

RESOLUTION TEMPLATE

Moved by:

Seconded by:

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

Be granted 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 denied for the following reason(s):

The applicant has not 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
- i) 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.

Yeas:
Nays:

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 [applicant name, company, address or location], for relief of Chapter to [request],

Be granted for the following reasons:

1. The variance would not be contrary to the public interest or general purpose and intent of Chapter _____ and
2. The variance does not adversely affect properties in the immediate vicinity of the proposed sign; and
3. 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:

1. The variance would be contrary to the public interest or general purpose and intent of Chapter 83 and
2. The variance would adversely affect properties in the immediate vicinity of the proposed _____.
3. The petitioner has failed to demonstrate any hardship or practical difficulty because:
 - a) Reasonable use can be made of the property without the variance, and
 - b) Public health, safety and welfare would not be negatively affected in the absence of the variance, and
 - c) Conforming to the ordinance is not unnecessarily burdensome; and
 - d) There is no evidence of hardship or practical difficulties resulting from the unusual characteristics of the property because there is nothing unusual about the size, shape or configuration of the parcel that would make it unnecessarily burdensome to comply with the requirements of the sign (fence) ordinance.

Be postponed / tabled for the following reasons:

Yeas:

Nays:

MOTION CARRIED / FAILED



BUILDING CODE BOARD OF APPEALS REGULAR MEETING AGENDA

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

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

May 4, 2022

3:00 PM

Council Chambers

1. ROLL CALL

2. APPROVAL OF MINUTES – February 2, 2022

3. HEARING OF CASES:

- A. **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-foot high, 41 feet long obscuring fence along the back-property lot line starting at the north corner towards the south lot corner.

CHAPTER 83

4. COMMUNICATIONS

5. PUBLIC COMMENT

6. MISCELLANEOUS BUSINESS

7. ADJOURNMENT

NOTICE: People with disabilities needing accommodations for effective participation in this meeting should contact the City Clerk by e-mail at clerk@troymi.gov 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.

Chair Abitheira called the Regular meeting of the Building Code Board of Appeals to order at 3:04 p.m. on February 2, 2022 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

Jackie Ferencz, Planning Department Administrative Assistant

2. APPROVAL OF MINUTES – November 3, 2021

Moved by: Frisen

Support by: Brooks

RESOLVED, To approve the minutes of the November 3, 2021, Regular meeting as submitted.

Yes: All present (4)

Absent: Miller

MOTION CARRIED

3. HEARING OF CASES

* *Note: The Chair opened the floor for public comment for the following cases without verbally stating the Public Hearing was opened and closed.*

- A. **VARIANCE REQUEST, CHERYL L. SMITH, 1299 MILVERTON** – 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 a 25 feet required front setback along both Milverton (North-South) and Milverton (East-West). The petitioner is requesting a variance to install a 6-feet high, 132 feet long obscuring vinyl fence one (1) foot from the property line along the Milverton (North-South) side, where the City Code limits to 30 inches obscuring high fences due to the fact that there is not a back-to-back relationship to the rear neighboring lot. The variance request is for 36 feet of the total 132 feet of fence, 96 feet of the fence do not require a variance. *CHAPTER 83*

Mr. Huerta read the variance request narrative. Mr. Huerta reported one written communication was received from Water Resources Commissioner (WRC) addressing storm drain, sanitary sewer, water system and soil erosion.

The applicant Cheryl L. Smith was present. Ms. Smith said she wants to replace the deteriorated wood fence that is now removed with a resin fence. The fence would provide safety and security from park traffic and would be a deterrent for noise from barking dogs. Ms. Smith addressed concerns with safety of children who walk into her yard to pet neighboring dogs through an existing chain link fence. Ms. Smith said the new fence would be aesthetically more pleasing.

There was discussion on:

- Information and pictures submitted with request.
- Stub street connection to park; used by City to service park.
- Fence layout, proposed setback, distance of setback from sidewalk.
- Existing neighboring fences in relationship to the park.
- Department of Public Works (DPW) internal review of fence permitting.
- Applicant's property is adjacent to sidewalk used for park entry.
- No record of fence permit on file for original wood fence.

Chair Abitheira opened the floor for public comment.

There was no one present who wished to speak.

Chair Abitheira closed the floor for public comment.

Mr. Huerta advised the applicant that should the Board grant the variance request, the Department of Public Works (DPW) would conduct its review that is a standard procedure for all fence permitting.

Chair Abitheira advised the applicant she has the option to postpone the item until a full Board is present.

Ms. Smith said she would like to go forward with the request today.

Moved by: Dziurman
Support by: Brooks

RESOLVED, To **approve** the variance request for 1299 Milverton as specified by the applicant with no exception at this point, for the following reasons:

1. It does not impact any hardships on the community.
2. It creates difficulties for the homeowner for which this Board would like to resolve.

Yes: All present (4)

Absent: Miller

MOTION CARRIED

- B. **VARIANCE REQUEST, SAPPHIRE BUILDING INC., 1432 WATTLES** – This property is an interior lot and it is in the R1-B use district, as such it has 40 feet required front setback along W. Wattles. The petitioner is requesting a variance to install a 4.5 feet high 253.95 feet non-obscuring metal fence and 6 masonry columns at 5 feet high. All items with a setback of one (1) foot from the property line along W. Wattles and sides of the 40 feet setback, where the City Fence Code limits fences to 30 inches. The total length of the fence requested by the petitioner to be permitted by the Building Department is 970 feet, which only the 253.95 feet of the fence require a variance. *CHAPTER 83*

Mr. Huerta read the variance request narrative. Mr. Huerta reported one written communication was received from Srinivasan Ravindran, 4055 Glencastle, in opposition relating to topography and drainage concerns.

Present were Amie Ackerman representing Sapphire Building Inc. and property owner Danish Mazhar.

Ms. Ackerman said the homeowner of the newly construction house would like a fence with a gate that would enclose the property for security and privacy purposes. She indicated the homeowner would like to utilize as much of the front yard as possible. She said there is plenty of room to enter the property and open the gate to gain access to the home. Ms. Ackerman said the homeowner would like the fence in lieu of landscaping for easier maintenance.

Mr. Mazhar shared with the Board his concern for security and safety of his child who is on the autistic spectrum. He said enclosing the property with a fence would offer protection from his child entering the street or neighboring properties.

There was discussion on:

- Information and pictures submitted with request.
- Proposed setback as relates to sidewalk, distance to house from property line.
- Alternative method to provide security; landscaping with arborvitaes.
- Similar variance request (home on Long Lake) for fence and gate.
- Existing neighboring fences as relates to setback requirements, relationship to road and adjacent homes.
- Safety of pedestrian traffic; as relates to columns and gate opening(s).
- Potential future widening of Wattles; addressed eminent domain, span of property to accommodate vehicle pulling in without obstructing vehicular or pedestrian traffic.

- Configuration of setback as relates to gate opening, columns, clear corner visual.
- Concerns of Board setting a precedent, if granted.
- Communication received in opposition to variance request.

Chair Abitheira opened the floor for public comment.

- James Guisinger (no address provided); impartial to variance request, addressed City fence permits with respect to homeowners' association regulations.

Chair Abitheira closed the floor for public comment.

Mr. Huerta offered to assist Mr. Guisinger during regular business hours with any questions he might have.

The Board encouraged the applicant to look at a home located on Long Lake Road for which the homeowner was before this Board with a similar variance request.

Moved by: Brooks

Support by:

RESOLVED, To **deny** the variance request at 1432 Wattles, for the following reasons:

1. The characteristics of the property would allow a fence to be set back farther.
2. Compliance with a 30-inch fence can be met.

MOTION FAILED (for lack of support)

A lengthy discussion continued among the Board and Mr. Mazhar to determine an agreeable distance to set back the fence.

Mr. Huerta said it appears with information he just researched that the applicant's property would not be compromised with a potential future widening of Wattles.

Chair Abitheira advised the applicant he has the option to postpone the item until a full Board is present.

Mr. Mazhar said he would like to go forward with the request today.

