of the premises, a previous owner, or the applicant; and
- e) The proposed variance will not be harmful or alter the essential character of the area in which the property is located, will not impair an adequate supply of light and air to adjacent property, or unreasonably increase congestion in public streets, or increase the danger of fire or endanger public safety, or unreasonably diminish or impair established property values within the surrounding area, or in any other respect impair the public health, safety, comfort, morals or welfare of the inhabitants of the City.

Yeas:	
Nays:	

MOTION CARRIED / FAILED

Moved by: Seconded by:

That the variance request for [applicant name, address or location], for [request]

Be <u>denied</u> for the following reason(s):

The applicant has <u>not</u> demonstrated that:

- f) Exceptional characteristics of the property for which the variance is sought make compliance with the requirements of this Chapter substantially more difficult than would be the case for the great majority of properties in the same zoning district. Characteristics of property which shall be considered include exceptional narrowness, shallowness, smallness, irregular shape, topography, vegetation, and other similar characteristics; and
- g) The characteristics which make compliance with the requirements of this Chapter difficult must be related to the premises for which the variance is sought, not some other location; and
- h) The characteristics which make compliance with the requirements of this Chapter difficult shall not be of a personal nature; and
- The characteristics which make compliance with the requirements of this Chapter difficult must not have been created by the owner of the premises, a previous owner, or the applicant; and
- j) The proposed variance will not be harmful or alter the essential character of the area in which the property is located, will not impair an adequate supply of light and air to adjacent property, or unreasonably increase congestion in public streets, or increase the danger of fire or endanger public safety, or unreasonably diminish or impair established property values within the surrounding area, or in any other respect impair the public health, safety, comfort, morals or welfare of the inhabitants of the City.

Y	eas:	
	ays:	

MOTION CARRIED / FAILED

Moved by:	
Seconded by:	

RESOLVED, that the variance request for [applicant name, address or location], for [request]

Be postponed for the following reason(s):

Yeas: Nays:

MOTION CARRIED / FAILED

G:\BUILDING CODE BOARD OF APPEALS\Resolution templates signs.doc

RESOLUTION TEMPLATE

Moved by: Seconded by:
RESOLVED , That the variance request for <u>[applicant name, company, address or location]</u> , for relief of <u>Chapter</u> to <u>[request]</u> ,
Be granted for the following reasons:
 The variance would not be contrary to the public interest or general purpose and intent of Chapter and The variance does not adversely affect properties in the immediate vicinity of the proposed sign; and The petitioner has a hardship or practical difficulty resulting from the unusual characteristics of the property that precludes reasonable use of the property.
Be denied for the following reasons:
 The variance would be contrary to the public interest or general purpose and intent of Chapter 83 and The variance would adversely affect properties in the immediate vicinity of the proposed
Be postponed / tabled for the following reasons:
Yeas: Nays:
MOTION CARRIED / FAILED

G:\BUILDING CODE BOARD OF APPEALS\Resolution Template.doc

Chair Abitheira called the Regular meeting of the Building Code Board of Appeals to order at 3:01 p.m. on October 6, 2021 in the Council Chamber of Troy City Hall.

1. ROLL CALL

Members Present

Gary Abitheira

Teresa Brooks

Matthew Dziurman

Sande Frisen

Members Absent

Mark F. Miller, City Manager

Support Staff Present

Salim Huerta, Building Official

Kathy L. Czarnecki, Recording Secretary

2. SUSPENSION OF BUILDING CODE BOARD OF APPEALS BYLAWS

Moved by: Dziurman Support by: Abitheira

RESOLVED, To suspend the Suspension of Building Code Board of Appeals Bylaws.

Yes: All present (4)

Absent: Miller

3. APPROVAL OF MINUTES

Moved by: Frisen Support by: Brooks

RESOLVED, To approve the minutes of the September 1, 2021, Regular meeting as submitted.

Yes: All present (4)

Absent: Miller

MOTION CARRIED

4. <u>HEARING OF CASES</u>

A. <u>VARIANCE REQUEST, SASI GOWNIWARI, 1682 BURR OAK DRIVE</u> – This property is an interior lot of the R-1C Zoning district. Per the City of Troy Code Chapter 83 Fences Section (2) Fence Construction in residential areas, item (A) It indicates that in residential areas no fence shall be constructed to a height of more than six (6') feet above the existing grade of the land. The petitioner is requesting a

variance to install 280 feet of vinyl privacy fence at a height of seven (7') feet in the back yard, where City Code limits the height to six (6') feet. CHAPTER 83

Mr. Huerta reported the petitioner requests to withdraw the item until further notice.

Moved by: Frisen Support by: Dziurman

RESOLVED, To withdraw the 1682 Bur Oak Drive variance request.

Yes: Brooks, Dziurman, Frisen

Abstain: Abitheira Absent: Miller

MOTION CARRIED

B. VARIANCE REQUEST, MICHAEL BOOKER SR. AND LYNETTE BOOKER, 2026

BLUE SPRUCE – This property is a double front corner lot. Per the City of Troy Zoning Ordinance, it is in the R-1C use district. As such per Chapter 83 of the City of Troy Code, it has 30 feet required front setback along both John R and Blue Spruce Drive. The petitioner is requesting a Building Permit to install 103.5 feet of a 6-feet high, vinyl obscuring fence at the rear property line perpendicular to John R. Out of the 103.5 feet of fence, the petitioner is requesting a variance for the 30 feet that encroach into the John R 30 feet required setback, where the City Code limits obscuring fences to 30 inches in height; due to the fact that there isn't a back-to-back relationship to the rear neighboring lot. CHAPTER 83

Mr. Huerta read the variance request narrative.

Chair Abitheira opened the floor for public comment. Acknowledging there was no one present to speak, Chair Abitheira closed the floor for public comment.

Petitioner Lynette Booker was present and requested to postpone the variance request until there was a full board present.

Moved by: Dziurman Support by: Frisen

RESOLVED, To suspend review of the 2026 Blue Spruce variance request until the following board meeting held in November.

Yes: All present (4)

Absent: Miller

MOTION CARRIED

COMMUNICATIONS – N

6. PUBLIC COMMENT

There was no one present in the audience to speak.

7. <u>MISCELLANEOUS BUSINESS</u>

None.

8. ADJOURNMENT

The Regular meeting of the Building Code Board of Appeals adjourned at 3:06 p.m.

Respectfully submitted,			
•			

Kathy L. Czarnecki, Recording Secretary

C:\Users\bob\Documents\Kathy\COT Building Code Board of Appeals\Minutes\2021\2021 10 06 Regular Meeting_Draft.doc

A. VARIANCE REQUEST, MICHAEL BOOKER SR. & LYNETTE BOOKER, 2026 BLUE SPRUCE – This property is a double front corner lot. Per the City of Troy Zoning Ordinance, it is in the R-1C use district. As such per Chapter 83 of the City of Troy Code it has 30 feet required front setback along both John R & Blue Spruce Dr. The petitioner is requesting a Building Permit to install 103.5 feet of a 6-feet high, vinyl obscuring fence at the rear property line perpendicular to John R. Out of the 103.5 feet of fence, the petitioner is requesting a variance for the 30 feet that encroach into the John R 30 feet required setback. Where the City Code limits to obscuring fences to 30 inches in height; due to the fact that there isn't a back-to-back relationship to the rear neighboring lot. CHAPTER 83



GIS Online



Legend:

Tax Parcel

ZOZC BLUE SPRUCE R1-C 30'FRANT SETBACG.

(OBSCURING VINYL)
103.5 FEET.
-ONE FOOTAWAY
FROM SIDEWALK.

REQUIRED FRONT SETBACK

Notes:

Map Scale: 1=47 Created: June 20, 2021



Note: The information provided by this application has been compiled from recorded deeds, plats, tax maps, surveys, and other public records and data. It is not a legally recorded map survey. Users of this data are hereby notified that the source information represented should be consulted for verification.

CITY OF TROY PLANNING DEPARTMENT BUILDING CODE BOARD OF APPEALS APPLICATION

CITY OF TROY PLANNING DEPARTMENT

500 W. BIG BEAVER ROAD TROY, MICHIGAN 48084 PHONE: 248-524-3364

E-MAIL: planning@troymi.gov



FEE \$50

NOTICE TO THE APPLICANT

REGULAR MEETINGS OF THE BUILDING CODE BOARD OF APPEALS ARE HELD ON THE FIRST WEDNESDAY OF EACH MONTH AT 3:00 P.M. AT CITY HALL.

PLEASE FILE A COMPLETE APPLICATION, TOGETHER WITH THE APPROPRIATE FEE, **NOT LESS THAN TWENTY-SEVEN (27) DAYS** BEFORE THE MEETING DATE.

COMPLETE APPLICATIONS ARE PLACED ON THE NEXT AVAILABLE AGENDA OF THE BUILDING CODE BOARD OF APPEALS.

1.	ADDRESS OF THE SUBJECT PROPERTY: 2026 Blue Spruce Troy Mi. 48685
	ACREAGE PROPERTY: Attach legal description if this an acreage parcel
2.	PROPERTY TAX IDENTIFICATION NUMBER(S):
3.	CODE NAME (e.g. "BUILDING CODE", "SIGN CODE", "FENCE CODE") AND SECTION(S) RELATED TO THE APPEAL:
	for fence Along the Rear of property only
4.	REASONS FOR APPEAL/VARIANCE: On a separate sheet, please describe the reasons justifying the requested action. See Submittal Checklist.
5.	HAVE THERE BEEN ANY PREVIOUS APPEALS INVOLVING THIS PROPERTY? YES NO NO
	RECEIVED
	AUG 2 4 2021

PLANNING

6. APPLICANT INFORMATION:
NAME michael Booker & Lynette Booker
COMPANY
ADDRESS 2026 Blue Spruce
CITY TROV STATE M. ZIP 48085
TELEPHONE 313-350 - 0080
E-MAIL Litucklebere AOL. Com
7. APPLICANT'S AFFILIATION TO THE PROPERTY OWNER:
8. OWNER OF SUBJECT PROPERTY:
NAME Michael Booker SR. & Lynette Booker
COMPANY
ADDRESS 2026 Blue Spruce
CITYSTATE
CITY STATE ZIP 48085
E-MAIL L Huckleber@AOL.com
The undersigned hereby declare(s) under penalty of perjury that the contents of this application are true to the best of my (our) knowledge, information and belief.
The applicant accepts all responsibility for all of the measurements and dimensions contained within this application, attachments and/or plans, and the applicant releases the City of Troy and its employees, officers and consultants from any responsibility or liability with respect thereto.
I. MICHAEL & Lynche Booker (PROPERTY OWNER), HEREBY DEPOSE AND SAY THAT ALL THE ABOVE STATEMENTS AND STATEMENTS CONTAINED IN THE INFORMATION SUBMITTED ARE TRUE AND CORRECT AND GIVE PERMISSION FOR THE BOARD MEMBERS AND CITY STAFF TO CONDUCT A SITE VISIT TO ASCERTAIN PRESENT CONDITIONS.
SIGNATURE OF APPLICANT Lynth Booker DATE 8-20-21
PRINT NAME: Lynette Booke
SIGNATURE OF PROPERTY OWNER July Buch DATE 8-20-21
PRINT NAME: Michael Booker SR.
Failure of the applicant or his/her authorized representative to appear before the Board, as scheduled, shall be

justifiable cause for denial or dismissal of the case with no refund of appeal fee(s). If the person appearing before the Board is not the applicant or property owner, signed permission must be presented to the Board.

The applicant will be notified of the time and date of the hearing by electronic mail.

















D. VARIANCE REQUEST, MICHAEL BOOKER SR. AND LYNETTE BOOKER, 2026 BLUE SPRUCE – This property is a double front corner lot. Per the City of Troy Zoning Ordinance, it is in the R-1C use district. As such per Chapter 83 of the City of Troy Code it has 30 feet required front setback along both John R and Blue Spruce Drive. The petitioner is requesting a Building Permit to install 103.5 feet of a 6-feet high, vinyl obscuring fence at the rear property line perpendicular to John R. Out of the 103.5 feet of fence, the petitioner is requesting a variance for the 30 feet that encroach into the John R 30 feet required setback, where the City Code limits obscuring fences to 30 inches in height; due to the fact that there isn't a back-to back relationship to the rear neighboring lot. CHAPTER 83

Mr. Huerta read the variance request narrative.

The applicant Lynette Booker said the fence would be a sound barrier for traffic noise from John R, obscure view of unsightly vehicles at property to the rear and protect the property from animals.

There was discussion on:

- Location of fence as relates to setbacks and subdivision sign.
- Fences permitted by right that are located on major roads.
- · Visual view of property to the rear.
- Effect on future development.

Chair Abitheira opened the floor for public comment.

Lonnie Rogers, 4512 John R, Troy, addressed her property's relationship to the subject property. She expressed concerns with her property value, acknowledging her intent to sell the property in the future for residential development. Ms. Rogers questioned if the subdivision bylaws would prohibit the fence. She informed the Board that approximately two years ago the applicant cut down trees on her property without her permission and those trees provided privacy and a visual barrier of her property. Ms. Rogers said two tree trunks removed by the applicant measured 16 inches and 12 inches; she was not able to measure the trunk of the third tree removed. Ms. Rogers said the tenant has been there for ten plus years and not one complaint has been registered nor has the neighbor approached her with any concerns.

There was no one remotely in attendance who wished to speak. There were no email or voicemail messages reported.

The floor was closed for public comment.

Discussion continued on:

- Filing police report for removal of trees without permission of property owner.
- Enforcement of homeowners' association deed restrictions.

• Potential effect on future development.

Mr. Miller expressed concerns with granting the variance as requested.

Chair Abitheira advised the applicant the request could be postponed until a full Board is present.

Ms. Booker asked the Board for a postponement.

Moved by: Miller Support by: Abitheira

RESOLVED, To postpone the variance request to the next month's meeting.

Yes: All present (3)
Absent: Brooks, Dziurman

MOTION CARRIED

Α



SEE OTHER SIDE FOR OPENING INSTRUCTIONS

Α

SEE OTHER SIDE FOR OPENING INSTRUCTIONS



SEE OTHER SIDE FOR OPENING INSTRUCTIONS





B. <u>VARIANCE REQUEST</u>, <u>VIKAS SHEORAN</u>, <u>3040 ALBANY COURT</u>. – This property is in the R1-E District. Per the City of Troy Zoning Ordinance & from the City of Troy Codes Chapter 83-Fences-2. Fence Construction in Residential Areas: item (A) it indicates that no fence shall be constructed to a height more than six (6) feet above the existing grade of the land. The petitioner is requesting a variance to install a 9-feet high, 41 feet long obscuring fence along the back-property lot line starting at the north corner towards the south lot corner.

CHAPTER 83



GIS Online



3040 ALBANY CT.

*VARIANCE

REQUEST FOR

YI FEET OF

A 9 FEET HIGH

FENCE.

OBS CURING FENCE

Notes:

R1-E



Map Scale: 1=47 Created: October 13, 2021



Note: The information provided by this application has been compiled from recorded deeds, plats, tax maps, surveys, and other public records and data. It is not a legally recorded map survey. Users of this data are hereby notified that the source information represented should be consulted for verification.

CITY OF TROY PLANNING DEPARTMENT BUILDING CODE BOARD OF APPEALS APPLICATION

CITY OF TROY PLANNING DEPARTMENT

500 W. BIG BEAVER ROAD TROY, MICHIGAN 48084 PHONE: 248-524-3364 E-MAIL: planning@troymi.gov



FEE \$50

NOTICE TO THE APPLICANT

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PLEASE FILE A COMPLETE APPLICATION, TOGETHER WITH THE APPROPRIATE FEE, **NOT LESS** THAN TWENTY-SEVEN (27) DAYS BEFORE THE MEETING DATE.

COMPLETE APPLICATIONS ARE PLACED ON THE NEXT AVAILABLE AGENDA OF THE BUILDING CODE BOARD OF APPEALS.

4	3040 Albany Ct Troy Michigan ADDRESS OF THE SUBJECT PROPERTY:	
١.	ADDRESS OF THE SUBJECT PROPERTY.	
	ACREAGE PROPERTY: Attach legal description if this an acreage parcel	
2	88-20-24-479-034 PROPERTY TAX IDENTIFICATION NUMBER(S):	
۷.		
3.	CODE NAME (e.g. "BUILDING CODE", "SIGN CODE", "FENCE CODE") AND SECTION(S) RELATED TO THE APPEAL: 9' Tall Fence	
4.	REASONS FOR APPEAL/VARIANCE: On a separate sheet, please describe the reasons justifying the requested action. See Submittal Checklist.	
5.	HAVE THERE BEEN ANY PREVIOUS APPEALS INVOLVING THIS PROPERTY? YES NO	

6.	APPLICANT INFORMATION: Vikas Sheoran NAME		
	The state of the s		
	COMPANY3040 Albany Ct		
	ADDRESS		
	CITY 248 533 5152	STATE	ZiP
	vs.sheoran@gmail.com E-MAIL		
7.	APPLICANT'S AFFILIATION TO THE PROF	Property Owner PERTY OWNER:	
8.	OWNER OF SUBJECT PROPERTY: Vikas Sheoran NAME	·	
	COMPANY		
	COMPANY3040 Albany Ct		
	ADDITEOU		(
	Troy CITY248 533 5152 TELEPHONE	STATE	48083 ZIP
	vs.sheoran@gmail.com E-MAIL		
bes The app	undersigned hereby declare(s) under pent of my (our) knowledge, information and be applicant accepts all responsibility for blication, attachments and/or plans, and the	elief. all of the measurements and dime le applicant releases the City of Troy	nsions contained within this
	consultants from any responsibility or liab	ollity with respect thereto.	
. V I,	/ikas Sheoran (PRO	PERTY OWNER), HEREBY DEPOSE	F AND SAY THAT ALL THE
COF	OVE STATEMENTS AND STATEMENTS C RRECT AND GIVE PERMISSION FOR THE E CERTAIN PRESENT CONDITIONS.	CHANGO IN THE INFORMATION (SUBMITTED ARE TRUE AND
SIG	NATURE OF APPLICANT		09/04/2021
	Vikas Sheoran		DATE
PRII	NT NAME:		
SIGI	NATURE OF PROPERTY OWNER		09/04/2021 DATE
	Vikas Sheoran NT NAME:		
Faile	ure of the applicant or his/her authorized i	representative to appear before the E	Board, as scheduled, shall be

justifiable cause for denial or dismissal of the case with no refund of appeal fee(s). If the person appearing before the Board is not the applicant or property owner, signed permission must be presented to the Board.

The applicant will be notified of the time and date of the hearing by electronic mail.

SUBMITTAL CHECKLIST FOR APPEALS NOT RELATED TO SIGNS

FOR SIGNS, PLEASE USE SUBMITTAL CHECKLIST ON NEXT PAGE

REQUIRED PROVIDED

 \boxtimes X COMPLETED APPLICATION. X \bowtie 1 COPY OF SUPPORTING DOCUMENTS DESCRIBING THE REQUEST, CONSTRUCTION AND/OR WORK INCLUDING BUT NOT LIMITED TO: PLOT PLANS DRAWN TO SCALE, SHOWING THE SHAPE AND DIMENSION OF LOT(S). LOCATION ON THE LOT OF FENCES. OR OTHER STRUCTURES CONCERNING THE REQUEST. DETAILED PLANS SHOWING CONSTRUCTION MATERIALS AND METHOD OF CONSTRUCTION. PHOTOS, DRAWINGS, OR RENDERINGS AS NECESSARY TO ACCURATELY DESCRIBE THE REQUEST. X \boxtimes ANY ADDITIONAL INFORMATION INCLUDING REPORTS OR ACCREDITED TESTING AGENCIES, INCLUDING ACCREDITED AGENCIES RECOGNIZED BY THE INTERNATIONAL CODE COUNCIL (ICC) AND ACCEPTED ENGINEERING PRACTICES SHOULD ACCOMPANY YOUR APPEAL. \boxtimes X 1 COPY OF INFORMATION THAT CLEARLY EXPLAINS THE IMPACTS OF THE REQUEST ON THE AREA. X \bowtie A WRITTEN EXPLANATION OF THE REASONS JUSTIFYING THE REQUEST. APPEALING AN ICC CONSTRUCTION CODE, PLEASE EXPLAIN ALTERNATIVES THAT WOULD BE EQUAL TO WHAT THE CODE REQUIRES. X \boxtimes MINIMUM SIZE OF ALL DOCUMENTS 8.5" X 11". X \bowtie A DIGITAL VERSION OF ALL APPLICATION DOUCUMENTS. E MAILING THEM TO THE DEPARTMENT IS PREFERRED.

Documents attached with application

- 1. Tall Fence Support Application
- 2.. Petition to Mayor and City Council filed in 2015 (Total Pages 11)
- 3.Email Part 1 (Correspondence with City)
- 4.Email Part 2 (Correspondence with City)
- 5. Garbage Record 2020
- 6.Garbage Record 2021
- 7. Drawing of the proposed fence (pdf)

From:

Salim Huerta Salim Huerta; Jackie Ferencz Albany Ct BCBA pic 1 Wednesday, October 13, 2021 3:42:00 PM To: Subject: Date:



Sent from my iPhone

From:

Salim Huerta; Jackie Ferencz Albany Ct BCBA pic 2 Wednesday, October 13, 2021 3:42:49 PM To: Subject: Date:



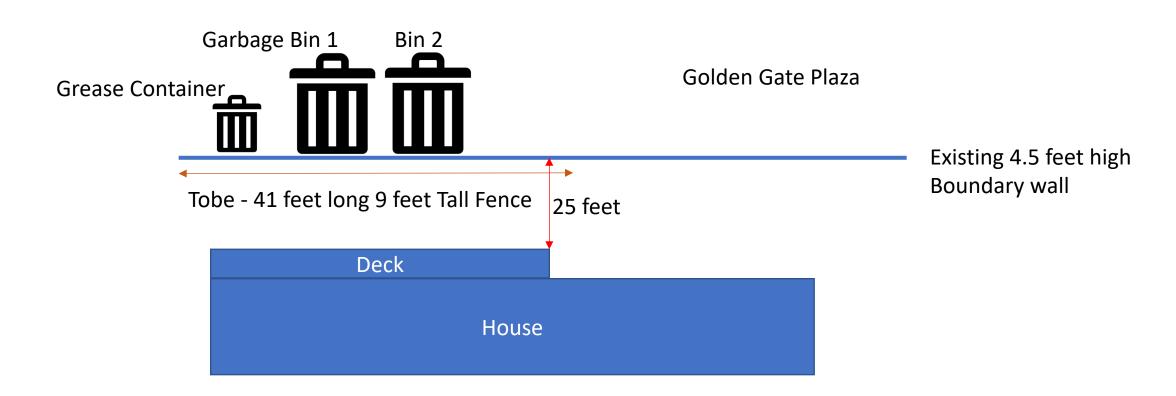
Sent from my iPhone

From:

Salim Huerta Salim Huerta; Jackie Ferencz Albany Ct BCBA Pic 3 Wednesday, October 13, 2021 3:49:51 PM To: Subject: Date:



Sent from my iPhone



August 31st, 2021

To,

Building Code Board of Appeals

500 W. Big Beaver Road

Troy, Michigan 48083

Subject: Seeking permission to install 9-foot fence in backyard facing Golden Gates Plaza

Dear Sir/Madam:

I, Vikas Sheoran the owner of property at 3040 Albany Ct, Troy, Michigan, is seeking permission from City of Troy for installation of a tall fence (9 foot). This fence will be located at the perimeter adjoining Golden Gates Plaza. Fence will not be covering the entire backyard perimeter; it will

only be 40 feet long.

Problem:

My house is located on a Cul-de-sac with back yard adjoining Golden Gates Plaza. On the backyard portion of the house, there are 2 Commercial Dumpsters, and 1 Large Grease Container. These dumpsters contain food and other waste from Subway, El Patio (Mexican Restaurant) and other shops located in Golden Gates Plaza. The grease container contains waste from El-Patio. During Spring, Summer and Fall seasons the smell emanating from these dumpsters is as foul as dying carcass. During these seasons, we are unable to use our backyard and my family is confined

indoors to the living quarters. The distance between the dumpsters and my living space is 25 feet.

History:

In 2015 City of Troy gave permission to the owner of Golden Gates Plaza to create permanent enclosures for dumpsters and grease containers used by the businesses housing Golden Gates

Plaza. I was not consulted on the location or on the design of enclosures. I came to know about the location when construction crews started to dig right behind my property line. Upon knowing, immediately I called City of Troy (City Inspector and then Planning Commission), despite of my appeals I was assured by Planning Commission that there will not be any smell coming from these dumpsters that are with in 25 feet of my living space.

I was doubtful but little I could do; City Planners had made the decision. Since 2015 my family has endured a lot of pain as every Spring, Summer, and Fall we have been subjected to foul/dying animal smell from these dumpsters. During the last 6 years we have not had any gathering in our backyard. In the last 6 years, I have filed numerous complaints to City of Troy. City investigated and tried their best (thank you) but has not been able to provide a solution. This property is too close to the dumpsters and grease container; WE the family bear the burden if there is a rise in temperature or change in wind direction as that puts that smell in our face.

Request and Solution:

As a homeowner I have certain fundamental rights, these rights include usage of my property without any burden as I am also a Taxpayer. The conditions created by City of Troy for my family are not homeowner conducive, over the last 6 years I have proposed measures such as to relocate the dumpsters during the Spring, Summer and Fall seasons to other locations but nothing yielded. For 6 years I have gone along with City's proposed solutions but have not had any working solution. The only solution I have as a homeowner is to install a 9-foot fence as it will provide a physical barrier between dumpsters and my living space hence blocking the rotting garbage smell.

I request you to please review all the material attached with this application and approve my petition. If for any reason you are unable to provide an approval, then please provide a clear direction on next steps that need to be taken by City and Golden Gate Plaza Owner to resolve this issue.

Sincerely,

Vikas Sheoran 3040 Albany Ct,

Troy, Mi 48083

Attachments:

- 1. Petition to Mayor and City Council filed in 2015 (Total Pages 11)
- 2. Email Part 1 (Correspondence with City)
- 3. Email Part 2 (Correspondence with City)
- 4. Garbage Record 2020
- 5. Garbage Record 2021
- 6. Drawing of the proposed fence (pdf)

cc: Planning Commission

cc: Building Code Board of Appeals

Sir, June, and July were the worst months so far this year, smell was so bad that no one could go out on our yard. If you would like I can start bringing in independent agency to attest to this.

On inspections, I can understand your frustration, FYI, Mr. Bowers did more inspections in a year than what you have done in two years that is what I was told by City. In Engineering a bad design is what makes the product more expensive, as it requires more redesigning and money to fix the bad design, similarly on this case I had informed Mr. Paul Evans on the very first day when they were digging the foundation for planting these dumpsters that this is not the right location. But no one listened to me, I was told that there will be no smell.

I have no desire in wasting City's resources. Over the last 5 years the same thing has occurred repeatedly but has not yielded any solution and I do see this to continue in the future, because it's the same process that repeats every year. The business owner over the past 5 years has expanded rapidly, now he has even gotten business across the street to move into his premises, this is good for the business owner and for the City. At the same time, I keep on suffering this malaise emanating from smell. We live here so we know the constant environment.

On Solutions:

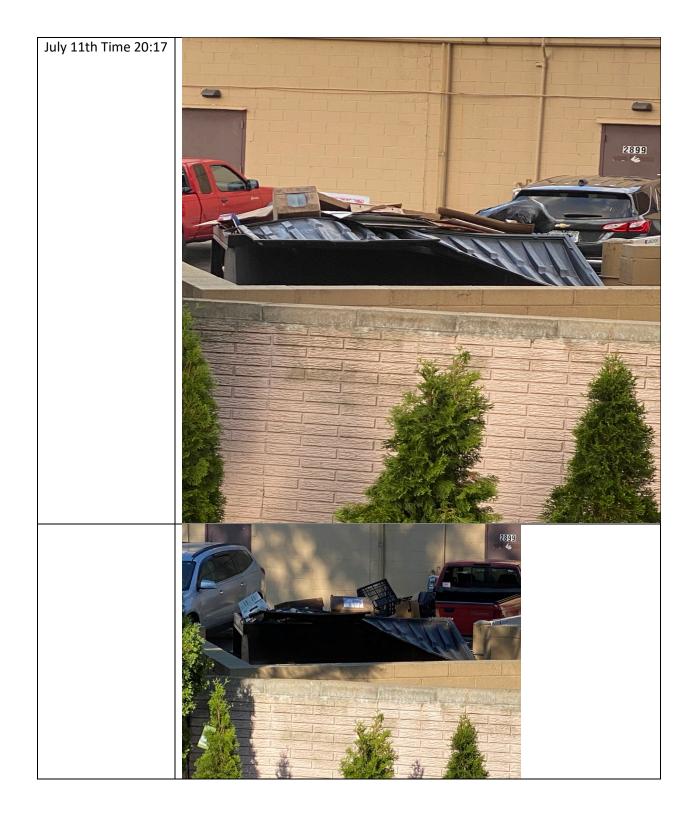
I can put forth a suggestion: Between April 1st to November 1st every year relocate the dumpsters. Put these dumpsters behind "Fruit Market". Between November 1st and till March 31st these can be relocated back to the place where they are now.

I am also following the path of getting the permission from Building Department to put a 9' fence.

Here are some pictures starting July 09th to July 21st - report was filed on June 30th.

July 9th Time 18:06 2899 July 10th Time 08:49 am

July 10th Time 20:49 2899 July 11th Time 08:56





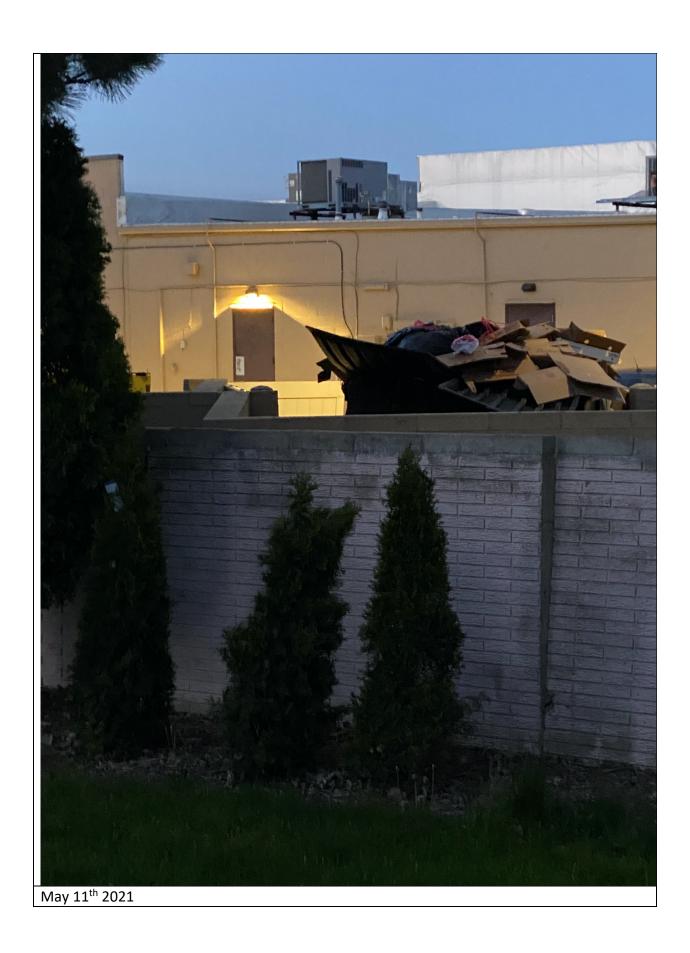
July 12th Time 20:50

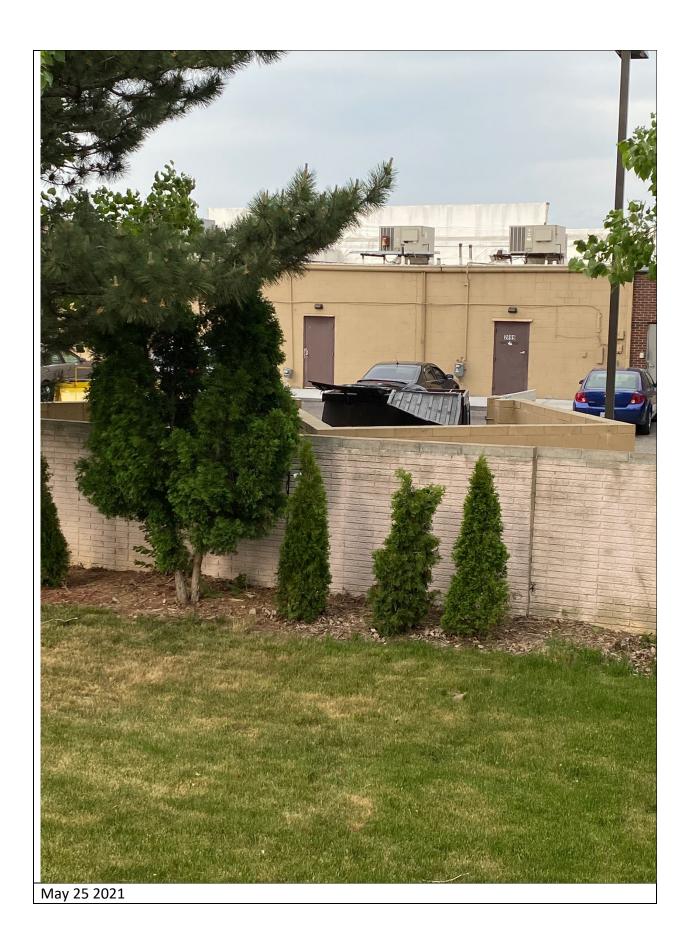


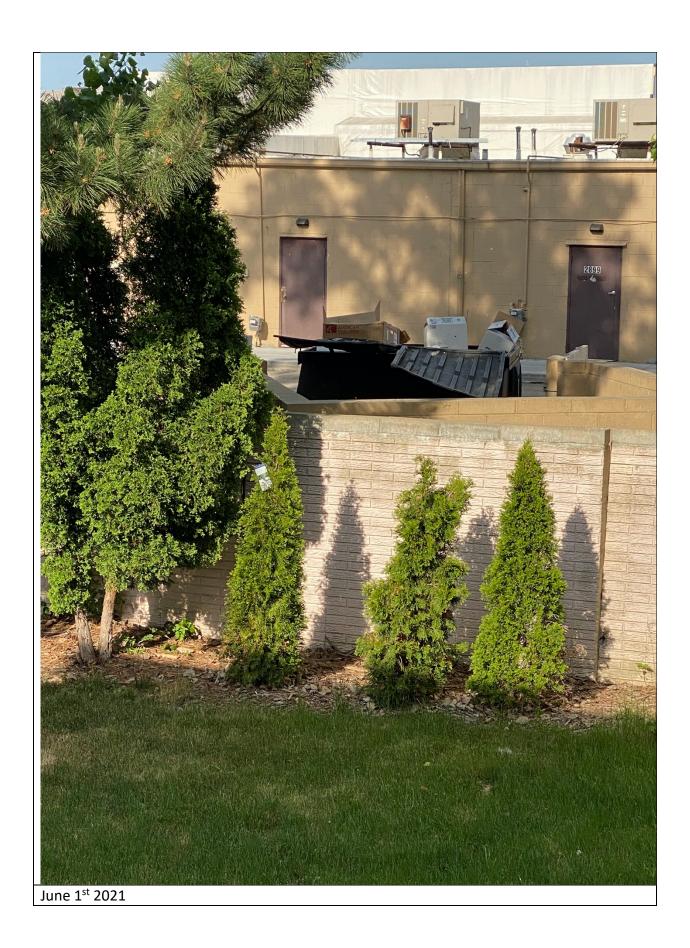


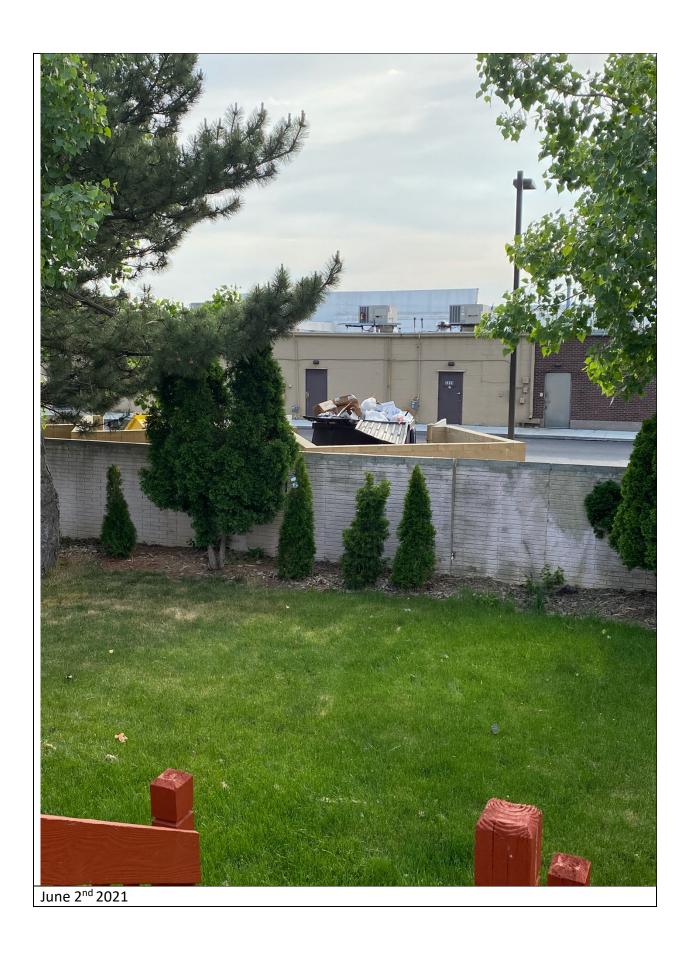


Garbage Record 2021

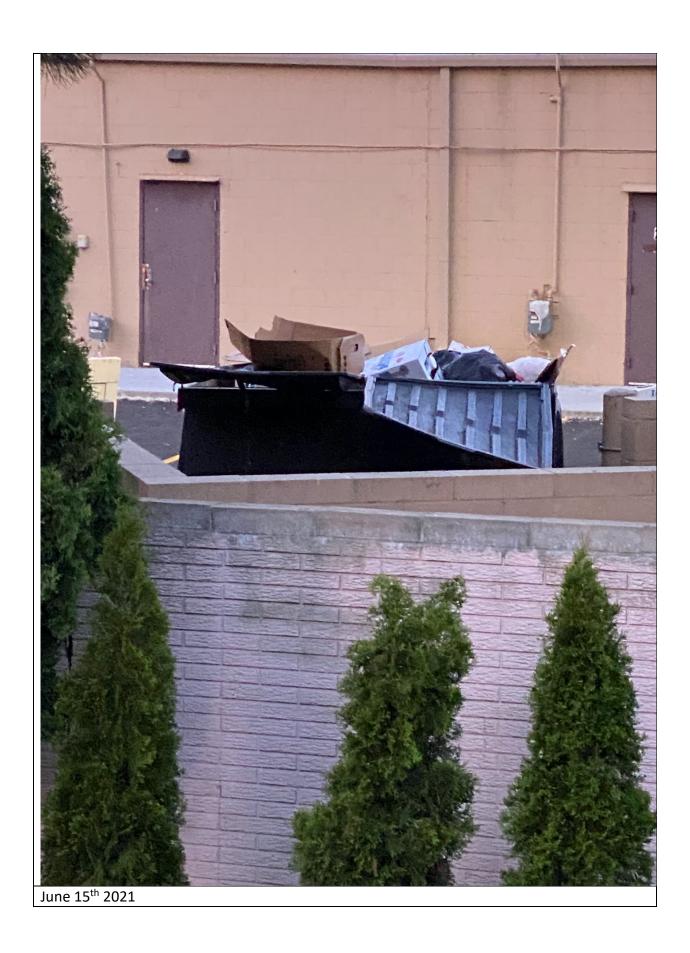




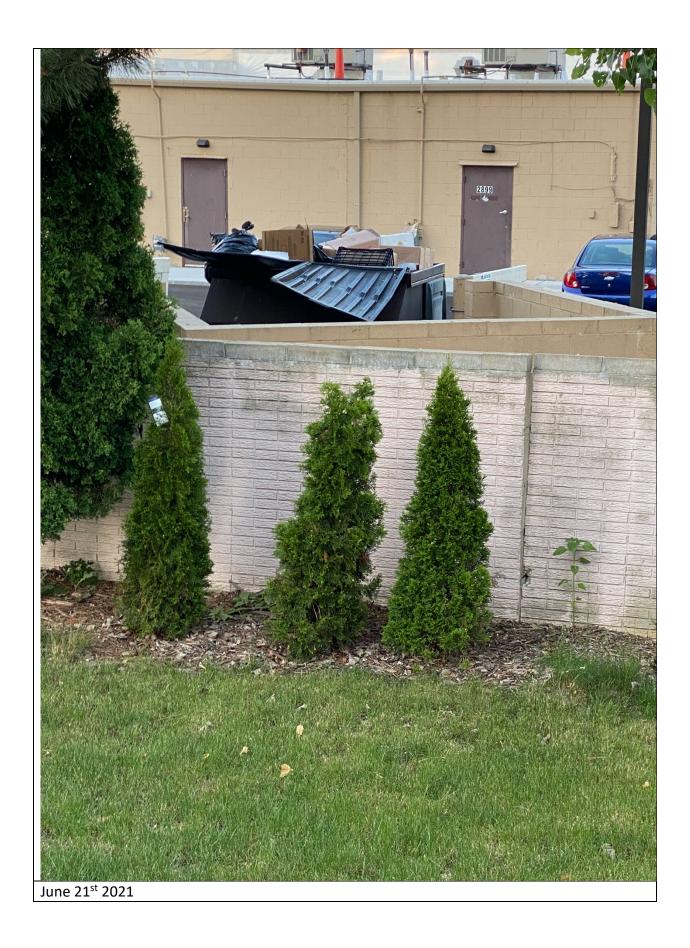


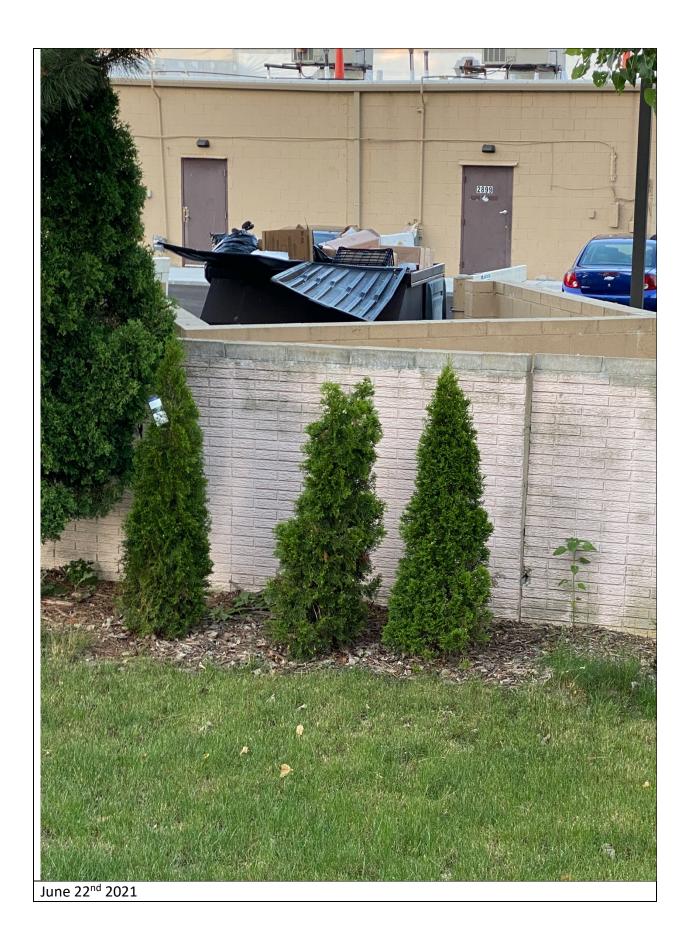


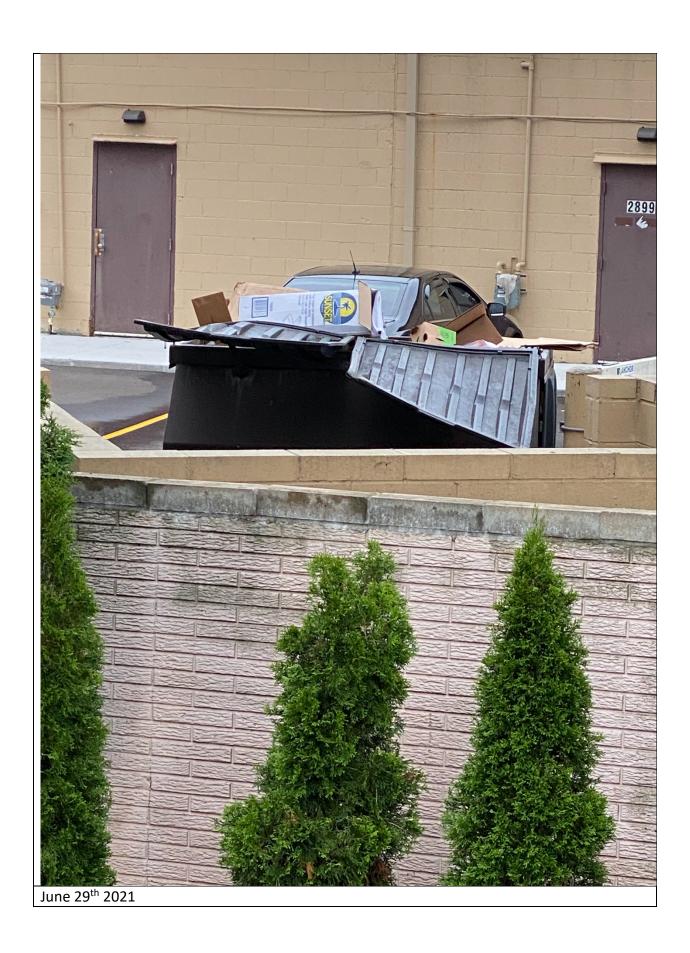






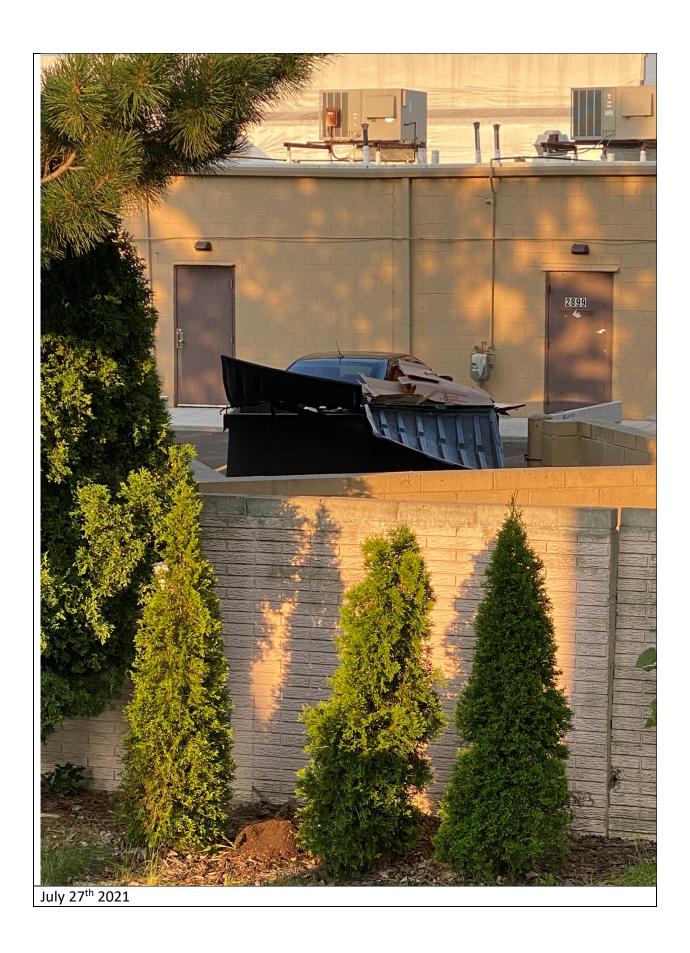


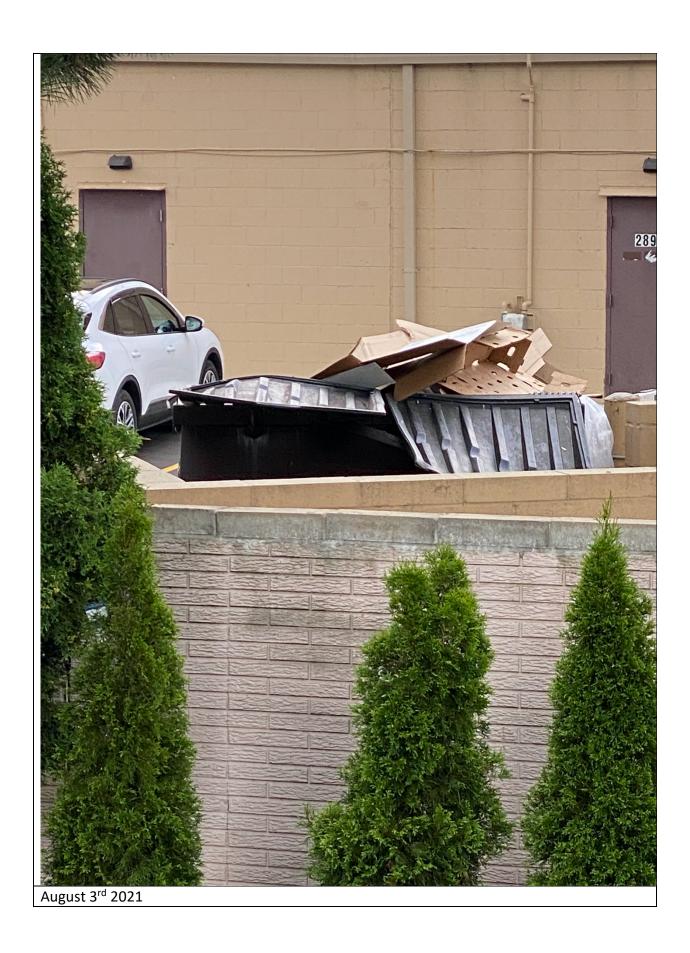


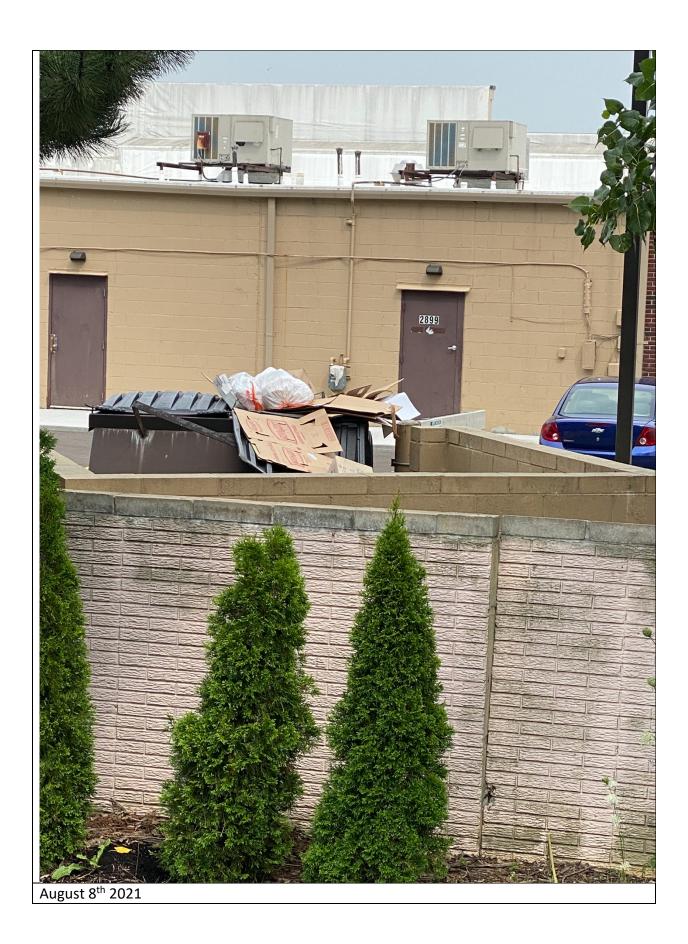




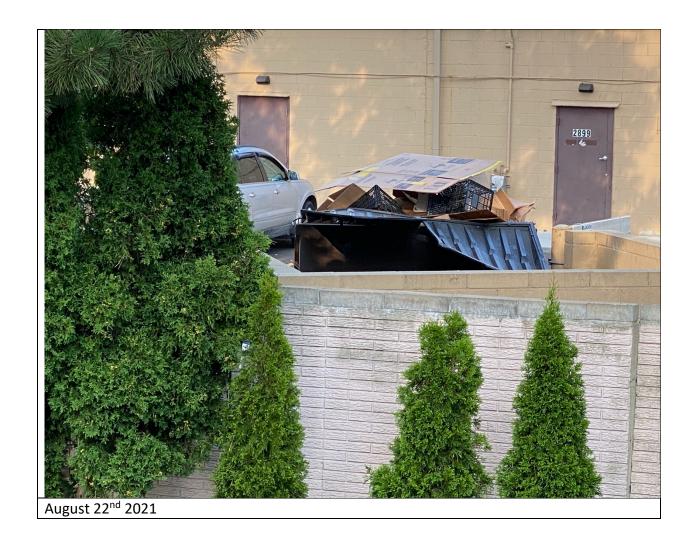












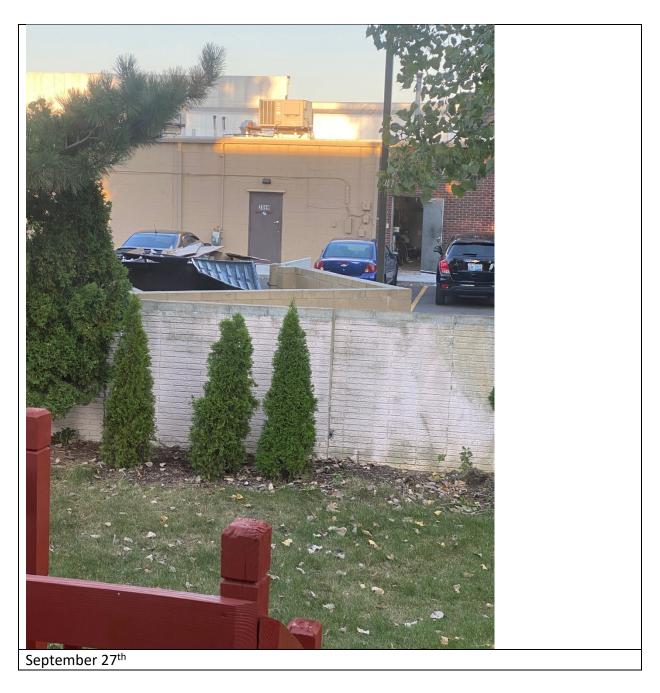


August 25th 2021



September 6th 2021





This is an ongoing situation that doesn't get fixed by City of Troy.

July 12th 20:53 (from the Golden Gates Plaza looking into house) July 13th Time 07:20

July 13th Time 11:06 July 13th 19:52 (From the Golden Gates Plaza)



July 14th Time 12:39

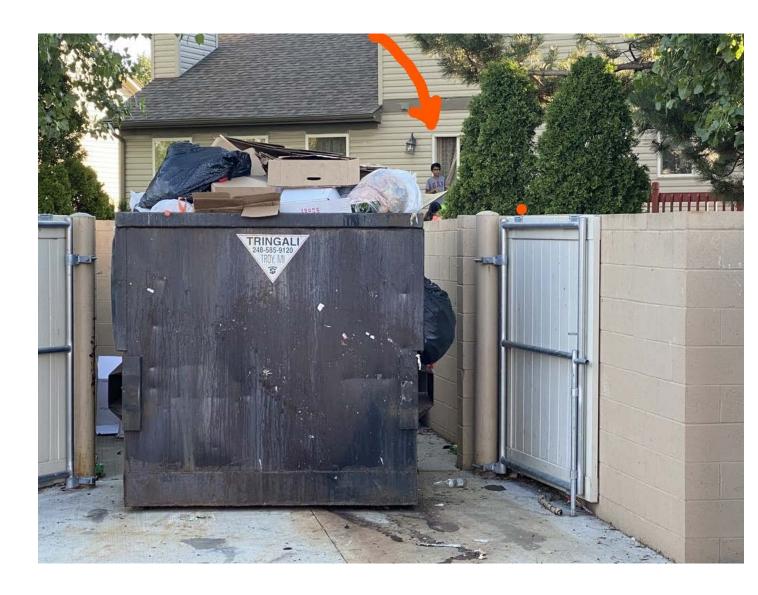


July 15th Time 19:57 (View Both Dumpsters)



July 14th Time 18:44 2899 July 21st

Proximity to House: In the picture below you see my son standing on the doorway opening to the deck space.





Vikas Singh <vs.sheoran@gmail.com>

FW: Troy Gateway Shopping Center Renovation lighting plan review

55 messages

Mark F Miller < Mark. Miller @troymi.gov>

Fri, Apr 8, 2016 at 10:14 AM

To: "Ben Sadik (sadikben@yahoo.com)" <sadikben@yahoo.com>, "Harish Gandrothu (gandrothu@hotmail.com)" <gandrothu@hotmail.com>, "Sridhar Kolluri (kolluri.sridhar@yahoo.com)" <kolluri.sridhar@yahoo.com>, "Surendra Gogineni (sritarun@yahoo.com)" <sritarun@yahoo.com>, "Vikas Sheoran (vs.sheoran@gmail.com)" <vs.sheoran@gmail.com>

Good Morning:

As noted before we are working with the Golden Gate owners to enforce compliance with our codes and regulations related to lighting. Attached is the most current activities.

Thank you.

Mark F. Miller | Director of Economic & Community Development | City Manager's Office

City of Troy |500 W. Big Beaver, Troy, MI 48084 | Office: 248.524.3351 |Cell: 248.885.1889 |troymi.gov





"We believe a strong community embraces diversity, promotes innovation, and encourages collaboration. We strive to lead by example within the region. We do this because we want everyone to choose Troy as their community for life. We believe in doing government the best."

From: Paul M Evans

Sent: Wednesday, March 30, 2016 3:40 PM

To: 'hanawanamanagement@gmail.com' <hanawanamanagement@gmail.com>; Jason Gekiere <jasong@tower-

construct.com>

Cc: Gary L Bowers <G.Bowers@troymi.gov>; Mark F Miller <Mark.Miller@troymi.gov>; Brent Savidant

<SavidantB@troymi.gov>

Subject: RE: Troy Gateway Shopping Center Renovation lighting plan review

Nick/Jason:

Thanks for the continued cooperation on this project. We have completed our review of your Photometric Plan dated 3-29-2015. We note that foot candle measurements at north and west boundary of residentially used property at are indicated as zero. This satisfies City Code.

The following needs to be provided so that we can reach compliance on this item:

- Information demonstrating that tilting the two pole fixtures upward 10 degrees will not increase glare (Chapter 39 Zoning Ordinance Section 13.05 C 1 a).
- Verify foot candle measurement height. Measurements at the property line are to be indicated on the vertical plane of the property boundary at a height of 5 feet above grade level - (Chapter 39 Zoning Ordinance Section 13.05 C (2) b.
- Schedule for turning off or reducing lighting intensity between 11:00 pm and sunrise is not indicated (Chapter 39 Zoning Ordinance Section 13.05 C 4).
- Please provide light fixture specifications and cut sheets.
- Please provide light pole specifications.

Please feel free to give me a call if you have any questions.

Paul Evans | Zoning & Compliance Specialist

City of Troy |500 W. Big Beaver, Troy, MI 48084 | Office: 248.524.3359|Cell: 248.885.1841|troymi.gov



"We believe a strong community embraces diversity, promotes innovation, and encourages collaboration. We strive to lead by example within the region. We do this because we want everyone to choose Troy as their community for life. We believe in doing government the best."

From: Brent Savidant

Sent: 25 February, 2016 8:43 AM

To: 'hanawanamanagement@gmail.com' <hanawanamanagement@gmail.com>

Cc: Paul M Evans <P.Evans@troymi.gov>; Gary L Bowers <G.Bowers@troymi.gov>; Mark F Miller

<Mark.Miller@troymi.gov>

Subject: Troy Gateway Shopping Center Renovation lighting plan review

Nick:

We have completed our review of your Photometric Plan and Photometric Cut sheets dated 8-15-2014. The lighting improvements are generally compatible with our Lighting requirements in our Zoning Ordinance. However, we note the following conflicts with the Lighting requirements:

- Foot candle measurements exceed 0.1 foot candles along the west and north boundary of residentially used property - (Chapter 39 Zoning Ordinance Section 13.05 C (2) b.
- Measurements at the property line are to be indicated on the vertical plane of the property boundary at a height of 5 feet above grade level - (Chapter 39 Zoning Ordinance Section 13.05 C (2) b.

 The schedule for turning off or reducing lighting intensity between 11:00 pm and sunrise is not indicated (Chapter 39 Zoning Ordinance Section 13.05 C (4).

A copy of Chapter 13.05 is attached for your reference. Please let us know when we can anticipate revised documents.

Again, thank you for your continued cooperation.

R. Brent Savidant | Planning Director

City of Troy |500 W. Big Beaver, Troy, MI 48084 | Office: 248.524.3364 |Cell: 248.943.0821 troymi.gov



"We believe a strong community embraces diversity, promotes innovation, and encourages collaboration. We strive to lead by example within the region. We do this because we want everyone to choose Troy as their community for life. We believe in doing government the best."

2 attachments



Troy Gateway Photometric.pdf 513K



Troy lighting ordinance.pdf 289K

Vikas Singh <vs.sheoran@gmail.com>

To: Mark F Miller < Mark. Miller @troymi.gov>

Cc: "Ben Sadik (sadikben@yahoo.com)" <sadikben@yahoo.com>, "Harish Gandrothu (gandrothu@hotmail.com)" <gandrothu@hotmail.com>, "Sridhar Kolluri (kolluri.sridhar@yahoo.com)" <kolluri.sridhar@yahoo.com>, "Surendra Gogineni (sritarun@yahoo.com)" <sritarun@yahoo.com>

Hello Mr. Miller,

Since October 2015, I have indicated to you and to your staff multiple times that the proximity of garbage to living space is going to make our lives living hell. Unfortunately your staff didn't believe it. Well, It has started now. Summer is here temperatures have risen and so has dead meat and garbage smell. My back yard is useless. I can not open any windows facing backyard, essentially now i am cooped up.

Kindly take appropriate actions and mitigate this nuisance.

Vikas

[Quoted text hidden]

Best Regards Vikas S Sheoran Thu, Jul 7, 2016 at 10:11 PM

To: Vikas Singh <vs.sheoran@gmail.com>

Cc: "Ben Sadik (sadikben@yahoo.com)" <sadikben@yahoo.com>, "Harish Gandrothu (gandrothu@hotmail.com)" <gandrothu@hotmail.com>, "Sridhar Kolluri (kolluri.sridhar@yahoo.com)" <kolluri.sridhar@yahoo.com>, "Surendra Gogineni (sritarun@yahoo.com)" <sritarun@yahoo.com>

Vikas:

I will forward to ordinance enforcement and Gary Bowers will check it out.

[Quoted text hidden]

Gary L Bowers < G.Bowers@troymi.gov>

Mon, Jul 11, 2016 at 4:28 PM

To: Vikas Singh <vs.sheoran@gmail.com>

Cc: Mark F Miller <Mark.Miller@troymi.gov>, Paul M Evans <P.Evans@troymi.gov>, Brent Savidant <SavidantB@troymi.gov>

Good afternoon Vikas,

I inspected the site today and did not verify any noxious odors, I did however verify the aroma of food cooking which was originating from El Patio restaurant. I completed my inspection at 11:35am today and departed the property. I have attached a photograph taken today of the dumpster located behind your residence.

Thank you,

Gary Bowers | Housing & Zoning Inspector

City of Troy I500 W. Big Beaver, Troy, MI 48084 | Office: 248.524.3355 | Cell: 248.885.1833 | G.Bowers@troymi.gov

"We believe a strong community embraces diversity, promotes innovation, and encourages collaboration. We strive to lead by example within the region. We do this because we want everyone to choose Troy as their community for life. We believe in doing government the best."

From: Mark F Miller

Sent: Monday, July 11, 2016 10:53 AM To: Gary L Bowers < G.Bowers@troymi.gov>

Cc: Paul M Evans <P.Evans@troymi.gov>; Brent Savidant <SavidantB@troymi.gov> Subject: FW: FW: Troy Gateway Shopping Center Renovation lighting plan review

Gary:

Please check this out. Can you talk with Vikas?

Thank you.

Mark F. Miller | Director of Economic & Community Development | City Manager's Office

City of Troy I500 W. Big Beaver, Troy, MI 48084 | Office: 248.524.3351 | Cell: 248.885.1889 | Itroymi.gov



Mon, Jul 11, 2016 at 9:24 PM



"We believe a strong community embraces diversity, promotes innovation, and encourages collaboration. We strive to lead by example within the region. We do this because we want everyone to choose Troy as their community for life. We believe in doing government the best."

From: Vikas Singh [mailto:vs.sheoran@gmail.com]

Sent: Thursday, July 7, 2016 10:11 PM **To:** Mark F Miller < Mark. Miller@troymi.gov>

Cc: Ben Sadik (sadikben@yahoo.com) <sadikben@yahoo.com>; Harish Gandrothu

(gandrothu@hotmail.com) <gandrothu@hotmail.com>; Sridhar Kolluri (kolluri.sridhar@yahoo.com) <kolluri.sridhar@yahoo.com>; Surendra Gogineni (sritarun@yahoo.com) <sritarun@yahoo.com>

[Quoted text hidden]

[Quoted text hidden]



003.jpg 4150K

Vikas Singh <vs.sheoran@gmail.com>

To: Gary L Bowers < G.Bowers@troymi.gov>

Cc: Mark F Miller <Mark.Miller@troymi.gov>, Paul M Evans <P.Evans@troymi.gov>, Brent Savidant <SavidantB@troymi.gov>

Hello Mr Bowers:

I disagree. This complaint was filled on Thursday night you inspected site on Monday. Environmental conditions are not similar between then and today, also the dumpsters have been emptied in between.

Smell was exceptionally bad on Thursday. That day it was hot, dry and windy, smell subsided on Friday as temperatures came down. This evening as the garbage bins have started to fill in so has the smell.

I just need some solution that allows me to live my life freely and enjoy having a home. There is nothing that I can do in my backyard. As I have stated before smell is not an issue during winter. Aroma of cooking food is not a problem for me I get that even during winter, problem is smell from rotting meat, food garbage.

Attached is a picture from this evening, these open dumpsters don't help either. I have personally made a request to the worker of El Patio asking to please close them after dumping garbage in them, but to no avail.

This problem can not be generalized by just taking an inspection of the site on a day, there are many factors that exacerbate smell and all of them are out of your or mine control, weather conditions, type of food trash that was dumped, trash collection times etc.

Thank you Vikas

[Quoted text hidden]



20160711_195353.jpg 4682K

Vikas Singh <vs.sheoran@gmail.com> To: Gary L Bowers < G.Bowers@troymi.gov> Sun, Jul 31, 2016 at 9:48 PM

Cc: Mark F Miller <Mark.Miller@troymi.gov>, Paul M Evans <P.Evans@troymi.gov>, Brent Savidant <SavidantB@troymi.gov>

Mr. Miller,

Please please provide a solution, it stinks as rotten meat. No one should live like this. Through out last year I had informed your office but no one heard my plea.

I PAY TAXES ON TIME AND CONTRIBUTE TO ECONOMY. NO ONE DESERVES TO LIVE LIKE THIS. DO NOT SEND YOUR INSPECTOR TO EVALUATE SITE FOR FIVE MINUTES. PLEASE PROVIDE A SOLUTION.

best regards

Vikas

[Quoted text hidden]

Vikas Singh <vs.sheoran@gmail.com>

Thu, Aug 4, 2016 at 1:51 PM

To: Gary L Bowers < G.Bowers@troymi.gov>

Cc: Mark F Miller <Mark.Miller@troymi.gov>, Paul M Evans <P.Evans@troymi.gov>, Brent Savidant <SavidantB@troymi.gov>

Mr. Miller,

Sir, any update on the solution?

Thank you

Vikas [Quoted text hidden]

Mark F Miller < Mark. Miller @troymi.gov> To: Vikas Singh <vs.sheoran@gmail.com> Thu, Aug 4, 2016 at 2:28 PM

Vikas:

Every time we check there is no smell. We are checking again.

[Quoted text hidden]

Gary L Bowers < G.Bowers@troymi.gov>

Thu, Aug 4, 2016 at 2:34 PM

To: Vikas Singh <vs.sheoran@gmail.com>

Cc: Mark F Miller <Mark.Miller@troymi.gov>, Paul M Evans <P.Evans@troymi.gov>, Brent Savidant <SavidantB@troymi.gov>

Good afternoon Vikas,

I have just inspected the property and verified that all lids are closed on the dumpsters directly behind your residence with no visible garbage. Although a slight food aroma was observed standing directly in front of the dumpster at the south end of the enclosure, it was not noxious. I also stood behind the enclosure adjacent to the screen wall that separates your yard from the shopping center and did not verify any odors. A very small stream of liquid was also observed. I have asked El Patio to clean up the stream. approximately 6 foot long and 1 inch wide.

Thank you,

Gary Bowers | Housing & Zoning Inspector

City of Troy I500 W. Big Beaver, Troy, MI 48084 | Office: 248.524.3355 | Cell: 248.885.1833 | G.Bowers@troymi.gov

"We believe a strong community embraces diversity, promotes innovation, and encourages collaboration. We strive to lead by example within the region. We do this because we want everyone to choose Troy as their community for life. We believe in doing government the best."

[Quoted text hidden]

Vikas Singh <vs.sheoran@gmail.com>

Thu, Aug 4, 2016 at 3:56 PM

To: Gary L Bowers < G.Bowers@troymi.gov>

Cc: Mark F Miller <Mark.Miller@troymi.gov>, Paul M Evans <P.Evans@troymi.gov>, Brent Savidant <SavidantB@troymi.gov>

Mr. Miller,

On Sunday and Monday this week both the days smell was really bad, it was so bad that you can smell the rotten garbage in the middle of Albany Ct. Not only myself but my neighbors also witnessed it.

As I stated before it all depends when the inspection is conducted, obviously you or your department can't be there all the time however I live here all the time so i know the environment more intricately than any one else. On some days its really really strong rotten smell, on other days not that bad, if the wind blows and its west wards towards house then its really bad for me as its comes right into my house.

Our lives at the moment are very adversely affected by this smell. I can not use my backyard for any normal summer activity that folks do during summer. I am just asking for a solution for summer months.

Thank you Vikas

[Quoted text hidden]

Mark F Miller < Mark. Miller @troymi.gov>

Fri, Aug 5, 2016 at 3:37 PM

To: Vikas Singh <vs.sheoran@gmail.com>, Gary L Bowers <G.Bowers@troymi.gov> Cc: Paul M Evans < P.Evans@troymi.gov>, Brent Savidant < SavidantB@troymi.gov>

Please see Mr. Bowers inspection report from AUG 5th.

Thank you.

Mark F. Miller | Director of Economic & Community Development | City Manager's Office

City of Troy I500 W. Big Beaver, Troy, MI 48084 | Office: 248.524.3351 | Cell: 248.885.1889 | Itroymi.gov



"We believe a strong community embraces diversity, promotes innovation, and encourages collaboration. We strive to lead by example within the region. We do this because we want everyone to choose Troy as their community for life. We believe in doing government the best."

All,

I just re-inspected the dumpster directly behind the complainant's house again. Although there was an odor standing directly in front of the dumpster, the further back from the dumpster, the odor dissipated. Odor was virtually non-existent 10-15 feet from the dumpster. There was no odor directly behind the dumpster adjacent to the screen wall separating the complainant's property from the shopping center. Standing at the north end of the enclosure with a westerly wind, an odor was apparent, but not overly noxious. Mario from El Patio restaurant saw me and walked over. He advised that he has already contacted Tringali who will deliver a new dumpster next week. I requested that all trash thrown into the dumpster be properly bagged and sealed.

[Quoted text hidden]

Vikas Singh <vs.sheoran@gmail.com>

Sun, Aug 7, 2016 at 8:48 PM

To: Mark F Miller < Mark. Miller @troymi.gov>

Cc: Gary L Bowers <G.Bowers@troymi.gov>, Paul M Evans <P.Evans@troymi.gov>, Brent Savidant <SavidantB@troymi.gov>

Hello Everyone,

On Friday there was no smell. However from Saturday afternoon and on to Sunday (August 8th 2016) evening the whole area smells of rotting meat. Not only myself but my neighbors are witness to it, I left a voice mail to Mr. Bowers at 248.524.3355 informing him of conditions. Smell is unbearable, meaning you can't sit outside on patio, or open any windows of your house, this is in-spite of no heat, weather outside is very pleasant 76degree with cool wind.

regards, Vikas

[Quoted text hidden]

Vikas Singh <vs.sheoran@gmail.com>

Sun, Aug 7, 2016 at 8:54 PM

To: Mark F Miller < Mark. Miller @troymi.gov>

Cc: Gary L Bowers <G.Bowers@troymi.gov>, Paul M Evans <P.Evans@troymi.gov>, Brent Savidant <SavidantB@troymi.gov>

Hello,

Forgot attachment.

regards. Vikas

[Quoted text hidden]



20160807_184852.jpg 1088K

Gary L Bowers < G.Bowers@troymi.gov> To: Vikas Singh <vs.sheoran@gmail.com> Mon, Aug 8, 2016 at 10:56 AM

Cc: Mark F Miller <Mark.Miller@troymi.gov>, Brent Savidant <SavidantB@troymi.gov>, Paul M Evans <P.Evans@troymi.gov>

Good morning Vikas,

It was a pleasure meeting you this morning at the dumpster location. Standing directly in front of the dumpster, an odor was observed approximately 5-8 feet from the dumpster, standing behind the dumpster. the odor would come and go depending on the direction of the wind. The dumpster appeared to be in the same condition as the photograph attached to this email that you provided. I called Tringali and spoke to Jen who advised that they can apply a deodorizer to the dumpster each time after it is emptied, they recommend this for restaurants. She will speak to General Manager Bob Z regarding the issues. The new dumpster will be delivered this week.

[Quoted text hidden]

20160807_184852.jpg 1088K



Paul M Evans < P. Evans@troymi.gov>

Mon, Aug 8, 2016 at 11:05 AM

To: Gary L Bowers <G.Bowers@troymi.gov>, Vikas Singh <vs.sheoran@gmail.com> Cc: Mark F Miller <Mark.Miller@troymi.gov>, Brent Savidant <SavidantB@troymi.gov>

Gary:

Nice work getting Vikas on location.

[Quoted text hidden]

Vikas Singh <vs.sheoran@gmail.com> To: Paul M Evans < P. Evans@troymi.gov> Mon, Aug 8, 2016 at 12:11 PM

Hello Mr. Evans.

Neither I nor Mr.Bowers had planned a meeting this morning, I just happened to be there when Mr.Bowers pulled in to inspect the location. It has become my daily task to inspect dumpsters.

Vikas

[Quoted text hidden]

Vikas Singh <vs.sheoran@gmail.com>

Mon, Aug 8, 2016 at 12:49 PM

To: Gary L Bowers < G.Bowers@troymi.gov>

Cc: Mark F Miller <Mark.Miller@troymi.gov>, Brent Savidant <SavidantB@troymi.gov>, Paul M Evans <P.Evans@troymi.gov>

Hello Mr.Bowers,

As you noted that smell "would come and go depending on the direction of wind", large part of this past weekend wind was blowing directly into our properties. Last time I checked was on Sunday August 7 at 9:50 pm, prior to leaving a second voice mail on your cell phone. Neighbors witnessed it, even my 7 year old stated "it smells bad". This morning when you were inspecting wind wasn't blowing that forcefully in comparison to weekend.

I don't know what validation city is looking for in order to ascertain that there is a problem that needs to be fixed. We can continue to have these inspections and continue to state now wind is blowing this direction or in that direction, facts are there. In summers I cannot use backyard or the deck or open the windows of kitchen or living room.

Regards

Vikas.

[Quoted text hidden]

Vikas Singh <vs.sheoran@gmail.com>

Tue, Aug 9, 2016 at 3:34 PM

To: Gary L Bowers < G.Bowers@troymi.gov>

Cc: Mark F Miller <Mark.Miller@troymi.gov>, Brent Savidant <SavidantB@troymi.gov>, Paul M Evans <P.Evans@troymi.gov>

Hello Mr. Bowers,

FYI, Yesterday afternoon new dumpster was put in place behind El Patio Restaurant. I didn't notice any rubber seals (tight seals) around it.

Regards, Vikas

[Quoted text hidden]

Vikas Singh <vs.sheoran@gmail.com>

Mon, Aug 29, 2016 at 8:44 PM

To: Gary L Bowers < G.Bowers@troymi.gov>

Cc: Mark F Miller <Mark.Miller@troymi.gov>, Brent Savidant <SavidantB@troymi.gov>, Paul M Evans <P.Evans@troymi.gov>

Hello Mr. Bowers,

From dumpsters sickening smell is still present. This evening I tried to sit outside, wind was blowing directly towards me.

It was a pleasant 84 degree weather outside yet as a homeowner I am not able to sit in my own backyard.

Vikas Sheoran

[Quoted text hidden]

2 attachments



20160829 195251.jpg 1086K



20160829 195308.jpg 1120K

Gary L Bowers < G.Bowers@troymi.gov> To: Vikas Singh <vs.sheoran@gmail.com> Tue, Aug 30, 2016 at 1:04 PM

Cc: Mark F Miller <Mark.Miller@troymi.gov>, Brent Savidant <SavidantB@troymi.gov>, Paul M Evans <P.Evans@troymi.gov>

Good afternoon Vikas,

As previously stated after our conversation at the dumpster today, no odor was apparent behind or to the side of the dumpster. A slight odor was verified 3-4 feet directly in front of the dumpster. As you requested, I have added your comment to the record that the odor was very bad last evening.

Thank you.

Gary Bowers | Housing & Zoning Inspector

City of Troy I500 W. Big Beaver, Troy, MI 48084 | Office: 248.524.3355 | Cell: 248.885.1833 | G.Bowers@troymi.gov

"We believe a strong community embraces diversity, promotes innovation, and encourages collaboration. We strive to lead by example within the region. We do this because we want everyone to choose Troy as their community for life. We believe in doing government the best."

From: Vikas Singh [mailto:vs.sheoran@gmail.com]

Sent: Monday, August 29, 2016 8:44 PM To: Gary L Bowers < G.Bowers@troymi.gov>

Cc: Mark F Miller <Mark.Miller@troymi.gov>; Brent Savidant <SavidantB@troymi.gov>; Paul M Evans

<P.Evans@troymi.gov>

[Quoted text hidden]

[Quoted text hidden]

Vikas Singh <vs.sheoran@gmail.com>

Thu, Sep 1, 2016 at 12:58 PM

To: Gary L Bowers < G.Bowers@troymi.gov>

Cc: Mark F Miller <Mark.Miller@troymi.gov>, Brent Savidant <SavidantB@troymi.gov>, Paul M Evans <P.Evans@troymi.gov>

Mr. Bowers

At the moment 1:00 pm Thursday Septermber 1st, sickening smell from trash is all over the place, I have a painter doing work outside and he is my witness.

I need a solution.

Vikas Sheoran.

[Quoted text hidden]

Gary L Bowers < G.Bowers@troymi.gov>

Thu, Sep 1, 2016 at 1:27 PM

To: Vikas Singh <vs.sheoran@gmail.com>

Cc: Mark F Miller <Mark.Miller@troymi.gov>, Brent Savidant <SavidantB@troymi.gov>, Paul M Evans <P.Evans@troymi.gov>

Good afternoon Vikas.

As indicated during our conversation at 1:20 this afternoon, a sour, noxious odor was indeed verified in your rear yard. It appeared to originate from the red dumpster utilized by Subway, not the new black dumpster utilized by El Patio. I will contact building management and ask that they contact their tenants and request an alternative method of placing their trash in the dumpster, such as double bagging for example.

[Quoted text hidden]

Vikas Singh <vs.sheoran@gmail.com> To: Gary L Bowers < G.Bowers@troymi.gov>

Thu, Sep 1, 2016 at 4:53 PM

Cc: Mark F Miller <Mark.Miller@troymi.gov>, Brent Savidant <SavidantB@troymi.gov>, Paul M Evans <P.Evans@troymi.gov>

Hello Mr. Bowers,

What you witnessed today is what I have been subject to every time I had informed on presence of obnoxious sickening smell. This summer (2016) I didn't use my backyard at all, last year and before that i had used it especially in the morning to perform exercise. New dumpster, double bagging etc is not a solution as smell is still present due to environment conditions. For me the problem is exacerbated due to such close proximity of my living space to these dumpsters as I have stated this multiple times.

I need a permanent solution to this problem. Mr. Miller beyond doubt it has been verified that there is a larger problem of sickening smell due to location of these dumpsters, please provide a permanent fix.

Thank you Mr. Bowers for your efforts.

Regards.

Vikas

[Quoted text hidden]

Vikas Singh <vs.sheoran@gmail.com>

Tue, Sep 6, 2016 at 12:23 PM

Tue, Sep 27, 2016 at 11:26 PM

To: Gary L Bowers < G.Bowers@troymi.gov>

Cc: Mark F Miller <Mark.Miller@troymi.gov>, Brent Savidant <SavidantB@troymi.gov>, Paul M Evans <P.Evans@troymi.gov>

Mr. Bowers,

This picture is from this morning 9:30 am, there was consistent smell over the weekend. Overnight there was rain that has mitigated it, up until yesterday evening smell was coming from dumpsters.

best regards.

Vikas.

[Quoted text hidden]



20160906 092743.jpg 1940K

Vikas Singh <vs.sheoran@gmail.com>

To: Gary L Bowers < G.Bowers@troymi.gov>

Cc: Mark F Miller <Mark.Miller@troymi.gov>, Brent Savidant <SavidantB@troymi.gov>, Paul M Evans <P.Evans@troymi.gov>

Hello Mr. Bowers,

Sour noxious smell was pervasive during this past weekend and today. I was fortunate wind was not blowing in towards my direction today however was not fortunate during weekend (Sat, Sun, Sep 24-26).

Your approach on double bagging is not working. Smell is coming from both dumpsters. For verification all you have to do is stand next to them. Additionally do notice liquid markings permeating from dumpster used by El Patio, after rain they faint, it rained yesterday morning but you can still see markings. I didn't take picture as it was late and dark.

What is City of Troy's ordinance on "Disgusting Smell". Can you please guide where I can find all the regulations pertaining to smell?

2016 Summer is over, solutions provided by city were non productive in resolving this issue. However I sincerely, thank you Mr. Bowers for following up.

Mr. Miller

Please provide a solution, you have the authority. I and my neighbors can not live like this. Smell issue needs to be resolved once and for all times permanently, if you or city is unable to provide any solution then only option I have is to file a civil suit against city of Troy.

I hope it doesn't come to that.

Sincerely Vikas .

[Quoted text hidden]

Paul M Evans < P. Evans@troymi.gov>

Wed, Sep 28, 2016 at 1:23 PM

To: Vikas Singh <vs.sheoran@gmail.com>, Gary L Bowers <G.Bowers@troymi.gov> Cc: Mark F Miller <Mark.Miller@troymi.gov>, Brent Savidant <SavidantB@troymi.gov>

Vikas:

Gary is out training today, so I went to the site. The grease dumpster behind El Patio is of concern when I stood next to it. I have asked Gateway Management to do the same today and contact me to discuss. The other dumpsters in that group were not odorous, one was nearly empty.

Attached are codes dealing with smells, see highlighted text. Troy has other codes addressing odors and smells, but they apply to other types of smells specifically compost piles, waste transfer facilities, and exhaust vents. Thus I did not send them.

Paul Evans | Zoning & Compliance Specialist

City of Troy I500 W. Big Beaver, Troy, MI 48084 | Office: 248.524.3359|Cell: 248.885.1841|troymi.gov



"We believe a strong community embraces diversity, promotes innovation, and encourages collaboration. We strive to lead by example within the region. We do this because we want everyone to choose Troy as their community for life. We believe in doing government the best."

From: Vikas Singh [mailto:vs.sheoran@gmail.com]

Sent: 27 September, 2016 11:27 PM

To: Gary L Bowers < G.Bowers@troymi.gov>

Cc: Mark F Miller <Mark.Miller@troymi.gov>; Brent Savidant <SavidantB@troymi.gov>; Paul M Evans

<P.Evans@troymi.gov>

Subject: Re: FW: FW: Troy Gateway Shopping Center Renovation lighting plan review

Hello Mr. Bowers,

Sour noxious smell was pervasive during this past weekend and today. I was fortunate wind was not blowing in towards my direction today however was not fortunate during weekend (Sat, Sun, Sep 24-26).

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I hope it doesn't come to that.

Sincerely

Vikas .

On Tue, Sep 6, 2016 at 12:23 PM, Vikas Singh <vs.sheoran@gmail.com> wrote:

Mr. Bowers,

This picture is from this morning 9:30 am, there was consistent smell over the weekend. Overnight there was rain that has mitigated it, up until yesterday evening smell was coming from dumpsters.

best regards.

Vikas.

On Thu, Sep 1, 2016 at 4:53 PM, Vikas Singh <vs.sheoran@gmail.com> wrote:

Hello Mr. Bowers,

What you witnessed today is what I have been subject to every time I had informed on presence of obnoxious sickening smell. This summer (2016) I didn't use my backyard at all, last year and before that i had used it especially in the morning to perform exercise. New dumpster, double bagging etc is not a solution as smell is still present due to environment conditions. For me the problem is exacerbated due to such close proximity of my living space to these dumpsters as I have stated this multiple times.

I need a permanent solution to this problem. Mr. Miller beyond doubt it has been verified that there is a larger problem of sickening smell due to location of these dumpsters, please provide a permanent fix.

Thank you Mr. Bowers for your efforts.

Regards.

Vikas

On Thu, Sep 1, 2016 at 1:27 PM, Gary L Bowers <G.Bowers@troymi.gov> wrote:

Good afternoon Vikas.

As indicated during our conversation at 1:20 this afternoon, a sour, noxious odor was indeed verified in your rear yard. It appeared to originate from the red dumpster utilized by Subway, not the new black dumpster utilized by El Patio. I will contact building management and ask that they contact their tenants and request an alternative method of placing their trash in the dumpster, such as double bagging for example.

Thank you,

Gary Bowers | Housing & Zoning Inspector

City of Troy I500 W. Big Beaver, Troy, MI 48084 | Office: 248.524.3355 | Cell: 248.885.1833 IG.Bowers@troymi.gov

"We believe a strong community embraces diversity, promotes innovation, and encourages collaboration. We strive to lead by example within the region. We do this because we want everyone to choose Troy as their community for life. We believe in doing government the best."

From: Vikas Singh [mailto:vs.sheoran@gmail.com] Sent: Thursday, September 01, 2016 12:59 PM

To: Gary L Bowers < G.Bowers@troymi.gov>

Cc: Mark F Miller <Mark.Miller@troymi.gov>; Brent Savidant <SavidantB@troymi.gov>; Paul M Evans

<P.Evans@troymi.gov>

Subject: Re: FW: FW: Troy Gateway Shopping Center Renovation lighting plan review

Mr. Bowers

At the moment 1:00 pm Thursday September 1st, sickening smell from trash is all over the place, I have a painter doing work outside and he is my witness.

I need a solution.

Vikas Sheoran.

On Tue, Aug 30, 2016 at 1:04 PM, Gary L Bowers <G.Bowers@troymi.gov> wrote:

Good afternoon Vikas.

As previously stated after our conversation at the dumpster today, no odor was apparent behind or to the side of the dumpster. A slight odor was verified 3-4 feet directly in front of the dumpster. As you requested, I have added your comment to the record that the odor was very bad last evening.

Thank you,

Gary Bowers | Housing & Zoning Inspector

City of Troy I500 W. Big Beaver, Troy, MI 48084 | Office: 248.524.3355 | Cell: 248.885.1833 IG.Bowers@troymi.gov

"We believe a strong community embraces diversity, promotes innovation, and encourages collaboration." We strive to lead by example within the region. We do this because we want everyone to choose Troy as their community for life. We believe in doing government the best."

From: Vikas Singh [mailto:vs.sheoran@gmail.com]

Sent: Monday, August 29, 2016 8:44 PM **To:** Gary L Bowers < G.Bowers@troymi.gov>

Cc: Mark F Miller < Mark. Miller@troymi.gov>; Brent Savidant < SavidantB@troymi.gov>; Paul M

Evans < P. Evans@troymi.gov>

Subject: Re: FW: FW: Troy Gateway Shopping Center Renovation lighting plan review

Hello Mr. Bowers,

From dumpsters sickening smell is still present. This evening I tried to sit outside, wind was blowing directly towards me.

It was a pleasant 84 degree weather outside yet as a homeowner I am not able to sit in my own backyard.

Vikas Sheoran

On Tue, Aug 9, 2016 at 3:34 PM, Vikas Singh <vs.sheoran@gmail.com> wrote:

Hello Mr. Bowers.

FYI, Yesterday afternoon new dumpster was put in place behind El Patio Restaurant. I didn't notice any rubber seals (tight seals) around it.

Regards,

Vikas

On Mon, Aug 8, 2016 at 12:49 PM, Vikas Singh <vs.sheoran@gmail.com> wrote:

Hello Mr.Bowers,

As you noted that smell "would come and go depending on the direction of wind", large part of this past weekend wind was blowing directly into our properties. Last time I checked was on Sunday August 7 at 9:50 pm, prior to leaving a second voice mail on your cell phone. Neighbors witnessed it, even my 7 year old stated "it smells bad". This morning when you were inspecting wind wasn't blowing that forcefully in comparison to weekend.

I don't know what validation city is looking for in order to ascertain that there is a problem that needs to be fixed. We can continue to have these inspections and continue to state now wind is blowing this direction or in that direction, facts are there. In summers I cannot use backyard or the deck or open the windows of kitchen or living room.

Regards

Vikas.

On Mon, Aug 8, 2016 at 10:56 AM, Gary L Bowers < G.Bowers@troymi.gov> wrote:

Good morning Vikas,

It was a pleasure meeting you this morning at the dumpster location. Standing directly in front of the dumpster, an odor was observed approximately 5-8 feet from the dumpster, standing behind the dumpster, the odor would come and go depending on the direction of the wind. The dumpster appeared to be in the same condition as the photograph attached to this email that you provided. I called Tringali and spoke to Jen who advised that they can apply a deodorizer to the dumpster each time after it is emptied, they recommend this for restaurants. She will speak to General Manager Bob Z regarding the issues. The new dumpster will be delivered this week.

Thank you,

Gary Bowers | Housing & Zoning Inspector

City of Troy |500 W. Big Beaver, Troy, MI 48084 | Office: 248.524.3355 |Cell: 248.885.1833 IG.Bowers@troymi.gov

"We believe a strong community embraces diversity, promotes innovation, and encourages collaboration. We strive to lead by example within the region. We do this because we want everyone to choose Troy as their community for life. We believe in doing government the best."

From: Vikas Singh [mailto:vs.sheoran@gmail.com]

Sent: Sunday, August 07, 2016 8:54 PM To: Mark F Miller < Mark.Miller@troymi.gov>

Cc: Gary L Bowers <G.Bowers@troymi.gov>; Paul M Evans <P.Evans@troymi.gov>; Brent Savidant

<SavidantB@troymi.gov>

Subject: Re: FW: Troy Gateway Shopping Center Renovation lighting plan review

Hello,

Forgot attachment.

regards,

Vikas

On Sun, Aug 7, 2016 at 8:48 PM, Vikas Singh <vs.sheoran@gmail.com> wrote:

Hello Everyone,

On Friday there was no smell. However from Saturday afternoon and on to Sunday (August 8th 2016) evening the whole area smells of rotting meat. Not only myself but my neighbors are witness to it, I left a voice mail to Mr. Bowers at 248.524.3355 informing him of conditions. Smell is unbearable, meaning you can't sit outside on patio, or open any windows of your house, this is inspite of no heat, weather outside is very pleasant 76degree with cool wind.

regards,

Vikas

On Fri, Aug 5, 2016 at 3:37 PM, Mark F Miller < Mark.Miller@troymi.gov > wrote:

Please see Mr. Bowers inspection report from AUG 5th.

Thank you.

Mark F. Miller | Director of Economic & Community Development | City Manager's Office

City of Troy |500 W. Big Beaver, Troy, MI 48084 | Office: 248.524.3351 |Cell: 248.885.1889 Itroymi.gov

"We believe a strong community embraces diversity, promotes innovation, and encourages collaboration. We strive to lead by example within the region. We do this because we want everyone to choose Troy as their community for life. We believe in doing government the best."

All,

I just re-inspected the dumpster directly behind the complainant's house again. Although there was an odor standing directly in front of the dumpster, the further back from the dumpster, the odor dissipated. Odor was virtually non-existent 10-15 feet from the dumpster. There was no odor directly behind the dumpster adjacent to the screen wall separating the complainant's property from the shopping center. Standing at the north end of the enclosure with a westerly wind, an odor was apparent, but not overly noxious. Mario from El Patio restaurant saw me and walked over. He advised that he has already contacted Tringali who will deliver a new dumpster next week. I requested that all trash thrown into the dumpster be properly bagged and sealed.

Gary Bowers | Housing & Zoning Inspector

City of Troy |500 W. Big Beaver, Troy, MI 48084 | Office: 248.524.3355 |Cell: 248.885.1833 IG.Bowers@troymi.gov

"We believe a strong community embraces diversity, promotes innovation, and encourages collaboration. We strive to lead by example within the region. We do this because we want everyone to choose Troy as their community for life. We believe in doing government the best."

From: Vikas Singh [mailto:vs.sheoran@gmail.com]

Sent: Thursday, August 4, 2016 3:56 PM

To: Gary L Bowers < G.Bowers@troymi.gov>

Cc: Mark F Miller <Mark.Miller@troymi.gov>; Paul M Evans <P.Evans@troymi.gov>; Brent

Savidant < Savidant B@troymi.gov>

Subject: Re: FW: Troy Gateway Shopping Center Renovation lighting plan review

Mr. Miller,

On Sunday and Monday this week both the days smell was really bad, it was so bad that you can smell the rotten garbage in the middle of Albany Ct. Not only myself but my neighbors also witnessed it.

As I stated before it all depends when the inspection is conducted, obviously you or your department can't be there all the time however I live here all the time so i know the environment more intricately than any one else. On some days its really really strong rotten smell, on other days not that bad, if the wind blows and its west wards towards house then its really bad for me as its comes right into my house.

Our lives at the moment are very adversely affected by this smell. I can not use my backyard for any normal summer activity that folks do during summer. I am just asking for a solution for summer months.

Thank you

Vikas

On Thu, Aug 4, 2016 at 2:34 PM, Gary L Bowers < G.Bowers@troymi.gov> wrote:

Good afternoon Vikas.

I have just inspected the property and verified that all lids are closed on the dumpsters directly behind your residence with no visible garbage. Although a slight food aroma was observed standing directly in front of the dumpster at the south end of the enclosure, it was not noxious. I also stood behind the enclosure adjacent to the screen wall that separates your yard from the shopping center and did not verify any odors. A very small stream of liquid was also observed. I have asked El Patio to clean up the stream, approximately 6 foot long and 1 inch wide.

Thank you,

Gary Bowers | Housing & Zoning Inspector

City of Troy |500 W. Big Beaver, Troy, MI 48084 | Office: 248.524.3355 |Cell: 248.885.1833 IG.Bowers@troymi.gov

"We believe a strong community embraces diversity, promotes innovation, and encourages collaboration. We strive to lead by example within the region. We do this because we want everyone to choose Troy as their community for life. We believe in doing government the best."

From: Vikas Singh [mailto:vs.sheoran@gmail.com]

Sent: Thursday, August 04, 2016 1:52 PM To: Gary L Bowers < G.Bowers@troymi.gov>

Cc: Mark F Miller < Mark. Miller @troymi.gov>; Paul M Evans < P. Evans @troymi.gov>; Brent

Savidant <SavidantB@troymi.gov>

Subject: Re: FW: Troy Gateway Shopping Center Renovation lighting plan review

Mr. Miller,

Sir, any update on the solution?

Thank you

Vikas

On Sun, Jul 31, 2016 at 9:48 PM, Vikas Singh <vs.sheoran@gmail.com> wrote:

Mr. Miller,

Please please provide a solution, it stinks as rotten meat. No one should live like this. Through out last year I had informed your office but no one heard my plea.

I PAY TAXES ON TIME AND CONTRIBUTE TO ECONOMY. NO ONE DESERVES TO LIVE LIKE THIS. DO NOT SEND YOUR INSPECTOR TO EVALUATE SITE FOR FIVE MINUTES. PLEASE PROVIDE A SOLUTION.

best regards

Vikas

On Mon, Jul 11, 2016 at 9:24 PM, Vikas Singh <vs.sheoran@gmail.com> wrote:

Hello Mr Bowers:

I disagree. This complaint was filled on Thursday night you inspected site on Monday. Environmental conditions are not similar between then and today, also the dumpsters have been emptied in between.

Smell was exceptionally bad on Thursday. That day it was hot, dry and windy, smell subsided on Friday as temperatures came down. This evening as the garbage bins have started to fill in so has the smell.

I just need some solution that allows me to live my life freely and enjoy having a home. There is nothing that I can do in my backyard. As I have stated before smell is not an issue during winter. Aroma of cooking food is not a problem for me I get that even during winter, problem is smell from rotting meat, food garbage.

Attached is a picture from this evening, these open dumpsters don't help either. I have personally made a request to the worker of El Patio asking to please close them after dumping garbage in them, but to no avail.

This problem can not be generalized by just taking an inspection of the site on a day, there are many factors that exacerbate smell and all of them are out of your or mine control, weather conditions, type of food trash that was dumped, trash collection times etc.

Thank you

Vikas

On Mon, Jul 11, 2016 at 4:28 PM, Gary L Bowers <G.Bowers@troymi.gov> wrote:

Good afternoon Vikas,

I inspected the site today and did not verify any noxious odors, I did however verify the aroma of food cooking which was originating from El Patio restaurant. I completed my inspection at 11:35am today and departed the property. I have attached a photograph taken today of the dumpster located behind your residence.

Thank you,

Gary Bowers | Housing & Zoning Inspector

City of Troy |500 W. Big Beaver, Troy, MI 48084 | Office: 248.524.3355 |Cell: 248.885.1833 |G.Bowers@troymi.gov

"We believe a strong community embraces diversity, promotes innovation, and encourages collaboration. We strive to lead by example within the region. We do this because we want everyone to choose Troy as their community for life. We believe in doing government the best."

From: Mark F Miller

Sent: Monday, July 11, 2016 10:53 AM To: Gary L Bowers < G.Bowers@troymi.gov>

Cc: Paul M Evans < P.Evans@troymi.gov>; Brent Savidant < SavidantB@troymi.gov> Subject: FW: FW: Troy Gateway Shopping Center Renovation lighting plan review

Gary:

Please check this out. Can you talk with Vikas?

Thank you.

Mark F. Miller | Director of Economic & Community Development | City Manager's Office

City of Troy |500 W. Big Beaver, Troy, MI 48084 | Office: 248.524.3351 |Cell: 248.885.1889 |troymi.gov

"We believe a strong community embraces diversity, promotes innovation, and encourages collaboration. We strive to lead by example within the region. We do this because we want everyone to choose Troy as their community for life. We believe in doing government the best."

From: Vikas Singh [mailto:vs.sheoran@gmail.com]

Sent: Thursday, July 7, 2016 10:11 PM To: Mark F Miller < Mark.Miller@troymi.gov>

Cc: Ben Sadik (sadikben@yahoo.com) <sadikben@yahoo.com>; Harish Gandrothu

(gandrothu@hotmail.com) <gandrothu@hotmail.com>; Sridhar Kolluri

(kolluri.sridhar@yahoo.com) <kolluri.sridhar@yahoo.com>; Surendra Gogineni

(sritarun@yahoo.com) <sritarun@yahoo.com>

Subject: Re: FW: Troy Gateway Shopping Center Renovation lighting plan review

Hello Mr. Miller,

Since October 2015, I have indicated to you and to your staff multiple times that the proximity of garbage to living space is going to make our lives living hell. Unfortunately your staff didn't believe it. Well, It has started now. Summer is here temperatures have risen and so has dead meat and garbage smell. My back yard is useless. I can not open any windows facing backyard, essentially now i am cooped up.

Kindly take appropriate actions and mitigate this nuisance.

Vikas

On Fri, Apr 8, 2016 at 10:14 AM, Mark F Miller Mark.Miller@troymi.gov wrote:

Good Morning:

As noted before we are working with the Golden Gate owners to enforce compliance with our codes and regulations related to lighting. Attached is the most current activities.

Thank you.

Mark F. Miller | Director of Economic & Community Development | City Manager's Office

City of Troy |500 W. Big Beaver, Troy, MI 48084 | Office: 248.524.3351 |Cell: 248.885.1889 | troymi.gov

"We believe a strong community embraces diversity, promotes innovation, and encourages collaboration. We strive to lead by example within the region. We do this because we want everyone to choose Troy as their community for life. We believe in doing government the best."

From: Paul M Evans

Sent: Wednesday, March 30, 2016 3:40 PM

To: 'hanawanamanagement@gmail.com' <hanawanamanagement@gmail.com>;

Jason Gekiere < jasong@tower-construct.com>

Cc: Gary L Bowers < G.Bowers@troymi.gov>; Mark F Miller

<Mark.Miller@troymi.gov>; Brent Savidant <SavidantB@troymi.gov>

Subject: RE: Troy Gateway Shopping Center Renovation lighting plan review

Nick/Jason:

Thanks for the continued cooperation on this project. We have completed our review of your Photometric Plan dated 3-29-2015. We note that foot candle measurements at north and west boundary of residentially used property at are indicated as zero. This satisfies City Code.

The following needs to be provided so that we can reach compliance on this item:

- Information demonstrating that tilting the two pole fixtures upward 10 degrees will not increase glare (Chapter 39 Zoning Ordinance Section 13.05 C 1 a).
- Verify foot candle measurement height. Measurements at the property line are to be indicated on the vertical plane of the property boundary at a height of 5 feet above grade level - (Chapter 39 Zoning Ordinance Section 13.05 C
- · Schedule for turning off or reducing lighting intensity between 11:00 pm and sunrise is not indicated (Chapter 39 Zoning Ordinance Section 13.05 C 4).
- · Please provide light fixture specifications and cut sheets.
- Please provide light pole specifications.

Please feel free to give me a call if you have any questions.

Paul Evans | Zoning & Compliance Specialist

City of Troy |500 W. Big Beaver, Troy, MI 48084 | Office: 248.524.3359|Cell: 248.885.1841|troymi.gov

"We believe a strong community embraces diversity, promotes innovation, and encourages collaboration. We strive to lead by example within the region. We do this because we want everyone to choose Troy as their community for life. We believe in doing government the best."

From: Brent Savidant

Sent: 25 February, 2016 8:43 AM

To: 'hanawanamanagement@gmail.com' <hanawanamanagement@gmail.com>

Cc: Paul M Evans < P.Evans@troymi.gov>; Gary L Bowers

<G.Bowers@troymi.gov>; Mark F Miller <Mark.Miller@troymi.gov>

Subject: Troy Gateway Shopping Center Renovation lighting plan review

Nick:

We have completed our review of your Photometric Plan and Photometric Cut sheets dated 8-15-2014. The lighting improvements are generally compatible with our Lighting requirements in our Zoning Ordinance. However, we note the following conflicts with the Lighting requirements:

- · Foot candle measurements exceed 0.1 foot candles along the west and north boundary of residentially used property - (Chapter 39 Zoning Ordinance Section 13.05 C (2) b.
- Measurements at the property line are to be indicated on the vertical plane of the property boundary at a height of 5 feet above grade level - (Chapter 39 Zoning Ordinance Section 13.05 C (2) b.
- The schedule for turning off or reducing lighting intensity between 11:00 pm and sunrise is not indicated (Chapter 39 Zoning Ordinance Section 13.05 C

A copy of Chapter 13.05 is attached for your reference. Please let us know when we can anticipate revised documents.

Again, thank you for your continued cooperation.

R. Brent Savidant | Planning Director

City of Troy |500 W. Big Beaver, Troy, MI 48084 | Office: 248.524.3364 |Cell: 248.943.0821 troymi.gov

"We believe a strong community embraces diversity, promotes innovation, and encourages collaboration. We strive to lead by example within the region. We do this because we want everyone to choose Troy as their community for life. We believe in doing government the best."

Best Regards Vikas S Sheoran

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Best Regards Vikas S Sheoran

4 attachments



image015.jpg



image016.jpg 1K



CH088.pdf 66K



Pages from FULL TROY ZONING ORDINANCE 4-19-16.pdf

Vikas Singh <vs.sheoran@gmail.com>

Wed, Sep 28, 2016 at 7:47 PM

To: Paul M Evans < P. Evans@troymi.gov>

Cc: Gary L Bowers <G.Bowers@troymi.gov>, Mark F Miller <Mark.Miller@troymi.gov>, Brent Savidant <SavidantB@troymi.gov>

Mr.Evans,

When I left this morning for work smell was there from dumpsters, I just came from work 7:09 PM and smell is present from dumpsters. You just have to stand next to them. Fortunately, wind is not blowing, also it rained this evening therefore I don't have smell on my deck.

As you very well know my property is abutting these dumpsters and there is not much buffer zone between dumpsters and living space, basically if presence of smell is ascertained by standing next to dumpsters or grease container as you witnessed today, that smell gets onto my living space as soon as wind starts to blow. During Summer months its worse.

Mr. Bowers in his last email acknowledged presence of "Sour Smell", today you also acknowledged presence of smell from grease containers. I have other witnesses including neighbors who can attest to presence of disgusting smell.

I am afraid to go back into my own backyard or my deck for the fear of smell.

Please please provide a solution.

Vikas

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From: Brent Savidant

Sent: 25 February, 2016 8:43 AM

To: 'hanawanamanagement@gmail.com' <hanawanamanagement@gmail.com>

Cc: Paul M Evans < P. Evans@troymi.gov >; Gary L Bowers

<G.Bowers@troymi.gov>; Mark F Miller <Mark.Miller@troymi.gov>

Subject: Troy Gateway Shopping Center Renovation lighting plan review

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We have completed our review of your Photometric Plan and Photometric Cut sheets dated 8-15-2014. The lighting improvements are generally compatible with our Lighting requirements in our Zoning Ordinance. However, we note the following conflicts with the Lighting requirements:

- Foot candle measurements exceed 0.1 foot candles along the west and north boundary of residentially used property - (Chapter 39 Zoning Ordinance Section 13.05 C (2) b.
- Measurements at the property line are to be indicated on the vertical plane of the property boundary at a height of 5 feet above grade level - (Chapter 39 Zoning Ordinance Section 13.05 C (2) b.
- The schedule for turning off or reducing lighting intensity between 11:00 pm and sunrise is not indicated (Chapter 39 Zoning Ordinance Section

Vikas Singh <vs.sheoran@gmail.com> To: Paul M Evans < P. Evans@troymi.gov>

[Quoted text hidden]

[Quoted text hidden]

[Quoted text hidden]

[Quoted text hidden] [Quoted text hidden]

Wed, Oct 5, 2016 at 11:10 PM

Mr.Miller and Staff,

Smell is present, it actually didn't leave even after Mr. Evans inspection and remediation. Please do take appropriate actions my patience is wearing out thin.

regards

Vikas

[Quoted text hidden]

Vikas Singh <vs.sheoran@gmail.com>

Thu, Oct 6, 2016 at 8:55 PM

To: Mark F Miller <Mark.Miller@troymi.gov>, Gary L Bowers <G.Bowers@troymi.gov>, Brent Savidant <SavidantB@troymi.gov>, Paul M Evans <P.Evans@troymi.gov>

Mr. Miller and Staff,

Sorry i thought i had sent this email out to Mr.Miller and Staff, this email chain is very long. Smell is still present it comes and goes as wind blows, it was really bad over the weekend, I was mowing lawn this evening and thats when I left a message to Mr. Millers voice mail. I am working from home tomorrow if anyone from city visits the area I can be available between 12 and 4 pm.

thank you Vikas [Quoted text hidden]

Mark F Miller < Mark. Miller @troymi.gov>

Fri, Oct 7, 2016 at 10:37 AM

To: Vikas Singh <vs.sheoran@gmail.com>, Gary L Bowers <G.Bowers@troymi.gov>, Brent Savidant <SavidantB@troymi.gov>, Paul M Evans <P.Evans@troymi.gov>

Vikas:

Paul Evans and I will stop by about 3 - 3:30.

[Quoted text hidden]

Vikas Singh <vs.sheoran@gmail.com>

Fri, Oct 7, 2016 at 8:23 PM

To: Mark F Miller < Mark. Miller @troymi.gov>

Cc: Gary L Bowers <G.Bowers@troymi.gov>, Brent Savidant <SavidantB@troymi.gov>, Paul M Evans <P.Evans@troymi.gov>

Mr.Evans,

Looks like another food establishment is coming in Golden Gate Plaza behind my house. If this is true then where is that waste going to go? If you put it in dumpsters located behind my house then I will pursue civil action against City and Plaza owners.

You can not put all the food waste in one location, i am sure there are laws that would protect a home owner. I have additional questions for you, I would like to talk to you on Monday, do inform what is good time to call. I can call anytime after 3 pm.

Thank you Vikas

[Quoted text hidden]

Paul M Evans < P. Evans@troymi.gov>

Mon, Oct 10, 2016 at 10:08 AM

To: Vikas Singh <vs.sheoran@gmail.com>, Mark F Miller <Mark.Miller@troymi.gov> Cc: Gary L Bowers <G.Bowers@troymi.gov>, Brent Savidant <SavidantB@troymi.gov>

Mr. Sheoran:

Troy does not have a requirement mandating which dumpster tenants use. Rubbish and garbage disposal practices must be sanitary, and cannot violate our odor codes.

Please call me at my office, 248 524-3359 at 3pm. Thank you.

Paul Evans | Zoning & Compliance Specialist

City of Troy I500 W. Big Beaver, Troy, MI 48084 | Office: 248.524.3359|Cell: 248.885.1841|troymi.gov



"We believe a strong community embraces diversity, promotes innovation, and encourages collaboration. We strive to lead by example within the region. We do this because we want everyone to choose Troy as their community for life. We believe in doing government the best."

From: Vikas Singh [mailto:vs.sheoran@gmail.com]

Sent: 07 October, 2016 8:24 PM

To: Mark F Miller < Mark. Miller@troymi.gov>

Cc: Gary L Bowers <G.Bowers@troymi.gov>; Brent Savidant <SavidantB@troymi.gov>; Paul M Evans

<P.Evans@troymi.gov>

Subject: Re: FW: FW: Troy Gateway Shopping Center Renovation lighting plan review

Mr.Evans,

Looks like another food establishment is coming in Golden Gate Plaza behind my house. If this is true then where is that waste going to go? If you put it in dumpsters located behind my house then I will pursue civil action against City and Plaza owners.

You can not put all the food waste in one location, i am sure there are laws that would protect a home owner. I have additional questions for you, I would like to talk to you on Monday, do inform what is good time to call. I can call anytime after 3 pm.

Thank you

Vikas

On Fri, Oct 7, 2016 at 10:37 AM, Mark F Miller < Mark.Miller@troymi.gov > wrote:

Vikas:

Paul Evans and I will stop by about 3 - 3:30.

Mark F. Miller | Director of Economic & Community Development | City Manager's Office

City of Troy I500 W. Big Beaver, Troy, MI 48084 | Office: 248.524.3351 | ICell: 248.885.1889 | Itroymi.gov 🗾 cid:image001.png@01CF8BCF.F57B3FA0

"We believe a strong community embraces diversity, promotes innovation, and encourages collaboration. We strive to lead by example within the region. We do this because we want everyone to choose Troy as their community for life. We believe in doing government the best."

From: Vikas Singh [mailto:vs.sheoran@gmail.com]

Sent: Thursday, October 6, 2016 8:55 PM

To: Mark F Miller < Mark. Miller @troymi.gov>; Gary L Bowers < G. Bowers @troymi.gov>; Brent Savidant

<SavidantB@troymi.gov>; Paul M Evans <P.Evans@troymi.gov>

Subject: Fwd: FW: Troy Gateway Shopping Center Renovation lighting plan review

Mr. Miller and Staff,

Sorry i thought i had sent this email out to Mr.Miller and Staff, this email chain is very long. Smell is still present it comes and goes as wind blows, it was really bad over the weekend. I was mowing lawn this evening and thats when I left a message to Mr. Millers voice mail. I am working from home tomorrow if anyone from city visits the area I can be available between 12 and 4 pm.

thank you

Vikas

----- Forwarded message ------

From: Vikas Singh <vs.sheoran@gmail.com>

Date: Wed, Oct 5, 2016 at 11:10 PM

Subject: Re: FW: FW: Troy Gateway Shopping Center Renovation lighting plan review

To: Paul M Evans < P. Evans@troymi.gov>

Mr.Miller and Staff.

Smell is present, it actually didn't leave even after Mr. Evans inspection and remediation. Please do take appropriate actions my patience is wearing out thin.

regards

Vikas

On Wed, Sep 28, 2016 at 7:47 PM, Vikas Singh <vs.sheoran@gmail.com> wrote:

Mr.Evans,

When I left this morning for work smell was there from dumpsters, I just came from work 7:09 PM and smell is present from dumpsters. You just have to stand next to them. Fortunately, wind is not blowing, also it rained this evening therefore I don't have smell on my deck.

As you very well know my property is abutting these dumpsters and there is not much buffer zone between dumpsters and living space, basically if presence of smell is ascertained by standing next to dumpsters or grease container as you witnessed today, that smell gets onto my living space as soon as wind starts to blow. During Summer months its worse.

Mr. Bowers in his last email acknowledged presence of "Sour Smell", today you also acknowledged presence of smell from grease containers. I have other witnesses including neighbors who can attest to presence of disgusting

I am afraid to go back into my own backyard or my deck for the fear of smell.

Please please provide a solution.

Vikas

On Wed, Sep 28, 2016 at 1:23 PM, Paul M Evans < P.Evans@troymi.gov> wrote:

Vikas:

Gary is out training today. so I went to the site. The grease dumpster behind El Patio is of concern when I stood next to it. I have asked Gateway Management to do the same today and contact me to discuss. The other dumpsters in that group were not odorous, one was nearly empty.

Attached are codes dealing with smells, see highlighted text. Troy has other codes addressing odors and smells, but they apply to other types of smells specifically compost piles, waste transfer facilities, and exhaust vents. Thus I did not send them.

Paul Evans | Zoning & Compliance Specialist

City of Troy I500 W. Big Beaver, Troy, MI 48084 | Office: 248.524.3359|Cell: 248.885.1841|troymi.gov



"We believe a strong community embraces diversity, promotes innovation, and encourages collaboration. We strive to lead by example within the region. We do this because we want everyone to choose Troy as their community for life. We believe in doing government the best."

From: Vikas Singh [mailto:vs.sheoran@gmail.com]

Sent: 27 September, 2016 11:27 PM

To: Gary L Bowers < G.Bowers@troymi.gov>

Cc: Mark F Miller <Mark.Miller@troymi.gov>; Brent Savidant <SavidantB@troymi.gov>; Paul M

Evans < P. Evans@troymi.gov>

Subject: Re: FW: FW: Troy Gateway Shopping Center Renovation lighting plan review

Hello Mr. Bowers,

Sour noxious smell was pervasive during this past weekend and today. I was fortunate wind was not blowing in towards my direction today however was not fortunate during weekend (Sat, Sun, Sep 24-26).

Your approach on double bagging is not working. Smell is coming from both dumpsters. For verification all you have to do is stand next to them. Additionally do notice liquid markings permeating from dumpster used by El Patio, after rain they faint, it rained yesterday morning but you can still see markings. I didn't take picture as it was late and dark.

What is City of Troy's ordinance on "Disgusting Smell". Can you please guide where I can find all the regulations pertaining to smell?

2016 Summer is over, solutions provided by city were non productive in resolving this issue. However I sincerely, thank you Mr. Bowers for following up.

Mr. Miller

Please provide a solution, you have the authority. I and my neighbors can not live like this. Smell issue needs to be resolved once and for all times permanently, if you or city is unable to provide any solution then only option I have is to file a civil suit against city of Troy.

I hope it doesn't come to that.

Sincerely

Vikas .

On Tue, Sep 6, 2016 at 12:23 PM, Vikas Singh <vs.sheoran@gmail.com> wrote:

Mr. Bowers,

This picture is from this morning 9:30 am, there was consistent smell over the weekend. Overnight there was rain that has mitigated it, up until yesterday evening smell was coming from dumpsters.

best regards.

Vikas.

On Thu, Sep 1, 2016 at 4:53 PM, Vikas Singh <vs.sheoran@gmail.com> wrote:

Hello Mr. Bowers,

What you witnessed today is what I have been subject to every time I had informed on presence of obnoxious sickening smell. This summer (2016) I didn't use my backyard at all, last year and before that i had used it especially in the morning to perform exercise. New dumpster, double bagging etc is not a solution as smell is still present due to environment conditions. For me the problem is exacerbated due to such close proximity of my living space to these dumpsters as I have stated this multiple times.

I need a permanent solution to this problem. Mr. Miller beyond doubt it has been verified that there is a larger problem of sickening smell due to location of these dumpsters, please provide a permanent fix.

Thank you Mr. Bowers for your efforts.

Regards.

Vikas

On Thu, Sep 1, 2016 at 1:27 PM, Gary L Bowers < G.Bowers@troymi.gov> wrote:

Good afternoon Vikas,

As indicated during our conversation at 1:20 this afternoon, a sour, noxious odor was indeed verified in your rear yard. It appeared to originate from the red dumpster utilized by Subway, not the new black dumpster utilized by El Patio. I will contact building management and ask that they contact their tenants and request an alternative method of placing their trash in the dumpster, such as double bagging for example.

Thank you,

Gary Bowers | Housing & Zoning Inspector

City of Troy I500 W. Big Beaver, Troy, MI 48084 | Office: 248.524.3355 | Cell: 248.885.1833 IG.Bowers@troymi.gov

"We believe a strong community embraces diversity, promotes innovation, and encourages collaboration. We strive to lead by example within the region. We do this because we want everyone to choose Troy as their community for life. We believe in doing government the best."

From: Vikas Singh [mailto:vs.sheoran@gmail.com] Sent: Thursday, September 01, 2016 12:59 PM

To: Gary L Bowers < G.Bowers@troymi.gov>

Cc: Mark F Miller <Mark.Miller@troymi.gov>; Brent Savidant <SavidantB@troymi.gov>; Paul M Evans

<P.Evans@troymi.gov>

Subject: Re: FW: FW: Troy Gateway Shopping Center Renovation lighting plan review

Mr. Bowers

At the moment 1:00 pm Thursday September 1st, sickening smell from trash is all over the place, I have a painter doing work outside and he is my witness.

I need a solution.

Vikas Sheoran.

On Tue, Aug 30, 2016 at 1:04 PM, Gary L Bowers <G.Bowers@troymi.gov> wrote:

Good afternoon Vikas.

As previously stated after our conversation at the dumpster today, no odor was apparent behind or to the side of the dumpster. A slight odor was verified 3-4 feet directly in front of the dumpster. As you requested, I have added your comment to the record that the odor was very bad last evening.

Thank you,

Gary Bowers | Housing & Zoning Inspector

City of Troy I500 W. Big Beaver, Troy, MI 48084 | Office: 248.524.3355 | Cell: 248.885.1833 IG.Bowers@troymi.gov

"We believe a strong community embraces diversity, promotes innovation, and encourages collaboration. We strive to lead by example within the region. We do this because we want everyone to choose Troy as their community for life. We believe in doing government the best."

From: Vikas Singh [mailto:vs.sheoran@gmail.com]

Sent: Monday, August 29, 2016 8:44 PM **To:** Gary L Bowers < G.Bowers@troymi.gov>

Cc: Mark F Miller <Mark.Miller@troymi.gov>; Brent Savidant <SavidantB@troymi.gov>;

Paul M Evans < P. Evans@troymi.gov>

Subject: Re: FW: FW: Troy Gateway Shopping Center Renovation lighting plan review

Hello Mr. Bowers,

From dumpsters sickening smell is still present. This evening I tried to sit outside, wind was blowing directly towards me.

It was a pleasant 84 degree weather outside yet as a homeowner I am not able to sit in my own backyard.

Vikas Sheoran

On Tue, Aug 9, 2016 at 3:34 PM, Vikas Singh <vs.sheoran@gmail.com> wrote:

Hello Mr. Bowers.

FYI, Yesterday afternoon new dumpster was put in place behind El Patio Restaurant. I didn't notice any rubber seals (tight seals) around it.

Regards,

Vikas

On Mon, Aug 8, 2016 at 12:49 PM, Vikas Singh <vs.sheoran@gmail.com> wrote:

Hello Mr.Bowers,

As you noted that smell "would come and go depending on the direction of wind", large part of this past weekend wind was blowing directly into our properties. Last time I checked was on Sunday August 7 at 9:50 pm, prior to leaving a second voice mail on your cell phone. Neighbors witnessed it, even my 7 year old stated "it smells bad". This morning when you were inspecting wind wasn't blowing that forcefully in comparison to weekend.

I don't know what validation city is looking for in order to ascertain that there is a problem that needs to be fixed. We can continue to have these inspections and continue to state now wind is blowing this direction or in that direction, facts are there. In summers I cannot use backyard or the deck or open the windows of kitchen or living room.

Regards

Vikas.

On Mon, Aug 8, 2016 at 10:56 AM, Gary L Bowers < G.Bowers@troymi.gov> wrote:

Good morning Vikas,

It was a pleasure meeting you this morning at the dumpster location. Standing directly in front of the dumpster, an odor was observed approximately 5-8 feet from the dumpster, standing behind the dumpster, the odor would come and go depending on the direction of the wind. The dumpster appeared to be in the same condition as the photograph attached to this email that you provided. I called Tringali and spoke to Jen who advised that they can apply a deodorizer to the dumpster each time after it is emptied, they recommend this for restaurants. She will speak to General Manager Bob Z regarding the issues. The new dumpster will be delivered this week.

Thank you,

Gary Bowers | Housing & Zoning Inspector

City of Troy |500 W. Big Beaver, Troy, MI 48084 | Office: 248.524.3355 |Cell: 248.885.1833 |G.Bowers@troymi.gov

"We believe a strong community embraces diversity, promotes innovation, and encourages collaboration. We strive to lead by example within the region. We do this because we want everyone to choose Troy as their community for life. We believe in doing government the best."

From: Vikas Singh [mailto:vs.sheoran@gmail.com]

Sent: Sunday, August 07, 2016 8:54 PM To: Mark F Miller < Mark. Miller @troymi.gov>

Cc: Gary L Bowers <G.Bowers@troymi.gov>; Paul M Evans <P.Evans@troymi.gov>; Brent

Savidant <SavidantB@troymi.gov>

Subject: Re: FW: Troy Gateway Shopping Center Renovation lighting plan review

Hello.

Forgot attachment.

regards,

Vikas

On Sun, Aug 7, 2016 at 8:48 PM, Vikas Singh <vs.sheoran@gmail.com> wrote:

Hello Everyone,

On Friday there was no smell. However from Saturday afternoon and on to Sunday (August 8th 2016) evening the whole area smells of rotting meat. Not only myself but my neighbors are witness to it, I left a voice mail to Mr. Bowers at 248.524.3355 informing him of conditions. Smell is unbearable, meaning you can't sit outside on patio, or open any windows of your house, this is in-spite of no heat, weather outside is very pleasant 76degree with cool wind.

regards,

Vikas

On Fri, Aug 5, 2016 at 3:37 PM, Mark F Miller Mark F Miller <a href="mark.Miller@troym

Please see Mr. Bowers inspection report from AUG 5th.