Yes: Frisen

No: Dziurman

RESOLVED, To **approve** the variance request at 1432 Wattles with the caveat that the fence is moved ten (10) feet back from the south lot line, for the following reason:

1. The variance would not be harmful to the essential character of the area in which the property is located.

Yes: Abitheira, Dziurman, Frisen
No: Brooks
Absent: Miller

MOTION CARRIED

4. COMMUNICATIONS – None

5. PUBLIC COMMENT

There was no one present who wished to speak.

6. MISCELLANEOUS BUSINESS

There was discussion on:

- 2022 calendar dates.
- Process to amend Chapter 83.

7. ADJOURNMENT

The Regular meeting of the Building Code Board of Appeals adjourned at 4:26 p.m.

Respectfully submitted,

Gary Abitheira, Chair

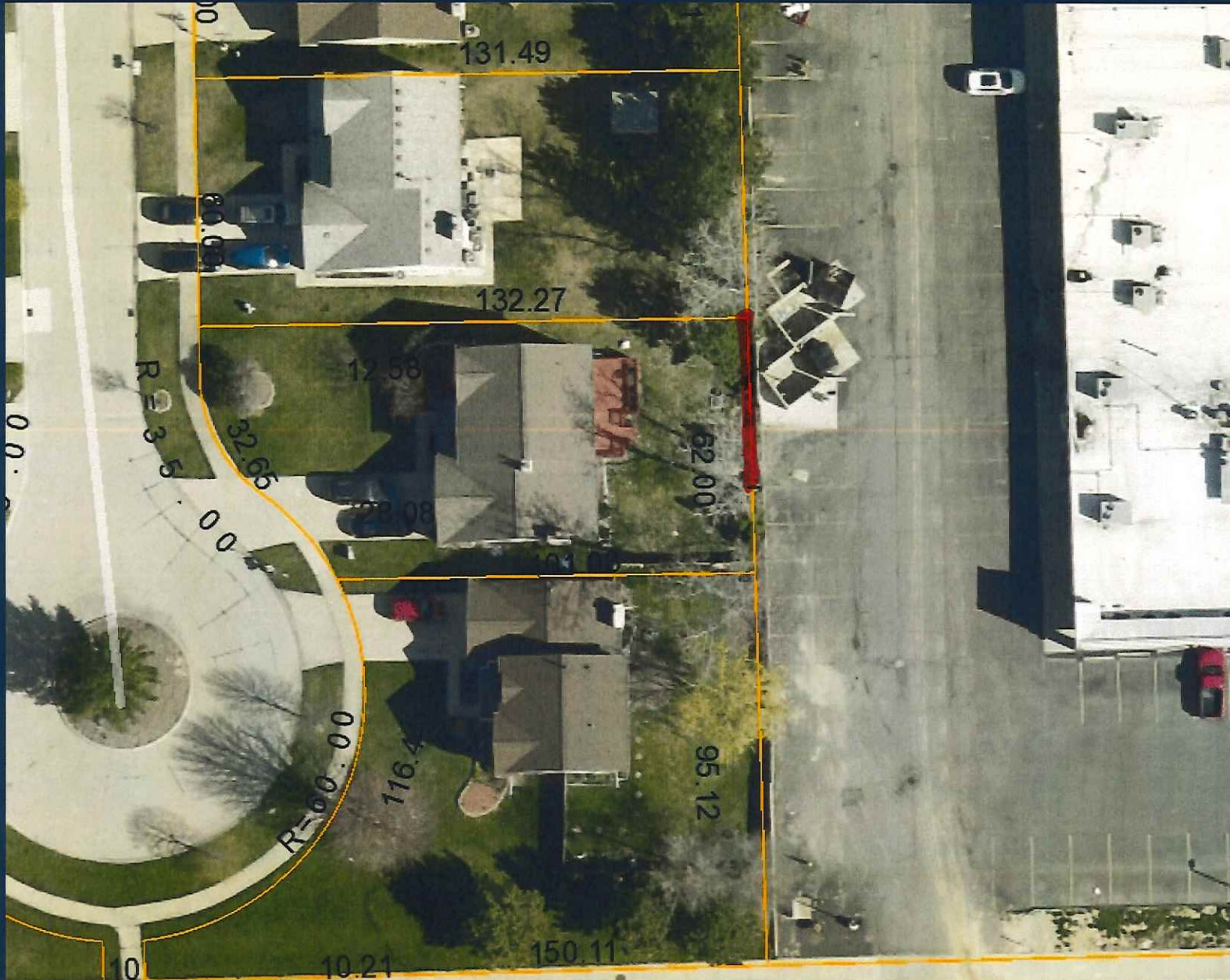
Kathy L. Czarnecki, Recording Secretary
(Prepared via website videotape)

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



GIS Online



Legend:

3040 ALBANY CT.

*VARIANCE
REQUEST FOR
41 FEET OF
A 9 FEET HIGH
FENCE.

— 9 FEET
OBSCURING 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.

Chapter 83 - Fences

1. DEFINITIONS.

- (A) Fences - For the purpose of this Ordinance a fence shall be construed as a structure erected upon or near the dividing line between adjoining properties for the purpose of separating, screening and protecting the lands.
- (B) Front Building Line - A line formed by the front face of the building setback line and extending to the side lot lines.

2. FENCE CONSTRUCTION IN RESIDENTIAL AREAS.

The owner of any lot may construct and maintain fences between his own and the next adjoining lots, or along street or alley lines in the manner stated in the following sections of this Ordinance and elsewhere in the City Code. All owners of lots shall be responsible for rebuilding, care, and upkeep of all fences as defined in this Ordinance.

- (A) All fences in residential areas separating properties shall be of an ornamental type. Such fences may be constructed of metal, wood or masonry. Only new material, or such material as found to be structurally acceptable to the Chief Building Inspector, shall be used. In residential areas no fence shall be constructed to a height more than six (6') feet above the existing grade of the land, and no fence shall be constructed to a height of more than thirty (30") inches above the existing grade of the land in that portion of the property in front of the front building setback line. On corner lots where a double front setback is required, and where there is a common rear yard relationship with a lot in the same block, a non-obscuring fence no greater than forty-eight (48") inches in height above the existing grade of the land may be installed along the common street line from the front building setback line to the rear property line. The maximum heights requirements of this section may be waived with the approval of the Building Board of Appeals.

(Rev. 07-08-1996)

3. FENCE CONSTRUCTION IN NON-RESIDENTIAL DISTRICTS.

On all non-residential zoned properties, no fence shall be permitted in the yards between the building and any frontage street, unless required for utility enclosure purposes.

A decorative masonry obscuring wall shall be provided on those sides of non-residential property abutting land zoned for residential use. The decorative side of these walls shall face the land zoned for residential use. Such walls shall not be less than six (6') feet in height and may, depending upon land use, be required to be eight (8') feet in height.

(Rev. 11-12-1990)

4. CONSTRUCTION MATERIAL.

No electrically charged fence shall be permitted in any areas of the City, nor shall barbed wire material be used in the construction of a fence in any residentially zoned area of the City; provided that barbed wire may be used in residential areas for the purpose of avoiding access to attractive nuisances. Said wire shall be a minimum of six (6'0") feet above ground. In non-residential areas, barbed wire or other sharp pointed material may be used provided said material is over five (5'0") feet above the ground. Barbed wire, when used, should be installed so that any projections at the

Chapter 83 - Fences

top shall be over the fence owner's property. Fences which enclose school grounds, playgrounds, tennis courts, public swimming pools, or other public areas may be erected to a height in excess of six (6'0") feet with the approval of the Building Board of Appeals.

(Rev. 10/09/1972)

5. PERMITS.

No fence shall be constructed until a permit for such construction has been obtained from the Building Department. Application for said permit shall contain such information as is necessary to determine if the proposed fence meets the requirements of this Ordinance and the Zoning Ordinance. The fee for said permit shall be in accordance with the Fee Schedule found within Section 60.03 of Chapter 60 of the Troy City Code.

(Rev. 06/02/2003)

No permit shall be issued for any fence construction prior to the approval of the final lot grading for said lot where the fence is proposed.

No permit shall be issued for any fence construction within any easement without the approval of the Director of Public Works, or his authorized representative.

(Rev. 09/19/1977)

[BACK](#)
[FORWARD](#)

 Article 13
Site Design Standards

 Authority and
Administration

 Development
Regulations

 Processes and
Procedures

 Supplemental Design
Regulations

 Nonconformity,
Appeals, Amendments

Screening Required on These Land Uses:	When Contiguous with These Land Uses:						
	Use Group 1: Residential Uses	Use Group 2: Residential/Lodging Uses	Use Group 3: Office/Institutional Uses	Use Group 4: Auto/Transportation Uses	Use Group 5: Retail/Entertainment Uses	Use Group 6: Misc. Commercial Uses	Use Group 7: Industrial Uses
Use Group 5: Retail/Entertainment Uses Financial Institutions General retail Retail, large-format Multi-tenant shopping centers Fitness centers Theatres Indoor recreation establishments Restaurants Personal service Dry cleaning Hair care	Screen Alt. 2 or 3 and/ or wall	Screen Alt. 2 or 3 and/ or wall	Screen Alt. 2 or 3 and/ or wall	Screen Alt. 1 or 2			
Use Group 6: Misc. Commercial Uses Building & lumber supply Garden centers, nurseries Outdoor recreation Golf driving ranges, mini-golf Commercial outdoor storage Mini/Self-storage Commercial kennels Pet day care	Screen Alt. 3 and/or wall	Screen Alt. 2 or 3 and/ or wall	Screen Alt. 2 or 3 and/ or wall	Screen Alt. 2 or 3	Screen Alt. 1 or 2		
Use Group 7: Industrial Uses Contractor's equipment storage Food products Manufacturing, processing, etc. Metal plating Plastics Printing Tool & die, gauge & machine shops Truck/trailer rental Warehousing/wholesale	Screen Alt. 3 and/or wall	Screen Alt. 3 and/or wall	Screen Alt. 3 and/or wall	Screen Alt. 2 or 3	Screen Alt. 2 or 3	Screen Alt. 2	

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required, and where there is a common rear yard relationship with a lot in the same block, a non-obscuring fence no greater than forty-eight (48") inches in height above the existing grade of the land may be installed along the common street line from the front building setback line to the rear property line. The maximum heights requirements of this section may be waived with the approval of the Building Board of Appeals.

(Rev. 07-08-1996)

3. FENCE CONSTRUCTION IN NON-RESIDENTIAL DISTRICTS.

On all non-residential zoned properties, no fence shall be permitted in the yards between the building and any frontage street, unless required for utility enclosure purposes.

A decorative masonry obscuring wall shall be provided on those sides of non-residential property abutting land zoned for residential use. The decorative side of these walls shall face the land zoned for residential use. Such walls shall not be less than six (6') feet in height and may, depending upon land use, be required to be eight (8') feet in height.

(Rev. 11-12-1990)

4. CONSTRUCTION MATERIAL.

No electrically charged fence shall be permitted in any areas of the City, nor shall barbed wire material be used in the construction of a fence in any residentially zoned area of the City; provided that barbed wire may be used in residential areas for the purpose of avoiding access to attractive nuisances. Said wire shall be a minimum of six (6'0") feet above ground. In non-residential areas, barbed wire or other sharp pointed material may be used provided said material is over five (5'0")

**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: 3040 Albany Ct Troy Michigan
ACREAGE PROPERTY: *Attach legal description if this an acreage parcel*
2. PROPERTY TAX IDENTIFICATION NUMBER(S): 88-20-24-479-034
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 _____

COMPANY _____

3040 Albany Ct
ADDRESS _____

Troy

CITY _____

Michigan

STATE _____

48083

ZIP _____

248 533 5152
TELEPHONE _____

vs.sheoran@gmail.com
E-MAIL _____

7. APPLICANT'S AFFILIATION TO THE PROPERTY OWNER: Property Owner

8. OWNER OF SUBJECT PROPERTY:

Vikas Sheoran
NAME _____

COMPANY _____

3040 Albany Ct
ADDRESS _____

Troy

CITY _____

MI

STATE _____

48083

ZIP _____

248 533 5152
TELEPHONE _____

vs.sheoran@gmail.com
E-MAIL _____

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.

Vikas Sheoran
I, _____ (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 _____ DATE 09/04/2021

Vikas Sheoran
PRINT NAME: _____

SIGNATURE OF PROPERTY OWNER _____ DATE 09/04/2021

Vikas Sheoran
PRINT NAME: _____

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.

SUBMITTAL CHECKLIST FOR APPEALS NOT RELATED TO SIGNS

FOR SIGNS, PLEASE USE SUBMITTAL CHECKLIST ON NEXT PAGE

REQUIRED PROVIDED

- | | | |
|-------------------------------------|-------------------------------------|--|
| <input checked="" type="checkbox"/> | <input checked="" type="checkbox"/> | COMPLETED APPLICATION. |
| <input checked="" type="checkbox"/> | <input checked="" type="checkbox"/> | 1 COPY OF SUPPORTING DOCUMENTS DESCRIBING THE REQUEST, CONSTRUCTION AND/OR WORK INCLUDING BUT NOT LIMITED TO: <ul style="list-style-type: none">▪ 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. |
| <input checked="" type="checkbox"/> | <input checked="" type="checkbox"/> | 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. |
| <input checked="" type="checkbox"/> | <input checked="" type="checkbox"/> | 1 COPY OF INFORMATION THAT CLEARLY EXPLAINS THE IMPACTS OF THE REQUEST ON THE AREA. |
| <input checked="" type="checkbox"/> | <input checked="" type="checkbox"/> | A WRITTEN EXPLANATION OF THE REASONS JUSTIFYING THE REQUEST. IF APPEALING AN ICC CONSTRUCTION CODE, PLEASE EXPLAIN ALTERNATIVES THAT WOULD BE EQUAL TO WHAT THE CODE REQUIRES. |
| <input checked="" type="checkbox"/> | <input checked="" type="checkbox"/> | MINIMUM SIZE OF ALL DOCUMENTS 8.5" X 11" . |
| <input checked="" type="checkbox"/> | <input checked="" type="checkbox"/> | 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](#)
To: [Salim Huerta](#); [Jackie Ferencz](#)
Subject: Albany Ct BCBA pic 1
Date: Wednesday, October 13, 2021 3:42:00 PM



Sent from my iPhone

From: [Salim Huerta](#)
To: [Salim Huerta](#); [Jackie Ferencz](#)
Subject: Albany Ct BCBA pic 2
Date: Wednesday, October 13, 2021 3:42:49 PM

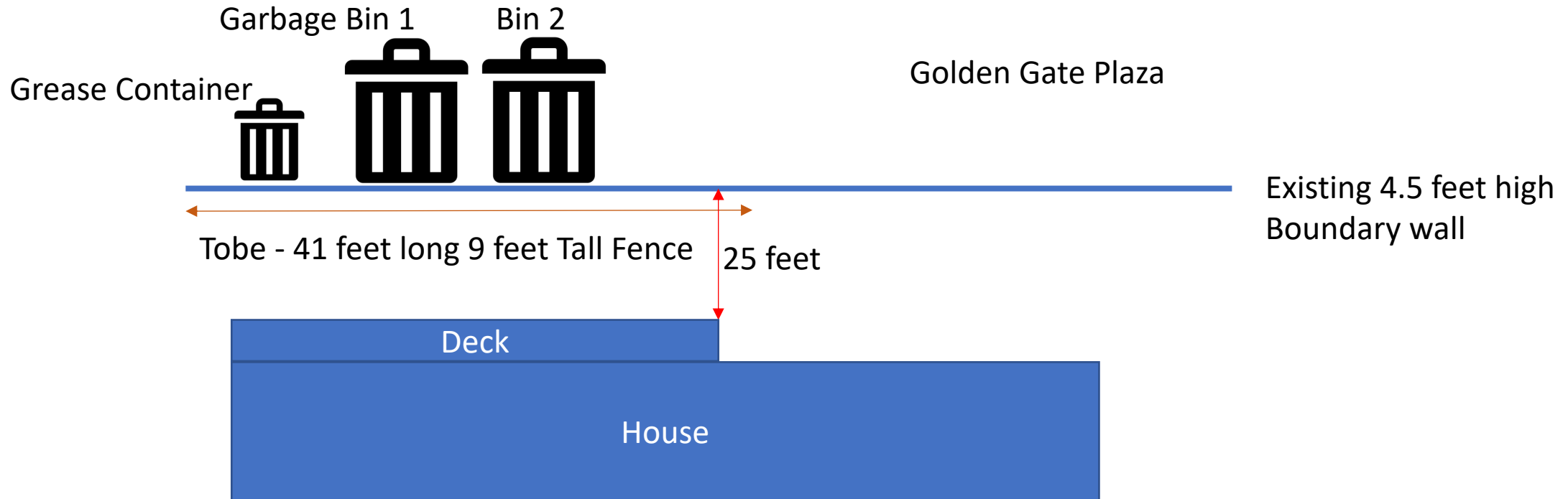


Sent from my iPhone

From: [Salim Huerta](#)
To: [Salim Huerta](#); [Jackie Ferencz](#)
Subject: Albany Ct BCBA Pic 3
Date: Wednesday, October 13, 2021 3:49:51 PM