Thank you.

Mark F. Miller | Director of Economic & Community Development | City Manager's Office

City of Troy |500 W. Big Beaver, Troy, MI 48084 | Office: 248.524.3351 |Cell: 248.885.1889 |troymi.gov

"We believe a strong community embraces diversity, promotes innovation, and encourages collaboration. We strive to lead by example within the region. We do this because we want everyone to choose Troy as their community for life. We believe in doing government the best."

All,

I just re-inspected the dumpster directly behind the complainant's house again. Although there was an odor standing directly in front of the dumpster, the further back from the dumpster, the odor dissipated. Odor was virtually non-existent 10-15 feet from the dumpster. There was no odor directly behind the dumpster adjacent to the screen wall separating the complainant's property from the shopping center. Standing at the north end of the enclosure with a westerly wind, an odor was apparent, but not overly noxious. Mario from El Patio restaurant saw me and walked over. He advised that he has already

contacted Tringali who will deliver a new dumpster next week. I requested that all trash thrown into the dumpster be properly bagged and sealed.

Gary Bowers | Housing & Zoning Inspector

City of Troy |500 W. Big Beaver, Troy, MI 48084 | Office: 248.524.3355 |Cell: 248.885.1833 |G.Bowers@troymi.gov

"We believe a strong community embraces diversity, promotes innovation, and encourages collaboration. We strive to lead by example within the region. We do this because we want everyone to choose Troy as their community for life. We believe in doing government the best."

From: Vikas Singh [mailto:vs.sheoran@gmail.com]

Sent: Thursday, August 4, 2016 3:56 PM

To: Gary L Bowers < G.Bowers@troymi.gov>

Cc: Mark F Miller <Mark.Miller@troymi.gov>; Paul M Evans <P.Evans@troymi.gov>;

Brent Savidant <SavidantB@troymi.gov>

Subject: Re: FW: Troy Gateway Shopping Center Renovation lighting plan review

Mr. Miller,

On Sunday and Monday this week both the days smell was really bad, it was so bad that you can smell the rotten garbage in the middle of Albany Ct. Not only myself but my neighbors also witnessed it.

As I stated before it all depends when the inspection is conducted, obviously you or your department can't be there all the time however I live here all the time so i know the environment more intricately than any one else. On some days its really really strong rotten smell, on other days not that bad, if the wind blows and its west wards towards house then its really bad for me as its comes right into my house.

Our lives at the moment are very adversely affected by this smell. I can not use my backyard for any normal summer activity that folks do during summer. I am just asking for a solution for summer months.

Thank you

Vikas

On Thu, Aug 4, 2016 at 2:34 PM, Gary L Bowers < G.Bowers@troymi.gov> wrote:

Good afternoon Vikas.

I have just inspected the property and verified that all lids are closed on the dumpsters directly behind your residence with no visible garbage. Although a slight food aroma was observed standing directly in front of the dumpster at the south end of the enclosure, it was not noxious. I also stood behind the enclosure adjacent to the screen wall that separates your yard from the shopping center and did not verify any odors. A very small stream of liquid was also observed. I have asked El Patio to clean up the stream, approximately 6 foot long and 1 inch wide.

Thank you,

Gary Bowers | Housing & Zoning Inspector

City of Troy |500 W. Big Beaver, Troy, MI 48084 | Office: 248.524.3355 |Cell: 248.885.1833 |G.Bowers@troymi.gov

"We believe a strong community embraces diversity, promotes innovation, and encourages collaboration. We strive to lead by example within the region. We do this because we want everyone to choose Troy as their community for life. We believe in doing government the best."

From: Vikas Singh [mailto:vs.sheoran@gmail.com]

Sent: Thursday, August 04, 2016 1:52 PM To: Gary L Bowers < G.Bowers@troymi.gov>

Cc: Mark F Miller <Mark.Miller@troymi.gov>; Paul M Evans <P.Evans@troymi.gov>;

Brent Savidant <SavidantB@troymi.gov>

Subject: Re: FW: Troy Gateway Shopping Center Renovation lighting plan review

Mr. Miller,

Sir, any update on the solution?

Thank you

Vikas

On Sun, Jul 31, 2016 at 9:48 PM, Vikas Singh <vs.sheoran@gmail.com> wrote:

Mr. Miller,

Please please provide a solution, it stinks as rotten meat. No one should live like this. Through out last year I had informed your office but no one heard my plea.

I PAY TAXES ON TIME AND CONTRIBUTE TO ECONOMY. NO ONE DESERVES TO LIVE LIKE THIS. DO NOT SEND YOUR INSPECTOR TO EVALUATE SITE FOR FIVE MINUTES. PLEASE PROVIDE A SOLUTION.

best regards

Vikas

On Mon, Jul 11, 2016 at 9:24 PM, Vikas Singh <vs.sheoran@gmail.com> wrote:

Hello Mr Bowers:

I disagree. This complaint was filled on Thursday night you inspected site on Monday. Environmental conditions are not similar between then and today, also the dumpsters have been emptied in between.

Smell was exceptionally bad on Thursday. That day it was hot, dry and windy, smell subsided on Friday as temperatures came down. This evening as the garbage bins have started to fill in so has the smell.

I just need some solution that allows me to live my life freely and enjoy having a home. There is nothing that I can do in my backyard. As I have stated before smell is not an issue during winter. Aroma of cooking food is not a problem for me I get that even during winter, problem is smell from rotting meat, food garbage.

Attached is a picture from this evening, these open dumpsters don't help either. I have personally made a request to the worker of El Patio asking to please close them after dumping garbage in them, but to no avail.

This problem can not be generalized by just taking an inspection of the site on a day, there are many factors that exacerbate smell and all of them are out of your or mine control, weather conditions, type of food trash that was dumped, trash collection times etc.

Thank you

Vikas

On Mon, Jul 11, 2016 at 4:28 PM, Gary L Bowers < G.Bowers@troymi.gov> wrote:

Good afternoon Vikas.

I inspected the site today and did not verify any noxious odors, I did however verify the aroma of food cooking which was originating from El Patio restaurant. I completed my inspection at 11:35am today and departed the property. I have attached a photograph taken today of the dumpster located behind your residence.

Thank you,

Gary Bowers | Housing & Zoning Inspector

City of Troy |500 W. Big Beaver, Troy, MI 48084 | Office: 248.524.3355 |Cell: 248.885.1833 |G.Bowers@troymi.gov

"We believe a strong community embraces diversity, promotes innovation, and encourages collaboration. We strive to lead by example within the region. We do this because we want everyone to choose Troy as their community for life. We believe in doing government the best."

From: Mark F Miller

Sent: Monday, July 11, 2016 10:53 AM To: Gary L Bowers < G.Bowers@troymi.gov>

Cc: Paul M Evans < P. Evans@troymi.gov >; Brent Savidant

<SavidantB@troymi.gov>

Subject: FW: FW: Troy Gateway Shopping Center Renovation lighting plan

review

Gary:

Please check this out. Can you talk with Vikas?

Thank you.

Mark F. Miller | Director of Economic & Community Development | City Manager's Office

City of Troy |500 W. Big Beaver, Troy, MI 48084 | Office: 248.524.3351 |Cell: 248.885.1889 | troymi.gov

"We believe a strong community embraces diversity, promotes innovation, and encourages collaboration. We strive to lead by example within the region. We do this because we want everyone to choose Troy as their community for life. We believe in doing government the best."

From: Vikas Singh [mailto:vs.sheoran@gmail.com]

Sent: Thursday, July 7, 2016 10:11 PM To: Mark F Miller < Mark. Miller@troymi.gov>

Cc: Ben Sadik (sadikben@yahoo.com) <sadikben@yahoo.com>; Harish Gandrothu@hotmail.com) <gandrothu@hotmail.com>; Sridhar Kolluri (kolluri.sridhar@yahoo.com) <kolluri.sridhar@yahoo.com>; Surendra

Gogineni (sritarun@yahoo.com) <sritarun@yahoo.com>

Subject: Re: FW: Troy Gateway Shopping Center Renovation lighting plan review

Hello Mr. Miller,

Since October 2015, I have indicated to you and to your staff multiple times that the proximity of garbage to living space is going to make our lives living hell. Unfortunately your staff didn't believe it. Well, It has started now. Summer is here temperatures have risen and so has dead meat and garbage smell. My back yard is useless. I can not open any windows facing backyard, essentially now i am cooped up.

Kindly take appropriate actions and mitigate this nuisance.

Vikas

On Fri, Apr 8, 2016 at 10:14 AM, Mark F Miller < Mark.Miller@troymi.gov>

Good Morning:

As noted before we are working with the Golden Gate owners to enforce compliance with our codes and regulations related to lighting. Attached is the most current activities.

Thank you.

Mark F. Miller | Director of Economic & Community Development | City Manager's Office

City of Troy |500 W. Big Beaver, Troy, MI 48084 | Office: 248.524.3351 |Cell: 248.885.1889 |troymi.gov

"We believe a strong community embraces diversity, promotes innovation, and encourages collaboration. We strive to lead by example within the region. We do this because we want everyone to choose Troy as their community for life. We believe in doing government the best."

From: Paul M Evans

Sent: Wednesday, March 30, 2016 3:40 PM To: 'hanawanamanagement@gmail.com'

<hanawanamanagement@gmail.com>; Jason Gekiere <jasong@tower-</pre> construct.com>

Cc: Gary L Bowers < G.Bowers@troymi.gov>; Mark F Miller <Mark.Miller@troymi.gov>; Brent Savidant <SavidantB@troymi.gov> **Subject:** RE: Troy Gateway Shopping Center Renovation lighting plan review

Nick/Jason:

Thanks for the continued cooperation on this project. We have completed our review of your Photometric Plan dated 3-29-2015. We note that foot candle measurements at north and west boundary of residentially used property at are indicated as zero. This satisfies City Code.

The following needs to be provided so that we can reach compliance on this item:

- Information demonstrating that tilting the two pole fixtures upward 10 degrees will not increase glare (Chapter 39 Zoning Ordinance Section 13.05 C 1 a).
- Verify foot candle measurement height. Measurements at the property line are to be indicated on the vertical plane of the property boundary at a height of 5 feet above grade level - (Chapter 39 Zoning Ordinance Section 13.05 C (2) b.
- Schedule for turning off or reducing lighting intensity between 11:00 pm and sunrise is not indicated (Chapter 39 Zoning Ordinance Section 13.05 C 4).
- Please provide light fixture specifications and cut sheets.
- Please provide light pole specifications.

Please feel free to give me a call if you have any questions.

Paul Evans | Zoning & Compliance Specialist

City of Troy |500 W. Big Beaver, Troy, MI 48084 | Office: 248.524.3359|Cell: 248.885.1841|troymi.gov cid:image011.jpg@01CF8BD8.30248410

"We believe a strong community embraces diversity, promotes innovation, and encourages collaboration. We strive to lead by example within the region. We do this because we want everyone to choose Troy as their community for life. We believe in doing government the best."

From: Brent Savidant

Sent: 25 February, 2016 8:43 AM

To: 'hanawanamanagement@gmail.com' <hanawanamanagement@gmail.com>

Cc: Paul M Evans < P. Evans@troymi.gov>; Gary L Bowers

<G.Bowers@troymi.gov>; Mark F Miller <Mark.Miller@troymi.gov>

Subject: Troy Gateway Shopping Center Renovation lighting plan review

Nick:

We have completed our review of your Photometric Plan and Photometric Cut sheets dated 8-15-2014. The lighting improvements are generally compatible with our Lighting requirements in our Zoning Ordinance. However, we note the following conflicts with the Lighting requirements:

- Foot candle measurements exceed 0.1 foot candles along the west and north boundary of residentially used property - (Chapter 39 Zoning Ordinance Section 13.05 C (2) b.
- Measurements at the property line are to be indicated on the vertical plane of the property boundary at a height of 5 feet above grade level - (Chapter 39 Zoning Ordinance Section 13.05 C (2) b.
- The schedule for turning off or reducing lighting intensity between 11:00 pm and sunrise is not indicated (Chapter 39 Zoning Ordinance Section 13.05 C (4).

A copy of Chapter 13.05 is attached for your reference. Please let us know when we can anticipate revised documents.

Again, thank you for your continued cooperation.

R. Brent Savidant | Planning Director

City of Troy |500 W. Big Beaver, Troy, MI 48084 | Office: 248.524.3364 |Cell: 248.943.0821 troymi.gov cid:image011.jpg@01CF8BD8.30248410

"We believe a strong community embraces diversity, promotes innovation, and encourages collaboration. We strive to lead by example within the region. We do this because we want everyone to choose Troy as their community for life. We believe in doing government the best."

Best Regards Vikas S Sheoran

Best Regards Vikas S Sheoran Best Regards Vikas S Sheoran Best Regards Vikas S Sheoran Best Regards Vikas S Sheoran Best Regards Vikas S Sheoran Best Regards Vikas S Sheoran Best Regards Vikas S Sheoran

Best Regards Vikas S Sheoran

9 attachments



- image004.jpg
- image005.jpg
- image006.jpg
- image007.jpg
- image008.jpg
- image009.jpg
- CH088.pdf 66K
- Pages from FULL TROY ZONING ORDINANCE 4-19-16.pdf 192K

Vikas Singh <vs.sheoran@gmail.com>

Mon, Jul 30, 2018 at 5:55 PM

To: Paul M Evans < P. Evans@troymi.gov>

Cc: Mark F Miller <Mark.Miller@troymi.gov>, Gary L Bowers <G.Bowers@troymi.gov>, Brent Savidant <SavidantB@troymi.gov>

Hello Mr. Bowers,

I am writing to inform you that the smell problem hasn't gone away, this evening it smells like a dead animal in my backyard.

Kindly do something about this issue, these dumpsters need to be moved or fixed.

Vikas

3040 Albany Ct.

[Quoted text hidden] [Quoted text hidden]

[Quoted text hidden]

[Quoted text hidden]

[Quoted text hidden] [Quoted text hidden]

[Quoted text hidden]

[Quoted text hidden] Hello Everyone, On Friday there was no smell. However from Saturday afternoon and on to Sunday (August 8th 2016) evening the whole area smells of rotting meat. Not only myself but my neighbors are witness to it, I left a voice mail to Mr. Bowers at 248.524.3355 informing him of conditions. Smell is unbearable, meaning you can't sit outside on patio, or open any windows of your house, this is in-spite of no heat, weather outside is very pleasant 76degree with cool wind. regards, Vikas On Fri, Aug 5, 2016 at 3:37 PM, Mark F Miller < Mark.Miller@troymi.gov > wrote: Please see Mr. Bowers inspection report from AUG 5th. Thank you.

Mark F. Miller | Director of Economic & Community Development | City Manager's **Office**

City of Troy |500 W. Big Beaver, Troy, MI 48084 | Office: 248.524.3351 |Cell: 248.885.1889 Itroymi.gov

"We believe a strong community embraces diversity, promotes innovation, and encourages collaboration. We strive to lead by example within the region. We do this because we want everyone to choose Troy as their community for life. We believe in doing government the best."

All,

I just re-inspected the dumpster directly behind the complainant's house again. Although there was an odor standing directly in front of the dumpster, the further back from the dumpster, the odor dissipated. Odor was virtually non-existent 10-15 feet from the dumpster. There was no odor directly behind the dumpster adjacent to the screen wall separating the complainant's property from the shopping center. Standing at the north end of the enclosure with a westerly wind, an odor was apparent, but not overly noxious. Mario from El Patio restaurant saw me and walked over. He advised that he has already contacted Tringali who will deliver a new dumpster next week. I requested that all trash thrown into the dumpster be properly bagged and sealed.

Gary Bowers | Housing & Zoning Inspector

City of Troy |500 W. Big Beaver, Troy, MI 48084 | Office: 248.524.3355 |Cell: 248.885.1833 | G.Bowers@troymi.gov

"We believe a strong community embraces diversity, promotes innovation, and encourages collaboration. We strive to lead by example within the region. We do this because we want everyone to choose Troy as their community for life. We believe in doing government the best."

From: Vikas Singh [mailto:vs.sheoran@gmail.com]

Sent: Thursday, August 4, 2016 3:56 PM

To: Gary L Bowers < G.Bowers@troymi.gov>

Cc: Mark F Miller <Mark.Miller@troymi.gov>; Paul M Evans <P.Evans@troymi.gov>;

Brent Savidant <SavidantB@troymi.gov>

Subject: Re: FW: Troy Gateway Shopping Center Renovation lighting plan review

Mr. Miller.

On Sunday and Monday this week both the days smell was really bad, it was so bad that you can smell the rotten garbage in the middle of Albany Ct. Not only myself but my neighbors also witnessed it.

As I stated before it all depends when the inspection is conducted, obviously you or your department can't be there all the time however I live here all the time so i know the environment more intricately than any one else. On some days its really really strong rotten smell, on other days not that bad, if the wind blows and its west wards towards house then its really bad for me as its comes right into my house.

Our lives at the moment are very adversely affected by this smell. I can not use my backyard for any normal summer activity that folks do during summer. I am just asking for a solution for summer months.

Thank you

Vikas

On Thu, Aug 4, 2016 at 2:34 PM, Gary L Bowers < G.Bowers@troymi.gov> wrote:

Good afternoon Vikas,

8/30/2021

I have just inspected the property and verified that all lids are closed on the dumpsters directly behind your residence with no visible garbage. Although a slight food aroma was observed standing directly in front of the dumpster at the south end of the enclosure, it was not noxious. I also stood behind the enclosure adjacent to the screen wall that separates your yard from the shopping center and did not verify any odors. A very small stream of liquid was also observed. I have asked El Patio to clean up the stream, approximately 6 foot long and 1 inch wide.

Thank you,

Gary Bowers | Housing & Zoning Inspector

City of Troy |500 W. Big Beaver, Troy, MI 48084 | Office: 248.524.3355 |Cell: 248.885.1833 |G.Bowers@troymi.gov

"We believe a strong community embraces diversity, promotes innovation, and encourages collaboration. We strive to lead by example within the region. We do this because we want everyone to choose Troy as their community for life. We believe in doing government the best."

From: Vikas Singh [mailto:vs.sheoran@gmail.com]

Sent: Thursday, August 04, 2016 1:52 PM To: Gary L Bowers < G.Bowers@troymi.gov>

Cc: Mark F Miller < Mark.Miller@troymi.gov>; Paul M Evans <P.Evans@troymi.gov>; Brent Savidant <SavidantB@troymi.gov>

Subject: Re: FW: Troy Gateway Shopping Center Renovation lighting plan review

Mr. Miller,

Sir, any update on the solution?

Thank you

Vikas

On Sun, Jul 31, 2016 at 9:48 PM, Vikas Singh <vs.sheoran@gmail.com> wrote:

Mr. Miller.

Please please provide a solution, it stinks as rotten meat. No one should live like this. Through out last year I had informed your office but no one heard my plea.

I PAY TAXES ON TIME AND CONTRIBUTE TO ECONOMY. NO ONE DESERVES TO LIVE LIKE THIS. DO NOT SEND YOUR INSPECTOR TO EVALUATE SITE FOR FIVE MINUTES. PLEASE PROVIDE A SOLUTION.

best regards

Vikas

On Mon, Jul 11, 2016 at 9:24 PM, Vikas Singh <vs.sheoran@gmail.com> wrote:

Hello Mr Bowers:

I disagree. This complaint was filled on Thursday night you inspected site on Monday. Environmental conditions are not similar between then and today, also the dumpsters have been emptied in between.

Smell was exceptionally bad on Thursday. That day it was hot, dry and windy, smell subsided on Friday as temperatures came down. This evening as the garbage bins have started to fill in so has the smell.

I just need some solution that allows me to live my life freely and enjoy having a home. There is nothing that I can do in my backyard. As I have stated before smell is not an issue during winter. Aroma of cooking food is not a problem for me I get that even during winter, problem is smell from rotting meat, food garbage.

Attached is a picture from this evening, these open dumpsters don't help either. I have personally made a request to the worker of El Patio asking to please close them after dumping garbage in them, but to no avail.

This problem can not be generalized by just taking an inspection of the site on a day, there are many factors that exacerbate smell and all of them are out of your or mine control, weather conditions, type of food trash that was dumped, trash collection times etc.

Thank you

Vikas

On Mon, Jul 11, 2016 at 4:28 PM, Gary L Bowers < G.Bowers@troymi.gov> wrote:

Good afternoon Vikas,

I inspected the site today and did not verify any noxious odors, I did however verify the aroma of food cooking which was originating from El Patio restaurant. I completed my inspection at 11:35am today and departed the property. I have attached a photograph taken today of the dumpster located behind your residence.

Thank you,

Gary Bowers | Housing & Zoning Inspector

City of Troy |500 W. Big Beaver, Troy, MI 48084 | Office: 248.524.3355 |Cell: 248.885.1833 |G.Bowers@troymi.gov

"We believe a strong community embraces diversity, promotes innovation, and encourages collaboration. We strive to lead by example within the region. We do this because we want everyone to choose Troy as their community for life. We believe in doing government the best.'

From: Mark F Miller

Sent: Monday, July 11, 2016 10:53 AM To: Gary L Bowers < G.Bowers@troymi.gov>

Cc: Paul M Evans < P. Evans@troymi.gov>; Brent Savidant

<SavidantB@troymi.gov>

Subject: FW: FW: Troy Gateway Shopping Center Renovation lighting plan

review

Gary:

Please check this out. Can you talk with Vikas?

Thank you.

Mark F. Miller | Director of Economic & Community Development | City Manager's Office

City of Troy |500 W. Big Beaver, Troy, MI 48084 | Office: 248.524.3351 |Cell: 248.885.1889 |troymi.gov

"We believe a strong community embraces diversity, promotes innovation, and encourages collaboration. We strive to lead by example within the region. We do this because we want everyone to choose Troy as their community for life. We believe in doing government the best."

From: Vikas Singh [mailto:vs.sheoran@gmail.com]

Sent: Thursday, July 7, 2016 10:11 PM To: Mark F Miller < Mark. Miller@troymi.gov>

Cc: Ben Sadik (sadikben@yahoo.com) <sadikben@yahoo.com>; Harish Gandrothu (gandrothu@hotmail.com) <gandrothu@hotmail.com>; Sridhar Kolluri (kolluri.sridhar@yahoo.com) <kolluri.sridhar@yahoo.com>; Surendra

Gogineni (sritarun@yahoo.com) <sritarun@yahoo.com>

Subject: Re: FW: Troy Gateway Shopping Center Renovation lighting plan review

Hello Mr. Miller,

Since October 2015, I have indicated to you and to your staff multiple times that the proximity of garbage to living space is going to make our lives living hell. Unfortunately your staff didn't believe it. Well, It has started now. Summer is here temperatures have risen and so has dead meat and garbage smell. My back yard is useless. I can not open any windows facing backyard, essentially now i am cooped up.

Kindly take appropriate actions and mitigate this nuisance.

Vikas

On Fri, Apr 8, 2016 at 10:14 AM, Mark F Miller < Mark.Miller@troymi.gov> wrote:

Good Morning:

As noted before we are working with the Golden Gate owners to enforce compliance with our codes and regulations related to lighting. Attached is the most current activities.

Thank you.

Mark F. Miller | Director of Economic & Community Development | City Manager's Office

City of Troy |500 W. Big Beaver, Troy, MI 48084 | Office: 248.524.3351 |Cell: 248.885.1889 |troymi.gov

"We believe a strong community embraces diversity, promotes innovation, and encourages collaboration. We strive to lead by example within the region. We do this because we want everyone to choose Troy as their community for life. We believe in doing government the best."

From: Paul M Evans

Sent: Wednesday, March 30, 2016 3:40 PM To: 'hanawanamanagement@gmail.com'

<hanawanamanagement@gmail.com>; Jason Gekiere <jasong@tower-</pre>

construct.com>

Cc: Gary L Bowers < G.Bowers@troymi.gov>; Mark F Miller <Mark.Miller@troymi.gov>; Brent Savidant <SavidantB@troymi.gov> **Subject:** RE: Troy Gateway Shopping Center Renovation lighting plan review

Nick/Jason:

Thanks for the continued cooperation on this project. We have completed our review of your Photometric Plan dated 3-29-2015. We note that foot

candle measurements at north and west boundary of residentially used property at are indicated as zero. This satisfies City Code.

The following needs to be provided so that we can reach compliance on this item:

- Information demonstrating that tilting the two pole fixtures upward 10 degrees will not increase glare (Chapter 39 Zoning Ordinance Section 13.05 C 1 a).
- Verify foot candle measurement height. Measurements at the property line are to be indicated on the vertical plane of the property boundary at a height of 5 feet above grade level -(Chapter 39 Zoning Ordinance Section 13.05 C (2) b.
- Schedule for turning off or reducing lighting intensity between 11:00 pm and sunrise is not indicated (Chapter 39 Zoning Ordinance Section 13.05 C 4).
- Please provide light fixture specifications and cut sheets.
- Please provide light pole specifications.

Please feel free to give me a call if you have any questions.

Paul Evans | Zoning & Compliance Specialist

City of Troy |500 W. Big Beaver, Troy, MI 48084 | Office: 248.524.3359|Cell: 248.885.1841|troymi.gov

"We believe a strong community embraces diversity, promotes innovation, and encourages collaboration. We strive to lead by example within the region. We do this because we want everyone to choose Troy as their community for life. We believe in doing government the best."

From: Brent Savidant

Sent: 25 February, 2016 8:43 AM

To: 'hanawanamanagement@gmail.com' <hanawanamanagement@gmail.com>

Cc: Paul M Evans < P. Evans@troymi.gov>; Gary L Bowers

<G.Bowers@troymi.gov>; Mark F Miller <Mark.Miller@troymi.gov>

Subject: Troy Gateway Shopping Center Renovation lighting plan review

Nick:

We have completed our review of your Photometric Plan and Photometric Cut sheets dated 8-15-2014. The lighting improvements are generally compatible with our Lighting requirements in our Zoning Ordinance. However, we note the following conflicts with the Lighting requirements:

- Foot candle measurements exceed 0.1 foot candles along the west and north boundary of residentially used property - (Chapter 39 Zoning Ordinance Section 13.05 C (2) b.
- Measurements at the property line are to be indicated on the vertical plane of the property boundary at a height of 5 feet above grade level - (Chapter 39 Zoning Ordinance Section 13.05 C (2) b.
- The schedule for turning off or reducing lighting intensity between 11:00 pm and sunrise is not indicated (Chapter 39 Zoning Ordinance Section 13.05 C (4).

A copy of Chapter 13.05 is attached for your reference. Please let us know when we can anticipate revised documents.

Again, thank you for your continued cooperation.

R. Brent Savidant | Planning Director

"We believe a strong community embraces diversity, promotes innovation, and encourages collaboration. We strive to lead by example within the region. We do this because we want everyone to choose Troy as their community for life. We believe in doing government the best." [Quoted text hidden]

> [Quoted text hidden] [Quoted text hidden] [Quoted text hidden] [Quoted text hidden]

[Quoted text hidden]

[Quoted text hidden] [Quoted text hidden] [Quoted text hidden]

[Quoted text hidden]

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[Quoted text hidden] [Quoted text hidden]

Brent Savidant <SavidantB@troymi.gov>

To: Vikas Singh <vs.sheoran@gmail.com>, Paul M Evans <P.Evans@troymi.gov> Cc: Mark F Miller <Mark.Miller@troymi.gov>, Brent Savidant <SavidantB@troymi.gov>

Mr. Singh:

8/30/2021

Please note Mr. Bowers has retired. His replacement is David Koss. I have copied him on this response. He will investigate.

R. Brent Savidant

Sent from my Verizon, Samsung Galaxy smartphone [Quoted text hidden]

Vikas Singh <vs.sheoran@gmail.com>

Mon, Jul 30, 2018 at 6:27 PM

Mon, Jul 30, 2018 at 6:07 PM

To: Brent Savidant <SavidantB@troymi.gov> Cc: Paul M Evans < P.Evans@troymi.gov>, Mark F Miller < Mark.Miller@troymi.gov>

Thank you Mr. Savidant

FYI its really nasty smell this evening.

Vikas

[Quoted text hidden]

16 attachments

- image002.jpg
- image008.jpg
- image006.jpg 1K
- image005.jpg 1K
- image001.jpg
- image005.jpg
- image005.jpg
- image004.jpg
- image009.jpg 1K
- image001.jpg
- image001.jpg
- image003.jpg
- j image002.jpg
- j image002.jpg
- image005.jpg
- image007.jpg

Brent Savidant <SavidantB@troymi.gov>

Mon, Jul 30, 2018 at 6:28 PM

To: Brent Savidant <SavidantB@troymi.gov>, Vikas Singh <vs.sheoran@gmail.com>, Paul M Evans <P.Evans@troymi.gov> Co: Mark F Miller <Mark.Miller@troymi.gov>, David Koss <David.Koss@troymi.gov>

Mr. Koss copied on this reply.

[Quoted text hidden]

Vikas Singh <vs.sheoran@gmail.com>

Wed, Aug 29, 2018 at 6:00 AM

To: Brent Savidant < Savidant B@troymi.gov>

Cc: Paul M Evans < P.Evans@troymi.gov>, Mark F Miller < Mark.Miller@troymi.gov>, David Koss < David.Koss@troymi.gov>

Mr. Savidant

As informed yesterday evening, attaching a picture this pic was taken yesterday evening.

Thank you Vikas

[Quoted text hidden]

17 attachments



20180828_182333.jpg 3262K

- image002.jpg 1K
- image003.jpg
- image004.jpg
- image001.jpg 1K
- image005.jpg
- image006.jpg
- image005.jpg
- image008.jpg
- image002.jpg 1K
- image007.jpg 1K
- image005.jpg 1K
- image009.jpg 1K
- image002.jpg 1K
- image001.jpg 1K
- image001.jpg
- image005.jpg 1K

To: Brent Savidant <SavidantB@troymi.gov>

Cc: Paul M Evans <P.Evans@troymi.gov>, Mark F Miller <Mark.Miller@troymi.gov>, David Koss <David.Koss@troymi.gov>

Hello Mr. Savidant,

Since Thursday (July 4th) this week smell has been really bad. Kindly do something about smell. I appreciate your help. [Quoted text hidden]

Vikas Singh <vs.sheoran@gmail.com>

Mon, Jul 8, 2019 at 9:14 PM

To: Brent Savidant <SavidantB@troymi.gov>

Cc: Paul M Evans <P.Evans@troymi.gov>, Mark F Miller <Mark.Miller@troymi.gov>, David Koss <David.Koss@troymi.gov>

Hello Mr Savidant,

I just left you a voice mail, smell is so bad today that I can't open my windows that are facing backyard, if I open the patio door we are smelling this foul air on our dining table.

Sir this is not how a citizen should be forced to live, I had informed Mr. Paul Evans in 2015 that placement of these dumpsters is too close to living space and he had assured that city will take care in case a situation arises, that was 2015 and this is 2019 kindly do something to fix this problem.

[Quoted text hidden]

Brent Savidant <SavidantB@troymi.gov>

Mon, Jul 8, 2019 at 10:10 PM

To: Vikas Singh <vs.sheoran@gmail.com>

Cc: Paul M Evans <P.Evans@troymi.gov>, Mark F Miller <Mark.Miller@troymi.gov>, David Koss <David.Koss@troymi.gov>

Mr. Singh:

Thank you for the email. Inspector David Koss was copied on your email and will investigate.



R. Brent Savidant, AICP

Community Development Directorl City of

O: 248.524.3366

cid:image002.png@01D4D29E.B64C5AB0 cid:image003.png@01D4D29E.B64C5AB0

cid:image005.png@01D4D29E.B64C5AB0

cid:image006.png@01D4D29E.B64C5AB0

From: Vikas Singh [mailto:vs.sheoran@gmail.com]

Sent: Monday, July 8, 2019 9:14 PM

To: Brent Savidant < Savidant B@troymi.gov>

Cc: Paul M Evans <P.Evans@troymi.gov>; Mark F Miller <Mark.Miller@troymi.gov>; David Koss

<David.Koss@troymi.gov>

Subject: Re: FW: FW: Troy Gateway Shopping Center Renovation lighting plan review

Hello Mr Savidant,

I just left you a voice mail, smell is so bad today that I can't open my windows that are facing backyard, if I open the patio door we are smelling this foul air on our dining table.

Sir this is not how a citizen should be forced to live, I had informed Mr. Paul Evans in 2015 that placement of these dumpsters is too close to living space and he had assured that city will take care in case a situation arises, that was 2015 and this is 2019 kindly do something to fix this problem.

On Sun, Jul 7, 2019 at 10:27 PM Vikas Singh <vs.sheoran@gmail.com> wrote:

Hello Mr. Savidant,

Since Thursday (July 4th) this week smell has been really bad. Kindly do something about smell. I appreciate your help.

On Mon, Jul 30, 2018 at 6:28 PM Brent Savidant <SavidantB@troymi.gov> wrote:

Mr. Koss copied on this reply.

Sent from my Verizon, Samsung Galaxy smartphone

----- Original message -----

From: Brent Savidant < SavidantB@troymi.gov>

Date: 7/30/18 6:07 PM (GMT-05:00)

To: Vikas Singh <vs.sheoran@gmail.com>, Paul M Evans <P.Evans@troymi.gov>

Cc: Mark F Miller < Mark. Miller@troymi.gov >, Brent Savidant < Savidant B@troymi.gov >

Subject: Re: FW: FW: Troy Gateway Shopping Center Renovation lighting plan review

Mr. Singh:

Please note Mr. Bowers has retired. His replacement is David Koss. I have copied him on this response. He will investigate.
R. Brent Savidant
Continue and Variance Company and Colonic amonths have
Sent from my Verizon, Samsung Galaxy smartphone
Original message
From: Vikas Singh <vs.sheoran@gmail.com></vs.sheoran@gmail.com>
Date: 7/30/18 5:56 PM (GMT-05:00)
To: Paul M Evans <p.evans@troymi.gov></p.evans@troymi.gov>
Cc: Mark F Miller <mark.miller@troymi.gov>, Paul M Evans <p.evans@troymi.gov>, Brent Savidant <savidantb@troymi.gov></savidantb@troymi.gov></p.evans@troymi.gov></mark.miller@troymi.gov>
Subject: Re: FW: FW: Troy Gateway Shopping Center Renovation lighting plan review
Hello Mr. Bowers,
I am writing to inform you that the smell problem hasn't gone away, this evening it smells like a dead animal in my backyard.
Kindly do something about this issue, these dumpsters need to be moved or fixed.
Vikas
······································
3040 Albany Ct.
On Mon, Oct 10, 2016 at 10:08 AM, Paul M Evans < P.Evans@troymi.gov > wrote:
Mr. Sheoran:
Troy does not have a requirement mandating which dumpster tenants use. Rubbish and garbage disposal practices must be sanitary, and cannot violate

our odor codes.

Please call me at my office, 248 524-3359 at 3pm. Thank you.

Paul Evans | Zoning & Compliance Specialist

City of Troy I500 W. Big Beaver, Troy, MI 48084 | Office: 248.524.3359|Cell: 248.885.1841|troymi.gov



"We believe a strong community embraces diversity, promotes innovation, and encourages collaboration. We strive to lead by example within the region. We do this because we want everyone to choose Troy as their community for life. We believe in doing government the best."

From: Vikas Singh [mailto:vs.sheoran@gmail.com]

Sent: 07 October, 2016 8:24 PM

To: Mark F Miller < Mark. Miller @troymi.gov>

Cc: Gary L Bowers <G.Bowers@troymi.gov>; Brent Savidant <SavidantB@troymi.gov>; Paul M

Evans < P. Evans@troymi.gov>

Subject: Re: FW: FW: Troy Gateway Shopping Center Renovation lighting plan review

Mr.Evans,

Looks like another food establishment is coming in Golden Gate Plaza behind my house. If this is true then where is that waste going to go? If you put it in dumpsters located behind my house then I will pursue civil action against City and Plaza owners.

You can not put all the food waste in one location, i am sure there are laws that would protect a home owner. I have additional questions for you, I would like to talk to you on Monday, do inform what is good time to call. I can call anytime after 3 pm.

Thank you

Vikas

On Fri, Oct 7, 2016 at 10:37 AM, Mark F Miller Mark.Miller@troymi.gov wrote:

Vikas:

Paul Evans and I will stop by about 3 - 3:30.

Mark F. Miller | Director of Economic & Community Development | City Manager's Office

City of Troy I500 W. Big Beaver, Troy, MI 48084 | Office: 248.524.3351 | Cell: 248.885.1889 | Itroymi.gov



"We believe a strong community embraces diversity, promotes innovation, and encourages collaboration. We strive to lead by example within the region. We do this because we want everyone to choose Troy as their community for life. We believe in doing government the best."

From: Vikas Singh [mailto:vs.sheoran@gmail.com]

Sent: Thursday, October 6, 2016 8:55 PM

To: Mark F Miller < Mark. Miller@troymi.gov>; Gary L Bowers < G.Bowers@troymi.gov>; Brent

Savidant <SavidantB@troymi.gov>; Paul M Evans <P.Evans@troymi.gov>

Subject: Fwd: FW: FW: Troy Gateway Shopping Center Renovation lighting plan review

Mr. Miller and Staff,

Sorry i thought i had sent this email out to Mr.Miller and Staff, this email chain is very long. Smell is still present it comes and goes as wind blows, it was really bad over the weekend, I was mowing lawn this evening and thats when I left a message to Mr. Millers voice mail. I am working from home tomorrow if anyone from city visits the area I can be available between 12 and 4 pm.

thank you

Vikas

----- Forwarded message ------

From: Vikas Singh <vs.sheoran@gmail.com>

Date: Wed. Oct 5, 2016 at 11:10 PM

Subject: Re: FW: FW: Troy Gateway Shopping Center Renovation lighting plan review

To: Paul M Evans < P. Evans@troymi.gov>

Mr.Miller and Staff,

Smell is present, it actually didn't leave even after Mr. Evans inspection and remediation. Please do take appropriate actions my patience is wearing out thin.

regards

Vikas

On Wed, Sep 28, 2016 at 7:47 PM, Vikas Singh <vs.sheoran@gmail.com> wrote:

Mr.Evans.

When I left this morning for work smell was there from dumpsters, I just came from work 7:09 PM and smell is present from dumpsters. You just have to stand next to them. Fortunately, wind is not blowing, also it rained this evening therefore I don't have smell on my deck.

As you very well know my property is abutting these dumpsters and there is not much buffer zone between dumpsters and living space, basically if presence of smell is ascertained by standing next to dumpsters or grease container as you witnessed today, that smell gets onto my living space as soon as wind starts to blow. During Summer months its worse.

Mr. Bowers in his last email acknowledged presence of "Sour Smell", today you also acknowledged presence of smell from grease containers. I have other witnesses including neighbors who can attest to presence of disgusting smell.

I am afraid to go back into my own backyard or my deck for the fear of smell.

Please please provide a solution.

Vikas

On Wed, Sep 28, 2016 at 1:23 PM, Paul M Evans < P. Evans@troymi.gov > wrote:

Vikas:

Gary is out training today, so I went to the site. The grease dumpster behind El Patio is of concern when I stood next to it. I have asked Gateway Management to do the same today and contact me to discuss. The other dumpsters in that group were not odorous, one was nearly empty.

Attached are codes dealing with smells, see highlighted text. Troy has other codes addressing odors and smells, but they apply to other types of smells specifically compost piles, waste transfer facilities, and exhaust vents. Thus I did not send them.

Paul Evans | Zoning & Compliance Specialist

City of Troy I500 W. Big Beaver, Troy, MI 48084 | Office: 248.524.3359ICell: 248.885.1841Itroymi.gov



"We believe a strong community embraces diversity, promotes innovation, and encourages collaboration. We strive to lead by example within the region. We do this because we want everyone to choose Troy as their community for life. We believe in doing government the best."

From: Vikas Singh [mailto:vs.sheoran@gmail.com]

Sent: 27 September, 2016 11:27 PM

To: Gary L Bowers < G.Bowers@troymi.gov>

Cc: Mark F Miller < Mark. Miller@troymi.gov>; Brent Savidant < SavidantB@troymi.gov>; Paul

M Evans < P. Evans@troymi.gov>

Subject: Re: FW: FW: Troy Gateway Shopping Center Renovation lighting plan review

Hello Mr. Bowers,

Sour noxious smell was pervasive during this past weekend and today. I was fortunate wind was not blowing in towards my direction today however was not fortunate during weekend (Sat, Sun, Sep 24-26).

Your approach on double bagging is not working. Smell is coming from both dumpsters. For verification all you have to do is stand next to them. Additionally do notice liquid markings permeating from dumpster used by El Patio, after rain they faint, it rained yesterday morning but you can still see markings. I didn't take picture as it was late and dark.

What is City of Troy's ordinance on "Disgusting Smell". Can you please guide where I can find all the regulations pertaining to smell?

2016 Summer is over, solutions provided by city were non productive in resolving this issue. However I sincerely, thank you Mr. Bowers for following up.

Mr. Miller

Please provide a solution, you have the authority. I and my neighbors can not live like this. Smell issue needs to be resolved once and for all times permanently, if you or city is unable to provide any solution then only option I have is to file a civil suit against city of Troy.

I hope it doesn't come to that.

Sincerely

Vikas .

On Tue, Sep 6, 2016 at 12:23 PM, Vikas Singh <vs.sheoran@gmail.com> wrote:

Mr. Bowers,

This picture is from this morning 9:30 am, there was consistent smell over the weekend. Overnight there was rain that has mitigated it, up until yesterday evening smell was coming from dumpsters.

best regards.

Vikas.

On Thu, Sep 1, 2016 at 4:53 PM, Vikas Singh <vs.sheoran@gmail.com> wrote:

Hello Mr. Bowers,

What you witnessed today is what I have been subject to every time I had informed on presence of obnoxious sickening smell. This summer (2016) I didn't use my backyard at all, last year and before that i had used it especially in the morning to perform exercise. New dumpster, double bagging etc is not a solution as smell is still present due to environment conditions. For me the problem is exacerbated due to such close proximity of my living space to these dumpsters as I have stated this multiple times.

I need a permanent solution to this problem. Mr. Miller beyond doubt it has been verified that there is a larger problem of sickening smell due to location of these dumpsters, please provide a permanent fix.

Thank you Mr. Bowers for your efforts.

Regards.

Vikas

On Thu, Sep 1, 2016 at 1:27 PM, Gary L Bowers <G.Bowers@troymi.gov> wrote:

Good afternoon Vikas,

As indicated during our conversation at 1:20 this afternoon, a sour, noxious odor was indeed verified in your rear yard. It appeared to originate from the red dumpster utilized by Subway, not the new black dumpster utilized by El Patio. I will contact building management and ask that they contact their tenants and request an alternative method of placing their trash in the dumpster, such as double bagging for example.

Thank you,

Gary Bowers | Housing & Zoning Inspector

City of Troy I500 W. Big Beaver, Troy, MI 48084 | Office: 248.524.3355 ICell: 248.885.1833 IG.Bowers@troymi.gov

"We believe a strong community embraces diversity, promotes innovation, and encourages collaboration. We strive to lead by example within the region. We do this because we want everyone to choose Troy as their community for life. We believe in doing government the best."

From: Vikas Singh [mailto:vs.sheoran@gmail.com] Sent: Thursday, September 01, 2016 12:59 PM

To: Gary L Bowers < G.Bowers@troymi.gov>

Cc: Mark F Miller <Mark.Miller@troymi.gov>; Brent Savidant <SavidantB@troymi.gov>; Paul M

Evans < P. Evans@troymi.gov>

Subject: Re: FW: FW: Troy Gateway Shopping Center Renovation lighting plan review

Mr. Bowers

At the moment 1:00 pm Thursday Septermber 1st, sickening smell from trash is all over the place, I have a painter doing work outside and he is my witness.

I need a solution.

Vikas Sheoran.

On Tue, Aug 30, 2016 at 1:04 PM, Gary L Bowers <G.Bowers@troymi.gov> wrote:

Good afternoon Vikas,

As previously stated after our conversation at the dumpster today, no odor was apparent behind or to the side of the dumpster. A slight odor was verified 3-4 feet directly in front of the dumpster. As you requested, I have added your comment to the record that the odor was very bad last evening.

Thank you,

Gary Bowers | Housing & Zoning Inspector

City of Troy I500 W. Big Beaver, Troy, MI 48084 | Office: 248.524.3355 | Cell: 248.885.1833 IG.Bowers@troymi.gov

"We believe a strong community embraces diversity, promotes innovation, and encourages collaboration. We strive to lead by example within the region. We do this because we want everyone to choose Troy as their community for life. We believe in doing government the best."

From: Vikas Singh [mailto:vs.sheoran@gmail.com]

Sent: Monday, August 29, 2016 8:44 PM To: Gary L Bowers < G.Bowers@troymi.gov>

Cc: Mark F Miller < Mark. Miller @troymi.gov>; Brent Savidant <SavidantB@troymi.gov>; Paul M Evans <P.Evans@troymi.gov>

Subject: Re: FW: FW: Troy Gateway Shopping Center Renovation lighting plan

review

Hello Mr. Bowers,

From dumpsters sickening smell is still present. This evening I tried to sit outside, wind was blowing directly towards me.

It was a pleasant 84 degree weather outside yet as a homeowner I am not able to sit in my own backyard.

Vikas Sheoran

On Tue, Aug 9, 2016 at 3:34 PM, Vikas Singh <vs.sheoran@gmail.com> wrote:

Hello Mr. Bowers.

FYI, Yesterday afternoon new dumpster was put in place behind El Patio Restaurant. I didn't notice any rubber seals (tight seals) around it.

Regards,

Vikas

On Mon, Aug 8, 2016 at 12:49 PM, Vikas Singh <vs.sheoran@gmail.com> wrote:

Hello Mr.Bowers,

As you noted that smell "would come and go depending on the direction of wind", large part of this past weekend wind was blowing directly into our properties. Last time I checked was on Sunday August 7 at 9:50 pm, prior to leaving a second voice mail on your cell phone. Neighbors witnessed it, even my 7 year old stated "it smells bad". This morning when you were inspecting wind wasn't blowing that forcefully in comparison to weekend.

I don't know what validation city is looking for in order to ascertain that there is a problem that needs to be fixed. We can continue to have these inspections and continue to state now wind is blowing this direction or in that direction, facts are there. In summers I cannot use backyard or the deck or open the windows of kitchen or living room.

Regards

Vikas.

On Mon, Aug 8, 2016 at 10:56 AM, Gary L Bowers <G.Bowers@troymi.gov> wrote:

Good morning Vikas,

It was a pleasure meeting you this morning at the dumpster location. Standing directly in front of the dumpster, an odor was observed approximately 5-8 feet from the dumpster, standing behind the dumpster, the odor would come and go depending on the direction of the wind. The dumpster appeared to be in the same condition as the photograph attached to this email that you provided. I called Tringali and spoke to Jen who advised that they can apply a deodorizer to the dumpster each time after it is emptied, they recommend this for restaurants. She will speak to General Manager Bob Z regarding the issues. The new dumpster will be delivered this week.

Thank you,

Gary Bowers | Housing & Zoning Inspector

City of Troy |500 W. Big Beaver, Troy, MI 48084 | Office: 248.524.3355 |Cell: 248.885.1833 |G.Bowers@troymi.gov

"We believe a strong community embraces diversity, promotes innovation, and encourages collaboration. We strive to lead by example within the region. We do this because we want everyone to choose Troy as their community for life. We believe in doing government the best."

From: Vikas Singh [mailto:vs.sheoran@gmail.com]

Sent: Sunday, August 07, 2016 8:54 PM To: Mark F Miller < Mark. Miller@troymi.gov>

Cc: Gary L Bowers <G.Bowers@troymi.gov>; Paul M Evans <P.Evans@troymi.gov>;

Brent Savidant <SavidantB@troymi.gov>

Subject: Re: FW: Troy Gateway Shopping Center Renovation lighting plan review

Hello,

Forgot attachment.

regards,

Vikas

On Sun, Aug 7, 2016 at 8:48 PM, Vikas Singh <vs.sheoran@gmail.com> wrote:

Hello Everyone,

On Friday there was no smell. However from Saturday afternoon and on to Sunday (August 8th 2016) evening the whole area smells of rotting meat. Not only myself but my neighbors are witness to it, I left a voice mail to Mr. Bowers at 248.524.3355 informing him of conditions. Smell is unbearable, meaning you can't sit outside on patio, or open any windows of your house, this is in-spite of no heat, weather outside is very pleasant 76degree with cool wind.

regards,

Vikas

On Fri, Aug 5, 2016 at 3:37 PM, Mark F Miller < Mark.Miller@troymi.gov > wrote:

Please see Mr. Bowers inspection report from AUG 5th.

Thank you.

Mark F. Miller | Director of Economic & Community Development | City Manager's Office

City of Troy |500 W. Big Beaver, Troy, MI 48084 | Office: 248.524.3351 |Cell: 248.885.1889 Itroymi.gov

"We believe a strong community embraces diversity, promotes innovation, and encourages collaboration. We strive to lead by example within the region. We do this because we want everyone to choose Troy as their community for life. We believe in doing government the best."

All,

I just re-inspected the dumpster directly behind the complainant's house again. Although there was an odor standing directly in front of the dumpster, the further back from the dumpster, the odor dissipated. Odor was virtually non-existent 10-15 feet from the dumpster. There was no odor directly behind the dumpster adjacent to the screen wall separating the complainant's property from the shopping center. Standing at the north end of the enclosure with a westerly wind, an odor was apparent, but not overly noxious. Mario from El Patio restaurant saw me and walked over. He advised that he has already contacted Tringali who will deliver a new dumpster next week. I requested that all trash thrown into the dumpster be properly bagged and sealed.

Gary Bowers | Housing & Zoning Inspector

City of Troy |500 W. Big Beaver, Troy, MI 48084 | Office: 248.524.3355 |Cell: 248.885.1833 |G.Bowers@troymi.gov

"We believe a strong community embraces diversity, promotes innovation, and encourages collaboration. We strive to lead by example within the region. We do this because we want everyone to choose Troy as their community for life. We believe in doing government the best."

From: Vikas Singh [mailto:vs.sheoran@gmail.com]

Sent: Thursday, August 4, 2016 3:56 PM

To: Gary L Bowers < G.Bowers@troymi.gov>

Cc: Mark F Miller < Mark.Miller@troymi.gov>; Paul M Evans <P.Evans@troymi.gov>; Brent Savidant <SavidantB@troymi.gov>

Subject: Re: FW: Troy Gateway Shopping Center Renovation lighting plan review

Mr. Miller,

On Sunday and Monday this week both the days smell was really bad, it was so bad that you can smell the rotten garbage in the middle of Albany Ct. Not only myself but my neighbors also witnessed it.

As I stated before it all depends when the inspection is conducted, obviously you or your department can't be there all the time however I live here all the time so i know the environment more intricately than any one else. On some days its really really strong rotten smell, on other days not that bad, if the wind blows and its west wards towards house then its really bad for me as its comes right into my house.

Our lives at the moment are very adversely affected by this smell. I can not use my backyard for any normal summer activity that folks do during summer. I am just asking for a solution for summer months.

Thank you

Vikas

8/30/2021 Gmail - FW: Troy Gateway Shopping Center Renovation lighting plan review On Thu, Aug 4, 2016 at 2:34 PM, Gary L Bowers < G.Bowers@troymi.gov> wrote: Good afternoon Vikas, I have just inspected the property and verified that all lids are closed on the dumpsters directly behind your residence with no visible garbage. Although a slight food aroma was observed standing directly in front of the dumpster at the south end of the enclosure, it was not noxious. I also stood behind the enclosure adjacent to the screen wall that separates your yard from the shopping center and did not verify any odors. A very small stream of liquid was also observed. I have asked El Patio to clean up the stream, approximately 6 foot long and 1 inch wide. Thank you, **Gary Bowers | Housing & Zoning Inspector** City of Troy |500 W. Big Beaver, Troy, MI 48084 | Office: 248.524.3355 |Cell: 248.885.1833 IG.Bowers@troymi.gov "We believe a strong community embraces diversity, promotes innovation, and encourages collaboration. We strive to lead by example within the region. We do this because we want everyone to choose Troy as their community for life. We believe in doing government the best." From: Vikas Singh [mailto:vs.sheoran@gmail.com] Sent: Thursday, August 04, 2016 1:52 PM To: Gary L Bowers < G.Bowers@troymi.gov> Cc: Mark F Miller < Mark.Miller@troymi.gov>; Paul M Evans <P.Evans@troymi.gov>; Brent Savidant <SavidantB@troymi.gov> Subject: Re: FW: Troy Gateway Shopping Center Renovation lighting plan review Mr. Miller. Sir, any update on the solution? Thank you Vikas On Sun, Jul 31, 2016 at 9:48 PM, Vikas Singh <vs.sheoran@gmail.com> wrote: Mr. Miller. Please please provide a solution, it stinks as rotten meat. No one should live like this. Through out last year I had informed your office but no one heard my plea. I PAY TAXES ON TIME AND CONTRIBUTE TO ECONOMY. NO ONE DESERVES TO LIVE LIKE THIS. DO NOT SEND YOUR INSPECTOR TO EVALUATE SITE FOR FIVE MINUTES. PLEASE PROVIDE A SOLUTION. best regards Vikas

Hello Mr Bowers:

wrote:

On Mon, Jul 11, 2016 at 9:24 PM, Vikas Singh <vs.sheoran@gmail.com>

I disagree. This complaint was filled on Thursday night you inspected site on Monday. Environmental conditions are not similar between then and today, also the dumpsters have been emptied in between.

Smell was exceptionally bad on Thursday. That day it was hot, dry and windy, smell subsided on Friday as temperatures came down. This evening as the garbage bins have started to fill in so has the smell.

I just need some solution that allows me to live my life freely and enjoy having a home. There is nothing that I can do in my backyard. As I have stated before smell is not an issue during winter. Aroma of cooking food is not a problem for me I get that even during winter, problem is smell from rotting meat, food garbage.

Attached is a picture from this evening, these open dumpsters don't help either. I have personally made a request to the worker of El Patio asking to please close them after dumping garbage in them, but to no avail.

This problem can not be generalized by just taking an inspection of the site on a day, there are many factors that exacerbate smell and all of them are out of your or mine control, weather conditions, type of food trash that was dumped, trash collection times etc.

Thank you

Vikas

On Mon, Jul 11, 2016 at 4:28 PM, Gary L Bowers <G.Bowers@troymi.gov> wrote:

Good afternoon Vikas.

I inspected the site today and did not verify any noxious odors, I did however verify the aroma of food cooking which was originating from El Patio restaurant. I completed my inspection at 11:35am today and departed the property. I have attached a photograph taken today of the dumpster located behind your residence.

Thank you,

Gary Bowers | Housing & Zoning Inspector

City of Troy |500 W. Big Beaver, Troy, MI 48084 | Office: 248.524.3355 |Cell: 248.885.1833 |G.Bowers@troymi.gov

"We believe a strong community embraces diversity, promotes innovation, and encourages collaboration. We strive to lead by example within the region. We do this because we want everyone to choose Troy as their community for life. We believe in doing government the best."

From: Mark F Miller

Sent: Monday, July 11, 2016 10:53 AM To: Gary L Bowers < G.Bowers@troymi.gov>

Cc: Paul M Evans < P.Evans@troymi.gov>; Brent Savidant

<SavidantB@troymi.gov>

Subject: FW: FW: Troy Gateway Shopping Center Renovation

lighting plan review

Gary:

Please check this out. Can you talk with Vikas?

Thank you.

Mark F. Miller | Director of Economic & Community Development | City Manager's Office

City of Troy |500 W. Big Beaver, Troy, MI 48084 | Office:

248.524.3351 |Cell: 248.885.1889 |troymi.gov

"We believe a strong community embraces diversity, promotes innovation, and encourages collaboration. We strive to lead by example within the region. We do this because we want everyone to choose Troy as their community for life. We believe in doing government the best."

From: Vikas Singh [mailto:vs.sheoran@gmail.com]

Sent: Thursday, July 7, 2016 10:11 PM To: Mark F Miller < Mark. Miller @troymi.gov>

Cc: Ben Sadik (sadikben@yahoo.com) <sadikben@yahoo.com>;

Harish Gandrothu (gandrothu@hotmail.com) <gandrothu@hotmail.com>; Sridhar Kolluri

(kolluri.sridhar@yahoo.com) <kolluri.sridhar@yahoo.com>; Surendra

Gogineni (sritarun@yahoo.com) <sritarun@yahoo.com>

Subject: Re: FW: Troy Gateway Shopping Center Renovation lighting

plan review

Hello Mr. Miller,

Since October 2015, I have indicated to you and to your staff multiple times that the proximity of garbage to living space is going to make our lives living hell. Unfortunately your staff didn't believe it. Well, It has started now. Summer is here temperatures have risen and so has dead meat and garbage smell. My back yard is useless. I can not open any windows facing backyard, essentially now i am cooped up.

Kindly take appropriate actions and mitigate this nuisance.

Vikas

On Fri, Apr 8, 2016 at 10:14 AM, Mark F Miller <Mark.Miller@troymi.gov> wrote:

Good Morning:

As noted before we are working with the Golden Gate owners to enforce compliance with our codes and regulations related to lighting. Attached is the most current activities.

Thank you.

Mark F. Miller | Director of Economic & Community Development | City Manager's Office

City of Troy |500 W. Big Beaver, Troy, MI 48084 | Office: 248.524.3351 |Cell: 248.885.1889 |troymi.gov

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From: Paul M Evans

Sent: Wednesday, March 30, 2016 3:40 PM To: 'hanawanamanagement@gmail.com'

<hanawanamanagement@gmail.com>; Jason Gekiere

<jasong@tower-construct.com>

Cc: Gary L Bowers < G.Bowers@troymi.gov>; Mark F Miller

<Mark.Miller@troymi.gov>; Brent Savidant

<SavidantB@troymi.gov>

Subject: RE: Troy Gateway Shopping Center Renovation lighting

plan review

Nick/Jason:

Thanks for the continued cooperation on this project. We have completed our review of your Photometric Plan dated 3-29-2015. We note that foot candle measurements at north and west boundary of residentially used property at are indicated as zero. This satisfies City Code.

The following needs to be provided so that we can reach compliance on this item:

- Information demonstrating that tilting the two pole fixtures upward 10 degrees will not increase glare (Chapter 39 Zoning Ordinance Section 13.05 C 1 a).
- · Verify foot candle measurement height. Measurements at the property line are to be indicated on the vertical plane of the property boundary at a height of 5 feet above grade level - (Chapter 39 Zoning Ordinance Section 13.05 C (2) b.
- Schedule for turning off or reducing lighting intensity between 11:00 pm and sunrise is not indicated (Chapter 39 Zoning Ordinance Section 13.05 C 4).
- Please provide light fixture specifications and cut sheets.
- Please provide light pole specifications.

Please feel free to give me a call if you have any questions.

Paul Evans | Zoning & Compliance Specialist

City of Troy |500 W. Big Beaver, Troy, MI 48084 | Office: 248.524.3359|Cell: 248.885.1841|troymi.gov

"We believe a strong community embraces diversity, promotes innovation, and encourages collaboration. We strive to lead by example within the region. We do this because we want everyone to choose Troy as their community for life. We believe in doing government the best."

From: Brent Savidant

Sent: 25 February, 2016 8:43 AM

To: 'hanawanamanagement@gmail.com' <hanawanamanagement@gmail.com>

Cc: Paul M Evans < P. Evans@troymi.gov>; Gary L Bowers <G.Bowers@troymi.gov>; Mark F Miller <Mark.Miller@troymi.gov> Subject: Troy Gateway Shopping Center Renovation lighting plan

review

Nick:

We have completed our review of your Photometric Plan and Photometric Cut sheets dated 8-15-2014. The lighting improvements are generally compatible with our Lighting requirements in our Zoning Ordinance. However, we note the following conflicts with the Lighting requirements:

 Foot candle measurements exceed 0.1 foot candles along the west and north boundary of residentially used property -(Chapter 39 Zoning Ordinance Section 13.05 C (2) b.

 Measurements at the property line are to be indicated on the vertical plane of the property boundary at a height of 5 feet above grade level - (Chapter 39 Zoning Ordinance Section 13.05 C (2) b. The schedule for turning off or reducing lighting intensity between 11:00 pm and sunrise is not indicated (Chapter 39 Zoning Ordinance Section 13.05 C (4).
A copy of Chapter 13.05 is attached for your reference. Please let us know when we can anticipate revised documents.
Again, thank you for your continued cooperation.
R. Brent Savidant Planning Director
City of Troy 500 W. Big Beaver, Troy, MI 48084 Office: 248.524.3364 Cell: 248.943.0821 troymi.gov
"We believe a strong community embraces diversity, promotes innovation, and encourages collaboration. We strive to lead by example within the region. We do this because we want everyone to choose Troy as their community for life. We believe in doing government the best."
Best Regards Vikas S Sheoran
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Best Regards Vikas S Sheoran

2 attachments





David Koss < David.Koss@troymi.gov>

Tue, Jul 9, 2019 at 8:00 AM

To: "vs.sheoran@gmail.com" <vs.sheoran@gmail.com>

Cc: Brent Savidant <SavidantB@troymi.gov>

You are scheduled for today sir.

From: Brent Savidant

Sent: Monday, July 08, 2019 10:11 PM To: 'Vikas Singh' <vs.sheoran@gmail.com>

Cc: Paul M Evans <P.Evans@troymi.gov>; Mark F Miller <Mark.Miller@troymi.gov>; David Koss

<David.Koss@troymi.gov>

Subject: RE: FW: FW: Troy Gateway Shopping Center Renovation lighting plan review

Mr. Singh:

Thank you for the email. Inspector David Koss was copied on your email and will investigate.