Sent from my iPhone



From: [Brooks, Teresa L](#)
To: [Jackie Ferencz](#); [Salim Huerta](#)
Cc: vs.sheoran@gmail.com
Subject: BCBA correspondence
Date: Tuesday, April 19, 2022 10:18:10 AM
Attachments: [Records Complaint 63341601 Inspection Report.pdf](#)

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.

Please find the attached correspondence emailed directly to this board member.

Teresa Brooks, RS
Public Health Sanitarian Senior
Oakland County Health Division
Health and Human Services
Oakland County, Michigan
All ways, moving forward

Phone: (248) 858-1312
Mobile: (248) 431-6117
Email: brookste@oakgov.com

Health Division Building 34E
1200 N. Telegraph Rd. | Pontiac, MI 48341

OakGov.com/Health

From: Vikas Singh <vs.sheoran@gmail.com>
Sent: Monday, April 18, 2022 10:48 PM
To: Brooks, Teresa L <brookste@oakgov.com>
Subject: Oakland County Inspection Report - BCBA Tall Fence Hearing

CAUTION: This message is from a sender outside of the Oakland County organization. Do not click links or open attachments unless you recognize the sender and know the content is safe.

Hi Ms Brooks,

I am the petitioner asking for the permission to install a tall fence (9 feet high) in the backyard of my property that is adjoining the Golden Gates Plaza. I had appeared in the BCBA Dec hearing and you had instructed me to file a complaint with Oakland county department of Environmental Hygiene. I have submitted this report to Mr. Salim Huerta for the BCBA May hearing and attaching this for your reference.

These dumpsters overflow, and even if they are closed that doesn't mitigate the garbage smell. I have pictures from current and past years and have attached to the petition. The dumpsters are too close to the property, having a tall fence will mitigate the smell as I will not be in the direct path of

wind. My family has not used the backyard for 7 years, please approve my petition.

--

Best Regards

Vikas S Sheoran



FIT > Process Non Illness

Logout

Application

ATN - Void

Application Update

► Assignment

Cert. Mer. Search

Complaint Mer.

► DMS

E-Health Links

Enter Complaint

Etab. Maint.

Home

Inspection

Plan Review

Reports

Search

► To Do List

OCHD OakDocs

User Information:

User: Christine Newcomb
 Login: 02/23/2022 08:08
 Module: Foods

ATN: 63341601
 Source CVT Name: Troy
 Complaint Type: Non Illness
 Assign to: andersonam

Date: 01/20/2022
 Address: DEQUINDER/BIG BEAVER GOLDEN GATE PLAZA
 Complaint Status: Processed
 Assign Date: 01/21/2022

Note: * = required field.

▼ Hide complaint data

▼ Hide Complaint history data

Note: * = required field.

Person Reporting Information:

Name: [REDACTED]
 Address: [REDACTED]
 Country: United States
 State: MI
 County: Oakland
 CVT: Troy

* Would you like to be contacted in reference to the outcome of this complaint? ☒ Yes ☐ No

☐ e-Mail ☒ Phone

e-Mail: [REDACTED]

Phone: (999-999-9999) [REDACTED]

Location of Complaint:

* Establishment Name: EL PATIO
 Address / Intersection (if known): DEQUINDER/BIG BEAVER GOLDEN GATE PLAZA
 * City/Village/Township: Troy
 Zip: [REDACTED]

Other Information:

Date and time of Occurrence: (mm/dd/yyyy hh:mm) [REDACTED]

Nature of Complaint:

* Is this complaint related to the new smoking law? ☐ Yes ☒ No
 DUMPSTERS ARE OVER FLOWING WENT TO THE COUNTY AND COMPLAINED IN 2015 CITY OF TROY SAID THEY WOULD TAKE CARE OF IT AND HE HAS COMPLAINED THE LAST 7 YEARS AND CAN'T DO ANYTHING ABOUT IT. HE WENT TO TROY CITY COUNCIL TO SEE IF HE COULD PUT UP A 9 FT FENCE.

Complaint Submission Date: 01/20/2022 11:29

Person Completing Form: Annette Wengel

Complaint History for 63341601

Activity	Assigned By	Assigned To	Assigned Date	Completed By	Completed Date	Comments
Complaints - Non-Illness (NG)	andersonam	randseld	01/20/2022 11:32			Inspection required
Complaints - Non-Illness (NG)	randseld	andersonam	01/21/2022 11:29	andersonam	01/21/2022 12:17	Final decision needs to be taken

Assignment:

Assignment by: andersonam Assignment date: 01/20/2022 11:32

Assignment comments:
 Assigned to D. Randseld on 1/20/2022. Please investigate by 1/26/2022.

* Assignment decision:

Inspection Required

* Program:

Food Fixed

* Assign to:

randseld

Reassign to:

Select a supervisor

Food Borne:

☐ Yes ☒ No

Food Borne Type

Select type

Complaint Investigation:

Invs. by: randseld Invs. date: 01/20/2022

* Invs. method:

Select method

Inspection ID	Establishment ID	Establishment Name	Assigned To	Disposition
442188	147906	EL PATIO MEXICAN RESTAURANT	randseld / andersonam	No Follow-up Required (NSDI)

Site Visit Conducted:

01/20/2022

Phone Contact:

01/21/2022

Investigation comments:

ATN#63341601 DUMPSTERS ARE OVER FLOWING WENT TO THE COUNTY AND COMPLAINED IN 2015 CITY OF TROY SAID THEY WOULD TAKE CARE OF IT AND HE HAS COMPLAINED THE LAST 7 YEARS AND CAN'T DO ANYTHING ABOUT IT. HE WENT TO TROY CITY COUNCIL TO SEE IF HE COULD PUT UP A 9 FT FENCE. Findings: Observed dumpster lids closed, no garbage around dumpster. Dumpster was not full. Operator states that it gets dumped weekly. Complaint not verified at time of inspection. Called and left message for complainant on 1/21/2022. All Oakland County residents aged 5 and older are eligible to receive a COVID-19 vaccine. For more details about these locations, walk-in availability, or to make an appointment, visit OaklandCountyVaccine.com. Nurse on Call is available at 800-848-5533, Monday through Friday, 8:30 a.m. - 5 p.m. Inspection conducted by Dawn Ransdell. Call 248-343-5404 or email ransdellid@oakgov.com with any questions.

*** Invs. decision:**

Closed

Submitted Date:

01/21/2022 11:29

Food Borne:☐ Yes ☒ No**Food Borne Type**

Select type

Final**Final by:**

andersonam

Final date:


01/21/2022 12:17

Final comments:**Final decision:**

Closed

Document(s) found for Application Tracking Number: 63341601

No.	Display Name	Document Name	Created By System	Created by	Created Date
No documents found.					