R. Brent Savidant, AICP

Community Development Directorl City of Troy

O: 248.524.3366



From: Vikas Singh [mailto:vs.sheoran@gmail.com]

Sent: Monday, July 8, 2019 9:14 PM

To: Brent Savidant < Savidant B@troymi.gov>

Cc: Paul M Evans <P.Evans@troymi.gov>; Mark F Miller <Mark.Miller@troymi.gov>; David Koss

<David.Koss@troymi.gov>

Subject: Re: FW: FW: Troy Gateway Shopping Center Renovation lighting plan review

Hello Mr Savidant,

I just left you a voice mail, smell is so bad today that I can't open my windows that are facing backyard, if I open the patio door we are smelling this foul air on our dining table.

Sir this is not how a citizen should be forced to live, I had informed Mr. Paul Evans in 2015 that placement of these dumpsters is too close to living space and he had assured that city will take care in case a situation arises, that was 2015 and this is 2019 kindly do something to fix this problem.

On Sun, Jul 7, 2019 at 10:27 PM Vikas Singh <vs.sheoran@gmail.com> wrote:

Hello Mr. Savidant,

Since Thursday (July 4th) this week smell has been really bad. Kindly do something about smell. I appreciate your help.

On Mon, Jul 30, 2018 at 6:28 PM Brent Savidant <SavidantB@troymi.gov> wrote:

Mr. Koss copied on this reply.

Sent from my Verizon, Samsung Galaxy smartphone

----- Original message -----

From: Brent Savidant <SavidantB@troymi.gov>

Date: 7/30/18 6:07 PM (GMT-05:00)

To: Vikas Singh <vs.sheoran@gmail.com>, Paul M Evans <P.Evans@troymi.gov>

Cc: Mark F Miller <Mark.Miller@troymi.gov>, Brent Savidant <SavidantB@troymi.gov>

Subject: Re: FW: FW: Troy Gateway Shopping Center Renovation lighting plan review

Mr. Singh:

Please note Mr. Bowers has retired. His replacement is David Koss. I have copied him on this response. He will investigate.

R. Brent Savidant

Sent from my Verizon, Samsung Galaxy smartphone

----- Original message -----

From: Vikas Singh <vs.sheoran@gmail.com>

Date: 7/30/18 5:56 PM (GMT-05:00)

To: Paul M Evans < P. Evans@troymi.gov>

Cc: Mark F Miller <Mark.Miller@troymi.gov>, Paul M Evans <P.Evans@troymi.gov>, Brent Savidant

<SavidantB@troymi.gov>

Subject: Re: FW: FW: Troy Gateway Shopping Center Renovation lighting plan review

Hello Mr. Bowers,

I am writing to inform you that the smell problem hasn't gone away, this evening it smells like a dead animal in my backyard.

Kindly do something about this issue, these dumpsters need to be moved or fixed.

Vikas

3040 Albany Ct.

On Mon, Oct 10, 2016 at 10:08 AM, Paul M Evans < P. Evans@troymi.gov > wrote:

Mr. Sheoran:

Troy does not have a requirement mandating which dumpster tenants use. Rubbish and garbage disposal practices must be sanitary, and cannot violate our odor codes.

Please call me at my office, 248 524-3359 at 3pm. Thank you.

Paul Evans | Zoning & Compliance Specialist

City of Troy I500 W. Big Beaver, Troy, MI 48084 | Office: 248.524.3359ICell: 248.885.1841Itrovmi.gov



"We believe a strong community embraces diversity, promotes innovation, and encourages collaboration. We strive to lead by example within the region. We do this because we want everyone to choose Troy as their community for life. We believe in doing government the best."

From: Vikas Singh [mailto:vs.sheoran@gmail.com]

Sent: 07 October, 2016 8:24 PM

To: Mark F Miller < Mark. Miller@troymi.gov>

Cc: Gary L Bowers <G.Bowers@troymi.gov>; Brent Savidant <SavidantB@troymi.gov>; Paul M

Evans < P. Evans@troymi.gov>

Subject: Re: FW: FW: Troy Gateway Shopping Center Renovation lighting plan review

Mr.Evans,

Looks like another food establishment is coming in Golden Gate Plaza behind my house. If this is true then where is that waste going to go? If you put it in dumpsters located behind my house then I will pursue civil action against City and Plaza owners.

You can not put all the food waste in one location, i am sure there are laws that would protect a home owner. I have additional questions for you, I would like to talk to you on Monday, do inform what is good time to call. I can call anytime after 3 pm.

Thank you

Vikas

On Fri, Oct 7, 2016 at 10:37 AM, Mark F Miller < Mark.Miller@troymi.gov > wrote:

Vikas:

Paul Evans and I will stop by about 3 - 3:30.

Mark F. Miller | Director of Economic & Community Development | City Manager's Office

City of Troy I500 W. Big Beaver, Troy, MI 48084 | Office: 248.524.3351 | Cell: 248.885.1889 | Itroymi.gov



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From: Vikas Singh [mailto:vs.sheoran@gmail.com]

Sent: Thursday, October 6, 2016 8:55 PM

To: Mark F Miller <Mark.Miller@troymi.gov>; Gary L Bowers <G.Bowers@troymi.gov>; Brent

Savidant <SavidantB@troymi.gov>; Paul M Evans <P.Evans@troymi.gov>

Subject: Fwd: FW: Troy Gateway Shopping Center Renovation lighting plan review

Mr. Miller and Staff,

Sorry i thought i had sent this email out to Mr.Miller and Staff, this email chain is very long. Smell is still present it comes and goes as wind blows, it was really bad over the weekend, I was mowing lawn this evening and thats when I left a message to Mr. Millers voice mail. I am working from home tomorrow if anyone from city visits the area I can be available between 12 and 4 pm.

thank you

Vikas

------ Forwarded message ------

From: Vikas Singh <vs.sheoran@gmail.com>

Date: Wed, Oct 5, 2016 at 11:10 PM

Subject: Re: FW: FW: Troy Gateway Shopping Center Renovation lighting plan review

To: Paul M Evans < P. Evans@troymi.gov>

Mr.Miller and Staff,

Smell is present, it actually didn't leave even after Mr. Evans inspection and remediation. Please do take appropriate actions my patience is wearing out thin.

regards

Vikas

On Wed, Sep 28, 2016 at 7:47 PM, Vikas Singh <vs.sheoran@gmail.com> wrote:

Mr.Evans.

When I left this morning for work smell was there from dumpsters, I just came from work 7:09 PM and smell is present from dumpsters. You just have to stand next to them. Fortunately, wind is not blowing, also it rained this evening therefore I don't have smell on my deck.

As you very well know my property is abutting these dumpsters and there is not much buffer zone between dumpsters and living space, basically if presence of smell is ascertained by standing next to dumpsters or grease container as you witnessed today, that smell gets onto my living space as soon as wind starts to blow. During Summer months its worse.

Mr. Bowers in his last email acknowledged presence of "Sour Smell", today you also acknowledged presence of smell from grease containers. I have other witnesses including neighbors who can attest to presence of disgusting smell.

I am afraid to go back into my own backyard or my deck for the fear of smell.

Please please provide a solution.

Vikas

On Wed, Sep 28, 2016 at 1:23 PM, Paul M Evans < P. Evans@troymi.gov > wrote:

Vikas:

Gary is out training today, so I went to the site. The grease dumpster behind El Patio is of concern when I stood next to it. I have asked Gateway Management to do the same today and contact me to discuss. The other dumpsters in that group were not odorous, one was nearly empty.

Attached are codes dealing with smells, see highlighted text. Troy has other codes addressing odors and smells, but they apply to other types of smells specifically compost piles, waste transfer facilities, and exhaust vents. Thus I did not send them.

Paul Evans | Zoning & Compliance Specialist

City of Troy I500 W. Big Beaver, Troy, MI 48084 | Office: 248.524.3359ICell: 248.885.1841Itroymi.gov

"We believe a strong community embraces diversity, promotes innovation, and encourages collaboration. We strive to lead by example within the region. We do this because we want everyone to choose Troy as their community for life. We believe in doing government the best."

From: Vikas Singh [mailto:vs.sheoran@gmail.com]

Sent: 27 September, 2016 11:27 PM

To: Gary L Bowers < G.Bowers@troymi.gov>

Cc: Mark F Miller < Mark. Miller@troymi.gov>; Brent Savidant < Savidant B@troymi.gov>; Paul

M Evans < P. Evans@troymi.gov>

Subject: Re: FW: FW: Troy Gateway Shopping Center Renovation lighting plan review

Hello Mr. Bowers,

Sour noxious smell was pervasive during this past weekend and today. I was fortunate wind was not blowing in towards my direction today however was not fortunate during weekend (Sat, Sun, Sep 24-26).

Your approach on double bagging is not working. Smell is coming from both dumpsters. For verification all you have to do is stand next to them. Additionally do notice liquid markings permeating from dumpster used by El Patio, after rain they faint, it rained yesterday morning but you can still see markings. I didn't take picture as it was late and dark.

What is City of Troy's ordinance on "Disgusting Smell". Can you please guide where I can find all the regulations pertaining to smell?

2016 Summer is over, solutions provided by city were non productive in resolving this issue. However I sincerely, thank you Mr. Bowers for following up.

Mr. Miller

Please provide a solution, you have the authority. I and my neighbors can not live like this. Smell issue needs to be resolved once and for all times permanently, if you or city is unable to provide any solution then only option I have is to file a civil suit against city of Troy.

I hope it doesn't come to that.

Sincerely

Vikas .

On Tue, Sep 6, 2016 at 12:23 PM, Vikas Singh <vs.sheoran@gmail.com> wrote:

Mr. Bowers,

This picture is from this morning 9:30 am, there was consistent smell over the weekend. Overnight there was rain that has mitigated it, up until yesterday evening smell was coming from dumpsters.

best regards.

Vikas.

On Thu, Sep 1, 2016 at 4:53 PM, Vikas Singh <vs.sheoran@gmail.com> wrote:

Hello Mr. Bowers.

What you witnessed today is what I have been subject to every time I had informed on presence of obnoxious sickening smell. This summer (2016) I didn't use my backyard at all, last year and before that i had used it especially in the morning to perform exercise. New dumpster, double bagging etc is not a solution as smell is still present due to environment conditions. For me the problem is exacerbated due to such close proximity of my living space to these dumpsters as I have stated this multiple times.

I need a permanent solution to this problem. Mr. Miller beyond doubt it has been verified that there is a larger problem of sickening smell due to location of these dumpsters, please provide a permanent fix.

Thank you Mr. Bowers for your efforts.

Regards.

Vikas

On Thu, Sep 1, 2016 at 1:27 PM, Gary L Bowers < G.Bowers@troymi.gov> wrote:

Good afternoon Vikas.

As indicated during our conversation at 1:20 this afternoon, a sour, noxious odor was indeed verified in your rear yard. It appeared to originate from the red dumpster utilized by Subway, not the new black dumpster utilized by El Patio. I will contact building management and ask that they contact their tenants and request an alternative method of placing their trash in the dumpster, such as double bagging for example.

Thank you,

Gary Bowers | Housing & Zoning Inspector

City of Troy I500 W. Big Beaver, Troy, MI 48084 | Office: 248.524.3355 | Cell: 248.885.1833 IG.Bowers@troymi.gov

"We believe a strong community embraces diversity, promotes innovation, and encourages collaboration. We strive to lead by example within the region. We do this because we want everyone to choose Troy as their community for life. We believe in doing government the best."

From: Vikas Singh [mailto:vs.sheoran@gmail.com] Sent: Thursday, September 01, 2016 12:59 PM

To: Gary L Bowers < G.Bowers@troymi.gov>

Cc: Mark F Miller <Mark.Miller@troymi.gov>; Brent Savidant <SavidantB@troymi.gov>; Paul M

Evans < P. Evans@troymi.gov>

Subject: Re: FW: FW: Troy Gateway Shopping Center Renovation lighting plan review

Mr. Bowers

At the moment 1:00 pm Thursday September 1st, sickening smell from trash is all over the place, I have a painter doing work outside and he is my witness.

I need a solution.

Vikas Sheoran.

On Tue, Aug 30, 2016 at 1:04 PM, Gary L Bowers <G.Bowers@troymi.gov> wrote:

Good afternoon Vikas.

As previously stated after our conversation at the dumpster today, no odor was apparent behind or to the side of the dumpster. A slight odor was verified 3-4 feet directly in front of the dumpster. As you requested, I have added your comment to the record that the odor was very bad last evening.

Thank you,

Gary Bowers | Housing & Zoning Inspector

City of Troy I500 W. Big Beaver, Troy, MI 48084 | Office: 248.524.3355 ICell: 248.885.1833 IG.Bowers@troymi.gov

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From: Vikas Singh [mailto:vs.sheoran@gmail.com] Sent: Monday, August 29, 2016 8:44 PM To: Gary L Bowers < G.Bowers@troymi.gov> Cc: Mark F Miller < Mark. Miller @troymi.gov>; Brent Savidant <SavidantB@troymi.gov>; Paul M Evans <P.Evans@troymi.gov> Subject: Re: FW: FW: Troy Gateway Shopping Center Renovation lighting plan

Hello Mr. Bowers,

review

From dumpsters sickening smell is still present. This evening I tried to sit outside, wind was blowing directly towards me.

It was a pleasant 84 degree weather outside yet as a homeowner I am not able to sit in my own backyard.

Vikas Sheoran

On Tue, Aug 9, 2016 at 3:34 PM, Vikas Singh <vs.sheoran@gmail.com> wrote:

Hello Mr. Bowers,

FYI, Yesterday afternoon new dumpster was put in place behind El Patio Restaurant. I didn't notice any rubber seals (tight seals) around it.

Regards,

Vikas

On Mon, Aug 8, 2016 at 12:49 PM, Vikas Singh <vs.sheoran@gmail.com> wrote:

Hello Mr.Bowers,

As you noted that smell "would come and go depending on the direction of wind", large part of this past weekend wind was blowing directly into our properties. Last time I checked was on Sunday August 7 at 9:50 pm, prior to leaving a second voice mail on your cell phone. Neighbors witnessed it, even my 7 year old stated "it smells bad". This morning when you were inspecting wind wasn't blowing that forcefully in comparison to weekend.

I don't know what validation city is looking for in order to ascertain that there is a problem that needs to be fixed. We can continue to have these inspections and continue to state now wind is blowing this direction or in that direction, facts are there. In summers I cannot use backyard or the deck or open the windows of kitchen or living room.

Regards

Vikas.

On Mon, Aug 8, 2016 at 10:56 AM, Gary L Bowers < G.Bowers@troymi.gov> wrote:

Good morning Vikas,

It was a pleasure meeting you this morning at the dumpster location. Standing directly in front of the dumpster, an odor was observed approximately 5-8 feet from the dumpster, standing behind the dumpster, the odor would come and go depending on the direction of the wind. The dumpster appeared to be in the same condition as the photograph attached to this email that you provided. I called Tringali and spoke to Jen who advised that they can apply a deodorizer to the dumpster each time after it is emptied, they recommend this for restaurants. She will speak to General Manager Bob Z regarding the issues. The new dumpster will be delivered this week.

Thank you,

Gary Bowers | Housing & Zoning Inspector

City of Troy |500 W. Big Beaver, Troy, MI 48084 | Office: 248.524.3355 |Cell: 248.885.1833 |G.Bowers@troymi.gov

"We believe a strong community embraces diversity, promotes innovation, and encourages collaboration. We strive to lead by example within the region. We do this because we want everyone to choose Troy as their community for life. We believe in doing government the best."

From: Vikas Singh [mailto:vs.sheoran@gmail.com]

Sent: Sunday, August 07, 2016 8:54 PM To: Mark F Miller < Mark. Miller@troymi.gov>

Cc: Gary L Bowers <G.Bowers@troymi.gov>; Paul M Evans <P.Evans@troymi.gov>;

Brent Savidant < Savidant B@troymi.gov>

Subject: Re: FW: Troy Gateway Shopping Center Renovation lighting plan review

Hello.

Forgot attachment.

regards,

Vikas

On Sun, Aug 7, 2016 at 8:48 PM, Vikas Singh <vs.sheoran@gmail.com> wrote:

Hello Everyone,

On Friday there was no smell. However from Saturday afternoon and on to Sunday (August 8th 2016) evening the whole area smells of rotting meat. Not only myself but my neighbors are witness to it, I left a voice mail to Mr. Bowers at 248.524.3355 informing him of conditions. Smell is unbearable, meaning you can't sit outside on patio, or open any windows of your house, this is in-spite of no heat, weather outside is very pleasant 76degree with cool wind.

regards,

Vikas

On Fri, Aug 5, 2016 at 3:37 PM, Mark F Miller < Mark.Miller@troymi.gov > wrote:

Please see Mr. Bowers inspection report from AUG 5th.

Thank you.

Mark F. Miller | Director of Economic & Community Development | City Manager's Office

City of Troy |500 W. Big Beaver, Troy, MI 48084 | Office: 248.524.3351 |Cell: 248.885.1889 Itroymi.gov

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All,

I just re-inspected the dumpster directly behind the complainant's house again. Although there was an odor standing directly in front of the dumpster, the further back from the dumpster, the odor dissipated. Odor was virtually non-existent 10-15 feet from the dumpster. There was no odor directly behind the dumpster adjacent to the screen wall separating the complainant's property from the shopping center. Standing at the north end of the enclosure with a westerly wind, an odor was apparent, but not overly noxious. Mario from El Patio restaurant saw me and walked over. He advised that he has already contacted Tringali who will deliver a new dumpster next week. I requested that all trash thrown into the dumpster be properly bagged and sealed.

Gary Bowers | Housing & Zoning Inspector

City of Troy |500 W. Big Beaver, Troy, MI 48084 | Office: 248.524.3355 |Cell: 248.885.1833 |G.Bowers@troymi.gov

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From: Vikas Singh [mailto:vs.sheoran@gmail.com]

Sent: Thursday, August 4, 2016 3:56 PM

To: Gary L Bowers < G.Bowers@troymi.gov>

Cc: Mark F Miller < Mark.Miller@troymi.gov>; Paul M Evans <P.Evans@troymi.gov>; Brent Savidant <SavidantB@troymi.gov>

Subject: Re: FW: Troy Gateway Shopping Center Renovation lighting plan

review

Mr. Miller,

On Sunday and Monday this week both the days smell was really bad, it was so bad that you can smell the rotten garbage in the middle of Albany Ct. Not only myself but my neighbors also witnessed it.

As I stated before it all depends when the inspection is conducted, obviously you or your department can't be there all the time however I live here all the time so i know the environment more intricately than any one else. On some days its really really strong rotten smell, on other days not that bad, if the wind blows and its west wards towards house then its really bad for me as its comes right into my house.

Our lives at the moment are very adversely affected by this smell. I can not use my backyard for any normal summer activity that folks do during summer. I am just asking for a solution for summer months.

Thank you

Vikas

On Thu, Aug 4, 2016 at 2:34 PM, Gary L Bowers < G.Bowers@troymi.gov> wrote:

Good afternoon Vikas,

I have just inspected the property and verified that all lids are closed on the dumpsters directly behind your residence with no visible garbage. Although a slight food aroma was observed standing directly in front of the dumpster at

the south end of the enclosure, it was not noxious. I also stood behind the enclosure adjacent to the screen wall that separates your yard from the shopping center and did not verify any odors. A very small stream of liquid was also observed. I have asked El Patio to clean up the stream. approximately 6 foot long and 1 inch wide.

Thank you,

Gary Bowers | Housing & Zoning Inspector

City of Troy |500 W. Big Beaver, Troy, MI 48084 | Office: 248.524.3355 |Cell: 248.885.1833 |G.Bowers@troymi.gov

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From: Vikas Singh [mailto:vs.sheoran@gmail.com]

Sent: Thursday, August 04, 2016 1:52 PM To: Gary L Bowers < G.Bowers@troymi.gov>

Cc: Mark F Miller < Mark.Miller@troymi.gov>; Paul M Evans <P.Evans@troymi.gov>; Brent Savidant <SavidantB@troymi.gov>

Subject: Re: FW: Troy Gateway Shopping Center Renovation lighting plan review

Mr. Miller,

Sir, any update on the solution?

Thank you

Vikas

On Sun, Jul 31, 2016 at 9:48 PM, Vikas Singh <vs.sheoran@gmail.com> wrote:

Mr. Miller,

Please please provide a solution, it stinks as rotten meat. No one should live like this. Through out last year I had informed your office but no one heard my plea.

I PAY TAXES ON TIME AND CONTRIBUTE TO ECONOMY. NO ONE DESERVES TO LIVE LIKE THIS. DO NOT SEND YOUR INSPECTOR TO EVALUATE SITE FOR FIVE MINUTES. PLEASE PROVIDE A SOLUTION.

best regards

Vikas

On Mon, Jul 11, 2016 at 9:24 PM, Vikas Singh <vs.sheoran@gmail.com> wrote:

Hello Mr Bowers:

I disagree. This complaint was filled on Thursday night you inspected site on Monday. Environmental conditions are not similar between then and today, also the dumpsters have been emptied in between.

Smell was exceptionally bad on Thursday. That day it was hot, dry and windy, smell subsided on Friday as temperatures came down. This evening as the garbage bins have started to fill in so has the smell.

I just need some solution that allows me to live my life freely and enjoy having a home. There is nothing that I can do in my backyard. As I have stated before smell is not an issue during winter. Aroma of cooking food is not a problem for me I get that even during winter, problem is smell from rotting meat, food garbage.

Attached is a picture from this evening, these open dumpsters don't help either. I have personally made a request to the worker of El Patio asking to please close them after dumping garbage in them, but to no avail.

This problem can not be generalized by just taking an inspection of the site on a day, there are many factors that exacerbate smell and all of them are out of your or mine control, weather conditions, type of food trash that was dumped, trash collection times etc.

Thank you

Vikas

On Mon, Jul 11, 2016 at 4:28 PM, Gary L Bowers <G.Bowers@troymi.gov> wrote:

Good afternoon Vikas,

I inspected the site today and did not verify any noxious odors, I did however verify the aroma of food cooking which was originating from El Patio restaurant. I completed my inspection at 11:35am today and departed the property. I have attached a photograph taken today of the dumpster located behind your residence.

Thank you,

Gary Bowers | Housing & Zoning Inspector

City of Troy |500 W. Big Beaver, Troy, MI 48084 | Office: 248.524.3355 | Cell: 248.885.1833 | G.Bowers@troymi.gov

"We believe a strong community embraces diversity, promotes innovation, and encourages collaboration. We strive to lead by example within the region. We do this because we want everyone to choose Troy as their community for life. We believe in doing government the best."

From: Mark F Miller

Sent: Monday, July 11, 2016 10:53 AM To: Gary L Bowers < G.Bowers@troymi.gov>

Cc: Paul M Evans < P. Evans@troymi.gov>; Brent Savidant

<SavidantB@troymi.gov>

Subject: FW: FW: Troy Gateway Shopping Center Renovation

lighting plan review

Gary:

Please check this out. Can you talk with Vikas?

Thank you.

Mark F. Miller | Director of Economic & Community Development | City Manager's Office

City of Troy |500 W. Big Beaver, Troy, MI 48084 | Office:

248.524.3351 |Cell: 248.885.1889 |troymi.gov

"We believe a strong community embraces diversity, promotes innovation, and encourages collaboration. We strive to lead by example within the region. We do this because we want everyone to choose Troy as their community for life. We believe in doing government the best."

From: Vikas Singh [mailto:vs.sheoran@gmail.com]

Sent: Thursday, July 7, 2016 10:11 PM To: Mark F Miller < Mark. Miller@troymi.gov>

Cc: Ben Sadik (sadikben@yahoo.com) <sadikben@yahoo.com>;

Harish Gandrothu (gandrothu@hotmail.com) <gandrothu@hotmail.com>; Sridhar Kolluri

(kolluri.sridhar@yahoo.com) <kolluri.sridhar@yahoo.com>; Surendra

Gogineni (sritarun@yahoo.com) <sritarun@yahoo.com>

Subject: Re: FW: Troy Gateway Shopping Center Renovation lighting

plan review

Hello Mr. Miller.

Since October 2015, I have indicated to you and to your staff multiple times that the proximity of garbage to living space is going to make our lives living hell. Unfortunately your staff didn't believe it. Well, It has started now. Summer is here temperatures have risen and so has dead meat and garbage smell. My back yard is useless. I can not open any windows facing backyard, essentially now i am cooped up.

Kindly take appropriate actions and mitigate this nuisance.

Vikas

On Fri, Apr 8, 2016 at 10:14 AM, Mark F Miller <Mark.Miller@troymi.gov> wrote:

Good Morning:

As noted before we are working with the Golden Gate owners to enforce compliance with our codes and regulations related to lighting. Attached is the most current activities.

Thank you.

Mark F. Miller | Director of Economic & Community Development | City Manager's Office

City of Troy |500 W. Big Beaver, Troy, MI 48084 | Office: 248.524.3351 |Cell: 248.885.1889 |troymi.gov

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From: Paul M Evans

Sent: Wednesday, March 30, 2016 3:40 PM

To: 'hanawanamanagement@gmail.com'

<hanawanamanagement@gmail.com>; Jason Gekiere <jasong@tower-construct.com>

Cc: Gary L Bowers < G.Bowers@troymi.gov>; Mark F Miller

<Mark.Miller@troymi.gov>; Brent Savidant

<SavidantB@troymi.gov>

Subject: RE: Troy Gateway Shopping Center Renovation lighting plan review

Nick/Jason:

Thanks for the continued cooperation on this project. We have completed our review of your Photometric Plan dated 3-29-2015. We note that foot candle measurements at north and west boundary of residentially used property at are indicated as zero. This satisfies City Code.

The following needs to be provided so that we can reach compliance on this item:

- Information demonstrating that tilting the two pole fixtures upward 10 degrees will not increase glare (Chapter 39 Zoning Ordinance Section 13.05 C 1 a).
- Verify foot candle measurement height. Measurements at the property line are to be indicated on the vertical plane of the property boundary at a height of 5 feet above grade level - (Chapter 39 Zoning Ordinance Section 13.05 C (2) b.
- Schedule for turning off or reducing lighting intensity between 11:00 pm and sunrise is not indicated (Chapter 39 Zoning Ordinance Section 13.05 C 4).
- Please provide light fixture specifications and cut sheets.
- Please provide light pole specifications.

Please feel free to give me a call if you have any questions.

Paul Evans | Zoning & Compliance Specialist

City of Troy |500 W. Big Beaver, Troy, MI 48084 | Office: 248.524.3359|Cell: 248.885.1841|troymi.gov

"We believe a strong community embraces diversity, promotes innovation, and encourages collaboration. We strive to lead by example within the region. We do this because we want everyone to choose Troy as their community for life. We believe in doing government the best."

From: Brent Savidant

Sent: 25 February, 2016 8:43 AM

To: 'hanawanamanagement@gmail.com' <hanawanamanagement@gmail.com>

Cc: Paul M Evans < P. Evans@troymi.gov>; Gary L Bowers <G.Bowers@troymi.gov>; Mark F Miller <Mark.Miller@troymi.gov> Subject: Troy Gateway Shopping Center Renovation lighting plan

review

Nick:

We have completed our review of your Photometric Plan and Photometric Cut sheets dated 8-15-2014. The lighting improvements are generally compatible with our Lighting requirements in our Zoning Ordinance. However, we note the following conflicts with the Lighting requirements:

- Foot candle measurements exceed 0.1 foot candles along the west and north boundary of residentially used property -(Chapter 39 Zoning Ordinance Section 13.05 C (2) b.
- Measurements at the property line are to be indicated on the vertical plane of the property boundary at a height of 5 feet above grade level - (Chapter 39 Zoning Ordinance Section 13.05 C (2) b.
- The schedule for turning off or reducing lighting intensity between 11:00 pm and sunrise is not indicated (Chapter 39 Zoning Ordinance Section 13.05 C (4).

A copy of Chapter 13.05 is attached for your reference. Please let us know when we can anticipate revised documents.

Again, thank you for your continued cooperation. R. Brent Savidant | Planning Director City of Troy |500 W. Big Beaver, Troy, MI 48084 | Office: 248.524.3364 |Cell: 248.943.0821 troymi.gov "We believe a strong community embraces diversity, promotes innovation, and encourages collaboration. We strive to lead by example within the region. We do this because we want everyone to choose Troy as their community for life. We believe in doing government the best." **Best Regards** Vikas S Sheoran **Best Regards** Vikas S Sheoran

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Best Regards Vikas S Sheoran

Best Regards Vikas S Sheoran

3 attachments





image015.jpg

Vikas Singh <vs.sheoran@gmail.com> To: David Koss < David. Koss@troymi.gov> Cc: Brent Savidant <SavidantB@troymi.gov> Tue, Jul 9, 2019 at 9:52 AM

Hello Mr. Koss,

Can you please inform when you plan to be at the property? i am at work and can try to meet you in person, if not then my wife is at home and she can update you on the situation too.



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Cc: Ben Sadik (sadikben@yahoo.com) <sadikben@yahoo.com>; Harish Gandrothu (gandrothu@hotmail.com)

<gandrothu@hotmail.com>; Sridhar Kolluri

(kolluri.sridhar@yahoo.com) <kolluri.sridhar@yahoo.com>; Surendra Gogineni (sritarun@yahoo.com) <sritarun@yahoo.com>

Subject: Re: FW: Troy Gateway Shopping Center Renovation

lighting plan review

Hello Mr. Miller,

Since October 2015, I have indicated to you and to your staff multiple times that the proximity of garbage to living space is going to make our lives living hell. Unfortunately your staff didn't believe it. Well, It has started now. Summer is here temperatures have risen and so has dead meat and garbage smell. My back yard is useless. I can not open any windows facing backyard, essentially now i am cooped up.

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Thank you.

Mark F. Miller | Director of Economic & Community Development | City Manager's Office

City of Troy |500 W. Big Beaver, Troy, MI 48084 | Office: 248.524.3351 |Cell: 248.885.1889 |troymi.gov cid:image002.png@01CF8BCF.F57B3FA0

"We believe a strong community embraces diversity, promotes innovation, and encourages collaboration. We strive to lead by example within the region. We do this because we want everyone to choose Troy as their community for life. We believe in doing government the best."

From: Paul M Evans

Sent: Wednesday, March 30, 2016 3:40 PM To: 'hanawanamanagement@gmail.com'

<hanawanamanagement@gmail.com>; Jason Gekiere

<jasong@tower-construct.com>

Cc: Gary L Bowers < G.Bowers@troymi.gov>; Mark F Miller

<Mark.Miller@troymi.gov>; Brent Savidant

<SavidantB@troymi.gov>

Subject: RE: Troy Gateway Shopping Center Renovation

lighting plan review

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- Please provide light fixture specifications and cut sheets.
- · Please provide light pole specifications.

Please feel free to give me a call if you have any questions.

Paul Evans | Zoning & Compliance Specialist

City of Troy |500 W. Big Beaver, Troy, MI 48084 | Office: 248.524.3359|Cell: 248.885.1841|troymi.gov cid:image011.jpg@01CF8BD8.30248410

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From: Brent Savidant

Sent: 25 February, 2016 8:43 AM

To: 'hanawanamanagement@gmail.com' <hanawanamanagement@gmail.com>

Cc: Paul M Evans < P. Evans@troymi.gov >; Gary L Bowers

<G.Bowers@troymi.gov>; Mark F Miller

<Mark.Miller@troymi.gov>

Subject: Troy Gateway Shopping Center Renovation lighting

plan review

Nick:

We have completed our review of your Photometric Plan and Photometric Cut sheets dated 8-15-2014. The lighting improvements are generally compatible with our Lighting requirements in our Zoning Ordinance. However, we note the following conflicts with the Lighting requirements:

- Foot candle measurements exceed 0.1 foot candles along the west and north boundary of residentially used property - (Chapter 39 Zoning Ordinance Section 13.05 C (2) b.
- Measurements at the property line are to be indicated on the vertical plane of the property boundary at a height of 5 feet above grade level - (Chapter 39 Zoning Ordinance Section 13.05 C (2) b.
- The schedule for turning off or reducing lighting intensity between 11:00 pm and sunrise is not indicated (Chapter 39 Zoning Ordinance Section 13.05 C (4).

A copy of Chapter 13.05 is attached for your reference. Please let us know when we can anticipate revised documents.

Again, thank you for your continued cooperation.

R. Brent Savidant | Planning Director

City of Troy |500 W. Big Beaver, Troy, MI 48084 | Office: 248.524.3364 |Cell: 248.943.0821 trovmi.gov cid:image011.jpg@01CF8BD8.30248410

"We believe a strong community embraces diversity, promotes innovation, and encourages collaboration. We strive to lead by example within the region. We do this because we want everyone to choose Troy as their community for life. We believe in doing government the best."

[Quoted text hidden]

image007.jpg

1K

David Koss < David.Koss@troymi.gov> To: Vikas Singh <vs.sheoran@gmail.com> Tue, Jul 9, 2019 at 2:10 PM

Already went by. It is not necessary to meet in person. I saw or smelled the dumpster and it smells like you would expect a dumpster to smell like on a hot day. Not over powering, but a trash smell.

From: Vikas Singh [mailto:vs.sheoran@gmail.com]

Sent: Tuesday, July 09, 2019 9:52 AM To: David Koss < David. Koss@troymi.gov> Cc: Brent Savidant < Savidant B@troymi.gov>

Subject: Re: FW: FW: Troy Gateway Shopping Center Renovation lighting plan review

Hello Mr. Koss,

Can you please inform when you plan to be at the property? i am at work and can try to meet you in person, if not then my wife is at home and she can update you on the situation too.

On Tue, Jul 9, 2019 at 8:00 AM David Koss < David. Koss@troymi.gov > wrote:

You are scheduled for today sir.

From: Brent Savidant

Sent: Monday, July 08, 2019 10:11 PM To: 'Vikas Singh' <vs.sheoran@gmail.com>

Cc: Paul M Evans <P.Evans@troymi.gov>; Mark F Miller <Mark.Miller@troymi.gov>; David Koss

<David.Koss@troymi.gov>

Subject: RE: FW: FW: Troy Gateway Shopping Center Renovation lighting plan review

Mr. Singh:

Thank you for the email. Inspector David Koss was copied on your email and will investigate.

cid:133E0EA6-4407-4DB3-87A6-3EBB3F135FD6@cityoftroy.local R. Brent Savidant, AICP

Community Development Directorl City of

Troy

O: 248.524.3366



From: Vikas Singh [mailto:vs.sheoran@gmail.com]

Sent: Monday, July 8, 2019 9:14 PM

To: Brent Savidant <SavidantB@troymi.gov>

Cc: Paul M Evans <P.Evans@troymi.gov>; Mark F Miller <Mark.Miller@troymi.gov>; David Koss

<David.Koss@troymi.gov>

Subject: Re: FW: FW: Troy Gateway Shopping Center Renovation lighting plan review

Hello Mr Savidant,

I just left you a voice mail, smell is so bad today that I can't open my windows that are facing backyard, if I open the patio door we are smelling this foul air on our dining table.

Sir this is not how a citizen should be forced to live, I had informed Mr. Paul Evans in 2015 that placement of these dumpsters is too close to living space and he had assured that city will take care in case a situation arises, that was 2015 and this is 2019 kindly do something to fix this problem.

On Sun, Jul 7, 2019 at 10:27 PM Vikas Singh <vs.sheoran@gmail.com> wrote:

Hello Mr. Savidant,

Since Thursday (July 4th) this week smell has been really bad. Kindly do something about smell. I appreciate your help.

On Mon, Jul 30, 2018 at 6:28 PM Brent Savidant <SavidantB@troymi.gov> wrote:

Mr. Koss copied on this reply.

Sent from my Verizon, Samsung Galaxy smartphone

----- Original message -----

Vikas

Gmail - FW: Troy Gateway Shopping Center Renovation lighting plan review From: Brent Savidant <SavidantB@troymi.gov> Date: 7/30/18 6:07 PM (GMT-05:00) To: Vikas Singh <vs.sheoran@gmail.com>, Paul M Evans <P.Evans@troymi.gov> Cc: Mark F Miller <Mark.Miller@troymi.gov>, Brent Savidant <SavidantB@troymi.gov> Subject: Re: FW: FW: Troy Gateway Shopping Center Renovation lighting plan review Mr. Singh: Please note Mr. Bowers has retired. His replacement is David Koss. I have copied him on this response. He will investigate. R. Brent Savidant Sent from my Verizon, Samsung Galaxy smartphone ----- Original message -----From: Vikas Singh <vs.sheoran@gmail.com> Date: 7/30/18 5:56 PM (GMT-05:00) To: Paul M Evans < P. Evans@troymi.gov> Cc: Mark F Miller <Mark.Miller@troymi.gov>, Paul M Evans <P.Evans@troymi.gov>, Brent Savidant <SavidantB@troymi.gov> Subject: Re: FW: FW: Troy Gateway Shopping Center Renovation lighting plan review Hello Mr. Bowers, I am writing to inform you that the smell problem hasn't gone away, this evening it smells like a dead animal in my backyard. Kindly do something about this issue, these dumpsters need to be moved or fixed.

 $https://mail.google.com/mail/u/0?ik=0499e65544\&view=pt\&search=all\&permthid=thread-f\%3A1531051936004407791\&simpl=msg-f\%3A1531051936004407\dots \\ 100/250=$

3040 Albany Ct.

On Mon, Oct 10, 2016 at 10:08 AM, Paul M Evans < P.Evans@troymi.gov > wrote:

Mr. Sheoran:

Troy does not have a requirement mandating which dumpster tenants use. Rubbish and garbage disposal practices must be sanitary, and cannot violate our odor codes.

Please call me at my office, 248 524-3359 at 3pm. Thank you.

Paul Evans | Zoning & Compliance Specialist

City of Troy I500 W. Big Beaver, Troy, MI 48084 | Office: 248.524.3359ICell: 248.885.1841Itroymi.gov cid:image011.jpg@01CF8BD8.30248410

"We believe a strong community embraces diversity, promotes innovation, and encourages collaboration. We strive to lead by example within the region. We do this because we want everyone to choose Troy as their community for life. We believe in doing government the best."

From: Vikas Singh [mailto:vs.sheoran@gmail.com]

Sent: 07 October, 2016 8:24 PM

To: Mark F Miller < Mark. Miller @troymi.gov>

Cc: Gary L Bowers <G.Bowers@troymi.gov>; Brent Savidant <SavidantB@troymi.gov>; Paul M

Evans < P. Evans@troymi.gov>

Subject: Re: FW: FW: Troy Gateway Shopping Center Renovation lighting plan review

Mr.Evans.

Looks like another food establishment is coming in Golden Gate Plaza behind my house. If this is true then where is that waste going to go? If you put it in dumpsters located behind my house then I will pursue civil action against City and Plaza owners.

You can not put all the food waste in one location, i am sure there are laws that would protect a home owner. I have additional questions for you, I would like to talk to you on Monday, do inform what is good time to call. I can call anytime after 3 pm.

Gmail - FW: Troy Gateway Shopping Center Renovation lighting plan review Thank you Vikas On Fri, Oct 7, 2016 at 10:37 AM, Mark F Miller < Mark.Miller@troymi.gov > wrote: Vikas: Paul Evans and I will stop by about 3 - 3:30. Mark F. Miller | Director of Economic & Community Development | City Manager's Office City of Troy I500 W. Big Beaver, Troy, MI 48084 | Office: 248.524.3351 | ICell: 248.885.1889 | Itroymi.gov 🚅 cid:image001.png@01CF8BCF.F57B3FA0 💆 "We believe a strong community embraces diversity, promotes innovation, and encourages collaboration. We strive to lead by example within the region. We do this because we want everyone to choose Troy as their community for life. We believe in doing government the best." From: Vikas Singh [mailto:vs.sheoran@gmail.com] Sent: Thursday, October 6, 2016 8:55 PM To: Mark F Miller < Mark. Miller @troymi.gov>; Gary L Bowers < G.Bowers @troymi.gov>; Brent Savidant <SavidantB@troymi.gov>; Paul M Evans <P.Evans@troymi.gov> Subject: Fwd: FW: Troy Gateway Shopping Center Renovation lighting plan review Mr. Miller and Staff. Sorry i thought i had sent this email out to Mr.Miller and Staff, this email chain is very long. Smell is still present it comes and goes as wind blows, it was really bad over the weekend, I was mowing lawn this evening and thats when I left a message to Mr. Millers voice mail. I am working from home tomorrow if anyone from city visits the area I can be available between 12 and 4 pm. thank you

Vikas

----- Forwarded message ------

From: Vikas Singh <vs.sheoran@gmail.com>

Date: Wed, Oct 5, 2016 at 11:10 PM

Subject: Re: FW: FW: Troy Gateway Shopping Center Renovation lighting plan review

To: Paul M Evans < P. Evans@troymi.gov>

Mr.Miller and Staff,

Smell is present, it actually didn't leave even after Mr. Evans inspection and remediation. Please do take appropriate actions my patience is wearing out thin.

regards

Vikas

On Wed, Sep 28, 2016 at 7:47 PM, Vikas Singh <vs.sheoran@gmail.com> wrote:

Mr.Evans,

When I left this morning for work smell was there from dumpsters, I just came from work 7:09 PM and smell is present from dumpsters. You just have to stand next to them. Fortunately, wind is not blowing, also it rained this evening therefore I don't have smell on my deck.

As you very well know my property is abutting these dumpsters and there is not much buffer zone between dumpsters and living space, basically if presence of smell is ascertained by standing next to dumpsters or grease container as you witnessed today, that smell gets onto my living space as soon as wind starts to blow. During Summer months its worse.

Mr. Bowers in his last email acknowledged presence of "Sour Smell", today you also acknowledged presence of smell from grease containers. I have other witnesses including neighbors who can attest to presence of disgusting smell.

I am afraid to go back into my own backyard or my deck for the fear of smell.

Please please provide a solution.

Vikas

On Wed, Sep 28, 2016 at 1:23 PM, Paul M Evans < P. Evans@troymi.gov > wrote:

Vikas:

Gary is out training today, so I went to the site. The grease dumpster behind El Patio is of concern when I stood next to it. I have asked Gateway Management to do the same today and contact me to discuss. The other dumpsters in that group were not odorous, one was nearly empty.

Attached are codes dealing with smells, see highlighted text. Troy has other codes addressing odors and smells, but they apply to other types of smells specifically compost piles, waste transfer facilities, and exhaust vents. Thus I did not send them.

Paul Evans | Zoning & Compliance Specialist

City of Troy I500 W. Big Beaver, Troy, MI 48084 | Office: 248.524.3359ICell: cid:image011.jpg@01CF8BD8.30248410

"We believe a strong community embraces diversity, promotes innovation, and encourages collaboration. We strive to lead by example within the region. We do this because we want everyone to choose Troy as their community for life. We believe in doing government the best."

From: Vikas Singh [mailto:vs.sheoran@gmail.com]

Sent: 27 September, 2016 11:27 PM

To: Gary L Bowers < G.Bowers@troymi.gov>

Cc: Mark F Miller <Mark.Miller@troymi.gov>; Brent Savidant <SavidantB@troymi.gov>;

Paul M Evans < P. Evans@troymi.gov>

Subject: Re: FW: FW: Troy Gateway Shopping Center Renovation lighting plan review

Hello Mr. Bowers.

Sour noxious smell was pervasive during this past weekend and today. I was fortunate wind was not blowing in towards my direction today however was not fortunate during weekend (Sat, Sun, Sep 24-26).

Your approach on double bagging is not working. Smell is coming from both dumpsters. For verification all you have to do is stand next to them. Additionally do notice liquid markings permeating from dumpster used by El Patio, after rain they faint, it rained yesterday morning but you can still see markings. I didn't take picture as it was late and dark.

What is City of Troy's ordinance on "Disgusting Smell". Can you please guide where I can find all the regulations pertaining to smell?

2016 Summer is over, solutions provided by city were non productive in resolving this issue. However I sincerely, thank you Mr. Bowers for following up.

Mr. Miller

Gmail - FW: Troy Gateway Shopping Center Renovation lighting plan review Please provide a solution, you have the authority. I and my neighbors can not live like this. Smell issue needs to be resolved once and for all times permanently, if you or city is unable to provide any solution then only option I have is to file a civil suit against city of Troy. I hope it doesn't come to that. Sincerely Vikas . On Tue, Sep 6, 2016 at 12:23 PM, Vikas Singh <vs.sheoran@gmail.com> wrote: Mr. Bowers, This picture is from this morning 9:30 am, there was consistent smell over the weekend. Overnight there was rain that has mitigated it, up until yesterday evening smell was coming from dumpsters. best regards. Vikas. On Thu, Sep 1, 2016 at 4:53 PM, Vikas Singh <vs.sheoran@gmail.com> wrote: Hello Mr. Bowers, What you witnessed today is what I have been subject to every time I had informed on presence of obnoxious sickening smell. This summer (2016) I didn't use my backyard at all, last year and before that i had used it especially in the morning to perform exercise. New dumpster, double bagging etc is not a solution as smell is still present due to environment conditions. For me the problem is exacerbated due to such close proximity of my living space to these dumpsters as I have stated this multiple times. I need a permanent solution to this problem. Mr. Miller beyond doubt it has been verified that there is a larger problem of sickening smell due to location of these dumpsters, please provide a permanent fix. Thank you Mr. Bowers for your efforts. Regards.

Vikas

On Thu, Sep 1, 2016 at 1:27 PM, Gary L Bowers <G.Bowers@troymi.gov> wrote:

Good afternoon Vikas,

As indicated during our conversation at 1:20 this afternoon, a sour, noxious odor was indeed verified in your rear yard. It appeared to originate from the red dumpster utilized by Subway, not the new black dumpster utilized by El Patio. I will contact building management and ask that they contact their tenants and request an alternative method of placing their trash in the dumpster, such as double bagging for example.

Thank you,

Gary Bowers | Housing & Zoning Inspector

City of Troy I500 W. Big Beaver, Troy, MI 48084 | Office: 248.524.3355 | Cell: 248.885.1833 IG.Bowers@troymi.gov

"We believe a strong community embraces diversity, promotes innovation, and encourages collaboration. We strive to lead by example within the region. We do this because we want everyone to choose Troy as their community for life. We believe in doing government the best."

From: Vikas Singh [mailto:vs.sheoran@gmail.com] Sent: Thursday, September 01, 2016 12:59 PM

To: Gary L Bowers < G.Bowers@troymi.gov>

Cc: Mark F Miller <Mark.Miller@troymi.gov>; Brent Savidant <SavidantB@troymi.gov>; Paul

M Evans < P. Evans@troymi.gov>

Subject: Re: FW: FW: Troy Gateway Shopping Center Renovation lighting plan review

Mr. Bowers

At the moment 1:00 pm Thursday September 1st, sickening smell from trash is all over the place, I have a painter doing work outside and he is my witness.

I need a solution.

Vikas Sheoran.

On Tue, Aug 30, 2016 at 1:04 PM, Gary L Bowers <G.Bowers@troymi.gov> wrote:

Good afternoon Vikas.

As previously stated after our conversation at the dumpster today, no odor was apparent behind or to the side of the dumpster. A slight odor was verified 3-4 feet directly in front of the dumpster. As you requested, I have added your comment to the record that the odor was very bad last evening.

Thank you,

Gary Bowers | Housing & Zoning Inspector

City of Troy I500 W. Big Beaver, Troy, MI 48084 | Office: 248.524.3355 ICell: 248.885.1833 IG.Bowers@troymi.gov

"We believe a strong community embraces diversity, promotes innovation, and encourages collaboration. We strive to lead by example within the region. We do this because we want everyone to choose Troy as their community for life. We believe in doing government the best."

From: Vikas Singh [mailto:vs.sheoran@gmail.com]

Sent: Monday, August 29, 2016 8:44 PM To: Gary L Bowers < G.Bowers@troymi.gov>

Cc: Mark F Miller < Mark. Miller@troymi.gov>; Brent Savidant <SavidantB@troymi.gov>; Paul M Evans <P.Evans@troymi.gov>

Subject: Re: FW: FW: Troy Gateway Shopping Center Renovation lighting plan

review

Hello Mr. Bowers,

From dumpsters sickening smell is still present. This evening I tried to sit outside, wind was blowing directly towards me.

It was a pleasant 84 degree weather outside yet as a homeowner I am not able to sit in my own backvard.

Vikas Sheoran

On Tue, Aug 9, 2016 at 3:34 PM, Vikas Singh <vs.sheoran@gmail.com> wrote:

Hello Mr. Bowers,

FYI, Yesterday afternoon new dumpster was put in place behind El Patio Restaurant. I didn't notice any rubber seals (tight seals) around it.

Regards,

Vikas

On Mon, Aug 8, 2016 at 12:49 PM, Vikas Singh <vs.sheoran@gmail.com> wrote:

Hello Mr.Bowers,

As you noted that smell "would come and go depending on the direction of wind", large part of this past weekend wind was blowing directly into our properties. Last time I checked was on Sunday August 7 at 9:50 pm, prior to leaving a second voice mail on your cell phone. Neighbors witnessed it, even my 7 year old stated "it smells bad". This morning when you were inspecting wind wasn't blowing that forcefully in comparison to weekend.

I don't know what validation city is looking for in order to ascertain that there is a problem that needs to be fixed. We can continue to have these inspections and continue to state now wind is blowing this direction or in that direction, facts are there. In summers I cannot use backyard or the deck or open the windows of kitchen or living room.

Regards

Vikas.

On Mon, Aug 8, 2016 at 10:56 AM, Gary L Bowers <G.Bowers@troymi.gov> wrote:

Good morning Vikas,

It was a pleasure meeting you this morning at the dumpster location. Standing directly in front of the dumpster, an odor was observed approximately 5-8 feet from the dumpster, standing behind the dumpster, the odor would come and go depending on the direction of the wind. The dumpster appeared to be in the same condition as the photograph attached to this email that you provided. I called Tringali and spoke to Jen who advised that they can apply a deodorizer to the dumpster each time after it is emptied, they recommend this for restaurants. She will speak to General Manager Bob Z regarding the issues. The new dumpster will be delivered this week.

Thank you,

Gary Bowers | Housing & Zoning Inspector

City of Troy |500 W. Big Beaver, Troy, MI 48084 | Office: 248.524.3355 |Cell: 248.885.1833 | G.Bowers@troymi.gov

"We believe a strong community embraces diversity, promotes innovation, and encourages collaboration. We strive to lead by example within the region. We do this because we want everyone to choose Troy as their community for life. We believe in doing government the best."

From: Vikas Singh [mailto:vs.sheoran@gmail.com]

Sent: Sunday, August 07, 2016 8:54 PM To: Mark F Miller < Mark. Miller @troymi.gov>

Cc: Gary L Bowers < G.Bowers@troymi.gov>; Paul M Evans <P.Evans@troymi.gov>; Brent Savidant <SavidantB@troymi.gov>

Subject: Re: FW: Troy Gateway Shopping Center Renovation lighting plan review

Hello.

Forgot attachment.

regards,

Vikas

On Sun, Aug 7, 2016 at 8:48 PM, Vikas Singh <vs.sheoran@gmail.com> wrote:

Hello Everyone,

On Friday there was no smell. However from Saturday afternoon and on to Sunday (August 8th 2016) evening the whole area smells of rotting meat. Not only myself but my neighbors are witness to it, I left a voice mail to Mr. Bowers at 248.524.3355 informing him of conditions. Smell is unbearable, meaning you can't sit outside on patio, or open any windows of your house, this is in-spite of no heat, weather outside is very pleasant 76degree with cool wind.

regards.

Vikas

On Fri, Aug 5, 2016 at 3:37 PM, Mark F Miller < Mark.Miller@troymi.gov > wrote:

Please see Mr. Bowers inspection report from AUG 5th.

Thank you.

Mark F. Miller | Director of Economic & Community Development | City Manager's Office

City of Troy |500 W. Big Beaver, Troy, MI 48084 | Office: 248.524.3351 |Cell: 248.885.1889 | troymi.gov | cid:image001.png@01CF8BCF.F57B3FA0 cid:image002.png@01CF8BCF.F57B3FA0

"We believe a strong community embraces diversity, promotes innovation, and encourages collaboration. We strive to lead by example within the region. We do this because we want everyone to choose Troy as their community for life. We believe in doing government the best."

All,

I just re-inspected the dumpster directly behind the complainant's house again. Although there was an odor standing directly in front of the dumpster, the further back from the dumpster, the odor dissipated. Odor was virtually non-existent 10-15 feet from the dumpster. There was no odor directly behind the dumpster adjacent to the screen wall separating the complainant's property from the shopping center. Standing at the north end of the enclosure with a westerly wind, an odor was apparent, but not overly noxious. Mario from El Patio restaurant saw me and walked over. He advised that he has already contacted Tringali who will deliver a new dumpster next week. I requested that all trash thrown into the dumpster be properly bagged and sealed.

Gary Bowers | Housing & Zoning Inspector

City of Troy |500 W. Big Beaver, Troy, MI 48084 | Office: 248.524.3355 |Cell: 248.885.1833 |G.Bowers@troymi.gov

"We believe a strong community embraces diversity, promotes innovation, and encourages collaboration. We strive to lead by example within the region. We do this because we want everyone to choose Troy as their community for life. We believe in doing government the best."

From: Vikas Singh [mailto:vs.sheoran@gmail.com]

Sent: Thursday, August 4, 2016 3:56 PM

To: Gary L Bowers < G.Bowers@troymi.gov>

Cc: Mark F Miller < Mark.Miller@troymi.gov>; Paul M Evans <P.Evans@troymi.gov>; Brent Savidant <SavidantB@troymi.gov> Subject: Re: FW: Troy Gateway Shopping Center Renovation lighting plan review

Mr. Miller,

On Sunday and Monday this week both the days smell was really bad, it was so bad that you can smell the rotten garbage in the middle of Albany Ct. Not only myself but my neighbors also witnessed it.

As I stated before it all depends when the inspection is conducted, obviously you or your department can't be there all the time however I live here all the time so i know the environment more intricately than any one else. On some days its really really strong rotten smell, on other days not that bad, if the wind blows and its west wards towards house then its really bad for me as its comes right into my house.

Our lives at the moment are very adversely affected by this smell. I can not use my backyard for any normal summer activity that folks do during summer. I am just asking for a solution for summer months.

Thank you

Vikas

On Thu, Aug 4, 2016 at 2:34 PM, Gary L Bowers < G.Bowers@troymi.gov>

Good afternoon Vikas.

I have just inspected the property and verified that all lids are closed on the dumpsters directly behind your residence with no visible garbage. Although a slight food aroma was observed standing directly in front of the dumpster at the south end of the enclosure, it was not noxious. I also stood behind the enclosure adjacent to the screen wall that separates your yard from the shopping center and did not verify any odors. A very small stream of liquid was also observed. I have asked El Patio to clean up the stream, approximately 6 foot long and 1 inch wide.

Thank you,

Gary Bowers | Housing & Zoning Inspector

City of Troy |500 W. Big Beaver, Troy, MI 48084 | Office: 248.524.3355 |Cell: 248.885.1833 |G.Bowers@troymi.gov

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From: Vikas Singh [mailto:vs.sheoran@gmail.com]

Sent: Thursday, August 04, 2016 1:52 PM To: Gary L Bowers < G.Bowers@troymi.gov>

Cc: Mark F Miller < Mark.Miller@troymi.gov>; Paul M Evans <P.Evans@troymi.gov>; Brent Savidant <SavidantB@troymi.gov>

Subject: Re: FW: Troy Gateway Shopping Center Renovation lighting plan review

Mr. Miller.

Sir, any update on the solution?

Thank you

Vikas

On Sun, Jul 31, 2016 at 9:48 PM, Vikas Singh <vs.sheoran@gmail.com> wrote:

Mr. Miller,

Please please provide a solution, it stinks as rotten meat. No one should live like this. Through out last year I had informed your office but no one heard my plea.

I PAY TAXES ON TIME AND CONTRIBUTE TO ECONOMY. NO ONE DESERVES TO LIVE LIKE THIS. DO NOT SEND YOUR INSPECTOR TO EVALUATE SITE FOR FIVE MINUTES. PLEASE PROVIDE A SOLUTION.

best regards

Vikas

On Mon, Jul 11, 2016 at 9:24 PM, Vikas Singh <vs.sheoran@gmail.com> wrote:

Hello Mr Bowers:

I disagree. This complaint was filled on Thursday night you inspected site on Monday. Environmental conditions are not similar between then and today, also the dumpsters have been emptied in between.

Smell was exceptionally bad on Thursday. That day it was hot, dry and windy, smell subsided on Friday as temperatures came down. This evening as the garbage bins have started to fill in so has the

I just need some solution that allows me to live my life freely and enjoy having a home. There is nothing that I can do in my backyard. As I have stated before smell is not an issue during winter. Aroma of cooking food is not a problem for me I get that even during winter, problem is smell from rotting meat, food garbage.

Attached is a picture from this evening, these open dumpsters don't help either. I have personally made a request to the worker of El Patio asking to please close them after dumping garbage in them, but to no avail.

This problem can not be generalized by just taking an inspection of the site on a day, there are many factors that exacerbate smell and all of them are out of your or mine control, weather conditions, type of food trash that was dumped, trash collection times etc.

Thank you

Vikas

On Mon, Jul 11, 2016 at 4:28 PM, Gary L Bowers <G.Bowers@troymi.gov> wrote:

Good afternoon Vikas.

I inspected the site today and did not verify any noxious odors, I did however verify the aroma of food cooking which was originating from El Patio restaurant. I completed my inspection at 11:35am today and departed the property. I have attached a photograph taken today of the dumpster located behind your residence.

Thank you,

Gary Bowers | Housing & Zoning Inspector

City of Troy |500 W. Big Beaver, Troy, MI 48084 | Office: 248.524.3355 |Cell: 248.885.1833 |G.Bowers@troymi.gov

"We believe a strong community embraces diversity, promotes innovation, and encourages collaboration. We strive to lead by example within the region. We do this because we want everyone to choose Troy as their community for life. We believe in doing government the best."

From: Mark F Miller

Sent: Monday, July 11, 2016 10:53 AM To: Gary L Bowers < G.Bowers@troymi.gov>

Cc: Paul M Evans < P. Evans@troymi.gov >: Brent Savidant

<SavidantB@troymi.gov>

Subject: FW: FW: Troy Gateway Shopping Center Renovation

lighting plan review

Gary:

Please check this out. Can you talk with Vikas?

Thank you.

Mark F. Miller | Director of Economic & Community Development | City Manager's Office

City of Troy |500 W. Big Beaver, Troy, MI 48084 | Office:

248.524.3351 |Cell: 248.885.1889 |troymi.gov cid:image002.png@01CF8BCF.F57B3FA0

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From: Vikas Singh [mailto:vs.sheoran@gmail.com]

Sent: Thursday, July 7, 2016 10:11 PM To: Mark F Miller < Mark. Miller@troymi.gov>

Cc: Ben Sadik (sadikben@yahoo.com) <sadikben@yahoo.com>;

Harish Gandrothu (gandrothu@hotmail.com) <gandrothu@hotmail.com>; Sridhar Kolluri

(kolluri.sridhar@yahoo.com) <kolluri.sridhar@yahoo.com>;

Surendra Gogineni (sritarun@yahoo.com) <sritarun@yahoo.com>

Subject: Re: FW: Troy Gateway Shopping Center Renovation lighting plan review

Hello Mr. Miller.

Since October 2015, I have indicated to you and to your staff multiple times that the proximity of garbage to living space is going to make our lives living hell. Unfortunately your staff didn't believe it. Well, It has started now. Summer is here temperatures have risen and so has dead meat and garbage smell. My back yard is useless. I can not open any windows facing backyard, essentially now i am cooped up.

Kindly take appropriate actions and mitigate this nuisance.

Vikas

On Fri, Apr 8, 2016 at 10:14 AM, Mark F Miller <Mark.Miller@troymi.gov> wrote:

Good Morning:

As noted before we are working with the Golden Gate owners to enforce compliance with our codes and regulations related to lighting. Attached is the most current activities.

Thank you.

Mark F. Miller | Director of Economic & Community Development | City Manager's Office

City of Troy |500 W. Big Beaver, Troy, MI 48084 | Office: 248.524.3351 | Cell: 248.885.1889 | troymi.gov cid:image001.png@01CF8BCF.F57B3FA0 cid:image002.png@01CF8BCF.F57B3FA0

"We believe a strong community embraces diversity, promotes innovation, and encourages collaboration. We strive to lead by example within the region. We do this because we want everyone to choose Troy as their community for life. We believe in doing government the best."

From: Paul M Evans

Sent: Wednesday, March 30, 2016 3:40 PM To: 'hanawanamanagement@gmail.com'

<hanawanamanagement@gmail.com>; Jason Gekiere

<jasong@tower-construct.com>

Cc: Gary L Bowers < G.Bowers@troymi.gov>; Mark F Miller

<Mark.Miller@troymi.gov>; Brent Savidant

<SavidantB@troymi.gov>

Subject: RE: Troy Gateway Shopping Center Renovation lighting plan review

Nick/Jason:

Thanks for the continued cooperation on this project. We have completed our review of your Photometric Plan dated 3-29-2015. We note that foot candle measurements at north and west boundary of residentially used property at are indicated as zero. This satisfies City Code.

The following needs to be provided so that we can reach compliance on this item:

- Information demonstrating that tilting the two pole fixtures upward 10 degrees will not increase glare (Chapter 39 Zoning Ordinance Section 13.05 C 1 a).
- · Verify foot candle measurement height. Measurements at the property line are to be indicated on the vertical plane of the property boundary at a height of 5 feet above grade level - (Chapter 39 Zoning Ordinance Section 13.05 C (2) b.
- Schedule for turning off or reducing lighting intensity between 11:00 pm and sunrise is not indicated (Chapter 39 Zoning Ordinance Section 13.05 C 4).
- Please provide light fixture specifications and cut sheets.
- Please provide light pole specifications.

Please feel free to give me a call if you have any questions.

Paul Evans | Zoning & Compliance Specialist

City of Troy |500 W. Big Beaver, Troy, MI 48084 | Office: 248.524.3359|Cell: 248.885.1841|troymi.gov cid:image011.jpg@01CF8BD8.30248410

"We believe a strong community embraces diversity, promotes innovation, and encourages collaboration. We strive to lead by example within the region. We do this because we want everyone to choose Troy as their community for life. We believe in doing government the best."

From: Brent Savidant

Sent: 25 February, 2016 8:43 AM

To: 'hanawanamanagement@gmail.com' <hanawanamanagement@gmail.com>

Cc: Paul M Evans < P. Evans@troymi.gov>; Gary L Bowers

<G.Bowers@troymi.gov>; Mark F Miller

<Mark.Miller@troymi.gov>

Subject: Troy Gateway Shopping Center Renovation lighting

plan review

Nick:

We have completed our review of your Photometric Plan and Photometric Cut sheets dated 8-15-2014. The lighting improvements are generally compatible with our Lighting requirements in our Zoning Ordinance. However, we note the following conflicts with the Lighting requirements:

- Foot candle measurements exceed 0.1 foot candles along the west and north boundary of residentially used property - (Chapter 39 Zoning Ordinance Section 13.05 C
- Measurements at the property line are to be indicated on the vertical plane of the property boundary at a height of 5 feet above grade level - (Chapter 39 Zoning Ordinance Section 13.05 C (2) b.
- The schedule for turning off or reducing lighting intensity between 11:00 pm and sunrise is not indicated (Chapter 39 Zoning Ordinance Section 13.05 C (4).

A copy of Chapter 13.05 is attached for your reference. Please let us know when we can anticipate revised documents.

Again, thank you for your continued cooperation.

R. Brent Savidant | Planning Director

City of Troy |500 W. Big Beaver, Troy, MI 48084 | Office: 248.524.3364 | Cell: 248.943.0821 troymi.gov cid:image011.jpg@01CF8BD8.30248410

"We believe a strong community embraces diversity, promotes innovation, and encourages collaboration. We strive to lead by example within the region. We do this because we want everyone to choose Troy as their community for life. We believe in doing government the best."

Best Regards Vikas S Sheoran

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Best Regards Vikas S Sheoran Best Regards Vikas S Sheoran **Best Regards** Vikas S Sheoran Best Regards Vikas S Sheoran

Best Regards Vikas S Sheoran

2 attachments



image011.jpg



image012.jpg

Vikas Singh <vs.sheoran@gmail.com> To: David Koss < David.Koss@troymi.gov>

Tue, Jul 9, 2019 at 2:12 PM

It was very overwhelming and overpowering this is exactly why I wanted to meet with you.

[Quoted text hidden]

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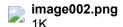
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Vikas Singh <vs.sheoran@gmail.com> To: David Koss < David.Koss@troymi.gov> Tue, Jul 9, 2019 at 2:34 PM

Sir,

I absolutely disagree with you.

Did you notice how close my property is to these dumpsters? From Thursday last week it has been smelling really bad yesterday was worse, i informed planning department and you on Sunday Night.

What is your course of action now?

[Quoted text hidden] [Quoted text hidden]

David Koss < David.Koss@troymi.gov> To: Vikas Singh <vs.sheoran@gmail.com> Tue, Jul 9, 2019 at 2:39 PM

Unsure of why you took a half day off work. No previous appointment was made to meet with you. The first I knew you were thinking of meeting with me was at 2pm when I looked at me emails upon returning from my daily inspections.

From: Vikas Singh [mailto:vs.sheoran@gmail.com]

Sent: Tuesday, July 09, 2019 12:00 PM To: David Koss < David. Koss@troymi.gov> Cc: Brent Savidant <SavidantB@troymi.gov>

Subject: Re: FW: FW: Troy Gateway Shopping Center Renovation lighting plan review

Mr.Koss

I have taken half day off from work to be available to update you on situation. I will be at home. Please reach me when you are performing inspection.

On Tue, Jul 9, 2019, 09:52 Vikas Singh <vs.sheoran@gmail.com> wrote:

Hello Mr. Koss,

Can you please inform when you plan to be at the property? i am at work and can try to meet you in person, if not then my wife is at home and she can update you on the situation too.

On Tue, Jul 9, 2019 at 8:00 AM David Koss < David.Koss@troymi.gov > wrote:

You are scheduled for today sir.

From: Brent Savidant

Sent: Monday, July 08, 2019 10:11 PM To: 'Vikas Singh' <vs.sheoran@gmail.com>

Cc: Paul M Evans <P.Evans@troymi.gov>; Mark F Miller <Mark.Miller@troymi.gov>; David Koss

<David.Koss@troymi.gov>

Subject: RE: FW: FW: Troy Gateway Shopping Center Renovation lighting plan review

Mr. Singh:

Thank you for the email. Inspector David Koss was copied on your email and will investigate.



R. Brent Savidant, AICP

Community Development Directorl City of Troy

O: 248.524.3366



cid:image003.png@01D4D29E.B64C5AB0





cid:image006.png@01D4D29E.B64C5AB0

From: Vikas Singh [mailto:vs.sheoran@gmail.com]

Sent: Monday, July 8, 2019 9:14 PM

To: Brent Savidant < Savidant B@troymi.gov>

Cc: Paul M Evans < P.Evans@troymi.gov>; Mark F Miller < Mark.Miller@troymi.gov>; David Koss

<David.Koss@troymi.gov>

Subject: Re: FW: FW: Troy Gateway Shopping Center Renovation lighting plan review

Hello Mr Savidant,

I just left you a voice mail, smell is so bad today that I can't open my windows that are facing backyard, if I open the patio door we are smelling this foul air on our dining table.

Sir this is not how a citizen should be forced to live, I had informed Mr. Paul Evans in 2015 that placement of these dumpsters is too close to living space and he had assured that city will take care in case a situation arises, that was 2015 and this is 2019 kindly do something to fix this problem.

On Sun, Jul 7, 2019 at 10:27 PM Vikas Singh <vs.sheoran@gmail.com> wrote:

Hello Mr. Savidant,

Since Thursday (July 4th) this week smell has been really bad. Kindly do something about smell. I appreciate your help.

On Mon, Jul 30, 2018 at 6:28 PM Brent Savidant < Savidant B@troymi.gov > wrote:

Mr. Koss copied on this reply.

Sent from my Verizon, Samsung Galaxy smartphone

----- Original message -----

From: Brent Savidant <SavidantB@troymi.gov>

Date: 7/30/18 6:07 PM (GMT-05:00)

To: Vikas Singh <vs.sheoran@gmail.com>, Paul M Evans <P.Evans@troymi.gov>

Cc: Mark F Miller <Mark.Miller@troymi.gov>, Brent Savidant <SavidantB@troymi.gov>

Subject: Re: FW: FW: Troy Gateway Shopping Center Renovation lighting plan review

Mr. Singh:

Please note Mr. Bowers has retired. His replacement is David Koss. I have copied him on this response. He will investigate.

R. Brent Savidant

Sent from my Verizon, Samsung Galaxy smartphone

----- Original message -----

From: Vikas Singh <vs.sheoran@gmail.com>

Date: 7/30/18 5:56 PM (GMT-05:00)

To: Paul M Evans < P. Evans@troymi.gov>

Cc: Mark F Miller < Mark. Miller @troymi.gov >, Paul M Evans < P. Evans @troymi.gov >, Brent Savidant

<SavidantB@troymi.gov>

Subject: Re: FW: FW: Troy Gateway Shopping Center Renovation lighting plan review

Hello Mr. Bowers,

I am writing to inform you that the smell problem hasn't gone away, this evening it smells like a dead animal in my backyard.

Kindly do something about this issue, these dumpsters need to be moved or fixed.

Vikas

3040 Albany Ct.

On Mon, Oct 10, 2016 at 10:08 AM, Paul M Evans < P. Evans@troymi.gov > wrote:

Mr. Sheoran:

Troy does not have a requirement mandating which dumpster tenants use. Rubbish and garbage disposal practices must be sanitary, and cannot violate our odor codes.

Please call me at my office, 248 524-3359 at 3pm. Thank you.

Paul Evans | Zoning & Compliance Specialist

City of Troy I500 W. Big Beaver, Troy, MI 48084 | Office: 248.524.3359ICell: 248.885.1841Itroymi.gov

"We believe a strong community embraces diversity, promotes innovation, and encourages collaboration. We strive to lead by example within the region. We do this because we want everyone to choose Troy as their community for life. We believe in doing government the best."

From: Vikas Singh [mailto:vs.sheoran@gmail.com]

Sent: 07 October, 2016 8:24 PM

To: Mark F Miller < Mark. Miller @troymi.gov>

Cc: Gary L Bowers < G.Bowers@troymi.gov>; Brent Savidant < SavidantB@troymi.gov>; Paul M

Evans < P. Evans@troymi.gov>

Subject: Re: FW: FW: Troy Gateway Shopping Center Renovation lighting plan review

Mr.Evans,

Looks like another food establishment is coming in Golden Gate Plaza behind my house. If this is true then where is that waste going to go? If you put it in dumpsters located behind my house then I will pursue civil action against City and Plaza owners.

You can not put all the food waste in one location, i am sure there are laws that would protect a home owner. I have additional questions for you, I would like to talk to you on Monday, do inform what is good time to call. I can call anytime after 3 pm.

Thank you

Vikas

On Fri, Oct 7, 2016 at 10:37 AM, Mark F Miller < Mark.Miller@troymi.gov > wrote:

Vikas:

Paul Evans and I will stop by about 3 - 3:30.

Mark F. Miller | Director of Economic & Community Development | City Manager's Office

City of Troy I500 W. Big Beaver, Troy, MI 48084 | Office: 248.524.3351 | ICell: 248.885.1889

"We believe a strong community embraces diversity, promotes innovation, and encourages collaboration. We strive to lead by example within the region. We do this because we want everyone to choose Troy as their community for life. We believe in doing government the best."

From: Vikas Singh [mailto:vs.sheoran@gmail.com]

Sent: Thursday, October 6, 2016 8:55 PM

To: Mark F Miller <Mark.Miller@troymi.gov>; Gary L Bowers <G.Bowers@troymi.gov>; Brent

Savidant <SavidantB@troymi.gov>; Paul M Evans <P.Evans@troymi.gov>

Subject: Fwd: FW: Troy Gateway Shopping Center Renovation lighting plan review

Mr. Miller and Staff,

Sorry i thought i had sent this email out to Mr.Miller and Staff, this email chain is very long. Smell is still present it comes and goes as wind blows, it was really bad over the weekend, I was mowing lawn this evening and thats when I left a message to Mr. Millers voice mail. I am working from home tomorrow if anyone from city visits the area I can be available between 12 and 4 pm.

thank you

Vikas

----- Forwarded message ------

From: Vikas Singh <vs.sheoran@gmail.com>

Date: Wed, Oct 5, 2016 at 11:10 PM

Subject: Re: FW: FW: Troy Gateway Shopping Center Renovation lighting plan review

To: Paul M Evans < P. Evans@troymi.gov>

Mr.Miller and Staff,

Smell is present, it actually didn't leave even after Mr. Evans inspection and remediation. Please do take appropriate actions my patience is wearing out thin.

regards

Vikas

On Wed, Sep 28, 2016 at 7:47 PM, Vikas Singh <vs.sheoran@gmail.com> wrote:

Mr.Evans,

When I left this morning for work smell was there from dumpsters, I just came from work 7:09 PM and smell is present from dumpsters. You just have to stand next to them. Fortunately, wind is not blowing, also it rained this evening therefore I don't have smell on my deck.

As you very well know my property is abutting these dumpsters and there is not much buffer zone between dumpsters and living space, basically if presence of smell is ascertained by standing next to dumpsters or grease container as you witnessed today, that smell gets onto my living space as soon as wind starts to blow. During Summer months its worse.

Mr. Bowers in his last email acknowledged presence of "Sour Smell", today you also acknowledged presence of smell from grease containers. I have other witnesses including neighbors who can attest to presence of disgusting smell.

I am afraid to go back into my own backyard or my deck for the fear of smell.

Please please provide a solution.

Vikas

On Wed, Sep 28, 2016 at 1:23 PM, Paul M Evans < P.Evans@troymi.gov > wrote:

Vikas:

Gary is out training today, so I went to the site. The grease dumpster behind El Patio is of concern when I stood next to it. I have asked Gateway Management to do the same today and contact me to discuss. The other dumpsters in that group were not odorous, one was nearly empty.

Attached are codes dealing with smells, see highlighted text. Troy has other codes addressing odors and smells, but they apply to other types of smells specifically compost piles, waste transfer facilities, and exhaust vents. Thus I did not send them.

Paul Evans | Zoning & Compliance Specialist

City of Troy I500 W. Big Beaver, Troy, MI 48084 | Office: 248.524.3359ICell: 248.885.1841ltroymi.gov 🜃 💆

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Gmail - FW: Troy Gateway Shopping Center Renovation lighting plan review From: Vikas Singh [mailto:vs.sheoran@gmail.com] Sent: 27 September, 2016 11:27 PM To: Gary L Bowers < G.Bowers@troymi.gov> Cc: Mark F Miller <Mark.Miller@troymi.gov>; Brent Savidant <SavidantB@troymi.gov>; Paul M Evans < P. Evans@troymi.gov> Subject: Re: FW: FW: Troy Gateway Shopping Center Renovation lighting plan review Hello Mr. Bowers, Sour noxious smell was pervasive during this past weekend and today. I was fortunate wind was not blowing in towards my direction today however was not fortunate during weekend (Sat, Sun, Sep 24-26). Your approach on double bagging is not working. Smell is coming from both dumpsters. For verification all you have to do is stand next to them. Additionally do notice liquid markings permeating from dumpster used by El Patio, after rain they faint, it rained yesterday morning but you can still see markings. I didn't take picture as it was late and dark. What is City of Troy's ordinance on "Disgusting Smell". Can you please guide where I can find all the regulations pertaining to smell? 2016 Summer is over, solutions provided by city were non productive in resolving this issue. However I sincerely, thank you Mr. Bowers for following up. Mr. Miller Please provide a solution, you have the authority. I and my neighbors can not live like this. Smell issue needs to be resolved once and for all times permanently, if you or city is unable to provide any solution then only option I have is to file a civil suit against city of Troy.

I hope it doesn't come to that.

Sincerely

Vikas .

On Tue, Sep 6, 2016 at 12:23 PM, Vikas Singh <vs.sheoran@gmail.com> wrote:

Mr. Bowers,

This picture is from this morning 9:30 am, there was consistent smell over the weekend. Overnight there was rain that has mitigated it, up until yesterday evening smell was coming from dumpsters.

best regards.

Vikas.

On Thu, Sep 1, 2016 at 4:53 PM, Vikas Singh <vs.sheoran@gmail.com> wrote:

Hello Mr. Bowers,

What you witnessed today is what I have been subject to every time I had informed on presence of obnoxious sickening smell. This summer (2016) I didn't use my backyard at all, last year and before that i had used it especially in the morning to perform exercise. New dumpster, double bagging etc is not a solution as smell is still present due to environment conditions. For me the problem is exacerbated due to such close proximity of my living space to these dumpsters as I have stated this multiple times.

I need a permanent solution to this problem. Mr. Miller beyond doubt it has been verified that there is a larger problem of sickening smell due to location of these dumpsters, please provide a permanent fix.

Thank you Mr. Bowers for your efforts.

Regards.

Vikas

On Thu, Sep 1, 2016 at 1:27 PM, Gary L Bowers < G.Bowers@troymi.gov> wrote:

Good afternoon Vikas.

As indicated during our conversation at 1:20 this afternoon, a sour, noxious odor was indeed verified in your rear yard. It appeared to originate from the red dumpster utilized by Subway, not the new black dumpster utilized by El Patio. I will contact building management and ask that they contact their tenants and request an alternative method of placing their trash in the dumpster, such as double bagging for example.

Thank you,

Gary Bowers | Housing & Zoning Inspector

City of Troy I500 W. Big Beaver, Troy, MI 48084 | Office: 248.524.3355 | Cell: 248.885.1833 IG.Bowers@troymi.gov

"We believe a strong community embraces diversity, promotes innovation, and encourages collaboration. We strive to lead by example within the region. We do this because we want everyone to choose Troy as their community for life. We believe in doing government the best."

From: Vikas Singh [mailto:vs.sheoran@gmail.com] Sent: Thursday, September 01, 2016 12:59 PM

To: Gary L Bowers < G.Bowers@troymi.gov>

Cc: Mark F Miller <Mark.Miller@troymi.gov>; Brent Savidant <SavidantB@troymi.gov>;

Paul M Evans < P. Evans@troymi.gov>

Subject: Re: FW: FW: Troy Gateway Shopping Center Renovation lighting plan review

Mr. Bowers

At the moment 1:00 pm Thursday September 1st, sickening smell from trash is all over the place, I have a painter doing work outside and he is my witness.

I need a solution.

Vikas Sheoran.

On Tue, Aug 30, 2016 at 1:04 PM, Gary L Bowers <G.Bowers@troymi.gov> wrote:

Good afternoon Vikas,

As previously stated after our conversation at the dumpster today, no odor was apparent behind or to the side of the dumpster. A slight odor was verified 3-4 feet directly in front of the dumpster. As you requested, I have added your comment to the record that the odor was very bad last evening.

Thank you,

Gary Bowers | Housing & Zoning Inspector

City of Troy I500 W. Big Beaver, Troy, MI 48084 | Office: 248.524.3355 ICell: 248.885.1833 IG.Bowers@troymi.gov

"We believe a strong community embraces diversity, promotes innovation, and encourages collaboration. We strive to lead by example within the region. We do this because we want everyone to choose Troy as their community for life. We believe in doing government the best."

From: Vikas Singh [mailto:vs.sheoran@gmail.com]

Sent: Monday, August 29, 2016 8:44 PM To: Gary L Bowers < G.Bowers@troymi.gov>

Cc: Mark F Miller < Mark. Miller @troymi.gov>; Brent Savidant <SavidantB@troymi.gov>; Paul M Evans <P.Evans@troymi.gov>

Subject: Re: FW: FW: Troy Gateway Shopping Center Renovation lighting

plan review

Hello Mr. Bowers,

From dumpsters sickening smell is still present. This evening I tried to sit outside, wind was blowing directly towards me.

It was a pleasant 84 degree weather outside yet as a homeowner I am not able to sit in my own backyard.

Vikas Sheoran

On Tue, Aug 9, 2016 at 3:34 PM, Vikas Singh <vs.sheoran@gmail.com> wrote:

Hello Mr. Bowers,

FYI, Yesterday afternoon new dumpster was put in place behind El Patio Restaurant. I didn't notice any rubber seals (tight seals) around it.

Regards,

Vikas

On Mon, Aug 8, 2016 at 12:49 PM, Vikas Singh <vs.sheoran@gmail.com> wrote:

Hello Mr.Bowers.

As you noted that smell "would come and go depending on the direction of wind", large part of this past weekend wind was blowing directly into our properties. Last time I checked was on Sunday August 7 at 9:50 pm, prior to leaving a second voice mail on your cell phone. Neighbors witnessed it, even my 7 year old stated "it smells bad". This morning when you were inspecting wind wasn't blowing that forcefully in comparison to weekend.

I don't know what validation city is looking for in order to ascertain that there is a problem that needs to be fixed. We can continue to have these inspections and continue to state now wind is blowing this direction or in that direction, facts are there. In summers I cannot use backyard or the deck or open the windows of kitchen or living room.

Regards

Vikas.

On Mon, Aug 8, 2016 at 10:56 AM, Gary L Bowers < G.Bowers@troymi.gov> wrote:

Good morning Vikas,

It was a pleasure meeting you this morning at the dumpster location. Standing directly in front of the dumpster, an odor was observed approximately 5-8 feet from the dumpster, standing behind the dumpster, the odor would come and go depending on the direction of the wind. The dumpster appeared to be in the same condition as the photograph attached to this email that you provided. I called Tringali and spoke to Jen who advised that they can apply a deodorizer to the dumpster each time after it is emptied, they recommend this for restaurants. She will speak to General Manager Bob Z regarding the issues. The new dumpster will be delivered this week.

Thank you,

Gary Bowers | Housing & Zoning Inspector

City of Troy |500 W. Big Beaver, Troy, MI 48084 | Office: 248.524.3355 |Cell: 248.885.1833 |G.Bowers@troymi.gov

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From: Vikas Singh [mailto:vs.sheoran@gmail.com]

Sent: Sunday, August 07, 2016 8:54 PM To: Mark F Miller < Mark.Miller@troymi.gov>

Cc: Gary L Bowers < G.Bowers@troymi.gov>; Paul M Evans <P.Evans@troymi.gov>; Brent Savidant <SavidantB@troymi.gov>

Subject: Re: FW: Troy Gateway Shopping Center Renovation lighting plan review

Hello,

Forgot attachment.

regards,

Vikas

On Sun, Aug 7, 2016 at 8:48 PM, Vikas Singh <vs.sheoran@gmail.com> wrote:

Hello Everyone,

On Friday there was no smell. However from Saturday afternoon and on to Sunday (August 8th 2016) evening the whole area smells of rotting meat. Not only myself but my neighbors are witness to it, I left a voice mail to Mr. Bowers at 248.524.3355 informing him of conditions. Smell is unbearable, meaning you can't sit outside on patio, or open any windows of your house, this is inspite of no heat, weather outside is very pleasant 76degree with cool wind.

regards,

Vikas

On Fri, Aug 5, 2016 at 3:37 PM, Mark F Miller < Mark. Miller @troymi.gov> wrote:

Please see Mr. Bowers inspection report from AUG 5th.

Thank you.

Mark F. Miller | Director of Economic & Community Development | City Manager's Office

City of Troy |500 W. Big Beaver, Troy, MI 48084 | Office: 248.524.3351 |Cell: 248.885.1889 |troymi.gov

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All,

I just re-inspected the dumpster directly behind the complainant's house again. Although there was an odor standing directly in front of the dumpster, the further back from the dumpster, the odor dissipated. Odor was virtually non-existent 10-15 feet from the dumpster. There was no odor directly behind the dumpster adjacent to the screen wall separating the complainant's property from the shopping center. Standing at the north end of the enclosure with a westerly wind, an odor was apparent, but not overly noxious. Mario from El Patio restaurant saw me and walked over. He advised that he has already contacted Tringali who will deliver a new dumpster next week. I requested that all trash thrown into the dumpster be properly bagged and sealed.

Gary Bowers | Housing & Zoning Inspector

City of Troy |500 W. Big Beaver, Troy, MI 48084 | Office: 248.524.3355 |Cell: 248.885.1833 |G.Bowers@troymi.gov

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From: Vikas Singh [mailto:vs.sheoran@gmail.com]

Sent: Thursday, August 4, 2016 3:56 PM

To: Gary L Bowers < G.Bowers@troymi.gov>

Cc: Mark F Miller < Mark.Miller@troymi.gov>; Paul M Evans <P.Evans@troymi.gov>; Brent Savidant <SavidantB@troymi.gov>

Subject: Re: FW: Troy Gateway Shopping Center Renovation lighting plan

review

Mr. Miller,

On Sunday and Monday this week both the days smell was really bad, it was so bad that you can smell the rotten garbage in the middle of Albany Ct. Not only myself but my neighbors also witnessed it.

As I stated before it all depends when the inspection is conducted, obviously you or your department can't be there all the time however I live here all the time so i know the environment more intricately than any one else. On some days its really really strong rotten smell, on other days not that bad, if the wind blows and its west wards towards house then its really bad for me as its comes right into my house.

Our lives at the moment are very adversely affected by this smell. I can not use my backyard for any normal summer activity that folks do during summer. I am just asking for a solution for summer months.

Thank you

Vikas

On Thu, Aug 4, 2016 at 2:34 PM, Gary L Bowers <G.Bowers@troymi.gov> wrote:

Good afternoon Vikas,

I have just inspected the property and verified that all lids are closed on the dumpsters directly behind your residence with no visible garbage. Although a slight food aroma was observed standing directly in front of the dumpster at the south end of the enclosure, it was not noxious. I also stood behind the enclosure adjacent to the screen wall that separates your yard from the shopping center and did not verify any odors. A very small stream of liquid was also observed. I have asked El Patio to clean up the stream, approximately 6 foot long and 1 inch wide.

Thank you,

Gary Bowers | Housing & Zoning Inspector

City of Troy |500 W. Big Beaver, Troy, MI 48084 | Office: 248.524.3355 |Cell: 248.885.1833 |G.Bowers@troymi.gov

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From: Vikas Singh [mailto:vs.sheoran@gmail.com]

Sent: Thursday, August 04, 2016 1:52 PM To: Gary L Bowers < G.Bowers@troymi.gov>

Cc: Mark F Miller < Mark.Miller@troymi.gov>; Paul M Evans <P.Evans@troymi.gov>; Brent Savidant <SavidantB@troymi.gov>

Subject: Re: FW: Troy Gateway Shopping Center Renovation lighting plan review

Mr. Miller.

Sir, any update on the solution?

Thank you

Vikas

On Sun, Jul 31, 2016 at 9:48 PM, Vikas Singh <vs.sheoran@gmail.com> wrote:

Mr. Miller,

Please please provide a solution, it stinks as rotten meat. No one should live like this. Through out last year I had informed your office but no one heard my plea.

I PAY TAXES ON TIME AND CONTRIBUTE TO ECONOMY. NO ONE DESERVES TO LIVE LIKE THIS. DO NOT SEND YOUR INSPECTOR TO EVALUATE SITE FOR FIVE MINUTES. PLEASE PROVIDE A SOLUTION.

best regards

Vikas

On Mon. Jul 11, 2016 at 9:24 PM, Vikas Singh <vs.sheoran@gmail.com> wrote:

Hello Mr Bowers:

I disagree. This complaint was filled on Thursday night you inspected site on Monday. Environmental conditions are not similar between then and today, also the dumpsters have been emptied in between.

Smell was exceptionally bad on Thursday. That day it was hot, dry and windy, smell subsided on Friday as temperatures came down. This evening as the garbage bins have started to fill in so has the smell.

I just need some solution that allows me to live my life freely and enjoy having a home. There is nothing that I can do in my backyard. As I have stated before smell is not an issue during winter. Aroma of cooking food is not a problem for me I get that even during winter, problem is smell from rotting meat, food garbage.

Attached is a picture from this evening, these open dumpsters don't help either. I have personally made a request to the worker of El Patio asking to please close them after dumping garbage in them, but to no avail.

This problem can not be generalized by just taking an inspection of the site on a day, there are many factors that exacerbate smell and all of them are out of your or mine control, weather conditions, type of food trash that was dumped, trash collection times etc.

Thank you

Vikas

On Mon, Jul 11, 2016 at 4:28 PM, Gary L Bowers <G.Bowers@troymi.gov> wrote:

Good afternoon Vikas,

I inspected the site today and did not verify any noxious odors, I did however verify the aroma of food cooking which was originating from El Patio restaurant. I completed my inspection at 11:35am today and departed the property. I have attached a photograph taken today of the dumpster located behind your residence.

Thank you,

Gary Bowers | Housing & Zoning Inspector

City of Troy |500 W. Big Beaver, Troy, MI 48084 | Office: 248.524.3355 |Cell: 248.885.1833 |G.Bowers@troymi.gov

"We believe a strong community embraces diversity, promotes innovation, and encourages collaboration. We strive to lead by example within the region. We do this because we want everyone to choose Troy as their community for life. We believe in doing government the best."

From: Mark F Miller

Sent: Monday, July 11, 2016 10:53 AM To: Gary L Bowers < G.Bowers@troymi.gov>

Cc: Paul M Evans < P. Evans@troymi.gov>; Brent Savidant

<SavidantB@troymi.gov>

Subject: FW: Troy Gateway Shopping Center Renovation

lighting plan review

Gary:

Please check this out. Can you talk with Vikas?

Thank you.

Mark F. Miller | Director of Economic & Community Development | City Manager's Office

City of Troy |500 W. Big Beaver, Troy, MI 48084 | Office:

248.524.3351 |Cell: 248.885.1889 |troymi.gov

"We believe a strong community embraces diversity, promotes innovation, and encourages collaboration. We strive to lead by example within the region. We do this because we want everyone to choose Troy as their community for life. We believe in doing government the best."

From: Vikas Singh [mailto:vs.sheoran@gmail.com]

Sent: Thursday, July 7, 2016 10:11 PM To: Mark F Miller < Mark. Miller @troymi.gov> Cc: Ben Sadik (sadikben@yahoo.com) <sadikben@yahoo.com>; Harish Gandrothu

(gandrothu@hotmail.com) <gandrothu@hotmail.com>; Sridhar

Kolluri (kolluri.sridhar@yahoo.com)

<kolluri.sridhar@yahoo.com>; Surendra Gogineni (sritarun@yahoo.com) <sritarun@yahoo.com>

Subject: Re: FW: Troy Gateway Shopping Center Renovation

lighting plan review

Hello Mr. Miller,

Since October 2015, I have indicated to you and to your staff multiple times that the proximity of garbage to living space is going to make our lives living hell. Unfortunately your staff didn't believe it. Well, It has started now. Summer is here temperatures have risen and so has dead meat and garbage smell. My back yard is useless. I can not open any windows facing backyard, essentially now i am cooped up.

Kindly take appropriate actions and mitigate this nuisance.

Vikas

On Fri, Apr 8, 2016 at 10:14 AM, Mark F Miller <Mark.Miller@troymi.gov> wrote:

Good Morning:

As noted before we are working with the Golden Gate owners to enforce compliance with our codes and regulations related to lighting. Attached is the most current activities.

Thank you.

Mark F. Miller | Director of Economic & Community Development | City Manager's Office

City of Troy |500 W. Big Beaver, Troy, MI 48084 | Office: 248.524.3351 |Cell: 248.885.1889 |troymi.gov

"We believe a strong community embraces diversity, promotes innovation, and encourages collaboration. We strive to lead by example within the region. We do this because we want everyone to choose Troy as their community for life. We believe in doing government the best."

From: Paul M Evans

Sent: Wednesday, March 30, 2016 3:40 PM To: 'hanawanamanagement@gmail.com'

<a href="mailto:, Jason Gekiere

<iasong@tower-construct.com>

Cc: Gary L Bowers < G.Bowers@troymi.gov >; Mark F Miller

< Mark. Miller@troymi.gov >; Brent Savidant

<<u>SavidantB@troymi.gov</u>>

Subject: RE: Troy Gateway Shopping Center Renovation lighting plan review

Nick/Jason:

Thanks for the continued cooperation on this project. We have completed our review of your Photometric Plan dated 3-29-2015. We note that foot candle measurements at north and west boundary of residentially used property at are indicated as zero. This satisfies City Code.

The following needs to be provided so that we can reach compliance on this item:

- Information demonstrating that tilting the two pole fixtures upward 10 degrees will not increase glare (Chapter 39 Zoning Ordinance Section 13.05 C 1 a).
- · Verify foot candle measurement height. Measurements at the property line are to be indicated on the vertical plane of the property boundary at a height of 5 feet above grade level - (Chapter 39 Zoning Ordinance Section 13.05 C (2) b.
- Schedule for turning off or reducing lighting intensity between 11:00 pm and sunrise is not indicated (Chapter 39 Zoning Ordinance Section 13.05 C 4).
- Please provide light fixture specifications and cut sheets.
- Please provide light pole specifications.

Please feel free to give me a call if you have any questions.

Paul Evans | Zoning & Compliance Specialist

City of Troy |500 W. Big Beaver, Troy, MI 48084 | Office: 248.524.3359|Cell: 248.885.1841|troymi.gov

"We believe a strong community embraces diversity, promotes innovation, and encourages collaboration. We strive to lead by example within the region. We do this because we want everyone to choose Troy as their community for life. We believe in doing government the best."

From: Brent Savidant

Sent: 25 February, 2016 8:43 AM

To: 'hanawanamanagement@gmail.com' <a href="mailto:hanawanamanagement@gmail.com>

Cc: Paul M Evans < P.Evans@troymi.gov>; Gary L Bowers

<<u>G.Bowers@troymi.gov</u>>; Mark F Miller

<Mark.Miller@troymi.gov>

Subject: Troy Gateway Shopping Center Renovation lighting plan review

Nick:

We have completed our review of your Photometric Plan and Photometric Cut sheets dated 8-15-2014. The lighting

improvements are generally compatible with our Lighting requirements in our Zoning Ordinance. However, we note the following conflicts with the Lighting requirements:

- Foot candle measurements exceed 0.1 foot candles along the west and north boundary of residentially used property - (Chapter 39 Zoning Ordinance Section 13.05 C (2) b.
- Measurements at the property line are to be indicated on the vertical plane of the property boundary at a height of 5 feet above grade level - (Chapter 39 Zoning Ordinance Section 13.05 C (2) b.
- The schedule for turning off or reducing lighting intensity between 11:00 pm and sunrise is not indicated (Chapter 39 Zoning Ordinance Section 13.05

A copy of Chapter 13.05 is attached for your reference. Please let us know when we can anticipate revised documents.

Again, thank you for your continued cooperation.

R. Brent Savidant | Planning Director

City of Troy |500 W. Big Beaver, Troy, MI 48084 | Office: 248.524.3364 |Cell: 248.943.0821 troymi.gov

"We believe a strong community embraces diversity. promotes innovation, and encourages collaboration. We strive to lead by example within the region. We do this because we want everyone to choose Troy as their community for life. We believe in doing government the best."

Best Regards Vikas S Sheoran

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Best Regards Vikas S Sheoran Best Regards Vikas S Sheoran Best Regards Vikas S Sheoran **Best Regards** Vikas S Sheoran Best Regards Vikas S Sheoran Best Regards Vikas S Sheoran Best Regards Vikas S Sheoran

Best Regards Vikas S Sheoran

Best Regards Vikas S Sheoran

Best Regards Vikas S Sheoran

2 attachments





Vikas Singh <vs.sheoran@gmail.com> To: David Koss < David.Koss@troymi.gov>

Tue, Jul 9, 2019 at 2:58 PM

Sir.

I took time off such that i can introduce myself to you and update you on this situation in person and try to find a permanent solution, i don't want to waste your time and my time however this is a continuous problem for me. this problem was created by Mr. Paul Evans in 2015, prior to that i was living without any concerns, all these dumpsters were not located at central place prior to 2015. This has been going on for 4 years now.

I just need a permanent solution to this problem.

On Tue, Jul 9, 2019 at 2:39 PM David Koss < David.Koss@troymi.gov > wrote:

Unsure of why you took a half day off work. No previous appointment was made to meet with you. The first I knew you were thinking of meeting with me was at 2pm when I looked at me emails upon returning from my daily inspections.

From: Vikas Singh [mailto:vs.sheoran@gmail.com]

Sent: Tuesday, July 09, 2019 12:00 PM To: David Koss < David. Koss@troymi.gov> Cc: Brent Savidant <SavidantB@troymi.gov>

Subject: Re: FW: FW: Troy Gateway Shopping Center Renovation lighting plan review

Mr.Koss

I have taken half day off from work to be available to update you on situation. I will be at home. Please reach me when you are performing inspection.

On Tue, Jul 9, 2019, 09:52 Vikas Singh <vs.sheoran@gmail.com> wrote:

Hello Mr. Koss,

Can you please inform when you plan to be at the property? i am at work and can try to meet you in person, if not then my wife is at home and she can update you on the situation too.

On Tue, Jul 9, 2019 at 8:00 AM David Koss < David. Koss@troymi.gov > wrote:

You are scheduled for today sir.

From: Brent Savidant

Sent: Monday, July 08, 2019 10:11 PM To: 'Vikas Singh' <vs.sheoran@gmail.com>

Cc: Paul M Evans <P.Evans@troymi.gov>; Mark F Miller <Mark.Miller@troymi.gov>; David Koss

<David.Koss@troymi.gov>

Subject: RE: FW: FW: Troy Gateway Shopping Center Renovation lighting plan review

Mr. Singh:

Thank you for the email. Inspector David Koss was copied on your email and will investigate.



R. Brent Savidant, AICP

Community Development Directorl City of Troy

O: 248.524.3366









From: Vikas Singh [mailto:vs.sheoran@gmail.com]

Sent: Monday, July 8, 2019 9:14 PM

To: Brent Savidant < Savidant B@troymi.gov>

Cc: Paul M Evans <P.Evans@troymi.gov>; Mark F Miller <Mark.Miller@troymi.gov>; David Koss

<David.Koss@troymi.gov>

Subject: Re: FW: FW: Troy Gateway Shopping Center Renovation lighting plan review

Hello Mr Savidant,

I just left you a voice mail, smell is so bad today that I can't open my windows that are facing backyard, if I open the patio door we are smelling this foul air on our dining table.

Sir this is not how a citizen should be forced to live, I had informed Mr. Paul Evans in 2015 that placement of these dumpsters is too close to living space and he had assured that city will take care in case a situation arises, that was 2015 and this is 2019 kindly do something to fix this problem.

On Sun, Jul 7, 2019 at 10:27 PM Vikas Singh <vs.sheoran@gmail.com> wrote:

Hello Mr. Savidant,

Since Thursday (July 4th) this week smell has been really bad. Kindly do something about smell. I appreciate your help.

On Mon, Jul 30, 2018 at 6:28 PM Brent Savidant <SavidantB@troymi.gov> wrote:

Mr. Koss copied on this reply.

Sent from my Verizon, Samsung Galaxy smartphone

----- Original message -----

From: Brent Savidant <SavidantB@troymi.gov>

Date: 7/30/18 6:07 PM (GMT-05:00)

To: Vikas Singh <vs.sheoran@gmail.com>, Paul M Evans <P.Evans@troymi.gov>

Cc: Mark F Miller < Mark. Miller@troymi.gov >, Brent Savidant < Savidant B@troymi.gov >

Subject: Re: FW: FW: Troy Gateway Shopping Center Renovation lighting plan review

Mr. Singh:

Please note Mr. Bowers has retired. His replacement is David Koss. I have copied him on this response. He will investigate.

R. Brent Savidant

Sent from my Verizon, Samsung Galaxy smartphone

----- Original message -----

From: Vikas Singh <vs.sheoran@gmail.com>

Date: 7/30/18 5:56 PM (GMT-05:00)

To: Paul M Evans < P. Evans@troymi.gov>

Cc: Mark F Miller <Mark.Miller@troymi.gov>, Paul M Evans <P.Evans@troymi.gov>, Brent Savidant

<SavidantB@troymi.gov>

Subject: Re: FW: FW: Troy Gateway Shopping Center Renovation lighting plan review

Hello Mr. Bowers,

I am writing to inform you that the smell problem hasn't gone away, this evening it smells like a dead animal in my backyard.

Kindly do something about this issue, these dumpsters need to be moved or fixed.

Vikas

3040 Albany Ct.

On Mon, Oct 10, 2016 at 10:08 AM, Paul M Evans < P. Evans@troymi.gov > wrote:

Mr. Sheoran:

Troy does not have a requirement mandating which dumpster tenants use. Rubbish and garbage disposal practices must be sanitary, and cannot violate our odor codes.

Please call me at my office, 248 524-3359 at 3pm. Thank you.

Paul Evans | Zoning & Compliance Specialist

City of Troy I500 W. Big Beaver, Troy, MI 48084 | Office: 248.524.3359|Cell: 248.885.1841|troymi.gov

"We believe a strong community embraces diversity, promotes innovation, and encourages collaboration. We strive to lead by example within the region. We do this because we want everyone to choose Troy as their community for life. We believe in doing government the best."

From: Vikas Singh [mailto:vs.sheoran@gmail.com]

Sent: 07 October, 2016 8:24 PM

To: Mark F Miller < Mark. Miller @troymi.gov>

Cc: Gary L Bowers <G.Bowers@troymi.gov>; Brent Savidant <SavidantB@troymi.gov>; Paul

M Evans < P. Evans@troymi.gov>

Subject: Re: FW: FW: Troy Gateway Shopping Center Renovation lighting plan review

Mr.Evans,

Looks like another food establishment is coming in Golden Gate Plaza behind my house. If this is true then where is that waste going to go? If you put it in dumpsters located behind my house then I will pursue civil action against City and Plaza owners.

You can not put all the food waste in one location, i am sure there are laws that would protect a home owner. I have additional questions for you, I would like to talk to you on Monday, do inform what is good time to call. I can call anytime after 3 pm.

Thank you

Vikas

On Fri, Oct 7, 2016 at 10:37 AM, Mark F Miller < Mark.Miller@troymi.gov > wrote:

Vikas:

Paul Evans and I will stop by about 3 - 3:30.

Mark F. Miller | Director of Economic & Community Development | City Manager's Office

City of Troy I500 W. Big Beaver, Troy, MI 48084 | Office: 248.524.3351 | ICell: 248.885.1889 Itroymi.gov 👫 💆

"We believe a strong community embraces diversity, promotes innovation, and encourages collaboration. We strive to lead by example within the region. We do this because we want everyone to choose Troy as their community for life. We believe in doing government the best."

From: Vikas Singh [mailto:vs.sheoran@gmail.com]

Sent: Thursday, October 6, 2016 8:55 PM

To: Mark F Miller <Mark.Miller@troymi.gov>; Gary L Bowers <G.Bowers@troymi.gov>; Brent Savidant <SavidantB@troymi.gov>; Paul M Evans <P.Evans@troymi.gov> Subject: Fwd: FW: Troy Gateway Shopping Center Renovation lighting plan review

Mr. Miller and Staff,

Sorry i thought i had sent this email out to Mr.Miller and Staff, this email chain is very long. Smell is still present it comes and goes as wind blows, it was really bad over the weekend, I was mowing lawn this evening and thats when I left a message to Mr. Millers voice mail. I am working from home tomorrow if anyone from city visits the area I can be available between 12 and 4 pm.

thank you

Vikas

Forwarded message -----

From: Vikas Singh <vs.sheoran@gmail.com>

Date: Wed, Oct 5, 2016 at 11:10 PM

Subject: Re: FW: FW: Troy Gateway Shopping Center Renovation lighting plan review

To: Paul M Evans < P. Evans@troymi.gov>

Mr.Miller and Staff,

Smell is present, it actually didn't leave even after Mr. Evans inspection and remediation. Please do take appropriate actions my patience is wearing out thin.

regards

Vikas

On Wed, Sep 28, 2016 at 7:47 PM, Vikas Singh <vs.sheoran@gmail.com> wrote:

Mr.Evans.

When I left this morning for work smell was there from dumpsters, I just came from work 7:09 PM and smell is present from dumpsters. You just have to stand next to them. Fortunately, wind is not blowing, also it rained this evening therefore I don't have smell on my deck.

As you very well know my property is abutting these dumpsters and there is not much buffer zone between dumpsters and living space, basically if presence of smell is ascertained by standing next to dumpsters or grease container as you witnessed today, that smell gets onto my living space as soon as wind starts to blow. During Summer months its worse.

Mr. Bowers in his last email acknowledged presence of "Sour Smell", today you also acknowledged presence of smell from grease containers. I have other witnesses including neighbors who can attest to presence of disgusting smell.

I am afraid to go back into my own backyard or my deck for the fear of smell.

Please please provide a solution.

Vikas

On Wed, Sep 28, 2016 at 1:23 PM, Paul M Evans < P. Evans@troymi.gov > wrote:

Vikas:

Gary is out training today, so I went to the site. The grease dumpster behind El Patio is of concern when I stood next to it. I have asked Gateway Management to do the same today and contact me to discuss. The other dumpsters in that group were not odorous, one was nearly empty.

Attached are codes dealing with smells, see highlighted text. Troy has other codes addressing odors and smells, but they apply to other types of smells specifically compost piles, waste transfer facilities, and exhaust vents. Thus I did not send them.

Paul Evans | Zoning & Compliance Specialist

City of Troy I500 W. Big Beaver, Troy, MI 48084 | Office: 248.524.3359ICell: 248.885.1841ltroymi.gov 🚮 💆

"We believe a strong community embraces diversity, promotes innovation, and encourages collaboration. We strive to lead by example within the region. We do this because we want everyone to choose Troy as their community for life. We believe in doing government the best."

From: Vikas Singh [mailto:vs.sheoran@gmail.com] Sent: 27 September, 2016 11:27 PM To: Gary L Bowers <g.bowers@troymi.gov> Cc: Mark F Miller <mark.miller@troymi.gov>; Brent Savidant <savidantb@troymi.gov>; Paul M Evans <p.evans@troymi.gov> Subject: Re: FW: FW: Troy Gateway Shopping Center Renovation lighting plan review</p.evans@troymi.gov></savidantb@troymi.gov></mark.miller@troymi.gov></g.bowers@troymi.gov>
Hello Mr. Bowers,
Sour noxious smell was pervasive during this past weekend and today. I was fortunate wind was not blowing in towards my direction today however was not fortunate during weekend (Sat, Sun, Sep 24-26).
Your approach on double bagging is not working. Smell is coming from both dumpsters. For verification all you have to do is stand next to them. Additionally do notice liquid markings permeating from dumpster used by El Patio, after rain they faint, it rained yesterday morning but you can still see markings. I didn't take picture as it was late and dark.
What is City of Troy's ordinance on "Disgusting Smell". Can you please guide where I can find all the regulations pertaining to smell?
2016 Summer is over, solutions provided by city were non productive in resolving this issue. However I sincerely, thank you Mr. Bowers for following up.
Mr. Miller
Please provide a solution, you have the authority. I and my neighbors can not live like this. Smell issue needs to be resolved once and for all times permanently, if you or city is unable to provide any solution then only option I have is to file a civil suit against city of Troy.
I hope it doesn't come to that.
Sincerely

Vikas .

On Tue, Sep 6, 2016 at 12:23 PM, Vikas Singh <vs.sheoran@gmail.com> wrote:

Mr. Bowers,

This picture is from this morning 9:30 am, there was consistent smell over the weekend. Overnight there was rain that has mitigated it, up until yesterday evening smell was coming from dumpsters.

best regards.

Vikas.

On Thu, Sep 1, 2016 at 4:53 PM, Vikas Singh <vs.sheoran@gmail.com> wrote:

Hello Mr. Bowers.

What you witnessed today is what I have been subject to every time I had informed on presence of obnoxious sickening smell. This summer (2016) I didn't use my backyard at all, last year and before that i had used it especially in the morning to perform exercise. New dumpster, double bagging etc is not a solution as smell is still present due to environment conditions. For me the problem is exacerbated due to such close proximity of my living space to these dumpsters as I have stated this multiple times.

I need a permanent solution to this problem. Mr. Miller beyond doubt it has been verified that there is a larger problem of sickening smell due to location of these dumpsters, please provide a permanent fix.

Thank you Mr. Bowers for your efforts.

Regards.

Vikas

On Thu, Sep 1, 2016 at 1:27 PM, Gary L Bowers <G.Bowers@troymi.gov> wrote:

Good afternoon Vikas.

As indicated during our conversation at 1:20 this afternoon, a sour, noxious odor was indeed verified in your rear yard. It appeared to originate from the red dumpster utilized by Subway, not the new black dumpster utilized by El Patio. I will contact building management and ask that they contact their tenants and request an alternative method of placing their trash in the dumpster, such as double bagging for example.

Thank you,

Gary Bowers | Housing & Zoning Inspector

City of Troy I500 W. Big Beaver, Troy, MI 48084 | Office: 248.524.3355 | Cell: 248.885.1833 IG.Bowers@troymi.gov

"We believe a strong community embraces diversity, promotes innovation, and encourages collaboration. We strive to lead by example within the region. We do this because we want everyone to choose Troy as their community for life. We believe in doing government the best."

From: Vikas Singh [mailto:vs.sheoran@gmail.com] Sent: Thursday, September 01, 2016 12:59 PM

To: Gary L Bowers < G.Bowers@troymi.gov>

Cc: Mark F Miller <Mark.Miller@troymi.gov>; Brent Savidant <SavidantB@troymi.gov>;

Paul M Evans < P. Evans@troymi.gov>

Subject: Re: FW: FW: Troy Gateway Shopping Center Renovation lighting plan review

Mr. Bowers

At the moment 1:00 pm Thursday Septermber 1st, sickening smell from trash is all over the place, I have a painter doing work outside and he is my witness.

I need a solution.

Vikas Sheoran.

On Tue, Aug 30, 2016 at 1:04 PM, Gary L Bowers < G.Bowers@troymi.gov> wrote:

Good afternoon Vikas.

As previously stated after our conversation at the dumpster today, no odor was apparent behind or to the side of the dumpster. A slight odor was verified 3-4 feet directly in front of the dumpster. As you requested, I have added your comment to the record that the odor was very bad last evening.

Thank you,

Gary Bowers | Housing & Zoning Inspector

City of Troy I500 W. Big Beaver, Troy, MI 48084 | Office: 248.524.3355 | Cell: 248.885.1833 IG.Bowers@troymi.gov

"We believe a strong community embraces diversity, promotes innovation, and encourages collaboration. We strive to lead by example within the region. We do this because we want everyone to choose Troy as their community for life. We believe in doing government the best."

From: Vikas Singh [mailto:vs.sheoran@gmail.com]

Sent: Monday, August 29, 2016 8:44 PM To: Gary L Bowers < G.Bowers@troymi.gov>

Cc: Mark F Miller < Mark. Miller @troymi.gov>; Brent Savidant <SavidantB@troymi.gov>; Paul M Evans <P.Evans@troymi.gov>

Subject: Re: FW: FW: Troy Gateway Shopping Center Renovation lighting

plan review

Hello Mr. Bowers,

From dumpsters sickening smell is still present. This evening I tried to sit outside, wind was blowing directly towards me.

It was a pleasant 84 degree weather outside yet as a homeowner I am not able to sit in my own backyard.

Vikas Sheoran

On Tue, Aug 9, 2016 at 3:34 PM, Vikas Singh <vs.sheoran@gmail.com> wrote:

Hello Mr. Bowers,

FYI, Yesterday afternoon new dumpster was put in place behind El Patio Restaurant. I didn't notice any rubber seals (tight seals) around it.

Regards,

Vikas

On Mon, Aug 8, 2016 at 12:49 PM, Vikas Singh <vs.sheoran@gmail.com> wrote:

Hello Mr.Bowers,

As you noted that smell "would come and go depending on the direction of wind", large part of this past weekend wind was blowing directly into our properties. Last time I checked was on Sunday August 7 at 9:50 pm, prior to leaving a second voice mail on your cell phone. Neighbors witnessed it, even my 7 year old stated "it smells bad". This morning when you were inspecting wind wasn't blowing that forcefully in comparison to weekend.

I don't know what validation city is looking for in order to ascertain that there is a problem that needs to be fixed. We can continue to have these inspections and continue to state now wind is blowing this direction or in that direction, facts are there. In summers I cannot use backyard or the deck or open the windows of kitchen or living room.

Regards

Vikas.

On Mon, Aug 8, 2016 at 10:56 AM, Gary L Bowers < G.Bowers@troymi.gov> wrote:

Good morning Vikas,

It was a pleasure meeting you this morning at the dumpster location. Standing directly in front of the dumpster, an odor was observed approximately 5-8 feet from the dumpster, standing behind the dumpster, the odor would come and go depending on the direction of the wind. The dumpster appeared to be in the same condition as the photograph attached to this email that you provided. I called Tringali and spoke to Jen who advised that they can apply a deodorizer to the dumpster each time after it is emptied, they recommend this for restaurants. She will speak to General Manager Bob Z regarding the issues. The new dumpster will be delivered this week.

Thank you,

Gary Bowers | Housing & Zoning Inspector

City of Troy |500 W. Big Beaver, Troy, MI 48084 | Office: 248.524.3355 |Cell: 248.885.1833 |G.Bowers@troymi.gov

"We believe a strong community embraces diversity, promotes innovation, and encourages collaboration. We strive to lead by example within the region. We do this because we want everyone to choose Troy as their community for life. We believe in doing government the best."

From: Vikas Singh [mailto:vs.sheoran@gmail.com]

Sent: Sunday, August 07, 2016 8:54 PM To: Mark F Miller < Mark. Miller@troymi.gov>

Cc: Gary L Bowers < G.Bowers@troymi.gov>; Paul M Evans <P.Evans@troymi.gov>; Brent Savidant <SavidantB@troymi.gov>

Subject: Re: FW: Troy Gateway Shopping Center Renovation lighting plan review

Hello,

Forgot attachment.

regards.

Vikas

On Sun, Aug 7, 2016 at 8:48 PM, Vikas Singh <vs.sheoran@gmail.com> wrote:

Hello Everyone,

On Friday there was no smell. However from Saturday afternoon and on to Sunday (August 8th 2016) evening the whole area smells of rotting meat. Not only myself but my neighbors are witness to it, I left a voice mail to Mr. Bowers at 248.524.3355 informing him of conditions. Smell is unbearable, meaning you can't sit outside on patio, or open any windows of your house, this is in-spite of no heat, weather outside is very pleasant 76degree with cool wind.

regards,

Vikas

On Fri, Aug 5, 2016 at 3:37 PM, Mark F Miller < Mark.Miller@troymi.gov> wrote:

Please see Mr. Bowers inspection report from AUG 5th.

Thank you.

Mark F. Miller | Director of Economic & Community Development | City Manager's Office

City of Troy |500 W. Big Beaver, Troy, MI 48084 | Office: 248.524.3351 |Cell: 248.885.1889 |troymi.gov

"We believe a strong community embraces diversity, promotes innovation, and encourages collaboration. We strive to lead by example within the region. We do this because we want everyone to choose Troy as their community for life. We believe in doing government the best."

All,

I just re-inspected the dumpster directly behind the complainant's house again. Although there was an odor standing directly in front of the dumpster, the further back from the dumpster, the odor dissipated. Odor was virtually non-existent 10-15 feet from the dumpster. There was no odor directly behind the dumpster adjacent to the screen wall separating the complainant's property from the shopping center. Standing at the north end of the enclosure with a westerly wind, an odor was apparent, but not overly noxious. Mario from El Patio restaurant saw me and walked over. He advised that he has already contacted Tringali who will deliver a new dumpster next week. I requested that all trash thrown into the dumpster be properly bagged and sealed.

Gary Bowers | Housing & Zoning Inspector

City of Troy |500 W. Big Beaver, Troy, MI 48084 | Office: 248.524.3355 |Cell: 248.885.1833 |G.Bowers@troymi.gov

"We believe a strong community embraces diversity, promotes innovation, and encourages collaboration. We strive to lead by example within the region. We do this because we want everyone to choose Troy as their community for life. We believe in doing government the best."

From: Vikas Singh [mailto:vs.sheoran@gmail.com]

Sent: Thursday, August 4, 2016 3:56 PM

To: Gary L Bowers < G.Bowers@troymi.gov>

Cc: Mark F Miller < Mark.Miller@troymi.gov>; Paul M Evans <P.Evans@troymi.gov>; Brent Savidant <SavidantB@troymi.gov>

Subject: Re: FW: Troy Gateway Shopping Center Renovation lighting

plan review

Mr. Miller,

On Sunday and Monday this week both the days smell was really bad, it was so bad that you can smell the rotten garbage in the middle of Albany Ct. Not only myself but my neighbors also witnessed it.

As I stated before it all depends when the inspection is conducted, obviously you or your department can't be there all the time however I live here all the time so i know the environment more intricately than any one else. On some days its really really strong rotten smell, on other days not that bad, if the wind blows and its west wards towards house then its really bad for me as its comes right into my house.

Our lives at the moment are very adversely affected by this smell. I can not use my backyard for any normal summer activity that folks do during summer. I am just asking for a solution for summer months.

Thank you

Vikas

On Thu, Aug 4, 2016 at 2:34 PM, Gary L Bowers <G.Bowers@troymi.gov> wrote:

Good afternoon Vikas.

I have just inspected the property and verified that all lids are closed on the dumpsters directly behind your residence with no visible garbage. Although a slight food aroma was observed standing directly in front of the dumpster at the south end of the enclosure, it was not noxious. I also stood behind the enclosure adjacent to the screen wall that separates your yard from the shopping center and did not verify any odors. A very small stream of liquid was also observed. I have asked El Patio to clean up the stream, approximately 6 foot long and 1 inch wide.

Thank you,

Gary Bowers | Housing & Zoning Inspector

City of Troy |500 W. Big Beaver, Troy, MI 48084 | Office: 248.524.3355 |Cell: 248.885.1833 |G.Bowers@troymi.gov

"We believe a strong community embraces diversity, promotes innovation, and encourages collaboration. We strive to lead by example within the region. We do this because we want everyone to choose Troy as their community for life. We believe in doing government the best."

From: Vikas Singh [mailto:vs.sheoran@gmail.com]

Sent: Thursday, August 04, 2016 1:52 PM To: Gary L Bowers < G.Bowers@troymi.gov>

Cc: Mark F Miller < Mark.Miller@troymi.gov>; Paul M Evans <P.Evans@troymi.gov>; Brent Savidant <SavidantB@troymi.gov>

Subject: Re: FW: Troy Gateway Shopping Center Renovation lighting plan review

Mr. Miller,

Sir, any update on the solution?

Thank you

Vikas

On Sun, Jul 31, 2016 at 9:48 PM, Vikas Singh <vs.sheoran@gmail.com> wrote:

Mr. Miller,

Please please provide a solution, it stinks as rotten meat. No one should live like this. Through out last year I had informed your office but no one heard my plea.

I PAY TAXES ON TIME AND CONTRIBUTE TO ECONOMY, NO ONE DESERVES TO LIVE LIKE THIS. DO NOT SEND YOUR INSPECTOR TO EVALUATE SITE FOR FIVE MINUTES. PLEASE PROVIDE A SOLUTION.

best regards

Vikas

On Mon, Jul 11, 2016 at 9:24 PM, Vikas Singh <vs.sheoran@gmail.com> wrote:

Hello Mr Bowers:

I disagree. This complaint was filled on Thursday night you inspected site on Monday. Environmental conditions are not similar between then and today, also the dumpsters have been emptied in between.

Smell was exceptionally bad on Thursday. That day it was hot. dry and windy, smell subsided on Friday as temperatures came down. This evening as the garbage bins have started to fill in so has the smell.

I just need some solution that allows me to live my life freely and enjoy having a home. There is nothing that I can do in my backyard. As I have stated before smell is not an issue during winter. Aroma of cooking food is not a problem for me I get that even during winter, problem is smell from rotting meat, food garbage.

Attached is a picture from this evening, these open dumpsters don't help either. I have personally made a request to the worker of El Patio asking to please close them after dumping garbage in them, but to no avail.

This problem can not be generalized by just taking an inspection of the site on a day, there are many factors that exacerbate smell and all of them are out of your or mine control, weather conditions, type of food trash that was dumped, trash collection times etc.

Thank you

Vikas

On Mon, Jul 11, 2016 at 4:28 PM, Gary L Bowers <G.Bowers@troymi.gov> wrote:

Good afternoon Vikas.

I inspected the site today and did not verify any noxious odors, I did however verify the aroma of food cooking which was originating from El Patio restaurant. I completed my inspection at 11:35am today and departed the property. I have attached a photograph taken today of the dumpster located behind your residence.

Thank you,

Gary Bowers | Housing & Zoning Inspector

City of Troy |500 W. Big Beaver, Troy, MI 48084 | Office: 248.524.3355 |Cell: 248.885.1833 |G.Bowers@troymi.gov

"We believe a strong community embraces diversity, promotes innovation, and encourages collaboration. We strive to lead by example within the region. We do this because we want everyone to choose Troy as their community for life. We believe in doing government the best."

From: Mark F Miller

Sent: Monday, July 11, 2016 10:53 AM To: Gary L Bowers < G.Bowers@troymi.gov>

Cc: Paul M Evans < P. Evans@troymi.gov>; Brent Savidant

<SavidantB@troymi.gov>

Subject: FW: FW: Troy Gateway Shopping Center

Renovation lighting plan review

Gary:

Please check this out. Can you talk with Vikas?

Thank you.

Mark F. Miller | Director of Economic & Community Development | City Manager's Office

City of Troy |500 W. Big Beaver, Troy, MI 48084 | Office: 248.524.3351 |Cell: 248.885.1889 |troymi.gov cid:image001.png@01CF8BCF.F57B3FA0 cid:image002.png@01CF8BCF.F57B3FA0

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From: Vikas Singh [mailto:vs.sheoran@gmail.com]

Sent: Thursday, July 7, 2016 10:11 PM To: Mark F Miller < Mark.Miller@troymi.gov> Cc: Ben Sadik (sadikben@yahoo.com) <sadikben@yahoo.com>; Harish Gandrothu (gandrothu@hotmail.com) <gandrothu@hotmail.com>; Sridhar Kolluri (kolluri.sridhar@yahoo.com) <kolluri.sridhar@yahoo.com>; Surendra Gogineni (sritarun@yahoo.com) <sritarun@yahoo.com>

Subject: Re: FW: Troy Gateway Shopping Center Renovation lighting plan review

Hello Mr. Miller,

Since October 2015, I have indicated to you and to your staff multiple times that the proximity of garbage to living space is going to make our lives living hell. Unfortunately your staff didn't believe it. Well, It has started now. Summer is here temperatures have risen and so has dead meat and garbage smell. My back yard is useless. I can not open any windows facing backyard, essentially now i am cooped up.

Kindly take appropriate actions and mitigate this nuisance.

Vikas

On Fri, Apr 8, 2016 at 10:14 AM, Mark F Miller <Mark.Miller@troymi.gov> wrote:

Good Morning:

As noted before we are working with the Golden Gate owners to enforce compliance with our codes and regulations related to lighting. Attached is the most current activities.

Thank you.

Mark F. Miller | Director of Economic & Community Development | City Manager's Office

City of Troy |500 W. Big Beaver, Troy, MI 48084 | Office: 248.524.3351 |Cell: 248.885.1889 |troymi.gov cid:image001.png@01CF8BCF.F57B3FA0

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From: Paul M Evans

Sent: Wednesday, March 30, 2016 3:40 PM To: 'hanawanamanagement@gmail.com'

<<u>hanawanamanagement@gmail.com</u>>; Jason Gekiere

<jasong@tower-construct.com>

Cc: Gary L Bowers < G.Bowers@troymi.gov >; Mark F Miller

< Mark. Miller@troymi.gov >; Brent Savidant

<SavidantB@troymi.gov>

Subject: RE: Troy Gateway Shopping Center Renovation lighting plan review

Nick/Jason:

Thanks for the continued cooperation on this project. We have completed our review of your Photometric Plan dated 3-29-2015. We note that foot candle measurements at north and west boundary of residentially used property at are indicated as zero. This satisfies City Code.