 Attach

FOOD SERVICE ESTABLISHMENT INSPECTION REPORT

Establishment Name:	EL PATIO MEXICAN RESTAURANT	Establishment ID:	147906
Establishment Address:	2891 E BIG BEAVER RD	Establishment Type:	FIXED ESTABLISHMENT
City, State, Zip:	TROY MI 48083	License Number:	SFE3963071111
Establishment Phone:	(248)528-0106	Owner Name:	MARIA DE LA PAZ
Establishment Fax:		CVT:	276

INSPECTION INFORMATION:

Inspection Date:	01/20/2022	NSDI:	02/05/2022
Follow-up Date:		Inspection Type:	Complaint
Consumer Advisory Required:	Yes	Consumer Advisory Correct:	Yes
Consumer Advisory Handout Provided:	No		
Priority and Priority Foundation Violations Cited:	No	All Priority and Priority Foundation Violations Corrected:	N/A
All Priority and Priority Foundation Violations Not Corrected:	N/A		
Inspection ID:	442188	Allergen Awareness Posted:	Yes
License Limitations:	No	Water:	Municipal
Variance:	No	Sewage:	Municipal
License Posted:	Yes	Seating Capacity:	171
Anti-Choking Techniques Posted:	Yes	Non-Smoking Area:	Yes

Based on this inspection, the following items marked are violations of the Michigan Food Law. Violations cited in this report shall be corrected within the time frames specified, but within a period not to exceed 10 calendar days for priority and priority foundation items (8-405.11) or 90 days for core items (8-406.11). Failure to comply with this notice may result in action against your food service license. You have the right to appeal any violations listed.

Take our client satisfaction survey at www.oakgov.com/healthsurvey.



Received By: Guadalupe
(Person in Charge)

Inspected By: Dawn Ransdell
Public Health Sanitarian

Date: 01/20/2022

**OAKLAND COUNTY HEALTH DIVISION
FOOD SERVICE ESTABLISHMENT INSPECTION REPORT**

Establishment Name: EL PATIO MEXICAN RESTAURANT	Establishment ID: 147906
Establishment Address: 2891 E BIG BEAVER RD	Establishment Type: FIXED ESTABLISHMENT
City, State, Zip: TROY MI 48083	License Number: SFE3963071111
Establishment Phone: (248)528-0106	Owner Name: MARIA DE LA PAZ
Establishment Fax:	CVT: 276

CERTIFIED MANAGER INFORMATION:

<u>Manager Name</u>	<u>Certificate Number</u>	<u>Certificate Type</u>	<u>Issue Date</u>	<u>Exp. Date</u>	<u>Verified</u>	<u>Allergen</u>
MARIANO DE LA PAZ	2090320	Thomson Prometric	02/20/2020	02/20/2025	Yes	Yes

A certified foodservice manager is a requirement of the Oakland County Sanitary Code, Article IV.

COMMENTS:

ATN#63341601 DUMPSTERS ARE OVER FLOWING WENT TO THE COUNTY AND COMPLAINED IN 2015 CITY OF TROY SAID THEY WOULD TAKE CARE OF IT AND HE HAS COMPLAINED THE LAST 7 YEARS AND CAN'T DO ANYTHING ABOUT IT. HE WENT TO TROY CITY COUNCIL TO SEE IF HE COULD PUT UP A 9 FT FENCE.

Findings: Observed dumpster lids closed, no garbage around dumpster. Dumpster was not full. Operator states that it gets dumped weekly.

Complaint not verified at time of inspection.

All Oakland County residents aged 5 and older are eligible to receive a COVID-19 vaccine. For more details about these locations, walk-in availability, or to make an appointment, visit OaklandCountyVaccine.com. Nurse on Call is available at 800-848-5533, Monday through Friday, 8:30 a.m. 5 p.m. Inspection conducted by Dawn Ransdell. Call 248-343-5404 or email ransdell@oakgov.com with any questions



Received By: Guadalupe
(Person in Charge)

Inspected By: Dawn Ransdell
Public Health Sanitarian

Date: 01/20/2022

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

Dear Mr. Koss

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



July 10th Time 08:49
am



July 10th Time 20:49



July 11th Time 08:56



July 11th Time 20:17



		
<p>July 12th Time 20:50</p>		



Garbage Record 2021



May 11th 2021



May 25 2021



June 1st 2021



June 2nd 2021



June 8th 2021



June 15th 2021



June 15th Morning 2021



June 21st 2021



June 22nd 2021



June 29th 2021



July 9th 2021



July 13th 2021



July 27th 2021



August 3rd 2021



August 8th 2021



August 16th 2021



August 22nd 2021



August 25th 2021



September 6th 2021



September 8th



September 27th

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 13th Time 19:50



July 14th Time 12:39





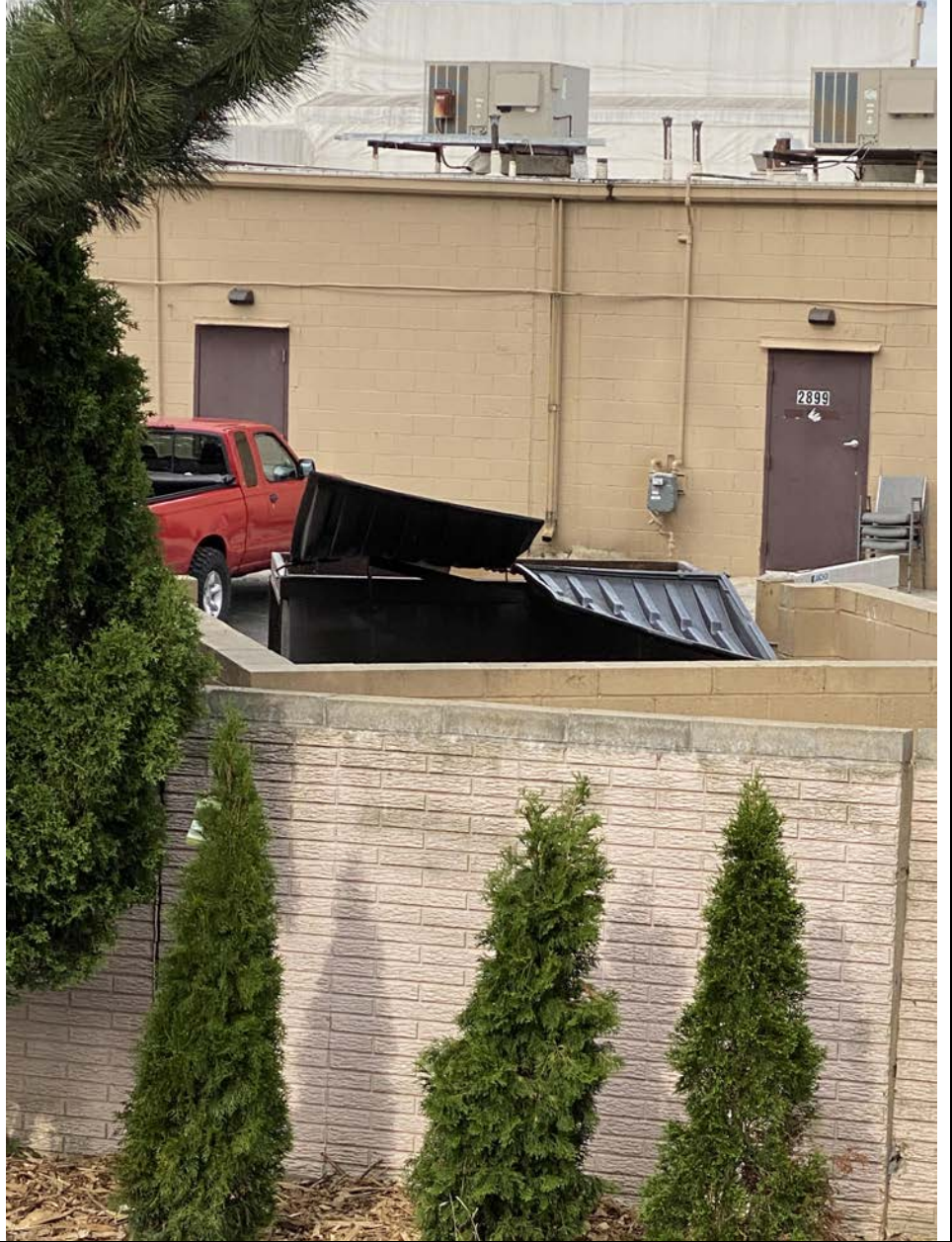
July 15th Time 19:57
(View Both
Dumpsters)



July 14th Time 18:44



July 21st



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



From: [Vikas Singh](#)
To: [Jackie Ferencz](#)
Cc: [Salim Huerta](#)
Subject: Re: BCBA Meeting request
Date: Friday, April 1, 2022 5:06:06 PM
Attachments: [image001.png](#)
[image002.png](#)
[image003.png](#)
[image004.png](#)
[image005.png](#)
[image006.png](#)

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.