The following needs to be provided so that we can reach compliance on this item:

- Information demonstrating that tilting the two pole fixtures upward 10 degrees will not increase glare (Chapter 39 Zoning Ordinance Section 13.05 C 1 a).
- · Verify foot candle measurement height. Measurements at the property line are to be indicated on the vertical plane of the property boundary at a height of 5 feet above grade level -(Chapter 39 Zoning Ordinance Section 13.05 C (2)
- Schedule for turning off or reducing lighting intensity between 11:00 pm and sunrise is not indicated (Chapter 39 Zoning Ordinance Section 13.05 C 4).
- Please provide light fixture specifications and cut sheets.
- · Please provide light pole specifications.

Please feel free to give me a call if you have any questions.

Paul Evans | Zoning & Compliance Specialist

City of Troy |500 W. Big Beaver, Troy, MI 48084 | Office: 248.524.3359|Cell: 248.885.1841|troymi.gov cid:image010.jpg@01CF8BD8.30248410

"We believe a strong community embraces diversity, promotes innovation, and encourages collaboration. We strive to lead by example within the region. We do this because we want everyone to choose Troy as their

community for life. We believe in doing government the best."

From: Brent Savidant

Sent: 25 February, 2016 8:43 AM

To: 'hanawanamanagement@gmail.com' <hanawanamanagement@gmail.com>

Cc: Paul M Evans < P.Evans@troymi.gov >; Gary L Bowers

<<u>G.Bowers@troymi.gov</u>>; Mark F Miller

< Mark. Miller@troymi.gov>

Subject: Troy Gateway Shopping Center Renovation

lighting plan review

Nick:

We have completed our review of your Photometric Plan and Photometric Cut sheets dated 8-15-2014. The lighting improvements are generally compatible with our Lighting requirements in our Zoning Ordinance. However, we note the following conflicts with the Lighting requirements:

- Foot candle measurements exceed 0.1 foot candles along the west and north boundary of residentially used property - (Chapter 39 Zoning Ordinance Section 13.05 C (2) b.
- Measurements at the property line are to be indicated on the vertical plane of the property boundary at a height of 5 feet above grade level -(Chapter 39 Zoning Ordinance Section 13.05 C (2)
- The schedule for turning off or reducing lighting intensity between 11:00 pm and sunrise is not indicated (Chapter 39 Zoning Ordinance Section 13.05 C (4).

A copy of Chapter 13.05 is attached for your reference. Please let us know when we can anticipate revised documents.

Again, thank you for your continued cooperation.

R. Brent Savidant | Planning Director

City of Troy |500 W. Big Beaver, Troy, MI 48084 | Office: 248.524.3364 |Cell: 248.943.0821 troymi.gov cid:image010.jpg@01CF8BD8.30248410

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Best Regards Vikas S Sheoran 8/30/2021

Best Regards Vikas S Sheoran

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Vikas Singh <vs.sheoran@gmail.com> To: David Koss < David. Koss@troymi.gov> Tue, Jul 9, 2019 at 3:12 PM

Sir

I was standing on the deck just now and wind has picked up and it smells more than what you described earlier. Some more information - city provided a relief to home owners living on continental drive same solution was proposed but wasn't followed through.

On Tue, Jul 9, 2019 at 2:58 PM Vikas Singh <vs.sheoran@gmail.com> wrote: Sir,

I took time off such that i can introduce myself to you and update you on this situation in person and try to find a permanent solution, i don't want to waste your time and my time however this is a continuous problem for me. this problem was created by Mr. Paul Evans in 2015, prior to that i was living without any concerns, all these dumpsters were not located at central place prior to 2015. This has been going on for 4 years now.

I just need a permanent solution to this problem.

On Tue, Jul 9, 2019 at 2:39 PM David Koss < David.Koss@troymi.gov > wrote:

Unsure of why you took a half day off work. No previous appointment was made to meet with you. The first I knew you were thinking of meeting with me was at 2pm when I looked at me emails upon returning from my daily inspections.

From: Vikas Singh [mailto:vs.sheoran@gmail.com]

Sent: Tuesday, July 09, 2019 12:00 PM To: David Koss < David. Koss@troymi.gov> Cc: Brent Savidant < Savidant B@troymi.gov>

Subject: Re: FW: FW: Troy Gateway Shopping Center Renovation lighting plan review

Mr.Koss

I have taken half day off from work to be available to update you on situation. I will be at home. Please reach me when you are performing inspection.

On Tue, Jul 9, 2019, 09:52 Vikas Singh <vs.sheoran@gmail.com> wrote:

Hello Mr. Koss,

Can you please inform when you plan to be at the property? i am at work and can try to meet you in person, if not then my wife is at home and she can update you on the situation too.

On Tue, Jul 9, 2019 at 8:00 AM David Koss < David. Koss@troymi.gov > wrote:

You are scheduled for today sir.

From: Brent Savidant

Sent: Monday, July 08, 2019 10:11 PM To: 'Vikas Singh' <vs.sheoran@gmail.com>

Cc: Paul M Evans <P.Evans@troymi.gov>; Mark F Miller <Mark.Miller@troymi.gov>; David Koss <David.Koss@troymi.gov>

Subject: RE: FW: FW: Troy Gateway Shopping Center Renovation lighting plan review

Mr. Singh:

Thank you for the email. Inspector David Koss was copied on your email and will investigate.



R. Brent Savidant, AICP

Community Development Directorl City of Troy

O: 248.524.3366







From: Vikas Singh [mailto:vs.sheoran@gmail.com]

Sent: Monday, July 8, 2019 9:14 PM

To: Brent Savidant <SavidantB@troymi.gov>

Cc: Paul M Evans <P.Evans@troymi.gov>; Mark F Miller <Mark.Miller@troymi.gov>; David Koss

<David.Koss@troymi.gov>

Subject: Re: FW: FW: Troy Gateway Shopping Center Renovation lighting plan review

Hello Mr Savidant,

I just left you a voice mail, smell is so bad today that I can't open my windows that are facing backyard, if I open the patio door we are smelling this foul air on our dining table.

Sir this is not how a citizen should be forced to live, I had informed Mr. Paul Evans in 2015 that placement of these dumpsters is too close to living space and he had assured that city will take care in case a situation arises, that was 2015 and this is 2019 kindly do something to fix this problem.

On Sun, Jul 7, 2019 at 10:27 PM Vikas Singh <vs.sheoran@gmail.com> wrote:

Hello Mr. Savidant.

Since Thursday (July 4th) this week smell has been really bad. Kindly do something about smell. I appreciate your help.

On Mon, Jul 30, 2018 at 6:28 PM Brent Savidant < SavidantB@troymi.gov> wrote:

Mr. Koss copied on this reply.

Sent from my Verizon, Samsung Galaxy smartphone

----- Original message -----

From: Brent Savidant < Savidant B@troymi.gov>

Date: 7/30/18 6:07 PM (GMT-05:00)

To: Vikas Singh <vs.sheoran@gmail.com>, Paul M Evans <P.Evans@troymi.gov>

Cc: Mark F Miller <Mark.Miller@troymi.gov>, Brent Savidant <SavidantB@troymi.gov>

Subject: Re: FW: FW: Troy Gateway Shopping Center Renovation lighting plan review

Mr. Singh:

Please note Mr. Bowers has retired. His replacement is David Koss. I have copied him on this response. He will investigate.

R. Brent Savidant

Sent from my Verizon, Samsung Galaxy smartphone

----- Original message -----

From: Vikas Singh <vs.sheoran@gmail.com>

Date: 7/30/18 5:56 PM (GMT-05:00)

To: Paul M Evans < P. Evans@troymi.gov>

Cc: Mark F Miller <Mark.Miller@troymi.gov>, Paul M Evans <P.Evans@troymi.gov>, Brent Savidant

<SavidantB@troymi.gov>

Subject: Re: FW: FW: Troy Gateway Shopping Center Renovation lighting plan review

Hello Mr. Bowers,

I am writing to inform you that the smell problem hasn't gone away, this evening it smells like a dead animal in my backyard.

Kindly do something about this issue, these dumpsters need to be moved or fixed.

Vikas

3040 Albany Ct.

On Mon, Oct 10, 2016 at 10:08 AM, Paul M Evans < P.Evans@troymi.gov > wrote:

Mr. Sheoran:

Troy does not have a requirement mandating which dumpster tenants use. Rubbish and garbage disposal practices must be sanitary, and cannot violate our odor codes.

Please call me at my office, 248 524-3359 at 3pm. Thank you.

Paul Evans | Zoning & Compliance Specialist

City of Troy I500 W. Big Beaver, Troy, MI 48084 | Office: 248.524.3359ICell: 248.885.1841ltroymi.gov 👫 💆

"We believe a strong community embraces diversity, promotes innovation, and encourages collaboration. We strive to lead by example within the region. We do this because we want everyone to choose Troy as their community for life. We believe in doing government the best."

From: Vikas Singh [mailto:vs.sheoran@gmail.com]

Sent: 07 October, 2016 8:24 PM

To: Mark F Miller < Mark. Miller@troymi.gov>

Cc: Gary L Bowers < G.Bowers@troymi.gov>; Brent Savidant < SavidantB@troymi.gov>;

Paul M Evans < P. Evans@troymi.gov>

Subject: Re: FW: FW: Troy Gateway Shopping Center Renovation lighting plan review

Mr.Evans,

Looks like another food establishment is coming in Golden Gate Plaza behind my house. If this is true then where is that waste going to go? If you put it in dumpsters located behind my house then I will pursue civil action against City and Plaza owners.

You can not put all the food waste in one location, i am sure there are laws that would protect a home owner. I have additional questions for you, I would like to talk to you on Monday, do inform what is good time to call. I can call anytime after 3 pm.

Thank you

Vikas

On Fri, Oct 7, 2016 at 10:37 AM, Mark F Miller < Mark.Miller@troymi.gov > wrote:

Vikas:

Paul Evans and I will stop by about 3 - 3:30.

Mark F. Miller | Director of Economic & Community Development | City Manager's Office

City of Troy I500 W. Big Beaver, Troy, MI 48084 | Office: 248.524.3351 | ICell: 248.885.1889 Itrovmi.gov 👪 💆

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From: Vikas Singh [mailto:vs.sheoran@gmail.com]

Sent: Thursday, October 6, 2016 8:55 PM

To: Mark F Miller <Mark.Miller@troymi.gov>; Gary L Bowers <G.Bowers@troymi.gov>; Brent Savidant <SavidantB@troymi.gov>; Paul M Evans <P.Evans@troymi.gov>

Subject: Fwd: FW: Troy Gateway Shopping Center Renovation lighting plan review

Mr. Miller and Staff,

Sorry i thought i had sent this email out to Mr.Miller and Staff, this email chain is very long. Smell is still present it comes and goes as wind blows, it was really bad over the weekend. I was mowing lawn this evening and thats when I left a message to Mr. Millers voice mail. I am working from home tomorrow if anyone from city visits the area I can be available between 12 and 4 pm.

thank you

Vikas

----- Forwarded message ------

From: Vikas Singh <vs.sheoran@gmail.com>

Date: Wed, Oct 5, 2016 at 11:10 PM

Subject: Re: FW: FW: Troy Gateway Shopping Center Renovation lighting plan review

To: Paul M Evans < P. Evans@troymi.gov>

Mr.Miller and Staff,

Smell is present, it actually didn't leave even after Mr. Evans inspection and remediation. Please do take appropriate actions my patience is wearing out thin.

regards

Vikas

On Wed, Sep 28, 2016 at 7:47 PM, Vikas Singh <vs.sheoran@gmail.com> wrote:

Mr.Evans.

When I left this morning for work smell was there from dumpsters, I just came from work 7:09 PM and smell is present from dumpsters. You just have to stand next to them. Fortunately, wind is not blowing, also it rained this evening therefore I don't have smell on my deck.

As you very well know my property is abutting these dumpsters and there is not much buffer zone between dumpsters and living space, basically if presence of smell is ascertained by standing next to dumpsters or grease container as you witnessed today, that smell gets onto my living space as soon as wind starts to blow. During Summer months its worse.

Mr. Bowers in his last email acknowledged presence of "Sour Smell", today you also acknowledged presence of smell from grease containers. I have other witnesses including neighbors who can attest to presence of disgusting smell.

I am afraid to go back into my own backyard or my deck for the fear of smell.

Please please provide a solution.

Vikas

On Wed, Sep 28, 2016 at 1:23 PM, Paul M Evans < P. Evans@troymi.gov > wrote:

Vikas:

Gary is out training today. so I went to the site. The grease dumpster behind El Patio is of concern when I stood next to it. I have asked Gateway Management to do the same today and contact me to discuss. The other dumpsters in that group were not odorous, one was nearly empty.

Attached are codes dealing with smells, see highlighted text. Troy has other codes addressing odors and smells, but they apply to other types of smells specifically compost piles, waste transfer facilities, and exhaust vents. Thus I did not send them.

Paul Evans | Zoning & Compliance Specialist

City of Troy I500 W. Big Beaver, Troy, MI 48084 I Office: 248.524.3359ICell: 248.885.1841ltrovmi.gov

"We believe a strong community embraces diversity, promotes innovation, and encourages collaboration. We strive to lead by example within the region. We do this because we want everyone to choose Troy as their community for life. We believe in doing government the

From: Vikas Singh [mailto:vs.sheoran@gmail.com]

Sent: 27 September, 2016 11:27 PM

To: Gary L Bowers < G.Bowers@troymi.gov>

Cc: Mark F Miller < Mark. Miller @troymi.gov>; Brent Savidant <SavidantB@troymi.gov>; Paul M Evans <P.Evans@troymi.gov>

Subject: Re: FW: FW: Troy Gateway Shopping Center Renovation lighting plan

review

Hello Mr. Bowers,

Sour noxious smell was pervasive during this past weekend and today. I was fortunate wind was not blowing in towards my direction today however was not fortunate during weekend (Sat, Sun, Sep 24-26).

Your approach on double bagging is not working. Smell is coming from both dumpsters. For verification all you have to do is stand next to them. Additionally do notice liquid markings permeating from dumpster used by El Patio, after rain they faint, it rained yesterday morning but you can still see markings. I didn't take picture as it was late and dark.

What is City of Troy's ordinance on "Disgusting Smell". Can you please guide where I can find all the regulations pertaining to smell?

2016 Summer is over, solutions provided by city were non productive in resolving this issue. However I sincerely, thank you Mr. Bowers for following up.

Mr. Miller

Please provide a solution, you have the authority. I and my neighbors can not live like this. Smell issue needs to be resolved once and for all times permanently, if you or city is unable to provide any solution then only option I have is to file a civil suit against city of Troy.

I hope it doesn't come to that.

Sincerely

Vikas .

On Tue, Sep 6, 2016 at 12:23 PM, Vikas Singh <vs.sheoran@gmail.com> wrote:

Mr. Bowers,

This picture is from this morning 9:30 am, there was consistent smell over the weekend. Overnight there was rain that has mitigated it, up until yesterday evening smell was coming from dumpsters.

best regards.

Vikas.

On Thu, Sep 1, 2016 at 4:53 PM, Vikas Singh <vs.sheoran@gmail.com> wrote:

Hello Mr. Bowers,

What you witnessed today is what I have been subject to every time I had informed on presence of obnoxious sickening smell. This summer (2016) I didn't use my backyard at all, last year and before that i had used it especially in the morning to perform exercise. New dumpster, double bagging etc is not a solution as smell is still present due to environment conditions. For me the problem is exacerbated due to such close proximity of my living space to these dumpsters as I have stated this multiple times.

I need a permanent solution to this problem. Mr. Miller beyond doubt it has been verified that there is a larger problem of sickening smell due to location of these dumpsters, please provide a permanent fix.

Thank you Mr. Bowers for your efforts.

Regards.

Vikas

On Thu, Sep 1, 2016 at 1:27 PM, Gary L Bowers < G.Bowers@troymi.gov> wrote:

Good afternoon Vikas,

As indicated during our conversation at 1:20 this afternoon, a sour, noxious odor was indeed verified in your rear yard. It appeared to originate from the red dumpster utilized by Subway, not the new black dumpster utilized by El Patio. I will contact building management and ask that they contact their tenants and request an alternative method of placing their trash in the dumpster, such as double bagging for example.

Thank you,

Gary Bowers I Housing & Zoning Inspector

City of Troy I500 W. Big Beaver, Troy, MI 48084 | Office: 248.524.3355 | Cell: 248.885.1833 IG.Bowers@troymi.gov

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From: Vikas Singh [mailto:vs.sheoran@gmail.com] Sent: Thursday, September 01, 2016 12:59 PM

To: Gary L Bowers < G.Bowers@troymi.gov>

Cc: Mark F Miller <Mark.Miller@troymi.gov>; Brent Savidant <SavidantB@troymi.gov>;

Paul M Evans < P. Evans@troymi.gov>

Subject: Re: FW: FW: Troy Gateway Shopping Center Renovation lighting plan review

Mr. Bowers

At the moment 1:00 pm Thursday Septermber 1st, sickening smell from trash is all over the place. I have a painter doing work outside and he is my witness.

I need a solution.

Vikas Sheoran.

On Tue, Aug 30, 2016 at 1:04 PM, Gary L Bowers <G.Bowers@troymi.gov> wrote:

Good afternoon Vikas.

As previously stated after our conversation at the dumpster today, no odor was apparent behind or to the side of the dumpster. A slight odor was verified 3-4 feet directly in front of the dumpster. As you requested, I have added your comment to the record that the odor was very bad last evening.

Thank you,

Gary Bowers | Housing & Zoning Inspector

City of Troy I500 W. Big Beaver, Troy, MI 48084 | Office: 248.524.3355 | Cell: 248.885.1833 IG.Bowers@troymi.gov

"We believe a strong community embraces diversity, promotes innovation, and encourages collaboration. We strive to lead by example within the region. We do this because we want everyone to choose Troy as their community for life. We believe in doing government the best."

From: Vikas Singh [mailto:vs.sheoran@gmail.com]

Sent: Monday, August 29, 2016 8:44 PM To: Gary L Bowers < G.Bowers@troymi.gov>

Cc: Mark F Miller < Mark. Miller @troymi.gov>; Brent Savidant <SavidantB@troymi.gov>; Paul M Evans <P.Evans@troymi.gov>

Subject: Re: FW: FW: Troy Gateway Shopping Center Renovation lighting

plan review

Hello Mr. Bowers.

From dumpsters sickening smell is still present. This evening I tried to sit outside, wind was blowing directly towards me.

It was a pleasant 84 degree weather outside yet as a homeowner I am not able to sit in my own backyard.

Vikas Sheoran

On Tue, Aug 9, 2016 at 3:34 PM, Vikas Singh <vs.sheoran@gmail.com> wrote:

Hello Mr. Bowers,

FYI, Yesterday afternoon new dumpster was put in place behind El Patio Restaurant. I didn't notice any rubber seals (tight seals) around it.

Regards,

Vikas

On Mon, Aug 8, 2016 at 12:49 PM, Vikas Singh <vs.sheoran@gmail.com> wrote:

Hello Mr.Bowers,

As you noted that smell "would come and go depending on the direction of wind", large part of this past weekend wind was blowing directly into our properties. Last time I checked was on Sunday August 7 at 9:50 pm, prior to leaving a second voice mail on your cell phone. Neighbors witnessed it, even my 7 year old stated "it smells bad". This morning when you were inspecting wind wasn't blowing that forcefully in comparison to weekend.

I don't know what validation city is looking for in order to ascertain that there is a problem that needs to be fixed. We can continue to have these inspections and continue to state now wind is blowing this direction or in that direction, facts are there. In summers I cannot use backyard or the deck or open the windows of kitchen or living room.

Regards

Vikas.

On Mon, Aug 8, 2016 at 10:56 AM, Gary L Bowers < G.Bowers@troymi.gov> wrote:

Good morning Vikas,

It was a pleasure meeting you this morning at the dumpster location. Standing directly in front of the dumpster, an odor was observed approximately 5-8 feet from the dumpster, standing behind the dumpster, the odor would come and go depending on the direction of the wind. The dumpster appeared to be in the same condition as the photograph attached to this email that you provided. I called Tringali and spoke to Jen who advised that they can apply a deodorizer to the dumpster each time after it is emptied, they recommend this for restaurants. She will speak to General Manager Bob Z regarding the issues. The new dumpster will be delivered this week.

Thank you,

Gary Bowers | Housing & Zoning Inspector

City of Troy |500 W. Big Beaver, Troy, MI 48084 | Office: 248.524.3355 |Cell: 248.885.1833 |G.Bowers@troymi.gov

"We believe a strong community embraces diversity, promotes innovation, and encourages collaboration. We strive to lead by example within the region. We do this because we want everyone to choose Troy as their community for life. We believe in doing government the best."

From: Vikas Singh [mailto:vs.sheoran@gmail.com]

Sent: Sunday, August 07, 2016 8:54 PM To: Mark F Miller < Mark. Miller @troymi.gov>

Cc: Gary L Bowers < G.Bowers@troymi.gov>; Paul M Evans <P.Evans@troymi.gov>; Brent Savidant <SavidantB@troymi.gov>

Subject: Re: FW: Troy Gateway Shopping Center Renovation lighting plan review

Hello,

Forgot attachment.

regards,

Vikas

On Sun, Aug 7, 2016 at 8:48 PM, Vikas Singh <vs.sheoran@gmail.com>

Hello Everyone,

On Friday there was no smell. However from Saturday afternoon and on to Sunday (August 8th 2016) evening the whole area smells of rotting meat. Not only myself but my neighbors are witness to it, I left a voice mail to Mr. Bowers at 248.524.3355 informing him of conditions. Smell is unbearable, meaning you can't sit outside on patio, or open any windows of your house, this is in-spite of no heat, weather outside is very pleasant 76degree with cool wind.

regards,

Vikas

On Fri, Aug 5, 2016 at 3:37 PM, Mark F Miller < Mark. Miller@troymi.gov>

Please see Mr. Bowers inspection report from AUG 5th.

Thank you.

Mark F. Miller | Director of Economic & Community Development | City Manager's Office

City of Troy |500 W. Big Beaver, Troy, MI 48084 | Office: 248.524.3351 ICell: 248.885.1889 Itrovmi.gov

"We believe a strong community embraces diversity, promotes innovation, and encourages collaboration. We strive to lead by example within the region. We do this because we want everyone to choose Troy as their community for life. We believe in doing government the best."

All,

I just re-inspected the dumpster directly behind the complainant's house again. Although there was an odor standing directly in front of the dumpster, the further back from the dumpster, the odor dissipated. Odor was virtually non-existent 10-15 feet from the dumpster. There

was no odor directly behind the dumpster adjacent to the screen wall separating the complainant's property from the shopping center. Standing at the north end of the enclosure with a westerly wind, an odor was apparent, but not overly noxious. Mario from El Patio restaurant saw me and walked over. He advised that he has already contacted Tringali who will deliver a new dumpster next week. I requested that all trash thrown into the dumpster be properly bagged and sealed.

Gary Bowers | Housing & Zoning Inspector

City of Troy |500 W. Big Beaver, Troy, MI 48084 | Office: 248.524.3355 |Cell: 248.885.1833 |G.Bowers@troymi.gov

"We believe a strong community embraces diversity, promotes innovation, and encourages collaboration. We strive to lead by example within the region. We do this because we want everyone to choose Troy as their community for life. We believe in doing government the best."

From: Vikas Singh [mailto:vs.sheoran@gmail.com]

Sent: Thursday, August 4, 2016 3:56 PM

To: Gary L Bowers < G.Bowers@troymi.gov>

Cc: Mark F Miller < Mark.Miller@troymi.gov>; Paul M Evans <P.Evans@troymi.gov>; Brent Savidant <SavidantB@troymi.gov> Subject: Re: FW: Troy Gateway Shopping Center Renovation lighting

plan review

Mr. Miller,

On Sunday and Monday this week both the days smell was really bad, it was so bad that you can smell the rotten garbage in the middle of Albany Ct. Not only myself but my neighbors also witnessed it.

As I stated before it all depends when the inspection is conducted, obviously you or your department can't be there all the time however I live here all the time so i know the environment more intricately than any one else. On some days its really really strong rotten smell, on other days not that bad, if the wind blows and its west wards towards house then its really bad for me as its comes right into my house.

Our lives at the moment are very adversely affected by this smell. I can not use my backyard for any normal summer activity that folks do during summer. I am just asking for a solution for summer months.

Thank you

Vikas

On Thu, Aug 4, 2016 at 2:34 PM, Gary L Bowers <G.Bowers@troymi.gov> wrote:

Good afternoon Vikas,

I have just inspected the property and verified that all lids are closed on the dumpsters directly behind your residence with no visible garbage. Although a slight food aroma was observed standing directly in front of the dumpster at the south end of the enclosure, it was not noxious. I also stood behind the enclosure adjacent to the screen wall that separates your yard from the shopping center and did not verify any odors. A very small stream of liquid was also observed. I have asked El Patio to clean up the stream, approximately 6 foot long and 1 inch wide.

Thank you,

Gary Bowers | Housing & Zoning Inspector

City of Troy |500 W. Big Beaver, Troy, MI 48084 | Office: 248.524.3355 |Cell: 248.885.1833 |G.Bowers@troymi.gov

"We believe a strong community embraces diversity, promotes innovation, and encourages collaboration. We strive to lead by example within the region. We do this because we want everyone to choose Troy as their community for life. We believe in doing government the best."

From: Vikas Singh [mailto:vs.sheoran@gmail.com]

Sent: Thursday, August 04, 2016 1:52 PM To: Gary L Bowers < G.Bowers@troymi.gov>

Cc: Mark F Miller < Mark.Miller@troymi.gov>; Paul M Evans <P.Evans@troymi.gov>; Brent Savidant <SavidantB@troymi.gov>

Subject: Re: FW: Troy Gateway Shopping Center Renovation lighting plan review

Mr. Miller,

Sir, any update on the solution?

Thank you

Vikas

On Sun, Jul 31, 2016 at 9:48 PM, Vikas Singh <vs.sheoran@gmail.com> wrote:

Mr. Miller,

Please please provide a solution, it stinks as rotten meat. No one should live like this. Through out last year I had informed your office but no one heard my plea.

I PAY TAXES ON TIME AND CONTRIBUTE TO ECONOMY, NO ONE DESERVES TO LIVE LIKE THIS. DO NOT SEND YOUR INSPECTOR TO EVALUATE SITE FOR FIVE MINUTES. PLEASE PROVIDE A SOLUTION.

best regards

Vikas

On Mon, Jul 11, 2016 at 9:24 PM, Vikas Singh <vs.sheoran@gmail.com> wrote:

Hello Mr Bowers:

I disagree. This complaint was filled on Thursday night you inspected site on Monday. Environmental conditions are not similar between then and today, also the dumpsters have been emptied in between.

Smell was exceptionally bad on Thursday. That day it was hot, dry and windy, smell subsided on Friday as temperatures came down. This evening as the garbage bins have started to fill in so has the smell.

I just need some solution that allows me to live my life freely and enjoy having a home. There is nothing that I can do in my backyard. As I have stated before smell is not an issue during winter. Aroma of cooking food is not a problem for me I get

that even during winter, problem is smell from rotting meat, food garbage.

Attached is a picture from this evening, these open dumpsters don't help either. I have personally made a request to the worker of El Patio asking to please close them after dumping garbage in them, but to no avail.

This problem can not be generalized by just taking an inspection of the site on a day, there are many factors that exacerbate smell and all of them are out of your or mine control, weather conditions, type of food trash that was dumped, trash collection times etc.

Thank you

Vikas

On Mon, Jul 11, 2016 at 4:28 PM, Gary L Bowers <G.Bowers@troymi.gov> wrote:

Good afternoon Vikas,

I inspected the site today and did not verify any noxious odors, I did however verify the aroma of food cooking which was originating from El Patio restaurant. I completed my inspection at 11:35am today and departed the property. I have attached a photograph taken today of the dumpster located behind your residence.

Thank you,

Gary Bowers | Housing & Zoning Inspector

City of Troy |500 W. Big Beaver, Troy, MI 48084 | Office: 248.524.3355 |Cell: 248.885.1833 |G.Bowers@troymi.gov

"We believe a strong community embraces diversity, promotes innovation, and encourages collaboration. We strive to lead by example within the region. We do this because we want everyone to choose Troy as their community for life. We believe in doing government the best."

From: Mark F Miller

Sent: Monday, July 11, 2016 10:53 AM To: Gary L Bowers < G.Bowers@troymi.gov>

Cc: Paul M Evans < P. Evans@troymi.gov >; Brent Savidant

<SavidantB@troymi.gov>

Subject: FW: FW: Troy Gateway Shopping Center

Renovation lighting plan review

Gary:

Please check this out. Can you talk with Vikas?

Thank you.

Mark F. Miller | Director of Economic & Community <u>Development | City Manager's Office</u>

City of Troy |500 W. Big Beaver, Troy, MI 48084 | Office: 248.524.3351 | Cell: 248.885.1889 | troymi.gov



"We believe a strong community embraces diversity, promotes innovation, and encourages collaboration. We strive to lead by example within the region. We do this because we want everyone to choose Troy as their community for life. We believe in doing government the best."

From: Vikas Singh [mailto:vs.sheoran@gmail.com]

Sent: Thursday, July 7, 2016 10:11 PM To: Mark F Miller < Mark. Miller@troymi.gov> Cc: Ben Sadik (sadikben@yahoo.com) <sadikben@yahoo.com>; Harish Gandrothu (gandrothu@hotmail.com) <gandrothu@hotmail.com>; Sridhar Kolluri (kolluri.sridhar@yahoo.com) kolluri.sridhar@yahoo.com; Surendra Gogineni (sritarun@yahoo.com) <sritarun@yahoo.com>

Subject: Re: FW: Troy Gateway Shopping Center

Renovation lighting plan review

Hello Mr. Miller,

Since October 2015, I have indicated to you and to your staff multiple times that the proximity of garbage to living space is going to make our lives living hell. Unfortunately your staff didn't believe it. Well, It has started now. Summer is here temperatures have risen and so has dead meat and garbage smell. My back yard is useless. I can not open any windows facing backyard, essentially now i am cooped up.

Kindly take appropriate actions and mitigate this nuisance.

Vikas

On Fri, Apr 8, 2016 at 10:14 AM, Mark F Miller <Mark.Miller@troymi.gov> wrote:

Good Morning:

As noted before we are working with the Golden Gate owners to enforce compliance with our codes and regulations related to lighting. Attached is the most current activities.

Thank you.

Mark F. Miller | Director of Economic & Community Development | City Manager's Office

City of Troy |500 W. Big Beaver, Troy, MI 48084 | Office: 248.524.3351 |Cell: 248.885.1889 |troymi.gov cid:image001.png@01CF8BCF.F57B3FA0

"We believe a strong community embraces diversity, promotes innovation, and encourages collaboration. We strive to lead by example within the region. We do this because we want everyone to choose Troy as their community for life. We believe in doing government the best."

From: Paul M Evans

Sent: Wednesday, March 30, 2016 3:40 PM To: 'hanawanamanagement@gmail.com'

< hanawanamanagement@gmail.com >; Jason Gekiere <jasong@tower-construct.com>

Cc: Gary L Bowers < G.Bowers@troymi.gov >; Mark F Miller < Mark. Miller @troymi.gov >; Brent Savidant <SavidantB@troymi.gov>

Subject: RE: Troy Gateway Shopping Center Renovation lighting plan review

Nick/Jason:

Thanks for the continued cooperation on this project. We have completed our review of your Photometric Plan dated 3-29-2015. We note that foot candle measurements at north and west boundary of residentially used property at are indicated as zero. This satisfies City Code.

The following needs to be provided so that we can reach compliance on this item:

- Information demonstrating that tilting the two pole fixtures upward 10 degrees will not increase glare (Chapter 39 Zoning Ordinance Section 13.05 C 1
- Verify foot candle measurement height. Measurements at the property line are to be indicated on the vertical plane of the property boundary at a height of 5 feet above grade level -(Chapter 39 Zoning Ordinance Section 13.05 C (2) b.
- Schedule for turning off or reducing lighting intensity between 11:00 pm and sunrise is not indicated (Chapter 39 Zoning Ordinance Section 13.05 C 4).
- Please provide light fixture specifications and cut sheets.
- Please provide light pole specifications.

Please feel free to give me a call if you have any questions.

Paul Evans | Zoning & Compliance Specialist

City of Troy |500 W. Big Beaver, Troy, MI 48084 | Office: 248.524.3359|Cell: 248.885.1841|troymi.gov cid:image010.jpg@01CF8BD8.30248410

"We believe a strong community embraces diversity, promotes innovation, and encourages collaboration. We strive to lead by example within the region. We do this because we want everyone to choose Troy as their community for life. We believe in doing government the best."

From: Brent Savidant

Sent: 25 February, 2016 8:43 AM

To: 'hanawanamanagement@gmail.com' <hanawanamanagement@gmail.com>

Cc: Paul M Evans < P.Evans@troymi.gov>; Gary L Bowers < <u>G.Bowers@troymi.gov</u>>; Mark F Miller

< Mark. Miller@troymi.gov >

Subject: Troy Gateway Shopping Center Renovation

lighting plan review

Nick:

8/30/2021

promotes innovation, and encourages collaboration. We strive to lead by example within the region. We do this because we want everyone to choose Troy as their community for life. We believe in doing government the best."

Best Regards Vikas S Sheoran

Best Regards Vikas S Sheoran

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Best Regards Vikas S Sheoran **Best Regards** Vikas S Sheoran **Best Regards** Vikas S Sheoran **Best Regards** Vikas S Sheoran

David Koss < David.Koss@troymi.gov> To: Vikas Singh <vs.sheoran@gmail.com>

Best Regards Vikas S Sheoran

Tue, Jul 9, 2019 at 5:21 PM

What "relief" was provided to the residents on Continental ? I am not familiar with this. What are you referring to when you say, "same solution was proposed but wasn't followed through"?

From: Vikas Singh [mailto:vs.sheoran@gmail.com]

Sent: Tuesday, July 09, 2019 3:13 PM To: David Koss < David. Koss@troymi.gov>

Subject: Re: FW: FW: Troy Gateway Shopping Center Renovation lighting plan review

Sir

I was standing on the deck just now and wind has picked up and it smells more than what you described earlier. Some more information - city provided a relief to home owners living on continental drive same solution was proposed but wasn't followed through.

On Tue, Jul 9, 2019 at 2:58 PM Vikas Singh <vs.sheoran@gmail.com> wrote:

Sir,

I took time off such that i can introduce myself to you and update you on this situation in person and try to find a permanent solution, i don't want to waste your time and my time however this is a continuous problem for me. this problem was created by Mr. Paul Evans in 2015, prior to that i was living without any concerns, all these dumpsters were not located at central place prior to 2015. This has been going on for 4 years now.

I just need a permanent solution to this problem.

On Tue, Jul 9, 2019 at 2:39 PM David Koss < David. Koss@troymi.gov > wrote:

Unsure of why you took a half day off work. No previous appointment was made to meet with you. The first I knew you were thinking of meeting with me was at 2pm when I looked at me emails upon returning from my daily inspections.

From: Vikas Singh [mailto:vs.sheoran@gmail.com]

Sent: Tuesday, July 09, 2019 12:00 PM To: David Koss < David. Koss@troymi.gov> Cc: Brent Savidant < Savidant B@troymi.gov>

Subject: Re: FW: FW: Troy Gateway Shopping Center Renovation lighting plan review

Mr.Koss

I have taken half day off from work to be available to update you on situation. I will be at home. Please reach me when you are performing inspection.

On Tue, Jul 9, 2019, 09:52 Vikas Singh <vs.sheoran@gmail.com> wrote:

Hello Mr. Koss.

Can you please inform when you plan to be at the property? i am at work and can try to meet you in person, if not then my wife is at home and she can update you on the situation too.

On Tue, Jul 9, 2019 at 8:00 AM David Koss < David. Koss@troymi.gov > wrote:

You are scheduled for today sir.

From: Brent Savidant

Sent: Monday, July 08, 2019 10:11 PM To: 'Vikas Singh' <vs.sheoran@gmail.com>

Cc: Paul M Evans <P.Evans@troymi.gov>; Mark F Miller <Mark.Miller@troymi.gov>; David Koss

<David.Koss@troymi.gov>

Subject: RE: FW: FW: Troy Gateway Shopping Center Renovation lighting plan review

Mr. Singh:

Thank you for the email. Inspector David Koss was copied on your email and will investigate.



R. Brent Savidant, AICP

Community Development Directorl City of Troy

O: 248.524.3366







From: Vikas Singh [mailto:vs.sheoran@gmail.com]

Sent: Monday, July 8, 2019 9:14 PM

To: Brent Savidant < Savidant B@troymi.gov>

Cc: Paul M Evans <P.Evans@troymi.gov>; Mark F Miller <Mark.Miller@troymi.gov>; David Koss

<David.Koss@troymi.gov>

Subject: Re: FW: FW: Troy Gateway Shopping Center Renovation lighting plan review

Hello Mr Savidant,

I just left you a voice mail, smell is so bad today that I can't open my windows that are facing backyard, if I open the patio door we are smelling this foul air on our dining table.

Sir this is not how a citizen should be forced to live, I had informed Mr. Paul Evans in 2015 that placement of these dumpsters is too close to living space and he had assured that city will take care in case a situation arises, that was 2015 and this is 2019 kindly do something to fix this problem.

On Sun, Jul 7, 2019 at 10:27 PM Vikas Singh <vs.sheoran@gmail.com> wrote:

Hello Mr. Savidant,

Since Thursday (July 4th) this week smell has been really bad. Kindly do something about smell. I appreciate your help.

On Mon, Jul 30, 2018 at 6:28 PM Brent Savidant <SavidantB@troymi.gov> wrote:

Mr. Koss copied on this reply.

Sent from my Verizon, Samsung Galaxy smartphone

----- Original message -----

From: Brent Savidant <SavidantB@troymi.gov>

Date: 7/30/18 6:07 PM (GMT-05:00)

To: Vikas Singh <vs.sheoran@gmail.com>, Paul M Evans <P.Evans@troymi.gov>

Cc: Mark F Miller < Mark. Miller@troymi.gov >, Brent Savidant < Savidant B@troymi.gov >

Subject: Re: FW: FW: Troy Gateway Shopping Center Renovation lighting plan review

Mr. Singh:

Please note Mr. Bowers has retired. His replacement is David Koss. I have copied him on this response. He will investigate.

R. Brent Savidant

Sent from my Verizon, Samsung Galaxy smartphone

----- Original message -----

From: Vikas Singh <vs.sheoran@gmail.com>

Date: 7/30/18 5:56 PM (GMT-05:00)

To: Paul M Evans < P. Evans@troymi.gov>

Cc: Mark F Miller <Mark.Miller@troymi.gov>, Paul M Evans <P.Evans@troymi.gov>, Brent Savidant

<SavidantB@troymi.gov>

Subject: Re: FW: FW: Troy Gateway Shopping Center Renovation lighting plan review

Hello Mr. Bowers,

I am writing to inform you that the smell problem hasn't gone away, this evening it smells like a dead animal in my backyard.

Kindly do something about this issue, these dumpsters need to be moved or fixed.

Vikas

3040 Albany Ct.

On Mon, Oct 10, 2016 at 10:08 AM, Paul M Evans < P.Evans@troymi.gov> wrote:

Mr. Sheoran:

Troy does not have a requirement mandating which dumpster tenants use. Rubbish and garbage disposal practices must be sanitary, and cannot violate our odor codes.

Please call me at my office, 248 524-3359 at 3pm. Thank you.

Paul Evans | Zoning & Compliance Specialist

City of Troy I500 W. Big Beaver, Troy, MI 48084 | Office: 248.524.3359ICell: 248.885.1841ltrovmi.gov **III**

"We believe a strong community embraces diversity, promotes innovation, and encourages collaboration. We strive to lead by example within the region. We do this because we want everyone to choose Troy as their community for life. We believe in doing government the best."

From: Vikas Singh [mailto:vs.sheoran@gmail.com]

Sent: 07 October, 2016 8:24 PM

To: Mark F Miller < Mark. Miller @troymi.gov>

Cc: Gary L Bowers <G.Bowers@troymi.gov>; Brent Savidant <SavidantB@troymi.gov>;

Paul M Evans < P. Evans@troymi.gov>

Subject: Re: FW: FW: Troy Gateway Shopping Center Renovation lighting plan review

Mr.Evans,

Looks like another food establishment is coming in Golden Gate Plaza behind my house. If this is true then where is that waste going to go? If you put it in dumpsters located behind my house then I will pursue civil action against City and Plaza owners.

You can not put all the food waste in one location, i am sure there are laws that would protect a home owner. I have additional questions for you, I would like to talk to you on Monday, do inform what is good time to call. I can call anytime after 3 pm.

Thank you

Vikas

On Fri, Oct 7, 2016 at 10:37 AM, Mark F Miller < Mark.Miller@troymi.gov > wrote:

Vikas:

Paul Evans and I will stop by about 3 - 3:30.

Mark F. Miller | Director of Economic & Community Development | City Manager's Office

City of Troy I500 W. Big Beaver, Troy, MI 48084 | Office: 248.524.3351 | ICell: 248.885.1889 Itroymi.gov 🚮 💆

"We believe a strong community embraces diversity, promotes innovation, and encourages collaboration. We strive to lead by example within the region. We do this because we want everyone to choose Troy as their community for life. We believe in doing government the best."

From: Vikas Singh [mailto:vs.sheoran@gmail.com]

Sent: Thursday, October 6, 2016 8:55 PM

To: Mark F Miller <Mark.Miller@troymi.gov>; Gary L Bowers <G.Bowers@troymi.gov>; Brent Savidant <SavidantB@troymi.gov>; Paul M Evans <P.Evans@troymi.gov>

Subject: Fwd: FW: Troy Gateway Shopping Center Renovation lighting plan review

Mr. Miller and Staff,

Sorry i thought i had sent this email out to Mr.Miller and Staff, this email chain is very long. Smell is still present it comes and goes as wind blows, it was really bad over the weekend, I was mowing lawn this evening and thats when I left a message to Mr. Millers voice mail. I am working from home tomorrow if anyone from city visits the area I can be available between 12 and 4 pm.

thank you

Vikas

----- Forwarded message ------

From: Vikas Singh <vs.sheoran@gmail.com>

Date: Wed, Oct 5, 2016 at 11:10 PM

Subject: Re: FW: FW: Troy Gateway Shopping Center Renovation lighting plan review

To: Paul M Evans < P. Evans@troymi.gov>

Mr.Miller and Staff,

Smell is present, it actually didn't leave even after Mr. Evans inspection and remediation. Please do take appropriate actions my patience is wearing out thin.

regards

Vikas

On Wed, Sep 28, 2016 at 7:47 PM, Vikas Singh <vs.sheoran@gmail.com> wrote:

Mr.Evans.

When I left this morning for work smell was there from dumpsters, I just came from work 7:09 PM and smell is present from dumpsters. You just have to stand next to them. Fortunately, wind is not blowing, also it rained this evening therefore I don't have smell on my deck.

As you very well know my property is abutting these dumpsters and there is not much buffer zone between dumpsters and living space, basically if presence of smell is ascertained by standing next to dumpsters or grease container as you witnessed today, that smell gets onto my living space as soon as wind starts to blow. During Summer months its worse.

Mr. Bowers in his last email acknowledged presence of "Sour Smell", today you also acknowledged presence of smell from grease containers. I have other witnesses including neighbors who can attest to presence of disgusting smell.

I am afraid to go back into my own backyard or my deck for the fear of smell.

Please please provide a solution.

Vikas

On Wed, Sep 28, 2016 at 1:23 PM, Paul M Evans < P.Evans@troymi.gov > wrote:

Vikas:

Gary is out training today. so I went to the site. The grease dumpster behind El Patio is of concern when I stood next to it. I have asked Gateway Management to do the same today and contact me to discuss. The other dumpsters in that group were not odorous, one was nearly empty.

Attached are codes dealing with smells, see highlighted text. Troy has other codes addressing odors and smells, but they apply to other types of smells specifically compost piles, waste transfer facilities, and exhaust vents. Thus I did not send them.

Paul Evans | Zoning & Compliance Specialist

City of Troy I500 W. Big Beaver, Troy, MI 48084 | Office: 248.524.3359ICell: 248.885.1841ltroymi.gov 🚮 💆

"We believe a strong community embraces diversity, promotes innovation, and encourages collaboration. We strive to lead by example within the region. We do this because we want everyone to choose Troy as their community for life. We believe in doing government the best."

From: Vikas Singh [mailto:vs.sheoran@gmail.com]

Sent: 27 September, 2016 11:27 PM

To: Gary L Bowers < G.Bowers@troymi.gov>

Cc: Mark F Miller < Mark. Miller @troymi.gov>; Brent Savidant <SavidantB@troymi.gov>; Paul M Evans <P.Evans@troymi.gov>

Subject: Re: FW: FW: Troy Gateway Shopping Center Renovation lighting plan

review

Hello Mr. Bowers,

Sour noxious smell was pervasive during this past weekend and today. I was fortunate wind was not blowing in towards my direction today however was not fortunate during weekend (Sat, Sun, Sep 24-26).

Your approach on double bagging is not working. Smell is coming from both dumpsters. For verification all you have to do is stand next to them. Additionally do notice liquid markings permeating from dumpster used by El Patio, after rain they faint, it rained yesterday morning but you can still see markings. I didn't take picture as it was late and dark. What is City of Troy's ordinance on "Disgusting Smell". Can you please guide where I can find all the regulations pertaining to smell? 2016 Summer is over, solutions provided by city were non productive in resolving this issue. However I sincerely, thank you Mr. Bowers for following up. Mr. Miller Please provide a solution, you have the authority. I and my neighbors can not live like this. Smell issue needs to be resolved once and for all times permanently, if you or city is unable to provide any solution then only option I have is to file a civil suit against city of Troy. I hope it doesn't come to that. Sincerely Vikas . On Tue, Sep 6, 2016 at 12:23 PM, Vikas Singh <vs.sheoran@gmail.com> wrote: Mr. Bowers, This picture is from this morning 9:30 am, there was consistent smell over the weekend. Overnight there was rain that has mitigated it, up until yesterday evening smell was coming from dumpsters. best regards. Vikas. On Thu, Sep 1, 2016 at 4:53 PM, Vikas Singh <vs.sheoran@gmail.com> wrote:

Hello Mr. Bowers,

What you witnessed today is what I have been subject to every time I had informed on presence of obnoxious sickening smell. This summer (2016) I didn't use my backyard at all, last year and before that i had used it especially in the morning to perform exercise. New dumpster, double bagging etc is not a solution as smell is still present due to environment conditions. For me the problem is exacerbated due to such close proximity of my living space to these dumpsters as I have stated this multiple times.

I need a permanent solution to this problem. Mr. Miller beyond doubt it has been verified that there is a larger problem of sickening smell due to location of these dumpsters, please provide a permanent fix.

Thank you Mr. Bowers for your efforts.

Regards.

Vikas

On Thu, Sep 1, 2016 at 1:27 PM, Gary L Bowers <G.Bowers@troymi.gov> wrote:

Good afternoon Vikas.

As indicated during our conversation at 1:20 this afternoon, a sour, noxious odor was indeed verified in your rear yard. It appeared to originate from the red dumpster utilized by Subway, not the new black dumpster utilized by El Patio. I will contact building management and ask that they contact their tenants and request an alternative method of placing their trash in the dumpster, such as double bagging for example.

Thank you,

Gary Bowers | Housing & Zoning Inspector

City of Troy I500 W. Big Beaver, Troy, MI 48084 | Office: 248,524,3355 | Cell: 248.885.1833 IG.Bowers@trovmi.gov

"We believe a strong community embraces diversity, promotes innovation, and encourages collaboration. We strive to lead by example within the region. We do this because we want everyone to choose Troy as their community for life. We believe in doing government the best."

From: Vikas Singh [mailto:vs.sheoran@gmail.com] Sent: Thursday, September 01, 2016 12:59 PM

To: Gary L Bowers < G.Bowers@troymi.gov>

Cc: Mark F Miller < Mark. Miller @troymi.gov>; Brent Savidant <SavidantB@troymi.gov>; Paul M Evans <P.Evans@troymi.gov>

Subject: Re: FW: FW: Troy Gateway Shopping Center Renovation lighting plan review

Mr. Bowers

At the moment 1:00 pm Thursday Septermber 1st, sickening smell from trash is all over the place. I have a painter doing work outside and he is my witness.

I need a solution.

Vikas Sheoran.

On Tue, Aug 30, 2016 at 1:04 PM, Gary L Bowers <G.Bowers@troymi.gov> wrote:

Good afternoon Vikas.

As previously stated after our conversation at the dumpster today, no odor was apparent behind or to the side of the dumpster. A slight odor was verified 3-4 feet directly in front of the dumpster. As you requested, I have added your comment to the record that the odor was very bad last evening.

Thank you,

Gary Bowers | Housing & Zoning Inspector

City of Troy I500 W. Big Beaver, Troy, MI 48084 | Office: 248.524.3355 | Cell: 248.885.1833 IG.Bowers@troymi.gov

"We believe a strong community embraces diversity, promotes innovation, and encourages collaboration. We strive to lead by example within the region. We do this because we want everyone to choose Troy as their community for life. We believe in doing government the best."

From: Vikas Singh [mailto:vs.sheoran@gmail.com]

Sent: Monday, August 29, 2016 8:44 PM To: Gary L Bowers < G.Bowers@troymi.gov>

Cc: Mark F Miller < Mark. Miller @troymi.gov>; Brent Savidant <SavidantB@troymi.gov>; Paul M Evans <P.Evans@troymi.gov> **Subject:** Re: FW: FW: Troy Gateway Shopping Center Renovation

lighting plan review

Hello Mr. Bowers.

From dumpsters sickening smell is still present. This evening I tried to sit outside, wind was blowing directly towards me.

It was a pleasant 84 degree weather outside yet as a homeowner I am not able to sit in my own backyard.

Vikas Sheoran

On Tue, Aug 9, 2016 at 3:34 PM, Vikas Singh <vs.sheoran@gmail.com> wrote:

Hello Mr. Bowers,

FYI, Yesterday afternoon new dumpster was put in place behind El Patio Restaurant. I didn't notice any rubber seals (tight seals) around it.

Regards,

Vikas

On Mon, Aug 8, 2016 at 12:49 PM, Vikas Singh <vs.sheoran@gmail.com> wrote:

Hello Mr.Bowers,

As you noted that smell "would come and go depending on the direction of wind", large part of this past weekend wind was blowing directly into our properties. Last time I checked was on Sunday August 7 at 9:50 pm, prior to leaving a second voice mail on your cell phone. Neighbors witnessed it, even my 7 year old stated "it smells bad". This morning when you were inspecting wind wasn't blowing that forcefully in comparison to weekend.

I don't know what validation city is looking for in order to ascertain that there is a problem that needs to be fixed. We can continue to have these inspections and continue to state now wind is blowing this direction or in that direction, facts are there. In summers I cannot use backyard or the deck or open the windows of kitchen or living room.

Regards

Vikas.

On Mon, Aug 8, 2016 at 10:56 AM, Gary L Bowers < G.Bowers@troymi.gov> wrote:

Good morning Vikas,

It was a pleasure meeting you this morning at the dumpster location. Standing directly in front of the dumpster, an odor was observed approximately 5-8 feet from the dumpster, standing behind the dumpster, the odor would come and go depending on the direction of the wind. The dumpster appeared to be in the same condition as the photograph attached to this email that you provided. I called Tringali and spoke to Jen who advised that they can apply a deodorizer to the dumpster each time after it is emptied, they recommend this for restaurants. She will speak to General Manager Bob Z regarding the issues. The new dumpster will be delivered this week.

Thank you,

Gary Bowers | Housing & Zoning Inspector

City of Troy |500 W. Big Beaver, Troy, MI 48084 | Office: 248.524.3355

|Cell: 248.885.1833 |G.Bowers@troymi.gov

"We believe a strong community embraces diversity, promotes innovation, and encourages collaboration. We strive to lead by example within the region. We do this because we want everyone to choose Troy as their community for life. We believe in doing government the best."

From: Vikas Singh [mailto:vs.sheoran@gmail.com]

Sent: Sunday, August 07, 2016 8:54 PM To: Mark F Miller < Mark. Miller@troymi.gov>

Cc: Gary L Bowers < G.Bowers@troymi.gov>; Paul M Evans <P.Evans@troymi.gov>; Brent Savidant <SavidantB@troymi.gov>

Subject: Re: FW: Troy Gateway Shopping Center Renovation lighting plan

Hello,

Forgot attachment.

regards,

Vikas

On Sun, Aug 7, 2016 at 8:48 PM, Vikas Singh <vs.sheoran@gmail.com>

Hello Everyone,

On Friday there was no smell. However from Saturday afternoon and on to Sunday (August 8th 2016) evening the whole area smells of rotting meat. Not only myself but my neighbors are witness to it, I left a voice mail to Mr. Bowers at 248.524.3355 informing him of conditions. Smell is unbearable, meaning you can't sit outside on patio, or open any windows of your house, this is in-spite of no heat, weather outside is very pleasant 76degree with cool wind.

regards,

Vikas

On Fri, Aug 5, 2016 at 3:37 PM, Mark F Miller < Mark. Miller@troymi.gov>

Please see Mr. Bowers inspection report from AUG 5th.

Thank you.

Mark F. Miller | Director of Economic & Community Development | City Manager's Office

City of Troy |500 W. Big Beaver, Troy, MI 48084 | Office: 248.524.3351 |Cell: 248.885.1889 |troymi.gov

"We believe a strong community embraces diversity, promotes innovation, and encourages collaboration. We strive to lead by example within the region. We do this because we want everyone to choose Troy as their community for life. We believe in doing government the best."

All,

I just re-inspected the dumpster directly behind the complainant's house again. Although there was an odor standing directly in front of the dumpster, the further back from the dumpster, the odor dissipated. Odor was virtually non-existent 10-15 feet from the dumpster. There

was no odor directly behind the dumpster adjacent to the screen wall separating the complainant's property from the shopping center. Standing at the north end of the enclosure with a westerly wind, an odor was apparent, but not overly noxious. Mario from El Patio restaurant saw me and walked over. He advised that he has already contacted Tringali who will deliver a new dumpster next week. I requested that all trash thrown into the dumpster be properly bagged and sealed.

Gary Bowers | Housing & Zoning Inspector

City of Troy |500 W. Big Beaver, Troy, MI 48084 | Office: 248.524.3355 | Cell: 248.885.1833 | G.Bowers@troymi.gov

"We believe a strong community embraces diversity, promotes innovation, and encourages collaboration. We strive to lead by example within the region. We do this because we want everyone to choose Troy as their community for life. We believe in doing government the best."

From: Vikas Singh [mailto:vs.sheoran@gmail.com]

Sent: Thursday, August 4, 2016 3:56 PM

To: Gary L Bowers < G.Bowers@troymi.gov> Cc: Mark F Miller < Mark.Miller@troymi.gov>; Paul M Evans <P.Evans@troymi.gov>; Brent Savidant <SavidantB@troymi.gov> Subject: Re: FW: Troy Gateway Shopping Center Renovation lighting plan review

Mr. Miller,

On Sunday and Monday this week both the days smell was really bad, it was so bad that you can smell the rotten garbage in the middle of Albany Ct. Not only myself but my neighbors also witnessed it.

As I stated before it all depends when the inspection is conducted, obviously you or your department can't be there all the time however I live here all the time so i know the environment more intricately than any one else. On some days its really really strong rotten smell, on other days not that bad, if the wind blows and its west wards towards house then its really bad for me as its comes right into my house.

Our lives at the moment are very adversely affected by this smell. I can not use my backyard for any normal summer activity that folks do during summer. I am just asking for a solution for summer months.

Thank you

Vikas

On Thu, Aug 4, 2016 at 2:34 PM, Gary L Bowers <G.Bowers@troymi.gov> wrote:

Good afternoon Vikas,

I have just inspected the property and verified that all lids are closed on the dumpsters directly behind your residence with no visible garbage. Although a slight food aroma was observed standing directly in front of the dumpster at the south end of the enclosure, it was not noxious. I also stood behind the enclosure adjacent to the screen wall that separates your yard from the shopping center and did not verify any odors. A very small stream of liquid was also observed. I have asked El Patio to clean up the stream, approximately 6 foot long and 1 inch wide.

Thank you,

Gary Bowers | Housing & Zoning Inspector

City of Troy |500 W. Big Beaver, Troy, MI 48084 | Office: 248.524.3355 |Cell: 248.885.1833 |G.Bowers@troymi.gov

"We believe a strong community embraces diversity, promotes innovation, and encourages collaboration. We strive to lead by example within the region. We do this because we want everyone to choose Troy as their community for life. We believe in doing government the best."

From: Vikas Singh [mailto:vs.sheoran@gmail.com]

Sent: Thursday, August 04, 2016 1:52 PM To: Gary L Bowers < G.Bowers@troymi.gov>

Cc: Mark F Miller < Mark.Miller@troymi.gov>; Paul M Evans <P.Evans@troymi.gov>; Brent Savidant <SavidantB@troymi.gov>

Subject: Re: FW: Troy Gateway Shopping Center Renovation lighting plan review

Mr. Miller,

Sir, any update on the solution?

Thank you

Vikas

On Sun, Jul 31, 2016 at 9:48 PM, Vikas Singh <vs.sheoran@gmail.com> wrote:

Mr. Miller,

Please please provide a solution, it stinks as rotten meat. No one should live like this. Through out last year I had informed your office but no one heard my plea.

I PAY TAXES ON TIME AND CONTRIBUTE TO ECONOMY, NO ONE DESERVES TO LIVE LIKE THIS. DO NOT SEND YOUR INSPECTOR TO EVALUATE SITE FOR FIVE MINUTES. PLEASE PROVIDE A SOLUTION.

best regards

Vikas

On Mon, Jul 11, 2016 at 9:24 PM, Vikas Singh <vs.sheoran@gmail.com> wrote:

Hello Mr Bowers:

I disagree. This complaint was filled on Thursday night you inspected site on Monday. Environmental conditions are not similar between then and today, also the dumpsters have been emptied in between.

Smell was exceptionally bad on Thursday. That day it was hot, dry and windy, smell subsided on Friday as temperatures came down. This evening as the garbage bins have started to fill in so has the smell.

I just need some solution that allows me to live my life freely and enjoy having a home. There is nothing that I can do in my backyard. As I have stated before smell is not an issue during winter. Aroma of cooking food is not a problem for me I get

that even during winter, problem is smell from rotting meat, food garbage.

Attached is a picture from this evening, these open dumpsters don't help either. I have personally made a request to the worker of El Patio asking to please close them after dumping garbage in them, but to no avail.

This problem can not be generalized by just taking an inspection of the site on a day, there are many factors that exacerbate smell and all of them are out of your or mine control, weather conditions, type of food trash that was dumped, trash collection times etc.

Thank you

Vikas

On Mon, Jul 11, 2016 at 4:28 PM, Gary L Bowers <G.Bowers@troymi.gov> wrote:

Good afternoon Vikas,

I inspected the site today and did not verify any noxious odors, I did however verify the aroma of food cooking which was originating from El Patio restaurant. I completed my inspection at 11:35am today and departed the property. I have attached a photograph taken today of the dumpster located behind your residence.

Thank you,

Gary Bowers | Housing & Zoning Inspector

City of Troy |500 W. Big Beaver, Troy, MI 48084 | Office: 248.524.3355 | Cell: 248.885.1833 | G.Bowers@troymi.gov

"We believe a strong community embraces diversity, promotes innovation, and encourages collaboration. We strive to lead by example within the region. We do this because we want everyone to choose Troy as their community for life. We believe in doing government the best."

From: Mark F Miller

Sent: Monday, July 11, 2016 10:53 AM To: Gary L Bowers < G.Bowers@troymi.gov>

Cc: Paul M Evans < P. Evans@troymi.gov >; Brent Savidant

<SavidantB@troymi.gov>

Subject: FW: FW: Troy Gateway Shopping Center

Renovation lighting plan review

Gary:

Please check this out. Can you talk with Vikas?

Thank you.

Mark F. Miller | Director of Economic & Community <u>Development | City Manager's Office</u>

City of Troy |500 W. Big Beaver, Troy, MI 48084 | Office: 248.524.3351 | Cell: 248.885.1889 | troymi.gov

"We believe a strong community embraces diversity, promotes innovation, and encourages collaboration. We strive to lead by example within the region. We do this because we want everyone to choose Troy as their community for life. We believe in doing government the best."

From: Vikas Singh [mailto:vs.sheoran@gmail.com]

Sent: Thursday, July 7, 2016 10:11 PM To: Mark F Miller < Mark.Miller@troymi.gov> Cc: Ben Sadik (sadikben@yahoo.com) <sadikben@yahoo.com>; Harish Gandrothu (gandrothu@hotmail.com) < gandrothu@hotmail.com >; Sridhar Kolluri (kolluri.sridhar@yahoo.com) < kolluri.sridhar@yahoo.com >; Surendra Gogineni (sritarun@yahoo.com) <sritarun@yahoo.com> Subject: Re: FW: Troy Gateway Shopping Center

Hello Mr. Miller,

Renovation lighting plan review

Since October 2015, I have indicated to you and to your staff multiple times that the proximity of garbage to living space is going to make our lives living hell. Unfortunately your staff didn't believe it. Well, It has started now. Summer is here temperatures have risen and so has dead meat and garbage smell. My back yard is useless. I can not open any windows facing backyard, essentially now i am cooped up.

Kindly take appropriate actions and mitigate this nuisance.

Vikas

On Fri, Apr 8, 2016 at 10:14 AM, Mark F Miller < <u>Mark.Miller@troymi.gov</u>> wrote:

Good Morning:

As noted before we are working with the Golden Gate owners to enforce compliance with our codes and regulations related to lighting. Attached is the most current activities.

Thank you.