Hi Jackie,

Please put me on the May 4th BCBA agenda. I have submitted all the documents that were asked for in December hearing (filing complaint with the County) and i would like to proceed with the original request of putting 9 feet tall fence.

In my March 13th email i had submitted the following documents:

1. Dumpsters_Feb_2022.docx
2. House_With_Tall_Fence.docx

Please include these for the hearing. On Feb 23rd I submitted the findings of the county health department. Please include that report for hearing (Records - Complaint 63341601 Inspection Report) .

If you have any questions please let me know, I can be reached at 248-533-5152.

Thank you
Vikas Sheoran

On Sun, Mar 13, 2022 at 8:56 PM Vikas Singh <vs.sheoran@gmail.com> wrote:

Hi Jackie,

I was asked by Ms.Brooks to file a complaint with the Oakland County Environmental Hygiene department, I did that in January and provided a report earlier to you and to Mr. Huerta.

Attached are the two additional documents:

1. Dumpsters_Feb_2022.docx
2. House_With_Tall_Fence.docx

The document Dumpsters_Feb_2022.docx contains the pictures from the month of February/March 2022 contradicting the findings of Oakland County Environmental Hygiene department, these dumpsters overflow and remain open.

The document House_With_Tall_Fence.docx documents an existing property with a tall fence located in the City of Troy, Michigan, a precedent. Mr. Gary Abitheira had asked for this information.

Is there anything else I need to do for the April 2022 building code of appeals hearing?

Regards
Vikas

On Tue, Feb 8, 2022 at 8:18 PM Jackie Ferencz <Jackie.Ferencz@troymi.gov> wrote:

Mr. Sheoran,

I would like to touch base with a reminder, should you decide to move forward with your Building Code Board of Appeals, fence application please email me.

Thank you,



Jackie Ferencz
Administrative Assistant |

City of Troy Planning Dept
O: 248.524.3364



--

Best Regards
Vikas S Sheoran

--

Best Regards
Vikas S Sheoran

From: [Vikas Singh](#)
To: [Jackie Ferencz](#)
Cc: [Salim Huerta](#); [Brent Savidant](#)
Subject: Re: BCBA Meeting request
Date: Sunday, March 13, 2022 8:57:14 PM
Attachments: [image001.png](#)
[image002.png](#)
[image003.png](#)
[image004.png](#)
[image005.png](#)
[image006.png](#)
[House_With_Tall_Fence.docx](#)
[Dumpsters_Feb_2022.docx](#)

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.

Hi Jackie,

I was asked by Ms. Brooks to file a complaint with the Oakland County Environmental Hygiene department, I did that in January and provided a report earlier to you and to Mr. Huerta.

Attached are the two additional documents:

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2. [House_With_Tall_Fence.docx](#)

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Vikas

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Mr. Sheoran,

I would like to touch base with a reminder, should you decide to move forward with your Building Code Board of Appeals, fence application please email me.

Thank you,

Jackie Ferencz



Administrative Assistant |

City of Troy Planning Dept
O: 248.524.3364



--

Best Regards
Vikas S Sheoran

Dear Sir/Madam:

Following are the pictures from the month of February/March 2022, these dumpsters overflow and remain open.

Thank you

February 7th 2022 - 1:44 pm



February 7th 2022 - 1:44 pm



February 23rd 2022 - 08:45 AM



February 24th 08:25 AM



February 24th 8:25 AM



February 27th 6:12 PM



February 28th 08:00 am



March 1st 7:36 AM



March 1st 2022



Dear Sir/Madam,

The attached pictures are taken from a house in Troy located behind Ace Hardware Store on intersection of Livernois and W Long Lake Rd. The house is neighboring business establishments Troy Kabob, Mr. Pizza, Little Ceasers and Trevarrow Ace Hardware and has dumpsters abutting the property, this house has a tall fence.

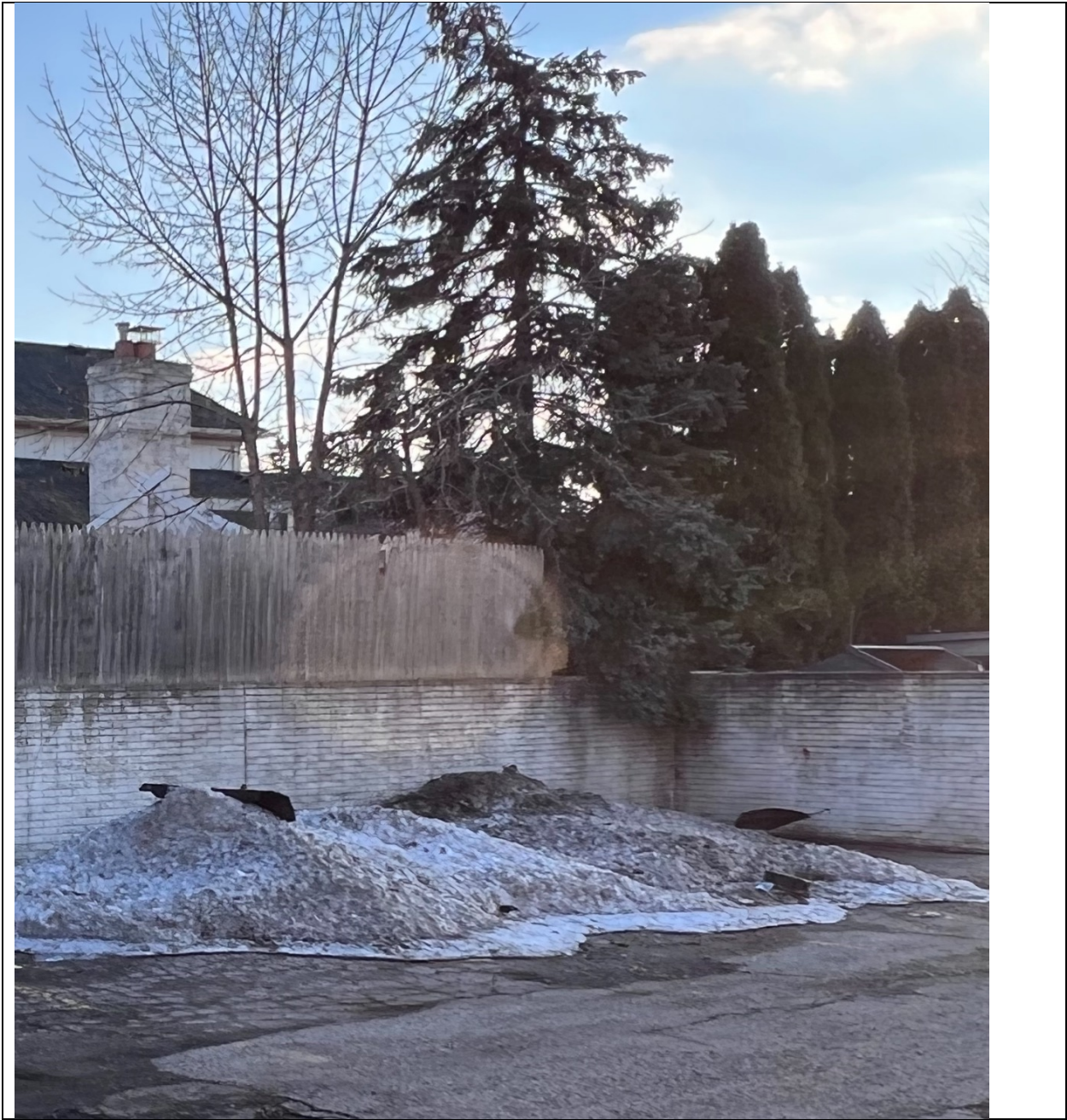
House is at:
49 Partridge Dr,
Troy MI 48098.

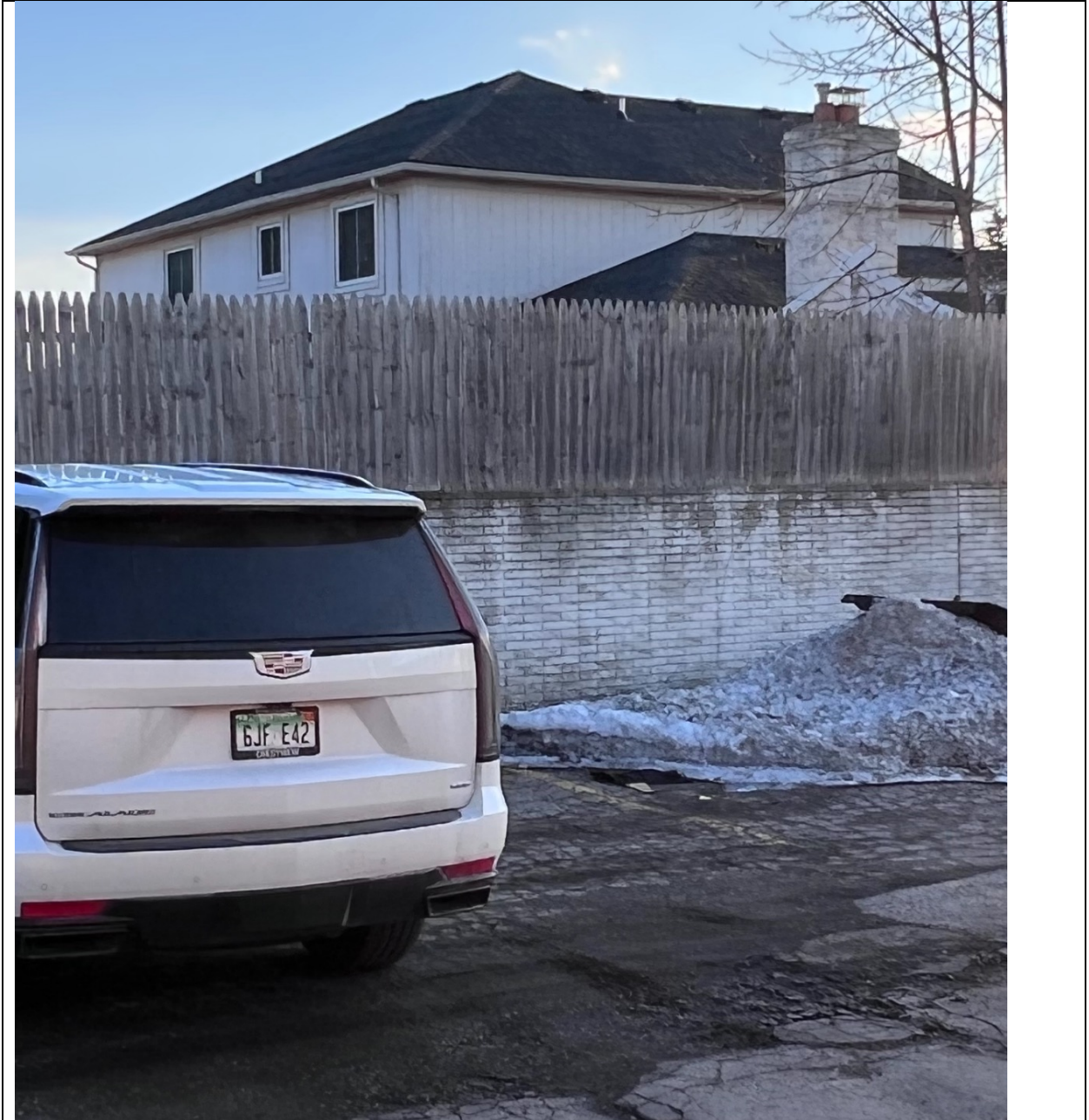
My situation is worse than this house, as I have food/trash/grease dumpsters with in 30 feet of living quarters.

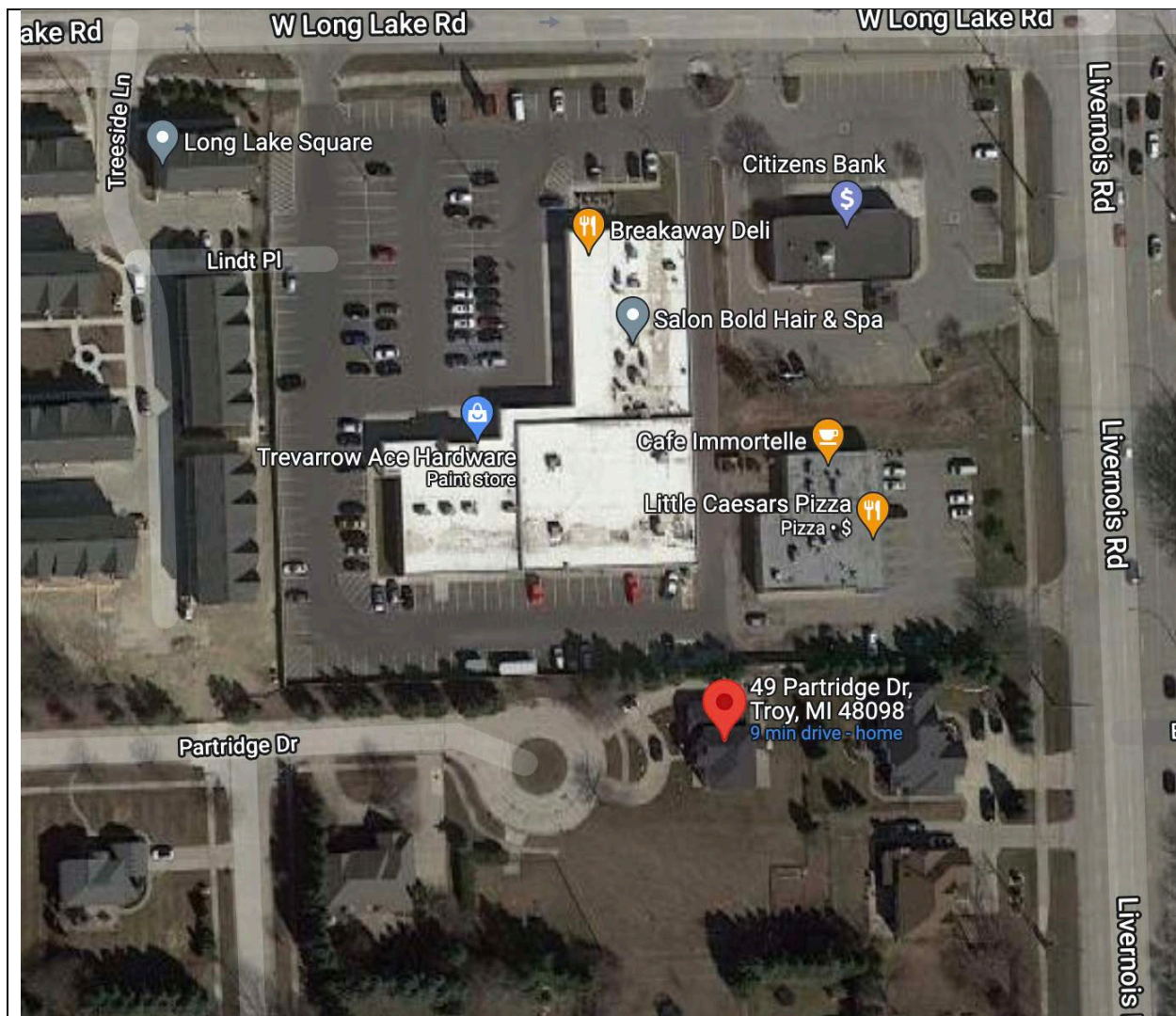
Please provide an approval to my petition to put a 9' tall fence.