Mark F. Miller | Director of Economic & Community Development | City Manager's Office

City of Troy |500 W. Big Beaver, Troy, MI 48084 | Office: 248.524.3351 |Cell: 248.885.1889 |troymi.gov

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From: Paul M Evans

Sent: Wednesday, March 30, 2016 3:40 PM To: 'hanawanamanagement@gmail.com'

<a href="mailto:, Jason Gekiere

<jasong@tower-construct.com>

Cc: Gary L Bowers < G.Bowers@troymi.gov >; Mark F

Miller < Mark.Miller@troymi.gov >; Brent Savidant <<u>SavidantB@troymi.gov</u>>

Subject: RE: Troy Gateway Shopping Center Renovation lighting plan review

Nick/Jason:

Thanks for the continued cooperation on this project. We have completed our review of your Photometric Plan dated 3-29-2015. We note that foot candle measurements at north and west boundary of residentially used property at are indicated as zero. This satisfies City Code.

The following needs to be provided so that we can reach compliance on this item:

- Information demonstrating that tilting the two pole fixtures upward 10 degrees will not increase glare (Chapter 39 Zoning Ordinance Section 13.05 C 1 a).
- · Verify foot candle measurement height. Measurements at the property line are to be indicated on the vertical plane of the property boundary at a height of 5 feet above grade level -(Chapter 39 Zoning Ordinance Section 13.05 C (2) b.
- Schedule for turning off or reducing lighting intensity between 11:00 pm and sunrise is not indicated (Chapter 39 Zoning Ordinance Section 13.05 C 4).
- Please provide light fixture specifications and cut
- Please provide light pole specifications.

Please feel free to give me a call if you have any auestions.

Paul Evans | Zoning & Compliance Specialist

City of Troy |500 W. Big Beaver, Troy, MI 48084 | Office: 248.524.3359|Cell: 248.885.1841|troymi.gov

"We believe a strong community embraces diversity, promotes innovation, and encourages collaboration. We strive to lead by example within the region. We do this because we want everyone to choose Troy as their community for life. We believe in doing government the best."

From: Brent Savidant

Sent: 25 February, 2016 8:43 AM

To: 'hanawanamanagement@gmail.com' <hanawanamanagement@gmail.com>

Cc: Paul M Evans < P.Evans@troymi.gov >; Gary L Bowers < G.Bowers@troymi.gov >; Mark F Miller

< Mark. Miller@troymi.gov >

Subject: Troy Gateway Shopping Center Renovation

lighting plan review

Nick:

We have completed our review of your Photometric Plan and Photometric Cut sheets dated 8-15-2014. The lighting improvements are generally compatible with our

Best Regards Vikas S Sheoran

Best Regards Vikas S Sheoran

8/30/2021

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	Gmail - Fw: Troy Galeway Snopping Center Renovation lighting plan review
Best Regards Vikas S Sheoran	
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David Koss < David.Koss@troymi.gov> To: Vikas Singh <vs.sheoran@gmail.com>

Tue, Jul 9, 2019 at 5:23 PM

Could you please resend the photo. The image attached did not come through.

Thanks

From: Vikas Singh [mailto:vs.sheoran@gmail.com]

Sent: Tuesday, July 09, 2019 2:59 PM To: David Koss < David. Koss@troymi.gov>

Subject: Re: FW: FW: Troy Gateway Shopping Center Renovation lighting plan review

Sir,

I took time off such that i can introduce myself to you and update you on this situation in person and try to find a permanent solution, i don't want to waste your time and my time however this is a continuous problem for me. this problem was created by Mr. Paul Evans in 2015, prior to that i was living without any concerns, all these dumpsters were not located at central place prior to 2015. This has been going on for 4 years now.

I just need a permanent solution to this problem.

On Tue, Jul 9, 2019 at 2:39 PM David Koss < David. Koss@troymi.gov > wrote:

Unsure of why you took a half day off work. No previous appointment was made to meet with you. The first I knew you were thinking of meeting with me was at 2pm when I looked at me emails upon returning from my daily inspections.

From: Vikas Singh [mailto:vs.sheoran@gmail.com]

Sent: Tuesday, July 09, 2019 12:00 PM To: David Koss < David. Koss@troymi.gov> Cc: Brent Savidant < Savidant B@troymi.gov>

Subject: Re: FW: FW: Troy Gateway Shopping Center Renovation lighting plan review

Mr.Koss

I have taken half day off from work to be available to update you on situation. I will be at home. Please reach me when you are performing inspection.

On Tue, Jul 9, 2019, 09:52 Vikas Singh <vs.sheoran@gmail.com> wrote:

Hello Mr. Koss.

Can you please inform when you plan to be at the property? i am at work and can try to meet you in person, if not then my wife is at home and she can update you on the situation too.

On Tue, Jul 9, 2019 at 8:00 AM David Koss < David.Koss@troymi.gov > wrote:

You are scheduled for today sir.

From: Brent Savidant

Sent: Monday, July 08, 2019 10:11 PM

To: 'Vikas Singh' <vs.sheoran@gmail.com>

Cc: Paul M Evans <P.Evans@troymi.gov>; Mark F Miller <Mark.Miller@troymi.gov>; David Koss

<David.Koss@troymi.gov>

Subject: RE: FW: FW: Troy Gateway Shopping Center Renovation lighting plan review

Mr. Singh:

Thank you for the email. Inspector David Koss was copied on your email and will investigate.



R. Brent Savidant, AICP

Community Development Directorl City of Troy

O: 248.524.3366









From: Vikas Singh [mailto:vs.sheoran@gmail.com]

Sent: Monday, July 8, 2019 9:14 PM

To: Brent Savidant <SavidantB@troymi.gov>

Cc: Paul M Evans <P.Evans@troymi.gov>; Mark F Miller <Mark.Miller@troymi.gov>; David Koss

<David.Koss@troymi.gov>

Subject: Re: FW: FW: Troy Gateway Shopping Center Renovation lighting plan review

Hello Mr Savidant,

I just left you a voice mail, smell is so bad today that I can't open my windows that are facing backyard, if I open the patio door we are smelling this foul air on our dining table.

Sir this is not how a citizen should be forced to live, I had informed Mr. Paul Evans in 2015 that placement of these dumpsters is too close to living space and he had assured that city will take care in case a situation arises, that was 2015 and this is 2019 kindly do something to fix this problem.

On Sun, Jul 7, 2019 at 10:27 PM Vikas Singh <vs.sheoran@gmail.com> wrote:

Hello Mr. Savidant,

Since Thursday (July 4th) this week smell has been really bad. Kindly do something about smell. I appreciate your help.

On Mon, Jul 30, 2018 at 6:28 PM Brent Savidant <SavidantB@troymi.gov> wrote:

Mr. Koss copied on this reply.

Sent from my Verizon, Samsung Galaxy smartphone

----- Original message -----

From: Brent Savidant <SavidantB@troymi.gov>

Date: 7/30/18 6:07 PM (GMT-05:00)

To: Vikas Singh <vs.sheoran@gmail.com>, Paul M Evans <P.Evans@troymi.gov>

Cc: Mark F Miller < Mark. Miller@troymi.gov >, Brent Savidant < Savidant B@troymi.gov >

Subject: Re: FW: FW: Troy Gateway Shopping Center Renovation lighting plan review

Mr. Singh:

Please note Mr. Bowers has retired. His replacement is David Koss. I have copied him on this response. He will investigate.

R. Brent Savidant

Sent from my Verizon, Samsung Galaxy smartphone

----- Original message -----

From: Vikas Singh <vs.sheoran@gmail.com>

Date: 7/30/18 5:56 PM (GMT-05:00)

To: Paul M Evans < P. Evans@troymi.gov>

Cc: Mark F Miller < Mark. Miller@troymi.gov>, Paul M Evans < P. Evans@troymi.gov>, Brent Savidant

<SavidantB@troymi.gov>

Subject: Re: FW: FW: Troy Gateway Shopping Center Renovation lighting plan review

Hello Mr. Bowers,

I am writing to inform you that the smell problem hasn't gone away, this evening it smells like a dead animal in my backyard.

Kindly do something about this issue, these dumpsters need to be moved or fixed.

Vikas

3040 Albany Ct.

On Mon, Oct 10, 2016 at 10:08 AM, Paul M Evans < P.Evans@troymi.gov > wrote:

Mr. Sheoran:

Troy does not have a requirement mandating which dumpster tenants use. Rubbish and garbage disposal practices must be sanitary, and cannot violate our odor codes.

Please call me at my office, 248 524-3359 at 3pm. Thank you.

Paul Evans | Zoning & Compliance Specialist

City of Troy I500 W. Big Beaver, Troy, MI 48084 | Office: 248.524.3359ICell: 248.885.1841ltroymi.gov

"We believe a strong community embraces diversity, promotes innovation, and encourages collaboration. We strive to lead by example within the region. We do this because we want everyone to choose Troy as their community for life. We believe in doing government the best."

From: Vikas Singh [mailto:vs.sheoran@gmail.com]

Sent: 07 October, 2016 8:24 PM

To: Mark F Miller < Mark. Miller @troymi.gov>

Cc: Gary L Bowers < G.Bowers@troymi.gov>; Brent Savidant < SavidantB@troymi.gov>; Paul

M Evans < P. Evans@troymi.gov>

Subject: Re: FW: FW: Troy Gateway Shopping Center Renovation lighting plan review

Mr.Evans,

Looks like another food establishment is coming in Golden Gate Plaza behind my house. If this is true then where is that waste going to go? If you put it in dumpsters located behind my house then I will pursue civil action against City and Plaza owners.

Gmail - FW: Troy Gateway Shopping Center Renovation lighting plan review You can not put all the food waste in one location, i am sure there are laws that would protect a home owner. I have additional questions for you, I would like to talk to you on Monday, do inform what is good time to call. I can call anytime after 3 pm.
Thank you
Vikas
On Fri, Oct 7, 2016 at 10:37 AM, Mark F Miller < Mark.Miller@troymi.gov > wrote:
Vikas:
Paul Evans and I will stop by about 3 – 3:30.
Mark F. Miller Director of Economic & Community Development City Manager's Office
City of Troy I500 W. Big Beaver, Troy, MI 48084 Office: 248.524.3351 Cell: 248.885.1889 Itroymi.gov

"We believe a strong community embraces diversity, promotes innovation, and encourages collaboration. We strive to lead by example within the region. We do this because we want everyone to choose Troy as their community for life. We believe in doing government the best."

From: Vikas Singh [mailto:vs.sheoran@gmail.com]

Sent: Thursday, October 6, 2016 8:55 PM

To: Mark F Miller < Mark. Miller@troymi.gov>; Gary L Bowers < G. Bowers@troymi.gov>; Brent Savidant <SavidantB@troymi.gov>; Paul M Evans <P.Evans@troymi.gov>

Subject: Fwd: FW: Troy Gateway Shopping Center Renovation lighting plan review

Mr. Miller and Staff,

Sorry i thought i had sent this email out to Mr.Miller and Staff, this email chain is very long. Smell is still present it comes and goes as wind blows, it was really bad over the weekend, I was mowing lawn this evening and thats when I left a message to Mr. Millers voice mail. I am working from home tomorrow if anyone from city visits the area I can be available between 12 and 4 pm.

thank you

Vikas

----- Forwarded message ------

From: Vikas Singh <vs.sheoran@gmail.com>

Date: Wed, Oct 5, 2016 at 11:10 PM

Subject: Re: FW: FW: Troy Gateway Shopping Center Renovation lighting plan review

To: Paul M Evans < P. Evans@troymi.gov>

Mr.Miller and Staff,

Smell is present, it actually didn't leave even after Mr. Evans inspection and remediation. Please do take appropriate actions my patience is wearing out thin.

regards

Vikas

On Wed, Sep 28, 2016 at 7:47 PM, Vikas Singh <vs.sheoran@gmail.com> wrote:

Mr.Evans.

When I left this morning for work smell was there from dumpsters, I just came from work 7:09 PM and smell is present from dumpsters. You just have to stand next to them. Fortunately, wind is not blowing, also it rained this evening therefore I don't have smell on my deck.

As you very well know my property is abutting these dumpsters and there is not much buffer zone between dumpsters and living space, basically if presence of smell is ascertained by standing next to dumpsters or grease container as you witnessed today, that smell gets onto my living space as soon as wind starts to blow. During Summer months its worse.

Mr. Bowers in his last email acknowledged presence of "Sour Smell", today you also acknowledged presence of smell from grease containers. I have other witnesses including neighbors who can attest to presence of disgusting smell.

I am afraid to go back into my own backyard or my deck for the fear of smell.

Please please provide a solution.

Vikas

On Wed, Sep 28, 2016 at 1:23 PM, Paul M Evans <P.Evans@troymi.gov> wrote:

Vikas:

Gary is out training today, so I went to the site. The grease dumpster behind El Patio is of concern when I stood next to it. I

have asked Gateway Management to do the same today and contact me to discuss. The other dumpsters in that group were not odorous, one was nearly empty.

Attached are codes dealing with smells, see highlighted text. Troy has other codes addressing odors and smells, but they apply to other types of smells specifically compost piles, waste transfer facilities, and exhaust vents. Thus I did not send them.

Paul Evans | Zoning & Compliance Specialist

City of Troy I500 W. Big Beaver, Troy, MI 48084 | Office: 248.524.3359ICell: 248.885.1841ltroymi.gov 🚮 💆

"We believe a strong community embraces diversity, promotes innovation, and encourages collaboration. We strive to lead by example within the region. We do this because we want everyone to choose Troy as their community for life. We believe in doing government the best."

From: Vikas Singh [mailto:vs.sheoran@gmail.com]

Sent: 27 September, 2016 11:27 PM

To: Gary L Bowers < G.Bowers@troymi.gov>

Cc: Mark F Miller < Mark. Miller@troymi.gov>; Brent Savidant <SavidantB@troymi.gov>; Paul M Evans <P.Evans@troymi.gov>

Subject: Re: FW: FW: Troy Gateway Shopping Center Renovation lighting plan

review

Hello Mr. Bowers,

Sour noxious smell was pervasive during this past weekend and today. I was fortunate wind was not blowing in towards my direction today however was not fortunate during weekend (Sat, Sun, Sep 24-26).

Your approach on double bagging is not working. Smell is coming from both dumpsters. For verification all you have to do is stand next to them. Additionally do notice liquid markings permeating from dumpster used by El Patio, after rain they faint, it rained yesterday morning but you can still see markings. I didn't take picture as it was late and dark.

What is City of Troy's ordinance on "Disgusting Smell". Can you please guide where I can find all the regulations pertaining to smell?

2016 Summer is over, solutions provided by city were non productive in resolving this issue. However I sincerely, thank you Mr. Bowers for following up.
Mr. Miller
Please provide a solution, you have the authority. I and my neighbors can not live like this. Smell issue needs to be resolved once and for all times permanently, if you or city is unable to provide any solution then only option I have is to file a civil suit against city of Troy.
I hope it doesn't come to that.
Sincerely
Vikas .
On Tue, Sep 6, 2016 at 12:23 PM, Vikas Singh <vs.sheoran@gmail.com> wrote:</vs.sheoran@gmail.com>
Mr. Bowers,
This picture is from this morning 9:30 am , there was consistent smell over the weekend. Overnight there was rain that has mitigated it, up until yesterday evening smell was coming from dumpsters.
best regards.
Vikas.
On Thu, Sep 1, 2016 at 4:53 PM, Vikas Singh <vs.sheoran@gmail.com> wrote:</vs.sheoran@gmail.com>
Hello Mr. Bowers,
What you witnessed today is what I have been subject to every time I had informed on presence of obnoxious sickening smell. This summer (2016) I didn't use my backyard at all, last year and before that i had used it especially in the morning to perform exercise. New dumpster, double bagging etc is not a solution as smell is still present due to environment conditions. For me the problem is exacerbated due to such close proximity of my living space to these dumpsters as I have stated this multiple times.
I need a permanent solution to this problem. Mr. Miller beyond doubt it has been verified that there is a larger problem of sickening smell due to location of these dumpsters, please

provide a permanent fix.

Gmail - FW: Troy Gateway Shopping Center Renovation lighting plan review Thank you Mr. Bowers for your efforts. Regards. Vikas On Thu, Sep 1, 2016 at 1:27 PM, Gary L Bowers < G.Bowers@troymi.gov> wrote: Good afternoon Vikas, As indicated during our conversation at 1:20 this afternoon, a sour, noxious odor was indeed verified in your rear yard. It appeared to originate from the red dumpster utilized by Subway, not the new black dumpster utilized by El Patio. I will contact building management and ask that they contact their tenants and request an alternative method of placing their trash in the dumpster, such as double bagging for example. Thank you, Gary Bowers | Housing & Zoning Inspector City of Troy I500 W. Big Beaver, Troy, MI 48084 | Office: 248.524.3355 ICell: 248.885.1833 IG.Bowers@troymi.gov "We believe a strong community embraces diversity, promotes innovation, and encourages collaboration. We strive to lead by example within the region. We do this because we want everyone to choose Troy as their community for life. We believe in doing government the best." From: Vikas Singh [mailto:vs.sheoran@gmail.com] Sent: Thursday, September 01, 2016 12:59 PM To: Gary L Bowers < G.Bowers@troymi.gov> Cc: Mark F Miller <Mark.Miller@troymi.gov>; Brent Savidant <SavidantB@troymi.gov>; Paul M Evans < P. Evans@troymi.gov> Subject: Re: FW: FW: Troy Gateway Shopping Center Renovation lighting plan review Mr. Bowers At the moment 1:00 pm Thursday September 1st, sickening smell from trash is all over the place, I have a painter doing work outside and he is my witness. I need a solution. Vikas Sheoran.

On Tue, Aug 30, 2016 at 1:04 PM, Gary L Bowers <G.Bowers@troymi.gov> wrote:

Good afternoon Vikas,

As previously stated after our conversation at the dumpster today, no odor was apparent behind or to the side of the dumpster. A slight odor was verified 3-4 feet directly in front of the dumpster. As you requested, I have added your comment to the record that the odor was very bad last evening.

Thank you,

Gary Bowers | Housing & Zoning Inspector

City of Troy I500 W. Big Beaver, Troy, MI 48084 | Office: 248.524.3355 ICell: 248.885.1833 IG.Bowers@troymi.gov

"We believe a strong community embraces diversity, promotes innovation, and encourages collaboration. We strive to lead by example within the region. We do this because we want everyone to choose Troy as their community for life. We believe in doing government the best."

From: Vikas Singh [mailto:vs.sheoran@gmail.com]

Sent: Monday, August 29, 2016 8:44 PM To: Gary L Bowers < G.Bowers@troymi.gov>

Cc: Mark F Miller < Mark. Miller @troymi.gov>; Brent Savidant <SavidantB@troymi.gov>; Paul M Evans <P.Evans@troymi.gov>

Subject: Re: FW: FW: Troy Gateway Shopping Center Renovation lighting

plan review

Hello Mr. Bowers.

From dumpsters sickening smell is still present. This evening I tried to sit outside, wind was blowing directly towards me.

It was a pleasant 84 degree weather outside yet as a homeowner I am not able to sit in my own backyard.

Vikas Sheoran

On Tue, Aug 9, 2016 at 3:34 PM, Vikas Singh <vs.sheoran@gmail.com> wrote:

Hello Mr. Bowers,

FYI, Yesterday afternoon new dumpster was put in place behind El Patio Restaurant. I didn't notice any rubber seals (tight seals) around it.

Regards,

Vikas

On Mon, Aug 8, 2016 at 12:49 PM, Vikas Singh <vs.sheoran@gmail.com> wrote:

Hello Mr.Bowers,

As you noted that smell "would come and go depending on the direction of wind", large part of this past weekend wind was blowing directly into our properties. Last time I checked was on Sunday August 7 at 9:50 pm, prior to leaving a second voice mail on your cell phone. Neighbors witnessed it, even my 7 year old stated "it smells bad". This morning when you were inspecting wind wasn't blowing that forcefully in comparison to weekend.

I don't know what validation city is looking for in order to ascertain that there is a problem that needs to be fixed. We can continue to have these inspections and continue to state now wind is blowing this direction or in that direction, facts are there. In summers I cannot use backyard or the deck or open the windows of kitchen or living room.

Regards

Vikas.

On Mon, Aug 8, 2016 at 10:56 AM, Gary L Bowers < G.Bowers@troymi.gov> wrote:

Good morning Vikas,

It was a pleasure meeting you this morning at the dumpster location. Standing directly in front of the dumpster, an odor was observed approximately 5-8 feet from the dumpster, standing behind the dumpster, the odor would come and go depending on the direction of the wind. The dumpster appeared to be in the same condition as the photograph attached to this email that you provided. I called Tringali and spoke to Jen who advised that they can apply a deodorizer to the dumpster each time after it is emptied, they recommend this for restaurants. She will speak to General Manager Bob Z regarding the issues. The new dumpster will be delivered this week.

Thank you,

Gary Bowers | Housing & Zoning Inspector

City of Troy |500 W. Big Beaver, Troy, MI 48084 | Office: 248.524.3355 |Cell: 248.885.1833 |G.Bowers@troymi.gov

"We believe a strong community embraces diversity, promotes innovation, and encourages collaboration. We strive to lead by example within the region. We do this because we want everyone to choose Troy as their community for life. We believe in doing government the best."

From: Vikas Singh [mailto:vs.sheoran@gmail.com]

Sent: Sunday, August 07, 2016 8:54 PM To: Mark F Miller < Mark. Miller@troymi.gov>

Cc: Gary L Bowers < G.Bowers@troymi.gov>; Paul M Evans <P.Evans@troymi.gov>; Brent Savidant <SavidantB@troymi.gov>

Subject: Re: FW: Troy Gateway Shopping Center Renovation lighting plan review

Hello.

Forgot attachment.

regards,

Vikas

On Sun, Aug 7, 2016 at 8:48 PM, Vikas Singh <vs.sheoran@gmail.com>

Hello Everyone,

On Friday there was no smell. However from Saturday afternoon and on to Sunday (August 8th 2016) evening the whole area smells of rotting meat. Not only myself but my neighbors are witness to it, I left a voice mail to Mr. Bowers at 248.524.3355 informing him of conditions. Smell is unbearable, meaning you can't sit outside on patio, or open any windows of your house, this is in-spite of no heat, weather outside is very pleasant 76degree with cool wind.

regards,

Vikas

On Fri, Aug 5, 2016 at 3:37 PM, Mark F Miller < Mark.Miller@troymi.gov> wrote:

Please see Mr. Bowers inspection report from AUG 5th.

Thank you.

Mark F. Miller | Director of Economic & Community Development | City Manager's Office

City of Troy |500 W. Big Beaver, Troy, MI 48084 | Office: 248.524.3351 |Cell: 248.885.1889 |troymi.gov

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All.

I just re-inspected the dumpster directly behind the complainant's house again. Although there was an odor standing directly in front of the dumpster, the further back from the dumpster, the odor dissipated. Odor was virtually non-existent 10-15 feet from the dumpster. There was no odor directly behind the dumpster adjacent to the screen wall separating the complainant's property from the shopping center. Standing at the north end of the enclosure with a westerly wind, an odor was apparent, but not overly noxious. Mario from El Patio restaurant saw me and walked over. He advised that he has already contacted Tringali who will deliver a new dumpster next week. I requested that all trash thrown into the dumpster be properly bagged and sealed.

Gary Bowers | Housing & Zoning Inspector

City of Troy |500 W. Big Beaver, Troy, MI 48084 | Office: 248.524.3355 |Cell: 248.885.1833 |G.Bowers@troymi.gov

"We believe a strong community embraces diversity, promotes innovation, and encourages collaboration. We strive to lead by example within the region. We do this because we want everyone to choose Troy as their community for life. We believe in doing government the best."

From: Vikas Singh [mailto:vs.sheoran@gmail.com]

Sent: Thursday, August 4, 2016 3:56 PM

To: Gary L Bowers < G.Bowers@troymi.gov>

Cc: Mark F Miller < Mark.Miller@troymi.gov>; Paul M Evans <P.Evans@troymi.gov>; Brent Savidant <SavidantB@troymi.gov> Subject: Re: FW: Troy Gateway Shopping Center Renovation lighting

plan review

Mr. Miller,

On Sunday and Monday this week both the days smell was really bad, it was so bad that you can smell the rotten garbage in the middle of Albany Ct. Not only myself but my neighbors also witnessed it.

As I stated before it all depends when the inspection is conducted, obviously you or your department can't be there all the time however I live here all the time so i know the environment more intricately than any one else. On some days its really really strong rotten smell, on other days not that bad, if the wind blows and its west wards towards house then its really bad for me as its comes right into my house.

Our lives at the moment are very adversely affected by this smell. I can not use my backyard for any normal summer activity that folks do during summer. I am just asking for a solution for summer months.

Thank you

Vikas

On Thu, Aug 4, 2016 at 2:34 PM, Gary L Bowers <G.Bowers@troymi.gov> wrote:

Good afternoon Vikas,

I have just inspected the property and verified that all lids are closed on the dumpsters directly behind your residence with no visible garbage. Although a slight food aroma was observed standing directly in front of the dumpster at the south end of the enclosure, it was not noxious. I also stood behind the enclosure adjacent to the screen wall that separates your yard from the shopping center and did not verify any odors. A very small stream of liquid was also observed. I have asked El Patio to clean up the stream, approximately 6 foot long and 1 inch wide.

Thank you,

Gary Bowers | Housing & Zoning Inspector

City of Troy |500 W. Big Beaver, Troy, MI 48084 | Office: 248.524.3355 |Cell: 248.885.1833 |G.Bowers@troymi.gov

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From: Vikas Singh [mailto:vs.sheoran@gmail.com]

Sent: Thursday, August 04, 2016 1:52 PM To: Gary L Bowers < G.Bowers@troymi.gov>

Cc: Mark F Miller < Mark. Miller @troymi.gov>; Paul M Evans <P.Evans@troymi.gov>; Brent Savidant <SavidantB@troymi.gov>

Subject: Re: FW: Troy Gateway Shopping Center Renovation lighting plan review

Mr. Miller,

Sir, any update on the solution?

Thank you

Vikas

On Sun, Jul 31, 2016 at 9:48 PM, Vikas Singh <vs.sheoran@gmail.com> wrote:

Mr. Miller,

Please please provide a solution, it stinks as rotten meat. No one should live like this. Through out last year I had informed your office but no one heard my plea.

I PAY TAXES ON TIME AND CONTRIBUTE TO ECONOMY. NO ONE DESERVES TO LIVE LIKE THIS. DO NOT SEND YOUR INSPECTOR TO EVALUATE SITE FOR FIVE MINUTES. PLEASE PROVIDE A SOLUTION.

best regards

Vikas

On Mon, Jul 11, 2016 at 9:24 PM, Vikas Singh <vs.sheoran@gmail.com> wrote:

Hello Mr Bowers:

I disagree. This complaint was filled on Thursday night you inspected site on Monday. Environmental conditions are not similar between then and today, also the dumpsters have been emptied in between.

Smell was exceptionally bad on Thursday. That day it was hot, dry and windy, smell subsided on Friday as temperatures came down. This evening as the garbage bins have started to fill in so has the smell.

I just need some solution that allows me to live my life freely and enjoy having a home. There is nothing that I can do in my backyard. As I have stated before smell is not an issue during winter. Aroma of cooking food is not a problem for me I get that even during winter, problem is smell from rotting meat, food garbage.

Attached is a picture from this evening, these open dumpsters don't help either. I have personally made a request to the worker of El Patio asking to please close them after dumping garbage in them, but to no avail.

This problem can not be generalized by just taking an inspection of the site on a day, there are many factors that exacerbate smell and all of them are out of your or mine control, weather conditions, type of food trash that was dumped, trash collection times etc.

Thank you

Vikas

On Mon, Jul 11, 2016 at 4:28 PM, Gary L Bowers <G.Bowers@troymi.gov> wrote:

Good afternoon Vikas,

I inspected the site today and did not verify any noxious odors, I did however verify the aroma of food cooking which was originating from El Patio restaurant. I completed my inspection at 11:35am today and departed the property. I have attached a photograph taken today of the dumpster located behind your residence.

Thank you,

Gary Bowers | Housing & Zoning Inspector

City of Troy 500 W. Big Beaver, Troy, MI 48084 | Office: 248.524.3355 | Cell: 248.885.1833 | G.Bowers@troymi.gov

"We believe a strong community embraces diversity. promotes innovation, and encourages collaboration. We strive to lead by example within the region. We do this because we want everyone to choose Troy as their community for life. We believe in doing government the best."

From: Mark F Miller

Sent: Monday, July 11, 2016 10:53 AM

To: Gary L Bowers < G.Bowers@troymi.gov>

Cc: Paul M Evans < P. Evans@troymi.gov >; Brent Savidant

<SavidantB@troymi.gov>

Subject: FW: FW: Troy Gateway Shopping Center

Renovation lighting plan review

Gary:

Please check this out. Can you talk with Vikas?

Thank you.

Mark F. Miller | Director of Economic & Community <u>Development | City Manager's Office</u>

City of Troy |500 W. Big Beaver, Troy, MI 48084 | Office: 248.524.3351 |Cell: 248.885.1889 |troymi.gov cid:image001.png@01CF8BCF.F57B3FA0 cid:image002.png@01CF8BCF.F57B3FA0

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From: Vikas Singh [mailto:vs.sheoran@gmail.com]

Sent: Thursday, July 7, 2016 10:11 PM To: Mark F Miller < Mark. Miller @troymi.gov> Cc: Ben Sadik (sadikben@yahoo.com) <sadikben@yahoo.com>; Harish Gandrothu (gandrothu@hotmail.com) <gandrothu@hotmail.com>; Sridhar Kolluri (kolluri.sridhar@yahoo.com) <kolluri.sridhar@yahoo.com>; Surendra Gogineni

(sritarun@yahoo.com) <sritarun@yahoo.com> Subject: Re: FW: Troy Gateway Shopping Center Renovation lighting plan review

Hello Mr. Miller,

Since October 2015, I have indicated to you and to your staff multiple times that the proximity of garbage to living space is going to make our lives living hell. Unfortunately your staff didn't believe it. Well, It has started now. Summer is here temperatures have risen and so has dead meat and garbage smell. My back yard is useless. I can not open any windows facing backyard, essentially now i am cooped up.

Kindly take appropriate actions and mitigate this nuisance.

Vikas

On Fri, Apr 8, 2016 at 10:14 AM, Mark F Miller <Mark.Miller@troymi.gov> wrote:

Good Morning:

As noted before we are working with the Golden Gate owners to enforce compliance with our codes and regulations related to lighting. Attached is the most current activities.

Thank you.

Mark F. Miller | Director of Economic & Community Development | City Manager's Office

City of Troy |500 W. Big Beaver, Troy, MI 48084 | Office: 248.524.3351 |Cell: 248.885.1889 |troymi.gov cid:image001.png@01CF8BCF.F57B3FA0

"We believe a strong community embraces diversity, promotes innovation, and encourages collaboration. We strive to lead by example within the region. We do this because we want everyone to choose Troy as their community for life. We believe in doing government the best."

From: Paul M Evans

Sent: Wednesday, March 30, 2016 3:40 PM

To: 'hanawanamanagement@gmail.com'

<hanawanamanagement@gmail.com>; Jason Gekiere

<jasong@tower-construct.com>

Cc: Gary L Bowers < G.Bowers@troymi.gov>; Mark F Miller < Mark. Miller @troymi.gov >; Brent Savidant <SavidantB@troymi.gov>

Subject: RE: Troy Gateway Shopping Center Renovation lighting plan review

Nick/Jason:

Thanks for the continued cooperation on this project. We have completed our review of your Photometric Plan dated 3-29-2015. We note that foot candle measurements at north and west boundary of residentially used property at are indicated as zero. This satisfies City Code.

The following needs to be provided so that we can reach compliance on this item:

8/30/2021

- Schedule for turning off or reducing lighting intensity between 11:00 pm and sunrise is not indicated (Chapter 39 Zoning Ordinance Section 13.05 C 4).
- Please provide light fixture specifications and cut sheets.
- · Please provide light pole specifications.

Please feel free to give me a call if you have any questions.

Paul Evans | Zoning & Compliance Specialist

City of Troy I500 W. Big Beaver, Troy, MI 48084 | Office: 248.524.3359|Cell: 248.885.1841|troymi.gov cid:image010.jpg@01CF8BD8.30248410

"We believe a strong community embraces diversity, promotes innovation, and encourages collaboration. We strive to lead by example within the region. We do this because we want everyone to choose Troy as their community for life. We believe in doing government the best."

From: Brent Savidant

Sent: 25 February, 2016 8:43 AM

To: 'hanawanamanagement@gmail.com' <hanawanamanagement@gmail.com>

Cc: Paul M Evans < P. Evans@troymi.gov>; Gary L Bowers

<G.Bowers@troymi.gov>; Mark F Miller

<Mark.Miller@troymi.gov>

Subject: Troy Gateway Shopping Center Renovation

lighting plan review

Nick:

We have completed our review of your Photometric Plan and Photometric Cut sheets dated 8-15-2014. The lighting improvements are generally compatible with our Lighting requirements in our Zoning Ordinance. However, we note the following conflicts with the Lighting requirements:

- Foot candle measurements exceed 0.1 foot candles along the west and north boundary of residentially used property - (Chapter 39 Zoning Ordinance Section 13.05 C (2) b.
- Measurements at the property line are to be indicated on the vertical plane of the property boundary at a height of 5 feet above grade level -(Chapter 39 Zoning Ordinance Section 13.05 C (2) b.
- The schedule for turning off or reducing lighting intensity between 11:00 pm and sunrise is not indicated (Chapter 39 Zoning Ordinance Section 13.05 C (4).

8/30/2021

Best Regards Vikas S Sheoran

Best Regards Vikas S Sheoran

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Best Regards Vikas S Sheoran **Best Regards** Vikas S Sheoran Best Regards Vikas S Sheoran **Best Regards** Vikas S Sheoran

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Best Regards Vikas S Sheoran

Best Regards Vikas S Sheoran

Vikas Singh <vs.sheoran@gmail.com>

Tue, Jul 9, 2019 at 9:04 PM

To: David Koss <David.Koss@troymi.gov>, Brent Savidant <SavidantB@troymi.gov>, Mark F Miller <Mark.Miller@troymi.gov>, Paul M Evans <P.Evans@troymi.gov>

Mr. Koss

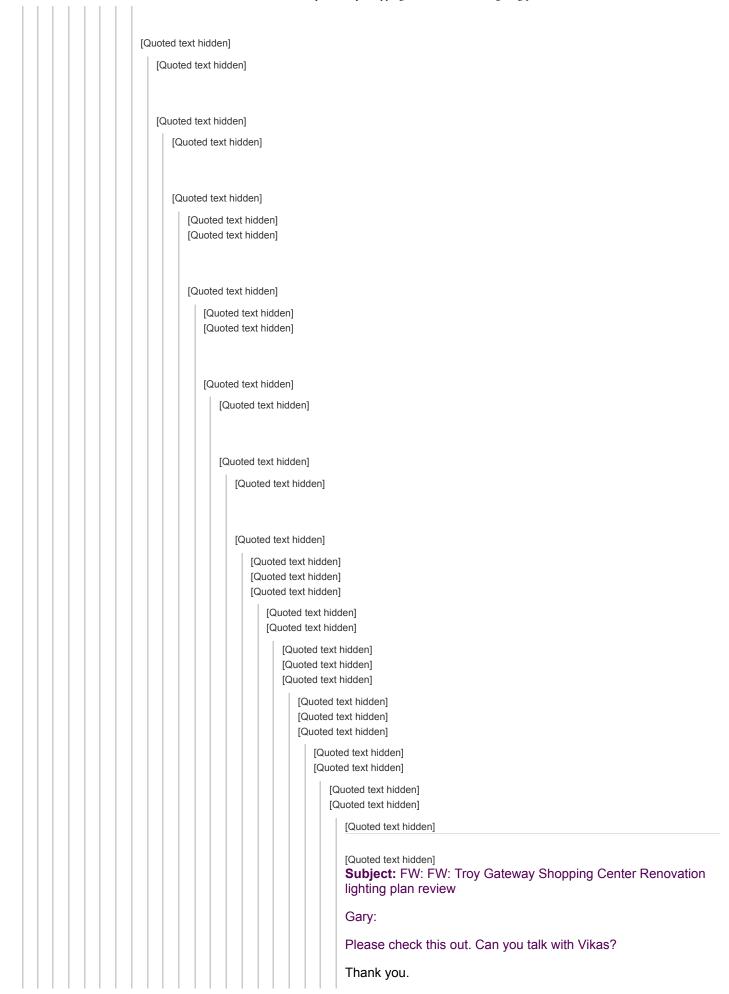
Sir smell is so bad that I had to call 911, I had to call police so that I have a witness to prove to you and city officials that I am not lying. It has been like this since last Thursday. It smells like dead animal/rotting meat, again smell is so bad that one can not sit outside, as a witness my neighbor can also attest.

You need to provide a long term solution so that my family can live in peace.

Thank you Vikas

[Quoted text hidden] [Quoted text hidden]

[Quoted text hidden]



Mark F. Miller | Director of Economic & Community Development | City Manager's Office

City of Troy |500 W. Big Beaver, Troy, MI 48084 | Office: 248.524.3351 |Cell: 248.885.1889 |troymi.gov cid:image001.png@01CF8BCF.F57B3FA0 cid:image002.png@01CF8BCF.F57B3FA0

"We believe a strong community embraces diversity, promotes innovation, and encourages collaboration. We strive to lead by example within the region. We do this because we want everyone to choose Troy as their community for life. We believe in doing government the best."

From: Vikas Singh [mailto:vs.sheoran@gmail.com]

Sent: Thursday, July 7, 2016 10:11 PM To: Mark F Miller < Mark. Miller @troymi.gov> Cc: Ben Sadik (sadikben@yahoo.com) <sadikben@yahoo.com>; Harish Gandrothu

(gandrothu@hotmail.com) <gandrothu@hotmail.com>; Sridhar

Kolluri (kolluri.sridhar@yahoo.com)

<kolluri.sridhar@yahoo.com>; Surendra Gogineni (sritarun@yahoo.com) <sritarun@yahoo.com>

Subject: Re: FW: Troy Gateway Shopping Center Renovation

lighting plan review

Hello Mr. Miller,

Since October 2015, I have indicated to you and to your staff multiple times that the proximity of garbage to living space is going to make our lives living hell. Unfortunately your staff didn't believe it. Well, It has started now. Summer is here temperatures have risen and so has dead meat and garbage smell. My back yard is useless. I can not open any windows facing backyard, essentially now i am cooped up.

Kindly take appropriate actions and mitigate this nuisance.

Vikas

On Fri, Apr 8, 2016 at 10:14 AM, Mark F Miller <Mark.Miller@troymi.gov> wrote:

Good Morning:

As noted before we are working with the Golden Gate owners to enforce compliance with our codes and regulations related to lighting. Attached is the most current activities.

Thank you.

Mark F. Miller | Director of Economic & Community Development | City Manager's Office

City of Troy |500 W. Big Beaver, Troy, MI 48084 | Office: 248.524.3351 |Cell: 248.885.1889 |troymi.gov cid:image001.png@01CF8BCF.F57B3FA0 cid:image002.png@01CF8BCF.F57B3FA0

"We believe a strong community embraces diversity, promotes innovation, and encourages collaboration. We strive to lead by example within the region. We do this because we want everyone to choose Troy as their community for life. We believe in doing government the best."

From: Paul M Evans

Sent: Wednesday, March 30, 2016 3:40 PM To: 'hanawanamanagement@gmail.com'

<hanawanamanagement@gmail.com>; Jason Gekiere

<iasong@tower-construct.com>

Cc: Gary L Bowers < G.Bowers@troymi.gov>; Mark F Miller

<Mark.Miller@troymi.gov>; Brent Savidant

<SavidantB@troymi.gov>

Subject: RE: Troy Gateway Shopping Center Renovation

lighting plan review

Nick/Jason:

Thanks for the continued cooperation on this project. We have completed our review of your Photometric Plan dated 3-29-2015. We note that foot candle measurements at north and west boundary of residentially used property at are indicated as zero. This satisfies City Code.

The following needs to be provided so that we can reach compliance on this item:

- Information demonstrating that tilting the two pole fixtures upward 10 degrees will not increase glare (Chapter 39 Zoning Ordinance Section 13.05 C 1 a).
- Verify foot candle measurement height. Measurements at the property line are to be indicated on the vertical plane of the property boundary at a height of 5 feet above grade level - (Chapter 39 Zoning Ordinance Section 13.05 C (2) b.
- Schedule for turning off or reducing lighting intensity between 11:00 pm and sunrise is not indicated (Chapter 39 Zoning Ordinance Section 13.05 C 4).
- Please provide light fixture specifications and cut sheets.
- Please provide light pole specifications.

Please feel free to give me a call if you have any questions.

Paul Evans | Zoning & Compliance Specialist

City of Troy |500 W. Big Beaver, Troy, MI 48084 | Office: 248.524.3359|Cell: 248.885.1841|troymi.gov cid:image010.jpg@01CF8BD8.30248410 cid:image011.jpg@01CF8BD8.30248410

"We believe a strong community embraces diversity, promotes innovation, and encourages collaboration. We strive to lead by example within the region. We do this because we want everyone to choose Troy as their community for life. We believe in doing government the best."

From: Brent Savidant

Sent: 25 February, 2016 8:43 AM

To: 'hanawanamanagement@gmail.com' <hanawanamanagement@gmail.com>

Cc: Paul M Evans < P. Evans@troymi.gov>; Gary L Bowers

<G.Bowers@troymi.gov>; Mark F Miller

<Mark.Miller@troymi.gov>

Subject: Troy Gateway Shopping Center Renovation lighting plan review

Nick:

We have completed our review of your Photometric Plan and Photometric Cut sheets dated 8-15-2014. The lighting improvements are generally compatible with our Lighting requirements in our Zoning Ordinance. However, we note the following conflicts with the Lighting requirements:

- Foot candle measurements exceed 0.1 foot candles along the west and north boundary of residentially used property - (Chapter 39 Zoning Ordinance Section 13.05 C (2) b.
- Measurements at the property line are to be indicated on the vertical plane of the property boundary at a height of 5 feet above grade level - (Chapter 39 Zoning Ordinance Section 13.05 C (2) b.
- The schedule for turning off or reducing lighting intensity between 11:00 pm and sunrise is not indicated (Chapter 39 Zoning Ordinance Section 13.05 C (4).

A copy of Chapter 13.05 is attached for your reference. Please let us know when we can anticipate revised documents.

Again, thank you for your continued cooperation.

R. Brent Savidant | Planning Director

City of Troy |500 W. Big Beaver, Troy, MI 48084 | Office: 248.524.3364 |Cell: 248.943.0821 troymi.gov cid:image010.jpg@01CF8BD8.30248410 cid:image011.jpg@01CF8BD8.30248410

"We believe a strong community embraces diversity, promotes innovation, and encourages collaboration. We strive to lead by example within the region. We do this because we want everyone to choose Troy as their community for life. We believe in doing government the best."

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5 attachments











Vikas Singh <vs.sheoran@gmail.com>

Tue, Jul 30, 2019 at 8:15 PM

To: David Koss <David.Koss@troymi.gov>, Brent Savidant <SavidantB@troymi.gov>, Mark F Miller <Mark.Miller@troymi.gov>, Paul M Evans <P.Evans@troymi.gov>

Mr.Koss

Sir please take appropriate actions to mitigate smell, it's smelling really bad, Its coming right in my kitchen through kitchen window. Since our last meeting July 9th this issue hasn't mitigated. Sir please help.

Best Regards

Vikas

[Quoted text hidden]

[Quoted text hidden]

Vikas Singh <vs.sheoran@gmail.com>

Mon, Sep 9, 2019 at 10:42 PM

To: David Koss <David.Koss@troymi.gov>, Brent Savidant <SavidantB@troymi.gov>, Mark F Miller <Mark.Miller@troymi.gov>, Paul M Evans <P.Evans@troymi.gov>

Hello Mr Koss.

There is another problem that has cropped up, a few individuals from El Patio (Red F 150) were blowing loud horns around 10:00 pm tonight. My two kids aged 5 and 10 are in the room facing El Patio Restaurant, 5 year old is in Kindergarten and 10 year old is in 5th grade, they sleep at 9 pm. Upon hearing loud horns i went outside and occupants of red truck upon seeing me as trucks headlights were on, started to play loud music and then left the scene. i went outside without the camera in my possession hence couldn't record this.

I will appreciate if you would communicate with the owners of this restaurant to keep their employees under check, there are other things that i have not informed you but tolerated so far, if i sit outside on deck on occasions i get cigarette smoke, i am no smoker but i can tolerate that as city is just geared on having business rights in perspective.

Regarding Smell, it is still prevalent, i can suggest an alternative please let me know your availability and i can stop by your office.

Regards

Vikas

[Quoted text hidden]

David Koss < David.Koss@troymi.gov> To: Vikas Singh <vs.sheoran@gmail.com> Tue, Sep 10, 2019 at 10:03 AM

Sorry, there is no ordinance that regulates smoking in an open area. As far as the horn blowing goes, that would be something that the Police would have to take care of if it escalated to the level of disturbing the peace. These are things that one may see as not unexpected when living feet from a commercial area and an eight (8) lane major road. Please don't hesitate to contact us if there are any issues that code enforcement can help with.

Thank you,

Dave

From: Vikas Singh [mailto:vs.sheoran@gmail.com] Sent: Monday, September 09, 2019 10:42 PM

To: David Koss <David.Koss@troymi.gov>; Brent Savidant <SavidantB@troymi.gov>; Mark F Miller

<Mark.Miller@troymi.gov>; Paul M Evans <P.Evans@troymi.gov>

Subject: Re: FW: Troy Gateway Shopping Center Renovation lighting plan review

Hello Mr Koss.

There is another problem that has cropped up, a few individuals from El Patio (Red F 150) were blowing loud horns around 10:00 pm tonight. My two kids aged 5 and 10 are in the room facing El Patio Restaurant, 5 year old is in Kindergarten and 10 year old is in 5th grade, they sleep at 9 pm. Upon hearing loud horns i went outside and occupants of red truck upon seeing me as trucks headlights were on, started to play loud music and then left the scene. i went outside without the camera in my possession hence couldn't record this.

I will appreciate if you would communicate with the owners of this restaurant to keep their employees under check, there are other things that i have not informed you but tolerated so far, if i sit outside on deck on occasions i get cigarette smoke, i am no smoker but i can tolerate that as city is just geared on having business rights in perspective.

Regarding Smell, it is still prevalent, i can suggest an alternative please let me know your availability and i can stop by your office.

Regards

Vikas

On Tue, Jul 30, 2019 at 8:15 PM Vikas Singh <vs.sheoran@gmail.com> wrote:

Mr.Koss

Sir please take appropriate actions to mitigate smell, it's smelling really bad, Its coming right in my kitchen through kitchen window. Since our last meeting July 9th this issue hasn't mitigated. Sir please help.

Best Regards

Vikas

On Tuesday, July 9, 2019, Vikas Singh <vs.sheoran@gmail.com> wrote:

Mr. Koss

Sir smell is so bad that I had to call 911, I had to call police so that I have a witness to prove to you and city officials that I am not lying. It has been like this since last Thursday. It smells like dead animal/rotting meat, again smell is so bad that one can not sit outside, as a witness my neighbor can also attest.

You need to provide a long term solution so that my family can live in peace.

Thank you

Vikas

On Tue, Jul 9, 2019 at 2:10 PM David Koss < David. Koss@troymi.gov > wrote:

Already went by. It is not necessary to meet in person. I saw or smelled the dumpster and it smells like you would expect a dumpster to smell like on a hot day. Not over powering, but a trash smell.

From: Vikas Singh [mailto:vs.sheoran@gmail.com]

Sent: Tuesday, July 09, 2019 9:52 AM To: David Koss < David. Koss@troymi.gov> Cc: Brent Savidant < Savidant B@troymi.gov>

Subject: Re: FW: FW: Troy Gateway Shopping Center Renovation lighting plan review

Hello Mr. Koss,

Can you please inform when you plan to be at the property? i am at work and can try to meet you in person, if not then my wife is at home and she can update you on the situation too.

On Tue, Jul 9, 2019 at 8:00 AM David Koss < David.Koss@troymi.gov > wrote:

You are scheduled for today sir.

From: Brent Savidant

Sent: Monday, July 08, 2019 10:11 PM To: 'Vikas Singh' <vs.sheoran@gmail.com>

Cc: Paul M Evans <P.Evans@troymi.gov>; Mark F Miller <Mark.Miller@troymi.gov>; David Koss

<David.Koss@troymi.gov>

Subject: RE: FW: FW: Troy Gateway Shopping Center Renovation lighting plan review

Mr. Singh:

Thank you for the email. Inspector David Koss was copied on your email and will investigate.



R. Brent Savidant, AICP

Community Development Directorl City of Troy

O: 248.524.3366



From: Vikas Singh [mailto:vs.sheoran@gmail.com]

Sent: Monday, July 8, 2019 9:14 PM

To: Brent Savidant <SavidantB@troymi.gov>

Cc: Paul M Evans <P.Evans@troymi.gov>; Mark F Miller <Mark.Miller@troymi.gov>; David Koss

<David.Koss@troymi.gov>

Subject: Re: FW: FW: Troy Gateway Shopping Center Renovation lighting plan review

Hello Mr Savidant,

I just left you a voice mail, smell is so bad today that I can't open my windows that are facing backyard, if I open the patio door we are smelling this foul air on our dining table.

Sir this is not how a citizen should be forced to live, I had informed Mr. Paul Evans in 2015 that placement of these dumpsters is too close to living space and he had assured that city will take care in case a situation arises, that was 2015 and this is 2019 kindly do something to fix this problem.

On Sun, Jul 7, 2019 at 10:27 PM Vikas Singh <vs.sheoran@gmail.com> wrote:

Hello Mr. Savidant,

Since Thursday (July 4th) this week smell has been really bad. Kindly do something about smell. I appreciate your help.

Gmail - FW: Troy Gateway Shopping Center Renovation lighting plan review On Mon, Jul 30, 2018 at 6:28 PM Brent Savidant <SavidantB@troymi.gov> wrote: Mr. Koss copied on this reply. Sent from my Verizon, Samsung Galaxy smartphone ----- Original message -----From: Brent Savidant < Savidant B@troymi.gov> Date: 7/30/18 6:07 PM (GMT-05:00) To: Vikas Singh <vs.sheoran@gmail.com>, Paul M Evans <P.Evans@troymi.gov> Cc: Mark F Miller <Mark.Miller@troymi.gov>, Brent Savidant <SavidantB@troymi.gov> Subject: Re: FW: FW: Troy Gateway Shopping Center Renovation lighting plan review Mr. Singh: Please note Mr. Bowers has retired. His replacement is David Koss. I have copied him on this response. He will investigate. R. Brent Savidant Sent from my Verizon, Samsung Galaxy smartphone ----- Original message -----From: Vikas Singh <vs.sheoran@gmail.com> Date: 7/30/18 5:56 PM (GMT-05:00) To: Paul M Evans < P. Evans@troymi.gov> Cc: Mark F Miller <Mark.Miller@troymi.gov>, Paul M Evans <P.Evans@troymi.gov>, Brent Savidant

<SavidantB@troymi.gov>

Subject: Re: FW: FW: Troy Gateway Shopping Center Renovation lighting plan review

Hello Mr. Bowers,

I am writing to inform you that the smell problem hasn't gone away, this evening it smells like a dead animal in my backyard.

Kindly do something about this issue, these dumpsters need to be moved or fixed.

Vikas

3040 Albany Ct.

On Mon, Oct 10, 2016 at 10:08 AM, Paul M Evans < P. Evans@troymi.gov > wrote:

Mr. Sheoran:

Troy does not have a requirement mandating which dumpster tenants use. Rubbish and garbage disposal practices must be sanitary, and cannot violate our odor codes.

Please call me at my office, 248 524-3359 at 3pm. Thank you.

Paul Evans | Zoning & Compliance Specialist

City of Troy I500 W. Big Beaver, Troy, MI 48084 | Office: 248.524.3359ICell:

"We believe a strong community embraces diversity, promotes innovation, and encourages collaboration. We strive to lead by example within the region. We do this because we want everyone to choose Troy as their community for life. We believe in doing government the best."

From: Vikas Singh [mailto:vs.sheoran@gmail.com]

Sent: 07 October, 2016 8:24 PM

To: Mark F Miller < Mark. Miller @troymi.gov>

Cc: Gary L Bowers < G.Bowers@troymi.gov>; Brent Savidant < SavidantB@troymi.gov>;

Paul M Evans < P. Evans@troymi.gov>

Subject: Re: FW: FW: Troy Gateway Shopping Center Renovation lighting plan review

Mr.Evans,

Looks like another food establishment is coming in Golden Gate Plaza behind my house. If this is true then where is that waste going to go? If you put it in dumpsters located behind my house then I will pursue civil action against City and Plaza owners.

You can not put all the food waste in one location, i am sure there are laws that would protect a home owner. I have additional questions for you, I would like to talk to you on Monday, do inform what is good time to call. I can call anytime after 3 pm.

Thank you

Vikas

On Fri, Oct 7, 2016 at 10:37 AM, Mark F Miller < Mark.Miller@troymi.gov > wrote:

Vikas:

Paul Evans and I will stop by about 3 - 3:30.

Mark F. Miller | Director of Economic & Community Development | City Manager's Office

City of Troy I500 W. Big Beaver, Troy, MI 48084 | Office: 248.524.3351 | ICell: 248.885.1889 Itroymi.gov 🚮 💆

"We believe a strong community embraces diversity, promotes innovation, and encourages collaboration. We strive to lead by example within the region. We do this because we want everyone to choose Troy as their community for life. We believe in doing government the best."

From: Vikas Singh [mailto:vs.sheoran@gmail.com]

Sent: Thursday, October 6, 2016 8:55 PM

To: Mark F Miller <Mark.Miller@troymi.gov>; Gary L Bowers <G.Bowers@troymi.gov>; Brent Savidant <SavidantB@troymi.gov>; Paul M Evans <P.Evans@troymi.gov>

Subject: Fwd: FW: Troy Gateway Shopping Center Renovation lighting plan review

Mr. Miller and Staff,

Sorry i thought i had sent this email out to Mr.Miller and Staff, this email chain is very long. Smell is still present it comes and goes as wind blows, it was really bad over the weekend, I was mowing lawn this evening and thats when I left a message to Mr. Millers voice mail. I am working from home tomorrow if anyone from city visits the area I can be available between 12 and 4 pm.

thank you

Vikas

----- Forwarded message -----

From: Vikas Singh <vs.sheoran@gmail.com>

Date: Wed, Oct 5, 2016 at 11:10 PM

Subject: Re: FW: FW: Troy Gateway Shopping Center Renovation lighting plan review

To: Paul M Evans < P. Evans@troymi.gov>

Mr.Miller and Staff,

Smell is present, it actually didn't leave even after Mr. Evans inspection and remediation. Please do take appropriate actions my patience is wearing out thin.

regards

Vikas

On Wed, Sep 28, 2016 at 7:47 PM, Vikas Singh <vs.sheoran@gmail.com> wrote:

Mr.Evans.

When I left this morning for work smell was there from dumpsters, I just came from work 7:09 PM and smell is present from dumpsters. You just have to stand next to them. Fortunately, wind is not blowing, also it rained this evening therefore I don't have smell on my deck.

As you very well know my property is abutting these dumpsters and there is not much buffer zone between dumpsters and living space, basically if presence of smell is ascertained by standing next to dumpsters or grease container as you witnessed today, that smell gets onto my living space as soon as wind starts to blow. During Summer months its worse.

Mr. Bowers in his last email acknowledged presence of "Sour Smell", today you also acknowledged presence of smell from grease containers. I have other witnesses including neighbors who can attest to presence of disgusting smell.

I am afraid to go back into my own backyard or my deck for the fear of smell.

Please please provide a solution.

Vikas

On Wed, Sep 28, 2016 at 1:23 PM, Paul M Evans < P.Evans@troymi.gov> wrote:

Vikas:

Gary is out training today, so I went to the site. The grease dumpster behind El Patio is of concern when I stood next to it. I have asked Gateway Management to do the same today and contact me to discuss. The other dumpsters in that group were not odorous, one was nearly empty.

Attached are codes dealing with smells, see highlighted text. Troy has other codes addressing odors and smells, but they apply to other types of smells specifically compost piles, waste transfer facilities, and exhaust vents. Thus I did not send them.

Paul Evans | Zoning & Compliance Specialist

City of Troy I500 W. Big Beaver, Troy, MI 48084 | Office: 248.524.3359ICell: 248.885.1841ltroymi.gov cid:image011.jpg@01CF8BD8.30248410

"We believe a strong community embraces diversity, promotes innovation, and encourages collaboration. We strive to lead by example within the region. We do this because we want everyone to choose Troy as their community for life. We believe in doing government the

From: Vikas Singh [mailto:vs.sheoran@gmail.com]

Sent: 27 September, 2016 11:27 PM

To: Gary L Bowers < G.Bowers@troymi.gov>

Cc: Mark F Miller < Mark. Miller @troymi.gov>; Brent Savidant <SavidantB@troymi.gov>; Paul M Evans <P.Evans@troymi.gov>

Subject: Re: FW: FW: Troy Gateway Shopping Center Renovation lighting plan

review

Hello Mr. Bowers,

Sour noxious smell was pervasive during this past weekend and today. I was fortunate wind was not blowing in towards my direction today however was not fortunate during weekend (Sat, Sun, Sep 24-26).

Your approach on double bagging is not working. Smell is coming from both dumpsters. For verification all you have to do is stand next to them. Additionally do notice liquid markings permeating from dumpster used by El Patio, after rain they faint, it rained yesterday morning but you can still see markings. I didn't take picture as it was late and dark. What is City of Troy's ordinance on "Disgusting Smell". Can you please guide where I can find all the regulations pertaining to smell? 2016 Summer is over, solutions provided by city were non productive in resolving this issue. However I sincerely, thank you Mr. Bowers for following up. Mr. Miller Please provide a solution, you have the authority. I and my neighbors can not live like this. Smell issue needs to be resolved once and for all times permanently, if you or city is unable to provide any solution then only option I have is to file a civil suit against city of Troy. I hope it doesn't come to that. Sincerely Vikas . On Tue, Sep 6, 2016 at 12:23 PM, Vikas Singh <vs.sheoran@gmail.com> wrote: Mr. Bowers, This picture is from this morning 9:30 am, there was consistent smell over the weekend. Overnight there was rain that has mitigated it, up until yesterday evening smell was coming from dumpsters. best regards. Vikas. On Thu, Sep 1, 2016 at 4:53 PM, Vikas Singh <vs.sheoran@gmail.com> wrote:

Hello Mr. Bowers,

What you witnessed today is what I have been subject to every time I had informed on presence of obnoxious sickening smell. This summer (2016) I didn't use my backyard at all, last year and before that i had used it especially in the morning to perform exercise. New dumpster, double bagging etc is not a solution as smell is still present due to environment conditions. For me the problem is exacerbated due to such close proximity of my living space to these dumpsters as I have stated this multiple times.

I need a permanent solution to this problem. Mr. Miller beyond doubt it has been verified that there is a larger problem of sickening smell due to location of these dumpsters, please provide a permanent fix.

Thank you Mr. Bowers for your efforts.

Regards.

Vikas

On Thu, Sep 1, 2016 at 1:27 PM, Gary L Bowers <G.Bowers@troymi.gov> wrote:

Good afternoon Vikas.

As indicated during our conversation at 1:20 this afternoon, a sour, noxious odor was indeed verified in your rear yard. It appeared to originate from the red dumpster utilized by Subway, not the new black dumpster utilized by El Patio. I will contact building management and ask that they contact their tenants and request an alternative method of placing their trash in the dumpster, such as double bagging for example.

Thank you,

Gary Bowers I Housing & Zoning Inspector

City of Troy I500 W. Big Beaver, Troy, MI 48084 | Office: 248,524,3355 | Cell: 248.885.1833 IG.Bowers@trovmi.gov

"We believe a strong community embraces diversity, promotes innovation, and encourages collaboration. We strive to lead by example within the region. We do this because we want everyone to choose Troy as their community for life. We believe in doing government the best."

From: Vikas Singh [mailto:vs.sheoran@gmail.com] Sent: Thursday, September 01, 2016 12:59 PM

To: Gary L Bowers < G.Bowers@troymi.gov>

Cc: Mark F Miller < Mark. Miller @troymi.gov>; Brent Savidant <SavidantB@troymi.gov>; Paul M Evans <P.Evans@troymi.gov>

Subject: Re: FW: FW: Troy Gateway Shopping Center Renovation lighting plan review

Mr. Bowers

At the moment 1:00 pm Thursday Septermber 1st, sickening smell from trash is all over the place. I have a painter doing work outside and he is my witness.

I need a solution.

Vikas Sheoran.

On Tue, Aug 30, 2016 at 1:04 PM, Gary L Bowers <G.Bowers@troymi.gov> wrote:

Good afternoon Vikas.

As previously stated after our conversation at the dumpster today, no odor was apparent behind or to the side of the dumpster. A slight odor was verified 3-4 feet directly in front of the dumpster. As you requested, I have added your comment to the record that the odor was very bad last evening.

Thank you,

Gary Bowers | Housing & Zoning Inspector

City of Troy I500 W. Big Beaver, Troy, MI 48084 | Office: 248.524.3355 | Cell: 248.885.1833 IG.Bowers@troymi.gov

"We believe a strong community embraces diversity, promotes innovation, and encourages collaboration. We strive to lead by example within the region. We do this because we want everyone to choose Troy as their community for life. We believe in doing government the best."

From: Vikas Singh [mailto:vs.sheoran@gmail.com]

Sent: Monday, August 29, 2016 8:44 PM To: Gary L Bowers < G.Bowers@troymi.gov>

Cc: Mark F Miller < Mark. Miller @troymi.gov>; Brent Savidant <SavidantB@troymi.gov>; Paul M Evans <P.Evans@troymi.gov> **Subject:** Re: FW: FW: Troy Gateway Shopping Center Renovation

lighting plan review

Hello Mr. Bowers.

From dumpsters sickening smell is still present. This evening I tried to sit outside, wind was blowing directly towards me.

It was a pleasant 84 degree weather outside yet as a homeowner I am not able to sit in my own backyard.

Vikas Sheoran

On Tue, Aug 9, 2016 at 3:34 PM, Vikas Singh <vs.sheoran@gmail.com> wrote:

Hello Mr. Bowers,

FYI, Yesterday afternoon new dumpster was put in place behind El Patio Restaurant. I didn't notice any rubber seals (tight seals) around it.

Regards,

Vikas

On Mon, Aug 8, 2016 at 12:49 PM, Vikas Singh <vs.sheoran@gmail.com> wrote:

Hello Mr.Bowers,

As you noted that smell "would come and go depending on the direction of wind", large part of this past weekend wind was blowing directly into our properties. Last time I checked was on Sunday August 7 at 9:50 pm, prior to leaving a second voice mail on your cell phone. Neighbors witnessed it, even my 7 year old stated "it smells bad". This morning when you were inspecting wind wasn't blowing that forcefully in comparison to weekend.

I don't know what validation city is looking for in order to ascertain that there is a problem that needs to be fixed. We can continue to have these inspections and continue to state now wind is blowing this direction or in that direction, facts are there. In summers I cannot use backyard or the deck or open the windows of kitchen or living room.

Regards

Vikas.

On Mon, Aug 8, 2016 at 10:56 AM, Gary L Bowers < G.Bowers@troymi.gov> wrote:

Good morning Vikas,

It was a pleasure meeting you this morning at the dumpster location. Standing directly in front of the dumpster, an odor was observed approximately 5-8 feet from the dumpster, standing behind the dumpster, the odor would come and go depending on the direction of the wind. The dumpster appeared to be in the same condition as the photograph attached to this email that you provided. I called Tringali and spoke to Jen who advised that they can apply a deodorizer to the dumpster each time after it is emptied, they recommend this for restaurants. She will speak to General Manager Bob Z regarding the issues. The new dumpster will be delivered this week.

Thank you,

Gary Bowers | Housing & Zoning Inspector

City of Troy |500 W. Big Beaver, Troy, MI 48084 | Office: 248.524.3355

|Cell: 248.885.1833 |G.Bowers@troymi.gov

"We believe a strong community embraces diversity, promotes innovation, and encourages collaboration. We strive to lead by example within the region. We do this because we want everyone to choose Troy as their community for life. We believe in doing government the best.'

From: Vikas Singh [mailto:vs.sheoran@gmail.com]

Sent: Sunday, August 07, 2016 8:54 PM To: Mark F Miller < Mark. Miller @troymi.gov>

Cc: Gary L Bowers < G.Bowers@troymi.gov>; Paul M Evans <P.Evans@troymi.gov>; Brent Savidant <SavidantB@troymi.gov>

Subject: Re: FW: Troy Gateway Shopping Center Renovation lighting plan

Hello,

Forgot attachment.

regards,

Vikas

On Sun, Aug 7, 2016 at 8:48 PM, Vikas Singh <vs.sheoran@gmail.com>

Hello Everyone,

On Friday there was no smell. However from Saturday afternoon and on to Sunday (August 8th 2016) evening the whole area smells of rotting meat. Not only myself but my neighbors are witness to it, I left a voice mail to Mr. Bowers at 248.524.3355 informing him of conditions. Smell is unbearable, meaning you can't sit outside on patio, or open any windows of your house, this is in-spite of no heat, weather outside is very pleasant 76degree with cool wind.

regards,

Vikas

On Fri, Aug 5, 2016 at 3:37 PM, Mark F Miller < Mark. Miller@troymi.gov>

Please see Mr. Bowers inspection report from AUG 5th.

Thank you.

Mark F. Miller | Director of Economic & Community Development | City Manager's Office

City of Troy |500 W. Big Beaver, Troy, MI 48084 | Office:

248.524.3351 | Cell: 248.885.1889 | troymi.gov cid:image001.png@01CF8BCF.F57B3FA0 cid:image002.png@01CF8BCF.F57B3FA0

"We believe a strong community embraces diversity, promotes innovation, and encourages collaboration. We strive to lead by example within the region. We do this because we want everyone to choose Troy as their community for life. We believe in doing government the best."

All,

I just re-inspected the dumpster directly behind the complainant's house again. Although there was an odor standing directly in front of the dumpster, the further back from the dumpster, the odor dissipated.

Odor was virtually non-existent 10-15 feet from the dumpster. There was no odor directly behind the dumpster adjacent to the screen wall separating the complainant's property from the shopping center. Standing at the north end of the enclosure with a westerly wind, an odor was apparent, but not overly noxious. Mario from El Patio restaurant saw me and walked over. He advised that he has already contacted Tringali who will deliver a new dumpster next week. I requested that all trash thrown into the dumpster be properly bagged and sealed.

Gary Bowers | Housing & Zoning Inspector

City of Troy |500 W. Big Beaver, Troy, MI 48084 | Office: 248.524.3355 | Cell: 248.885.1833 | G.Bowers@troymi.gov

"We believe a strong community embraces diversity, promotes innovation, and encourages collaboration. We strive to lead by example within the region. We do this because we want everyone to choose Troy as their community for life. We believe in doing government the best."

From: Vikas Singh [mailto:vs.sheoran@gmail.com]

Sent: Thursday, August 4, 2016 3:56 PM

To: Gary L Bowers < G.Bowers@troymi.gov> Cc: Mark F Miller < Mark.Miller@troymi.gov>; Paul M Evans <P.Evans@troymi.gov>; Brent Savidant <SavidantB@troymi.gov> Subject: Re: FW: Troy Gateway Shopping Center Renovation lighting plan review

Mr. Miller,

On Sunday and Monday this week both the days smell was really bad, it was so bad that you can smell the rotten garbage in the middle of Albany Ct. Not only myself but my neighbors also witnessed it.

As I stated before it all depends when the inspection is conducted, obviously you or your department can't be there all the time however I live here all the time so i know the environment more intricately than any one else. On some days its really really strong rotten smell, on other days not that bad, if the wind blows and its west wards towards house then its really bad for me as its comes right into my house.

Our lives at the moment are very adversely affected by this smell. I can not use my backyard for any normal summer activity that folks do during summer. I am just asking for a solution for summer months.

Thank you

Vikas

On Thu, Aug 4, 2016 at 2:34 PM, Gary L Bowers <G.Bowers@troymi.gov> wrote:

Good afternoon Vikas,

I have just inspected the property and verified that all lids are closed on the dumpsters directly behind your residence with no visible garbage. Although a slight food aroma was observed standing directly in front of the dumpster at the south end of the enclosure, it was not noxious. I also stood behind the enclosure adjacent to the screen wall that separates your yard from the shopping center and did not verify any odors. A very small stream of liquid was also observed. I have asked El Patio to clean up the stream, approximately 6 foot long and 1 inch wide.

Thank you,

Gary Bowers | Housing & Zoning Inspector

City of Troy |500 W. Big Beaver, Troy, MI 48084 | Office: 248.524.3355 |Cell: 248.885.1833 |G.Bowers@troymi.gov

"We believe a strong community embraces diversity, promotes innovation, and encourages collaboration. We strive to lead by example within the region. We do this because we want everyone to choose Troy as their community for life. We believe in doing government the best."

From: Vikas Singh [mailto:vs.sheoran@gmail.com]

Sent: Thursday, August 04, 2016 1:52 PM To: Gary L Bowers < G.Bowers@troymi.gov>

Cc: Mark F Miller < Mark.Miller@troymi.gov>; Paul M Evans <P.Evans@troymi.gov>; Brent Savidant <SavidantB@troymi.gov>

Subject: Re: FW: Troy Gateway Shopping Center Renovation lighting plan review

Mr. Miller,

Sir, any update on the solution?

Thank you

Vikas

On Sun, Jul 31, 2016 at 9:48 PM, Vikas Singh <vs.sheoran@gmail.com> wrote:

Mr. Miller.

Please please provide a solution, it stinks as rotten meat. No one should live like this. Through out last year I had informed your office but no one heard my plea.

I PAY TAXES ON TIME AND CONTRIBUTE TO ECONOMY, NO ONE DESERVES TO LIVE LIKE THIS. DO NOT SEND YOUR INSPECTOR TO EVALUATE SITE FOR FIVE MINUTES. PLEASE PROVIDE A SOLUTION.

best regards

Vikas

On Mon, Jul 11, 2016 at 9:24 PM, Vikas Singh <vs.sheoran@gmail.com> wrote:

Hello Mr Bowers:

I disagree. This complaint was filled on Thursday night you inspected site on Monday. Environmental conditions are not similar between then and today, also the dumpsters have been emptied in between.

Smell was exceptionally bad on Thursday. That day it was hot, dry and windy, smell subsided on Friday as temperatures came down. This evening as the garbage bins have started to fill in so has the smell.

I just need some solution that allows me to live my life freely and enjoy having a home. There is nothing that I can do in my backyard. As I have stated before smell is not an issue during winter. Aroma of cooking food is not a problem for me I get that even during winter, problem is smell from rotting meat, food garbage.

Attached is a picture from this evening, these open dumpsters don't help either. I have personally made a request to the worker of El Patio asking to please close them after dumping garbage in them, but to no avail.

This problem can not be generalized by just taking an inspection of the site on a day, there are many factors that exacerbate smell and all of them are out of your or mine control, weather conditions, type of food trash that was dumped, trash collection times etc.

Thank you

Vikas

On Mon, Jul 11, 2016 at 4:28 PM, Gary L Bowers <G.Bowers@troymi.gov> wrote:

Good afternoon Vikas,

I inspected the site today and did not verify any noxious odors, I did however verify the aroma of food cooking which was originating from El Patio restaurant. I completed my inspection at 11:35am today and departed the property. I have attached a photograph taken today of the dumpster located behind your residence.

Thank you,

Gary Bowers | Housing & Zoning Inspector

City of Troy |500 W. Big Beaver, Troy, MI 48084 | Office: 248.524.3355 |Cell: 248.885.1833 |G.Bowers@troymi.gov

"We believe a strong community embraces diversity, promotes innovation, and encourages collaboration. We strive to lead by example within the region. We do this because we want everyone to choose Troy as their community for life. We believe in doing government the best."

From: Mark F Miller

Sent: Monday, July 11, 2016 10:53 AM To: Gary L Bowers < G.Bowers@troymi.gov>

Cc: Paul M Evans < P. Evans@troymi.gov>; Brent Savidant

<SavidantB@troymi.gov>

Subject: FW: FW: Troy Gateway Shopping Center

Renovation lighting plan review

Gary:

Please check this out. Can you talk with Vikas?

Thank you.

Mark F. Miller | Director of Economic & Community <u>Development | City Manager's Office</u>

City of Troy |500 W. Big Beaver, Troy, MI 48084 | Office: 248.524.3351 | Cell: 248.885.1889 | troymi.gov

"We believe a strong community embraces diversity, promotes innovation, and encourages collaboration. We strive to lead by example within the region. We do this because we want everyone to choose Troy as their community for life. We believe in doing government the best."

From: Vikas Singh [mailto:vs.sheoran@gmail.com]

Sent: Thursday, July 7, 2016 10:11 PM To: Mark F Miller < Mark F Miller < Mark F Miller < Mark F Miller < Mark.Miller@troymi.gov> Cc: Ben Sadik (sadikben@yahoo.com) <sadikben@yahoo.com>; Harish Gandrothu (gandrothu@hotmail.com) < gandrothu@hotmail.com >; Sridhar Kolluri (kolluri.sridhar@yahoo.com) < kolluri.sridhar@yahoo.com >; Surendra Gogineni (sritarun@yahoo.com) <sritarun@yahoo.com> **Subject:** Re: FW: Troy Gateway Shopping Center Renovation lighting plan review

Hello Mr. Miller,

Since October 2015, I have indicated to you and to your staff multiple times that the proximity of garbage to living space is going to make our lives living hell. Unfortunately your staff didn't believe it. Well, It has started now. Summer is here temperatures have risen and so has dead meat and garbage smell. My back yard is useless. I can not open any windows facing backyard, essentially now i am cooped up.

Kindly take appropriate actions and mitigate this nuisance.

Vikas

On Fri, Apr 8, 2016 at 10:14 AM, Mark F Miller <<u>Mark.Miller@troymi.gov</u>> wrote:

Good Morning:

As noted before we are working with the Golden Gate owners to enforce compliance with our codes and regulations related to lighting. Attached is the most current activities.

Thank you.

Mark F. Miller | Director of Economic & Community Development | City Manager's Office

City of Troy |500 W. Big Beaver, Troy, MI 48084 | Office: 248.524.3351 |Cell: 248.885.1889 |troymi.gov

"We believe a strong community embraces diversity, promotes innovation, and encourages collaboration. We strive to lead by example within the region. We do this because we want everyone to choose Troy as their community for life. We believe in doing government the best."

From: Paul M Evans

Sent: Wednesday, March 30, 2016 3:40 PM To: 'hanawanamanagement@gmail.com'

<a href="mailto:, Jason Gekiere <jasong@tower-construct.com>

Cc: Gary L Bowers < G.Bowers@troymi.gov >; Mark F Miller < Mark. Miller @troymi.gov >; Brent Savidant <SavidantB@troymi.gov>

Subject: RE: Troy Gateway Shopping Center Renovation lighting plan review

Nick/Jason:

Thanks for the continued cooperation on this project. We have completed our review of your Photometric Plan dated 3-29-2015. We note that foot candle measurements at north and west boundary of residentially used property at are indicated as zero. This satisfies City Code.

The following needs to be provided so that we can reach compliance on this item:

- Information demonstrating that tilting the two pole fixtures upward 10 degrees will not increase glare (Chapter 39 Zoning Ordinance Section 13.05 C 1 a).
- Verify foot candle measurement height. Measurements at the property line are to be indicated on the vertical plane of the property boundary at a height of 5 feet above grade level -(Chapter 39 Zoning Ordinance Section 13.05 C (2) b.
- Schedule for turning off or reducing lighting intensity between 11:00 pm and sunrise is not indicated (Chapter 39 Zoning Ordinance Section 13.05 C 4).
- Please provide light fixture specifications and cut sheets.
- Please provide light pole specifications.

Please feel free to give me a call if you have any questions.

Paul Evans | Zoning & Compliance Specialist

City of Troy |500 W. Big Beaver, Troy, MI 48084 | Office: 248.524.3359|Cell: 248.885.1841|troymi.gov

"We believe a strong community embraces diversity, promotes innovation, and encourages collaboration. We strive to lead by example within the region. We do this because we want everyone to choose Troy as their community for life. We believe in doing government the best."

From: Brent Savidant

Sent: 25 February, 2016 8:43 AM To: 'hanawanamanagement@gmail.com' <hanawanamanagement@gmail.com>

Cc: Paul M Evans < P.Evans@troymi.gov >; Gary L Bowers < G.Bowers@troymi.gov >; Mark F Miller < Mark. Miller@troymi.gov >

Subject: Troy Gateway Shopping Center Renovation lighting plan review

Nick:

Best Regards Vikas S Sheoran

Best Regards Vikas S Sheoran

8/30/2021

Best Regards Vikas S Sheoran

Best Regards Vikas S Sheoran
 Best Regards Vikas S Sheoran

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	Best Regards Vikas S Sheoran	



Vikas Singh <vs.sheoran@gmail.com>

Dumpster Smell - Golden Gates Property

19 messages

Vikas Singh <vs.sheoran@gmail.com>

Tue, Jun 30, 2020 at 2:45 PM

To: Brent Savidant < Savidant B@troymi.gov>

Cc: David Koss <David.Koss@troymi.gov>, Mark F Miller <Mark.Miller@troymi.gov>, Paul M Evans <P.Evans@troymi.gov>

Hello Mr. Savidant,

I hope you and your family are doing well in these tough times.

We are not doing good. Since April 2020 the awful smell from the dumpsters located behind my property has been coming, sometimes it's like a rotten animal. It is so bad that we cannot use the backyard, we have not used our backyard since past 5 years. We have furniture on the deck that we have not used since 2015. We barbecue in the garage.

The City of Troy needs to provide a permanent solution to this ongoing problem since 2015. In 2015 I had begged Mr. Evans, I had informed him to not put these dumpsters so close to property, Mr. Evans' promise was that there will be no smell coming from these dumpsters, however smell continues to be present. These dumpsters are also posing health risk as the flies also come from there. I have been spending so much money on my backyard to fix this problem such as digging roots and planting trees but it is not helping me due to such close proximity to dumpsters. The plaza owners wall doesn't help either; it is very short and dumpsters are way higher than the wall.

If the city is unable to provide a solution then allow me to put a 10-foot-tall fence, as this fence will at least give me some protection from being in direct path of the dumpsters. I approached the city to put up this tall fence, but my request was denied. I shouldn't be spending my personal money and time on fixing a problem that has been created by the City. The Planning Commission and Plaza Owner has not given me any options that could protect the rights of the homeowner.

Best Regards Vikas S Sheoran

Brent Savidant <SavidantB@troymi.gov>

Wed, Jul 1, 2020 at 12:09 PM

To: Vikas Singh <vs.sheoran@gmail.com>

Cc: David Koss <David.Koss@troymi.gov>, Mark F Miller <Mark.Miller@troymi.gov>, Paul M Evans <P.Evans@troymi.gov>

Vikas:

I received your voice mail. David Koss will investigate the situation and report back.

R. Brent Savidant, AICP



Community Development Director

City of Troy

O: 248.524.3366





[Quoted text hidden]

Vikas Singh <vs.sheoran@gmail.com>

Wed, Jul 1, 2020 at 6:25 PM

To: Brent Savidant < Savidant B@troymi.gov>

Cc: David Koss <David.Koss@troymi.gov>, Mark F Miller <Mark.Miller@troymi.gov>, Paul M Evans <P.Evans@troymi.gov>

Thank you for your response.

[Quoted text hidden]

Vikas Singh <vs.sheoran@gmail.com>

Fri, Jul 3, 2020 at 10:25 AM

To: Brent Savidant <SavidantB@troymi.gov>

Cc: David Koss <David.Koss@troymi.gov>, Mark F Miller <Mark.Miller@troymi.gov>, Paul M Evans <P.Evans@troymi.gov>

Hello Mr. Savidant

Just an update smell hasn't abated it's really bad, please inform how I can get approval to put a 10 foot fence.

Thank you

Vikas

[Quoted text hidden]

Brent Savidant < SavidantB@troymi.gov>

Mon, Jul 6, 2020 at 8:26 AM

To: Vikas Singh <vs.sheoran@gmail.com>

Cc: David Koss <David.Koss@troymi.gov>, Mark F Miller <Mark.Miller@troymi.gov>, Paul M Evans <P.Evans@troymi.gov>

Vikas:

You would submit an application for a fence permit to the Building Department.

Please be aware, fences in residential areas are not permitted to exceed 6 feet in height. To do so would require a variance from the Building Code Board of Appeals.

[Quoted text hidden]

Vikas Singh <vs.sheoran@gmail.com>

Mon, Jul 6, 2020 at 11:10 PM

To: Brent Savidant < Savidant B@troymi.gov>

Cc: David Koss <David.Koss@troymi.gov>, Mark F Miller <Mark.Miller@troymi.gov>, Paul M Evans <P.Evans@troymi.gov>

Hi Mr. Savidant,

Yes Sir, I am aware that the fences in the residential areas cannot exceed 6 feet in height, this is why I need your help. I was told by Building Department on this restriction when I approached them but the building department couldn't guide me on what to do next. However, they were surprised to see the location of dumpsters so close to the living space.

This situation is really bad for me and I have no other option. To be honest, I am not sure if this 10foot-tall fence will fix the problem but it's all I have got as a solution.

City has ruined me financially, when the time comes I will not be able to sell this house. Along with financial loss, I am unable to live a normal life as a homeowner, I am confined to indoor living space, I have a nice beautiful deck that opens into my family room but I have not been able to use it due to this smell. Other citizens in the city use their backyards in spring, summer and fall to do all kinds of activities however my condition is such that I can't use my own backyard.

I will approach the building department and file the petition.

Thank you

[Quoted text hidden]

Vikas Singh <vs.sheoran@gmail.com>

Tue, Jul 7, 2020 at 6:44 PM

To: Brent Savidant <SavidantB@troymi.gov>

Cc: David Koss <David.Koss@troymi.gov>, Mark F Miller <Mark.Miller@troymi.gov>, Paul M Evans <P.Evans@troymi.gov>

Hello Mr. Savidant

Sir situation is still very bad. Even after emptying dumpsters disgusting smell is there. Backyard is still not usable.

Please help.

Sincerely

Vikas

[Quoted text hidden]

Brent Savidant <SavidantB@troymi.gov>

Wed, Jul 8, 2020 at 8:03 AM

To: Vikas Singh <vs.sheoran@gmail.com>

Cc: David Koss <David.Koss@troymi.gov>, Mark F Miller <Mark.Miller@troymi.gov>, Paul M Evans <P.Evans@troymi.gov>

Mr. Koss will investigate.

[Quoted text hidden]

David Koss < David.Koss@trovmi.gov>

Wed, Jul 8, 2020 at 8:05 AM

To: Vikas Singh <vs.sheoran@gmail.com>

Cc: Brent Savidant <SavidantB@troymi.gov>, Paul M Evans <P.Evans@troymi.gov>, Mark F Miller <Mark.Miller@troymi.gov>

Vikas, I am once again in the process of checking this complaint. Even if an odor is detected it takes a few weeks to remedy the situation. Your repeated emails only slows down the process with having to answer each email. Be patient and we will address the situation.

Thank you

[Quoted text hidden]

Vikas Singh <vs.sheoran@gmail.com>

Wed, Jul 8, 2020 at 10:47 PM

To: David Koss < David.Koss@troymi.gov>

Cc: Brent Savidant <SavidantB@troymi.gov>, Mark F Miller <Mark.Miller@troymi.gov>, Paul M Evans <P.Evans@troymi.gov>

Mr. Koss

Sir, I am just giving information that emptying trash doesn't help either it's a constant problem. I don't want to slow you down just providing information.

Sincerely

Vikas

[Quoted text hidden]

Vikas Singh <vs.sheoran@gmail.com>

Mon, Aug 3, 2020 at 8:03 PM

To: David Koss < David. Koss@troymi.gov>

Cc: Brent Savidant <SavidantB@troymi.gov>, Mark F Miller <Mark.Miller@troymi.gov>, Paul M Evans <P.Evans@troymi.gov>

Mr. Koss,

Sir the smell had subsided a little bit in the past two weeks. However it completely didn't go away, it rained yesterday and today too but smell today is really bad, as soon as wind changes direction i am right in its way.

I will be filing the request to get a 10 foot fence. Thank you.

[Quoted text hidden]

David Koss < David.Koss@troymi.gov>

Tue, Aug 4, 2020 at 8:10 AM

To: Vikas Singh <vs.sheoran@gmail.com>

Cc: Brent Savidant <SavidantB@troymi.gov>, Mark F Miller <Mark.Miller@troymi.gov>, Paul M Evans <P.Evans@troymi.gov>

Just to keep you up to date, I have visited the site 6 times since your last email. The worst it has smelled was a light to moderate smell. You have to keep in mind your home was built close to an existing commercial property. Because of that you may have a different experience than if your home abutted residential properties.



David Koss

Housing & Zoning Inspector II

City of Troy

O: 248.524.3355

[Quoted text hidden]

Vikas Singh <vs.sheoran@gmail.com>

Tue, Aug 4, 2020 at 4:46 PM

To: David Koss < David.Koss@troymi.gov>

Cc: Brent Savidant <SavidantB@troymi.gov>, Mark F Miller <Mark.Miller@troymi.gov>, Paul M Evans <P.Evans@troymi.gov>

Mr. Koss

Are you implying that I should live with this smell for the rest of my life? Being close to commercial property, I can understand lighting or the noise to be an issue as trucks etc come and go by but I have never complained about lighting or noise. When this property was purchased in 2011 smell was not the problem. I never approached the city until Oct 2015, that's when the City decided to put 3 dumpsters in this close proximity, no one in this subdivision has dumpsters so close to the property. And another fact is none of the houses on Continental drive abutting plaza have any dumpsters behind their property. Thank you for your input.

[Quoted text hidden]

David Koss < David.Koss@troymi.gov> To: Vikas Singh <vs.sheoran@gmail.com> Wed, Aug 5, 2020 at 8:14 AM

Cc: Brent Savidant <SavidantB@troymi.gov>, Mark F Miller <Mark.Miller@troymi.gov>, Paul M Evans <P.Evans@troymi.gov>

Sir, I'm only stating the facts. Since July 9, 2019 I have visited the site 21 times. Only once did I notice a "moderate odor" emanating from the trash containers and that was on a hot, humid day when they were full.

[Quoted text hidden]

Vikas Singh <vs.sheoran@gmail.com>

Thu, Aug 6, 2020 at 9:46 PM

To: David Koss < David. Koss@troymi.gov>

Cc: Brent Savidant <SavidantB@troymi.gov>, Mark F Miller <Mark.Miller@troymi.gov>, Paul M Evans <P.Evans@troymi.gov>

Hello Mr. Koss,

Sir, June and July were the worst months so far this year, the smell was so bad that no one could go there. If you would like I can start bringing in independent agency to attest to this.

On inspections, I can understand your frustration, FYI, Mr. Bowers did more inspections in a year than what you have done in two years. In Engineering a bad design is what makes the product more expensive, as it requires more redesigning and money to fix the bad design, similarly on this case I had informed Mr. Paul Evans on the very first day when they were digging the foundation for planting these dumpsters that this is not the right location. But no one listened to me, I was told that there will be no smell.

I have no desire in wasting City's resources but City is the only option. I have. Over the last 5 years the same thing has occurred repeatedly but has not yielded any solution and I do see this to continue in the future, because it's the same process that repeats every year. The business owner over the past 5 years has expanded rapidly, now he has even gotten business across the street to move into his premises, this is good for the business owner and for the City. At the same time, I keep on suffering this malaise emanating from smell. We live here so we know the constant environment.

On Solutions:

I can put forth a suggestion: Between April 1st to November 1st every year relocate the dumpsters. Put these dumpsters behind "Fruit Market". Between November 1st and till March 31st these can be relocated back to the place where they are now.

I am also following the path of getting permission from the Building Department to put a 10' fence.

In the document attached you will find pictures from July starting July 09th to July 21st – report was filed on June 30th.

Thank you



DumpsterPictures.docx

Vikas

[Quoted text hidden]

Vikas Singh <vs.sheoran@gmail.com>

Wed, Aug 19, 2020 at 9:22 PM

To: David Koss < David.Koss@troymi.gov>

Cc: Brent Savidant <SavidantB@troymi.gov>, Mark F Miller <Mark.Miller@troymi.gov>, Paul M Evans <P.Evans@troymi.gov>

Mr.Koss

It's really bad this evening, as the wind picks up the smell is right there on the deck and if the patio door is open it's in the house. This is in spite of the dumpster being emptied this morning. Attached is a picture from yesterday.

Temperature is 70 degrees, its really good weather outside. There must be a solution to this problem.

Thank you

[Quoted text hidden]



Tuesday 08_30_2020_PM.jpg 1843K

Vikas Singh <vs.sheoran@gmail.com>

Sun, Aug 30, 2020 at 11:19 PM

To: David Koss < David.Koss@troymi.gov>

Cc: Brent Savidant <SavidantB@troymi.gov>, Mark F Miller <Mark.Miller@troymi.gov>, Paul M Evans <P.Evans@troymi.gov>

Hello Mr.Koss

It was really bad today, temperature was 72 degrees today. Sir it was really bad the smell was as if rotting dead animal.

Thankful

Vikas

[Quoted text hidden]

Vikas Singh <vs.sheoran@gmail.com>

Wed, Aug 25, 2021 at 10:58 PM

To: David Koss < David.Koss@troymi.gov>

Cc: Brent Savidant <SavidantB@troymi.gov>, Mark F Miller <Mark.Miller@troymi.gov>, Paul M Evans <P.Evans@troymi.gov>

Hi Mr.Savidant.

I hope you and your family are doing well.

Sir, the smell problem is not abating, please see attached from this year (2021). I will be filing a petition to the city asking that I be allowed to put a 9 foot fence, I know this much high fence is not permitted by city but i need your and Mr. Millers support to get that approved please do inform if i need to get any approvals from city council, mayor or anyone from county. This is the 6th year that my family has been going through these living conditions every spring, summer and fall.

best regards

vikas

[Quoted text hidden]



Garbage_Record_2021.docx 17348K

Planning <planning@troymi.gov> To: Vikas Singh <vs.sheoran@gmail.com> Thu, Aug 26, 2021 at 8:24 AM

Mr. Singh:

Requests for fences exceeding height limits are considered by the Building Code Board of Appeals. An application is attached. Please file a complete application at your earliest convenience.

Troy Planning

248 524 3364

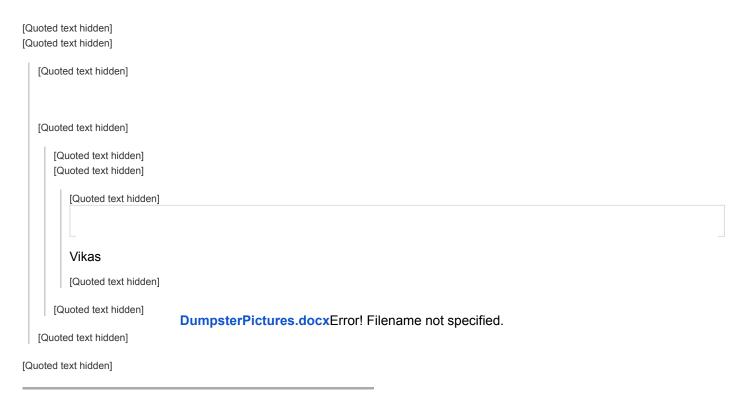
From: Vikas Singh <vs.sheoran@gmail.com> Sent: Wednesday, August 25, 2021 10:58 PM To: David Koss < David.Koss@troymi.gov>

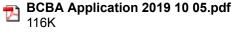
Cc: Brent Savidant <SavidantB@troymi.gov>; Mark F Miller <Mark.Miller@troymi.gov>; Paul M Evans

<P.Evans@troymi.gov>

Subject: Re: Dumpster Smell - Golden Gates Property

CAUTION: This email did not originate from within the City of Troy. Do not click links or open attachments unless you recognize the sender and know the content is safe.





Date: October 19, 2015

500 West Big Beaver Troy, MI 48083

Petition: Issuance of a temporary Stop Work Order for the proposed relocation of the loading/unloading area between Golden Gate Plaza and the immediate Subdivision.

(Subdivision behind Golden Gate Plaza hereafter referred to as "Subdivision")

Signature of Recipient

2015 OCT 19 pm 3:42

Date: October 19, 2015

500 West Big Beaver Troy, MI 48083

Petition: Issuance of a temporary Stop Work Order for the proposed relocation of the loading/unloading area between Golden Gate Plaza and the immediate Subdivision.

(Subdivision behind Golden Gate Plaza hereafter referred to as "Subdivision")

Signature of Recipient

BULL Tases

Date: October 19, 2015

500 West Big Beaver Troy, MI 48083

Petition: Issuance of a temporary Stop Work Order for the proposed relocation of the loading/unloading area between Golden Gate Plaza and the immediate Subdivision.

(Subdivision behind Golden Gate Plaza hereafter referred to as "Subdivision")

Signature of Recipient Kuthy Garnechi

To,

The Honorable Mayor Dane Slater and members of City Council,

500 W. Big Beaver Road

Troy, Michigan 48084

<u>Subject</u>: Issuance of a temporary Stop Work Order for the proposed relocation of the loading/unloading area between Golden Gate Plaza and the immediate Subdivision.

(Subdivision behind Golden Gate Plaza hereafter referred to as "Subdivision")

Dear Sir:

We, the residents of Subdivision are requesting consultation between city council and the property owners of the Subdivision for appropriate mitigation measures to address the negative effects of the relocated dumpster loading/unloading area.

On behalf of the property owners of subdivision, this letter appeals on the following concerns:

As property owners, we are aware of the existing commercial use abutting our homes.
 <u>THE EXISTING LOCATION OF THE</u> loading area presented a nuisance however, the
 recent revision to the location of the loading area along the mutual property line within
 1 feet of our property line is not desirable and will significantly have negative impact on resident's quality of life.

- Prior to the approving of new construction residents were not informed nor consulted on the revision of the location of the proposed loading area (dumpster enclosures).
- 3. Under the current revision, the location and design of the dumpster enclosures will further deteriorate safety and security of the area. Currently loading areas are not maintained properly and the loading/unloading occurs at early morning. Relocating the loading areas to such proximity to our property line will further exacerbate noise and lighting pollution.
- 4. Over the years an increase in addition of food/agriculture business in the plaza has increased noise pollution to high levels, where sound emanating from Industrial Air Condition Units is heard constantly at twenty four hour period as "humming sound".
 With the recent expansion of Paradise Food Market and the redesign and construction of the front elevation of the shopping mall has exacerbated noise for the neighborhood.

On October 14 2015, I personally conversed via telephone with City staff in the Planning department and was advised by Mr. Paul Evans that the ongoing work complies with the zoning code. Additionally, I was informed that work will continue as is.

This is unfortunate that the Planning department has abandoned its commitment to the protection of sensitive land use, such as, residential, from the negative impact of commercial land use. Furthermore, the Zoning Code has failed to protect the property owners, therefore, we are appealing the honorable mayor and Council members to issue a stop work order and require consultation with the residents of subdivision to review possible mitigation measures.

Due to the above noted concerns, residents have signed a petition requesting council to issue a temporary stop work order while the City staff may facilitate consultation with the subdivision property owners to review possible mitigation options.

As evidenced by recent property assessment, our property values have already been devalued due to the location of the loading area along the mutual property line.

The temporary stop work order will help assess the implications and negative impacts to quality of life and our homes. The residents are willing to partner to arrive at possible solutions to address our concerns.

We, the Residents are requesting that this time be placed as an agenda item on the council meeting scheduled for 10/26/2015 to allow the residents to express their concern. We are confident that the City will live up to its mission statement as noted on their website for "providing wonderful neighborhoods that are picture perfect for raising families....." and the Planning Department will, "assist in creating a more socially, economically, and environmentally sustainable community as envisioned in the City of Troy Master Plan".

Sincerely,

Property Owners of Subdivision

Attachment: Signatures of Property Owners of Subdivision.

cc: Mr. Brian Kischnick, City Manager

Mr. R. Brent Savidant, Planning Director

Name	Signature	Address
Alma Muso	Alma Alles	3064 Albany CT Troy Mi 43083
	1 1 1 0 0	3039 ALbany CT TRey 48087
FRANK J Xalou	fort yallo	248-245-0505
LARRY WOUG	The state of the s	2047 ALBANY CT
7 00009	UKVOU/.	TROY, MI 248-457-1877
Surendre GOGINENI	Sunda q	3072 Albany Ct Troy, MI 248-619-716)

Signatures of the Property Owners of Subdivision

Name	Signature	Address
PETO MELI TH	If ut pulled	3080 ALBAN 6+
3 22	//.	
	22.50	
ADMIRIM		1,0186
Horas	Adning.	3079 ALBANY CT
BLOOLLARI	na g.	+KOX
) / () /
. 2		
Loraine Roy	Horaine K. Roy	3055 Albany Ct.
	'	Troy
11.		
Hanis kheari	A	307/ A169W
		3071 Albany et Troy MI 48083
		and M. T.
		48083
		,

Name	Signature	Address
VIKAS SHEORAN	Hulas	3040 Albang Ct Troy, MI + 48083
		(313) 806-5561
SRIDHAR	K. Sudher	3032 Albany CT
KOLLURI.		Troy, MI- 48083
Ben Sadil	Bu sadi	3048 Albanyct Iroy, MI, 48083
HARISH GANDROTHU	J. Marian	3056 Albany Ct Troy M1 48083

Signatures of the Property Owners of Subdivision

Name	Signature	Address
Barbara Bechard	Bulbara Bechard	3088 Albany C+
- 1.2		

C. VARIANCE REQUEST, JOHN & ALEXANDRA KOUMOUTSOPOULOS, 793 ISLAND

<u>COURT</u> – This property is a double front corner lot. Per the City of Troy Zoning Ordinance, it is in the R-1C use district. As such per Chapter 83 of the City of Troy Code it has 30 feet required front setback along both Island Ct. and Gatwick Dr. The petitioner is requesting a variance to install a 5-feet high, 85 feet long non-obscuring aluminum fence 10 feet from the property line along the Gatwick Dr. side where City Code limits to 30 inches obscuring high fences due to the fact that there isn't a back-to-back relationship to the rear neighboring lot. The total fence requested to be permitted is 257 feet and 172 feet do not require a variance.

CHAPTER 83



GIS Online



Legend:

793 ISLAND CT. *VARIANCE REQUEST FOR 87 FEET OF STEET HICH ON THE 30 FEET SETBACKS.

NON-OSSCURWG ALUMINUM FENCE.

REQUIRED FRONT SETBACK FOR A PL-C DISTRICT.

Notes:

R1-C

Map Scale: 1=47 Created: October 13, 2021



Note: The information provided by this application has been compiled from recorded deeds, plats, tax maps, surveys, and other public records and data. It is not a legally recorded map survey. Users of this data are hereby notified that the source information represented should be consulted for verification.

CITY OF TROY PLANNING DEPARTMENT BUILDING CODE BOARD OF APPEALS APPLICATION

CITY OF TROY PLANNING DEPARTMENT 500 W. BIG BEAVER ROAD

TROY, MICHIGAN 48084
PHONE: 248-524-3364
E-MAIL: planning@troymi.gov



FEE \$50

NOTICE TO THE APPLICANT

REGULAR MEETINGS OF THE BUILDING CODE BOARD OF APPEALS ARE HELD ON THE FIRST WEDNESDAY OF EACH MONTH AT 3:00 P.M. AT CITY HALL.

PLEASE FILE A COMPLETE APPLICATION, TOGETHER WITH THE APPROPRIATE FEE, **NOT LESS THAN TWENTY-SEVEN (27) DAYS** BEFORE THE MEETING DATE.

COMPLETE APPLICATIONS ARE PLACED ON THE NEXT AVAILABLE AGENDA OF THE BUILDING CODE BOARD OF APPEALS.

1.	ADDRESS OF THE SUBJECT PROPERTY: 793 Island Ct
	ACREAGE PROPERTY: Attach legal description if this an acreage parcel
2.	PROPERTY TAX IDENTIFICATION NUMBER(S): 88-20-22-228-002
	CODE NAME (e.g. "BUILDING CODE", "SIGN CODE", "FENCE CODE") AND SECTION(S) RELATED TO THE APPEAL: Fence Code
4.	REASONS FOR APPEAL/VARIANCE: On a separate sheet, please describe the reasons justifying the requested action. See Submittal Checklist.
5.	HAVE THERE BEEN ANY PREVIOUS APPEALS INVOLVING THIS PROPERTY? YES NO

6.	NAME John and Alexandra Koumoutsopo	ulos	
	COMPANY		
	ADDRESS 793 Island Ct		
	CITY Troy	STATE Mi	ZIP 48083
	TELEPHONE 248-703-0923		
	E-MAIL akoumoutsopoulos@aol.com		
7.	APPLICANT'S AFFILIATION TO THE PROPERTY OW	_{NER} : owner	
8.	OWNER OF SUBJECT PROPERTY:		
	NAME John and Alexandra Koumoutsopo	ulos	
	COMPANY		
	ADDRESS 793 Island Ct		
	CITY Troy	STATE Mi	ZIP 48083
	TELEPHONE 248-703-0923	41	
	E-MAIL akoumoutsopoulos@aol.com		
bes The app and	e undersigned hereby declare(s) under penalty of pest of my (our) knowledge, information and belief. e applicant accepts all responsibility for all of the plication, attachments and/or plans, and the applicant consultants from any responsibility or liability with responsibility or liability or liabili	e measurements and di nt releases the City of T respect thereto.	mensions contained within this roy and its employees, officers
ABC COF	OVE STATEMENTS AND STATEMENTS CONTAINED RRECT AND GIVE PERMISSION FOR THE BOARD ME CERTAIN PRESENT CONDITIONS.	O IN THE INFORMATIO	F TO CONDUCT A SITE VISIT TO
	SNATURE OF APPLICANT	-	_{DATE} 9-13-21
PRII	INT NAME: John Koumoutsopoulos		
SIG	NATURE OF PROPERTY OWNER Alexandra Koumautaanaulaa	Koenof	DATE 9-13-21
	NT NAME: Alexandra Koumoutsopoulos	<u> </u>	
Fail	lure of the applicant or his/her authorized representa	ative to appear before th	ne Board, as scheduled, shall be

justifiable cause for denial or dismissal of the case with no refund of appeal fee(s). If the person appearing before the Board is not the applicant or property owner, signed permission must be presented to the Board.

The applicant will be notified of the time and date of the hearing by electronic mail.

September 13, 2021

Dear Building Board members,

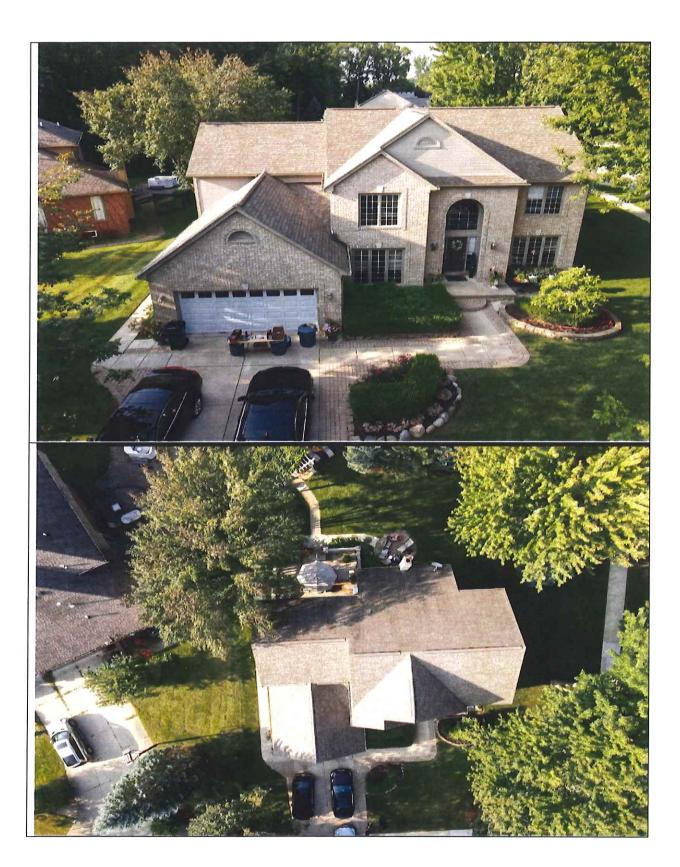
We are writing to request consideration on approval for a variance to install a 5-foot aluminum fence in our backyard along the lot line on the north facing and west side of the house. Our property is located on 793 Island Ct. sits on a corner lot off Gatwick and Island Ct. in the Edenderry Subdivision.

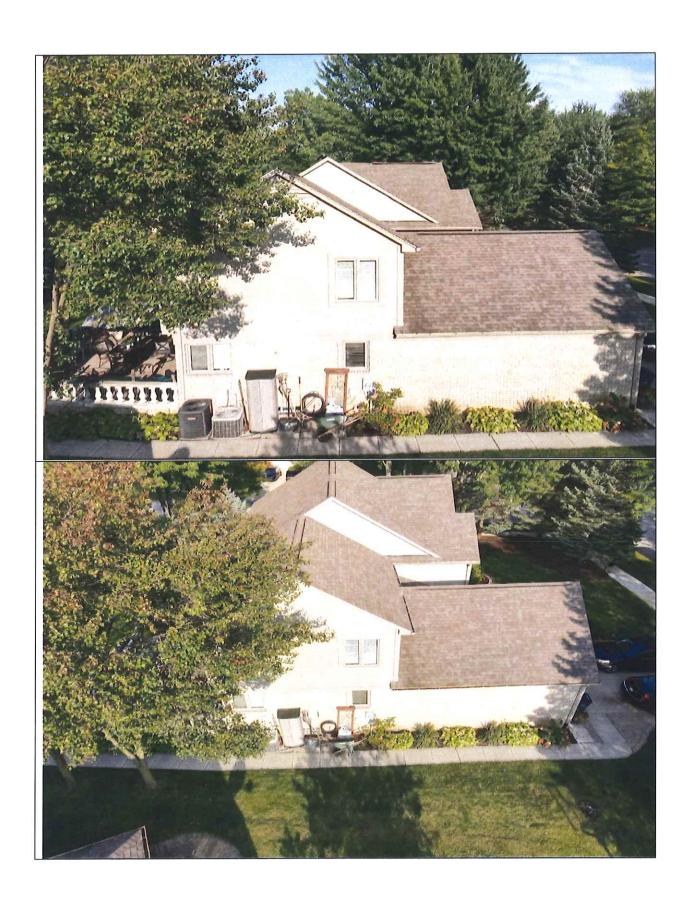
We have informed both our west side and north facing neighbors of our request to install a fence on the lot line and both neighbors verbalized no concerns with this proposal.

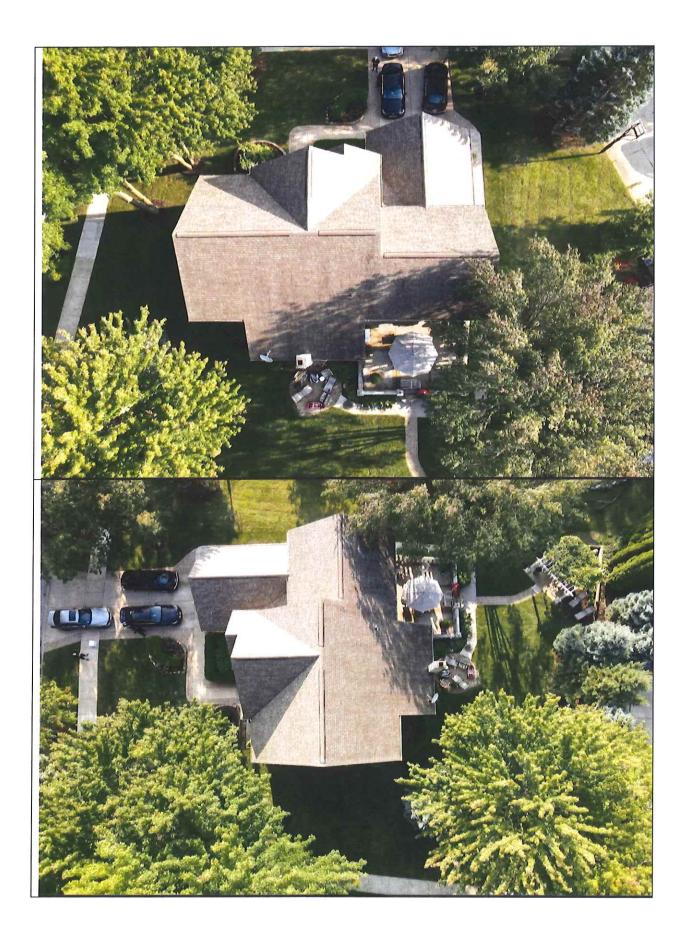
We are making plans to install a pool within the next 2-3 years and request a 5-foot fence height to accommodate having a pool. We have landscaped our backyard and have mature trees which also interfere with meeting the 30 feet requirement from the sidewalk being on a corner lot and request a variance to accommodate allowance for 10 feet from the sidewalk off Gatwick. The aluminum fence is non obscuring and would not create obstacles or blind spot for walkers or vehicles.

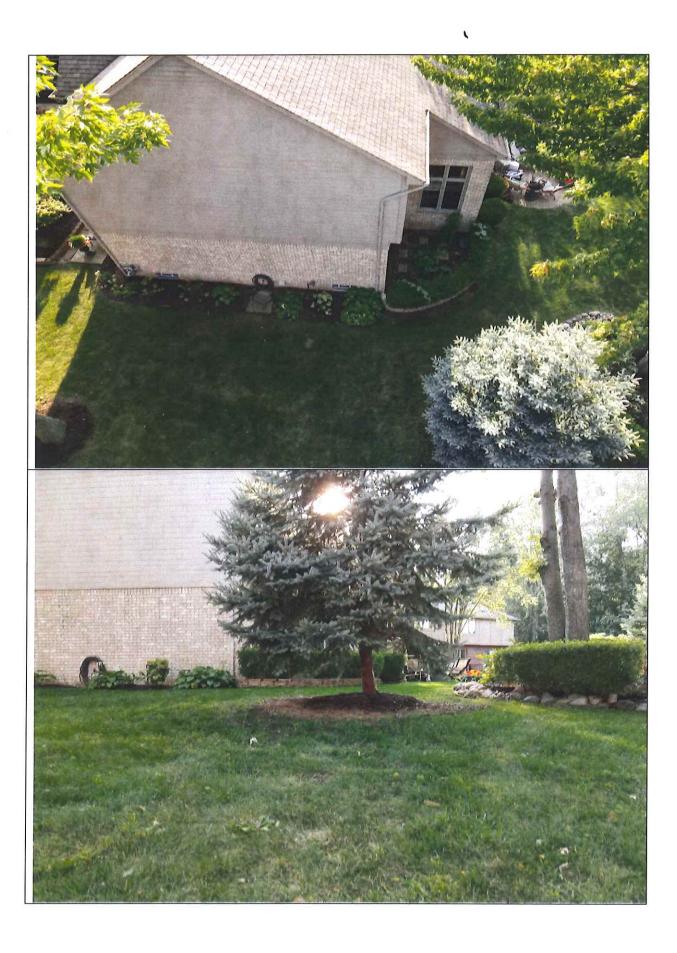
We appreciate your consideration for this approval.

John and Alexandra Koumoutsopoulos 793 Island Ct 248-703-0923











FENCE PERMIT APPLICATION CITY OF TROY

Check # _____

www.troymi.gov

DEPARTMENT OF BUILDING INSPECTIONS 500 W. BIG BEAVER ROAD TROY, MICHIGAN 48084 Phone: 248-524-3344 Fax: 248-689-3120

Date: _	9-13-21	—	ax. 240-009-3120
	793	Teland (+	- W. W.

Project Information	Job Ad Lot: Owner:	John	s Alexa	Sland bdivision: _	Koun	dem rovke	Subduvsu Soulphone: 24 Økres.	on 3740-814	<u> </u>
Applicant Information	Name: Addres Email:		Aloxau Slowd 10 (Due after t	New L	Koum	Repair Phone: City:	pula 3740 8149	□ Comm. Fax: re: <u>M</u> r Zip:	□ Ind. -48033
	Final lot	grade shall be	approved befo	ore a fence p	permit is issued		Please use the box belo		
						Draw	in the proposed fencir Indicate the num	ig using the symbols ber of feet for each p	
		Type, height, a	and lineal feet	of material to	o be used:		1 ~	87 Ft.	T
Type:		Wood	Wire	Metal	Masonry	Other			G.
Symbo	ols:	000000	xxxxx	11111111	0000		J.		# 10 Feet
HEIGH	Т			59			2		18 C
NO. OF	FEET			251			ا	House	240
PERMI'	TFEE	☐ Under 3	300' \$15.00	☐ Over	300' \$25.00	TOMES TO SERVICE STATE OF THE		-17	
Corner I Building	nterior Lot Corner Lot Suilding Department Approval Sidewalk								
licensi	Section 23a of the state construction code act of 1972, 1972PA 230, MCL 125.1523A, prohibits a person from conspiring to circumvent the licensing requirements of this state relating to persons who are to perform work on a residential building or a residential structure. Violators of Section 23a are subject to civil fines.								
Ready for Inspection Will Call Applicant Signature Will Call Applicant Signature Homeowner's signature indicates compilance with homeowner's affidavit									
I herby work st respon- I CERT	Homeowner Affidavit I herby certify that the fencing described on this permit application shall be installed by myself in my own home in which I am living or about to occupy. All work shall be installed in accordance with the Chapter 83 of the Troy City Ordinance. I will cooperate with the Building Inspector and assume all responsibility to arrange for necessary inspections. I CERTIFY THAT THE INFORMATION ON THIS APPLICATION IS TRUE AND CORRECT AND THAT I HAVE REVIEWED ALL DEED RESTRICTIONS WHICH MAY APPLY TO THIS CONSTRUCTION AND AM AWARE OF MY RESPONSIBILITY THEREUNDER.								
Subsc	Subscribed and sworn to before me thisday of20 Notary Public,County, Michigan								
							My commission expire	S	1000

From:

Salim Huerta Salim Huerta; Jackie Ferencz Island Ct. pic 1 BCBA Wednesday, October 13, 2021 3:36:20 PM To: Subject: Date:



Sent from my iPhone

From:

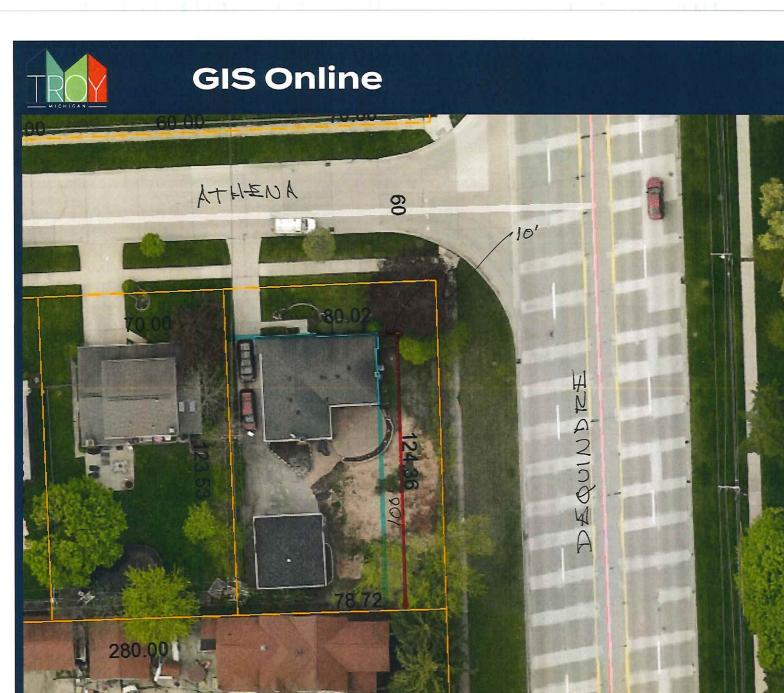
Salim Huerta Salim Huerta; Jackie Ferencz Island Ct BCBA pic 2 Wednesday, October 13, 2021 3:37:16 PM To: Subject: Date:



Sent from my iPhone

D. VARIANCE REQUEST, FRANK PAUL, 2982 ATHENA DRIVE – This property is a double front corner lot. Per the City of Troy Zoning Ordinance, it is in the R-1E use district. As such per Chapter 83 of the City of Troy Code it has 25 feet required front setback along both Athena Dr. and Dequindre Rd. The petitioner is requesting a variance to install a 6 -feet high, 100 feet long obscuring wood fence 15 feet from the property line along the Dequindre Rd. side where City Code limits to 30 inches obscuring high fences due to the fact that there isn't a back-to-back relationship to the rear neighboring lot.

CHAPTER 83



Legend:

Z982 ATHENADR.

*VATCI ANCE 207 TZ3U D35T 100 FEET OF A GFEET HIGH. OBSCURING WOOD FENCE 15 FEET FROM THE PROPERTY LWE.

6 FEET OBSCURING WOOD FENCE,

25 FEET REQUIRED SET BACK FOR A RI-EDISTRICT.

R1-E

Map Scale: 1=47 Created: October 13, 2021



Note: The information provided by this application has been compiled from recorded deeds, plats, tax maps, surveys, and other public records and data. It is not a legally recorded map survey. Users of this data are hereby notified that the source information represented should be consulted for verification.

CITY OF TROY PLANNING DEPARTMENT BUILDING CODE BOARD OF APPEALS APPLICATION

CITY OF TROY PLANNING DEPARTMENT 500 W. BIG BEAVER ROAD

TROY, MICHIGAN 48084 PHONE: 248-524-3364

E-MAIL: planning@troymi.gov



FEE \$50

NOTICE TO THE APPLICANT

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COMPLETE APPLICATIONS ARE PLACED ON THE NEXT AVAILABLE AGENDA OF THE BUILDING CODE BOARD OF APPEALS.

1.	ADDRESS OF THE SUBJECT PROPERTY: 2982 Athena St. Troy Mi. 48083
	ACREAGE PROPERTY: Attach legal description if this an acreage parcel
2.	PROPERTY TAX IDENTIFICATION NUMBER(S): 88 - 20 -25 - 278 - 009
	CODE NAME (e.g. "BUILDING CODE", "SIGN CODE", "FENCE CODE") AND SECTION(S) RELATED TO THE APPEAL:
	Fence code
4.	REASONS FOR APPEAL/VARIANCE: On a separate sheet, please describe the reasons justifying the requested action. See Submittal Checklist.
5.	HAVE THERE BEEN ANY PREVIOUS APPEALS INVOLVING THIS PROPERTY? YES NO

Revised 10/5/2019

6.	APPLICANT INFORMATION:		
	NAME Frank Paul		
	COMPANY		
	ADDRESS 2982 Athena Dr.		
	CITY Troy	STATE _Mi.	ZIP 48083
	TELEPHONE 248-840-4155		
	E-MAIL		
7.	APPLICANT'S AFFILIATION TO THE PROPERTY OWN	ER:	
8.	OWNER OF SUBJECT PROPERTY:		
	NAME Frank Paul		
	COMPANY		
	ADDRESS 2982 Athena Dr.		
	CITY TOT	STATE Mi.	ZIP 48083
	TELEPHONE 248-840-4155		
	E-MAIL	MANAGEMENT OF THE STATE OF THE	
best The	undersigned hereby declare(s) under penalty of perj of my (our) knowledge, information and belief. applicant accepts all responsibility for all of the lication, attachments and/or plans, and the applicant consultants from any responsibility or liability with re	measurements and dim releases the City of Tr	ensions contained within this
ABC COF	Frank Paul (PROPERTY OWN STATEMENTS CONTAINED RECT AND GIVE PERMISSION FOR THE BOARD MEMBERTAIN PRESENT CONDITIONS.	IN THE INFORMATION	SE AND SAY THAT ALL THE SUBMITTED ARE TRUE AND TO CONDUCT A SITE VISIT TO
SIGI	NATURE OF APPLICANT Frank PON	1	DATE 9/15/21
PRII	NT NAME: Frank Paul	A	_
SIGI	NATURE OF PROPERTY OWNER	Poul	DATE 9/15 /2/
PRII	NT NAME: Frank Pay	1	- CO 12 5051
just	NT NAME: FORK FUMP ure of the applicant or his/her authorized representation ifiable cause for denial or dismissal of the case with ore the Board is not the applicant or property owner, s	h no refund of appeal f	ee(s). If the person appearing

The applicant will be notified of the time and date of the hearing by electronic mail.

I would like to install a fence in my backyard because of people throwing trash in my yard and jumping into my yard. There is a bus stop behind my yard and too many people congregate around my yard. Im afraid for my safety and the safety of my family and home. Please review this case. Thank you.

Frank Paul \$ 9/15/21



FENCE PERMIT APPLICATION

CITY OF TROY

DEPARTMENT OF BUILDING INSPECTIONS 500 W. BIG BEAVER ROAD TROY, MICHIGAN 48084

1 3 2021 Phone: 248-524-3344 Fax: 248-689-3120 Date: CITY OF TRO' BUILDING DEPT Job Address: Information Project Subdivision: Lot: Phone: Owner: ☐ New ☐ Move ☐ Repair Res. ☐ Comm. ☐ Ind. Work to be Performed: Applicant Information Name: Address: Email: ☐ Registration - \$10 (Due after 5/31 of each year) Final lot grade shall be approved before a fence permit is issued. Please use the box below as if it were a drawing of your lot. Draw in the proposed fencing using the symbols from the chart. Indicate the number of feet for each portion of fence. Type, height, and lineal feet of material to be used: Wood Type: Wire Metal Masonry Other 000000 11111111 Symbols: XXXXX HEIGHT Jedojudije House NO, OF FEET ☐ Under 300' \$15.00 ☐ Over 300' \$25.00 PERMIT FEE Interior Lot Comer Lot **Building Department Approval** Section 23a of the state construction code act of 1972, 1972PA 230, MCL 125.1523A, prohibits a person from conspiring to circumvent the licensing requirements of this state relating to persons who are to perform work on a residential building or a residential structure. Violators of Section 23a are subject to civil fines. Ready for Inspection Will Call Applicant Signature Homeowner's signature indicates compliance with homeowner's affidavit Homeowner Affidavit I herby certify that the fencing described on this permit application shall be installed by myself in my own home in which I am living or about to occupy. All work shall be installed in accordance with the Chapter 83 of the Troy City Ordinance. I will cooperate with the Building Inspector and assume all responsibility to arrange for necessary inspections.

I CERTIFY THAT THE INFORMATION ON THIS APPLICATION IS TRUE AND CORRECT AND THAT I HAVE REVIEWED ALL DEED RESTRICTIONS

ACTING IN COUNTY OF ACTING IN COUNTY OF

20 7

WHICH MAY APPLY TO THIS CONSTRUCTION AND AM AWARE OF MY RESPONSIBILITY THEREUNDER

Subscribed and sworn to before me this

My commission expires MEGAN J. MARK NOTARY PUBLIC, STATE OF MI COUNTY OF MACOMB MY COMMISSION EXPIRES Jun 21, 2028

Notary Public, \ Y \OCC

REVISED 06/2017

County, Michigan



Building Inspection Department

September 15, 2021

Frank Paul 2982 Athena Dr. Troy, MI. 48083

RE: 2982 Athena – Fence Application

To whom it may concern,

Your fence application has been denied. Per the Chapter 83 the fence ordinance, which states corner lots are considered to have double front-yard setbacks. In this case R1E zoning requires a 25-foot front yard setback, therefore, any fence within this setback may be erected at a height no higher than 30".

Sincerely,

Dana V. Self

Building Official, SAFEbuilt, Inc.

/mm

* Mailel 9/15/21

From:

Salim Huerta Salim Huerta; Jackie Ferencz Athena Dr BCBA Pic 1 To: Subject: Date:

Wednesday, October 13, 2021 3:38:34 PM



Sent from my iPhone

From:

Salim Huerta Salim Huerta; Jackie Ferencz Athena Dr BCBA Pic 2 To: Subject: Date:

Wednesday, October 13, 2021 3:39:24 PM



Sent from my iPhone