Thank you
Vikas











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>

Thu, Jul 7, 2016 at 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>

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

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

Mon, Jul 11, 2016 at 10:51 AM

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 | 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>

[Quoted text hidden]

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003.jpg
4150K

Vikas Singh <vs.sheoran@gmail.com>

Mon, Jul 11, 2016 at 9:24 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>

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>

Sun, Jul 31, 2016 at 9:48 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,

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

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[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 | 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.

[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>

Mon, Aug 8, 2016 at 10:56 AM

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 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>

Mon, Aug 8, 2016 at 12:11 PM

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

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>

Tue, Aug 30, 2016 at 1:04 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 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 | 500 W. Big Beaver, Troy, MI 48064 | 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: 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 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.

[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>

Thu, Sep 1, 2016 at 4:53 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,

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

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

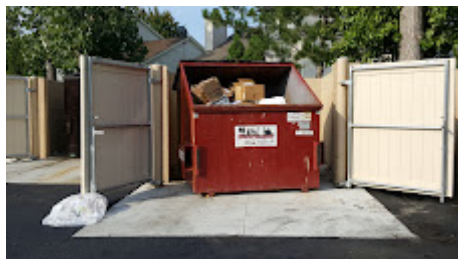
Cc: Mark F Miller <Mark.Miller@troymi.gov>, Brent Savidant <SavidantB@troymi.gov>, Paul M Evans <P.Evans@troymi.gov>

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>

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>

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 | 500 W. Big Beaver, Troy, MI 48064 | Office: 248.524.3359 | Cell: 248.885.1841 | troymi.gov



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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

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IG.Bowers@troymi.gov

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Sent: Thursday, September 01, 2016 12:59 PM

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

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Vikas Sheoran

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Regards

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Thank you,

Gary Bowers | Housing & Zoning Inspector

City of Troy | 500 W. Big Beaver, Troy, MI 48084 | Office: [248.524.3355](tel:248.524.3355) | Cell: [248.885.1833](tel: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](tel: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](tel:248.524.3351) | Cell: [248.885.1889](tel: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](tel:248.524.3355) | Cell: [248.885.1833](tel: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](tel:248.524.3355) | Cell: [248.885.1833](tel: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](tel:248.524.3355) | Cell: [248.885.1833](tel: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](tel:248.524.3351) | Cell: [248.885.1889](tel: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 (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."

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Best Regards
Vikas S Sheoran

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Best Regards
Vikas S Sheoran

4 attachments

 **image015.jpg**
1K

 **image016.jpg**
1K

 **CH088.pdf**
66K

 **Pages from FULL TROY ZONING ORDINANCE 4-19-16.pdf**
192K

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

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:



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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."

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

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>
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>

Thu, Oct 6, 2016 at 8:55 PM

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 | 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: 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

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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 1500 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: 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

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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>

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regards

Vikas

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

Mr.Evans,

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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 | 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: 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 1500 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 | 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: 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](tel:248.524.3355) | Cell: [248.885.1833](tel: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](tel: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](tel:248.524.3351) | Cell: [248.885.1889](tel: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](tel:248.524.3355) |Cell: [248.885.1833](tel: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](tel:248.524.3355) |Cell: [248.885.1833](tel: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](tel:248.524.3355) | Cell: [248.885.1833](tel: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](tel:248.524.3351) | Cell: [248.885.1889](tel: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 (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."

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Best Regards
Vikas S Sheoran

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9 attachments

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 **image007.jpg**
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 **image008.jpg**
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 **image009.jpg**
1K

 **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.

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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](tel: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,



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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,

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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,

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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 (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.”

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Brent Savidant <SavidantB@troymi.gov>

Mon, Jul 30, 2018 at 6:07 PM

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:

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

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**
1K

 **image008.jpg**
1K

 **image006.jpg**
1K

 **image005.jpg**
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 **image001.jpg**
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1K

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>

Cc: 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 <SavidantB@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**
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 **image003.jpg**
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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 Director | City of
Troy**

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 <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 <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 | 500 W. Big Beaver, Troy, MI 48084 | Office: 248.524.3359 | Cell: 248.885.1841 | troy@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 | 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, 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 | 500 W. Big Beaver, Troy, MI 48064 | 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@troy.mi.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 1500 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 1500 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](tel:248.524.3355) | Cell: [248.885.1833](tel: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](tel: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](tel:248.524.3351) | Cell: [248.885.1889](tel: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](tel:248.524.3355) | Cell: [248.885.1833](tel: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](tel:248.524.3355) | Cell: [248.885.1833](tel: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](tel:248.524.3355) | Cell: [248.885.1833](tel: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 (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."

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Best Regards
Vikas S Sheoran

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Best Regards
Vikas S Sheoran

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Best Regards
Vikas S Sheoran

2 attachments **image014.jpg**
1K **image015.jpg**
1K

David Koss <David.Koss@troymi.gov>
To: "vs.sheoran@gmail.com" <vs.sheoran@gmail.com>
Cc: Brent Savidant <SavidantB@troymi.gov>

Tue, Jul 9, 2019 at 8:00 AM

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 Director
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 <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 | 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: 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 1500 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, 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@troymt.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 | 500 W. Big Beaver, Troy, MI 48064 | Office: 248.524.3359 | Cell: 248.885.1841 | troymt.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 | 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, 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 | 500 W. Big Beaver, Troy, MI 48064 | 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>

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](tel:248.524.3355) | Cell: [248.885.1833](tel: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](tel: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](tel:248.524.3351) | Cell: [248.885.1889](tel: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](tel:248.524.3355) | Cell: [248.885.1833](tel: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](tel:248.524.3355) | Cell: [248.885.1833](tel: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](tel:248.524.3355) | Cell: [248.885.1833](tel: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](tel:248.524.3351) | Cell: [248.885.1889](tel:248.885.1889) | troymi.gov  

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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  

"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).
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- 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.”

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Best Regards
Vikas S Sheoran

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Best Regards
Vikas S Sheoran

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Best Regards
Vikas S Sheoran

3 attachments



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image014.jpg
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image015.jpg
1K

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

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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: Paul M Evans

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

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<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
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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

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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 

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3 attachments



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Vikas Singh <vs.sheoran@gmail.com>
To: David Koss <David.Koss@troymi.gov>
Cc: Brent Savidant <SavidantB@troymi.gov>

Tue, Jul 9, 2019 at 12:00 PM

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.

[Quoted text hidden]

7 attachments



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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 <SavidantB@troymi.gov>
Subject: Re: FW: FW: Troy Gateway Shopping Center Renovation lighting plan review

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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 Director | City of Troy

O: 248.524.3366



cid:image002.png@01D4D29E.B64C5AB0



cid:image003.png@01D4D29E.B64C5AB0



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 <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 | 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: 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 | 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: 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 | 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: 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 | 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, 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 1500 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>
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](tel:248.524.3355) |Cell: [248.885.1833](tel: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](tel: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@troymt.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](tel:248.524.3351) | Cell: [248.885.1889](tel:248.885.1889) | troymt.gov  cid:image001.png@01CF8BCF.F57B3FA0
 cid:image002.png@01CF8BCF.F57B3FA0

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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](tel:248.524.3355) | Cell: [248.885.1833](tel:248.885.1833) | G.Bowers@troymt.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@troymt.gov>

Cc: Mark F Miller <Mark.Miller@troymt.gov>; Paul M Evans <P.Evans@troymt.gov>; Brent Savidant <SavidantB@troymt.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](tel:248.524.3355)
|Cell: [248.885.1833](tel: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](tel:248.524.3355) | Cell: [248.885.1833](tel: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](tel:248.524.3351) | Cell: [248.885.1889](tel: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 (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."

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Best Regards
Vikas S Sheoran

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Best Regards
Vikas S Sheoran

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Best Regards
Vikas S Sheoran

2 attachments

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1K

 **image012.jpg**
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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.

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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 Director | 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 <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 <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 | 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: 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 | 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: 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 | 500 W. Big Beaver, Troy, MI 48064 | 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 | 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, 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 | 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: 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](tel:248.524.3355) | Cell: [248.885.1833](tel: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](tel: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](tel:248.524.3351)
|Cell: [248.885.1889](tel: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](tel:248.524.3355)
|Cell: [248.885.1833](tel: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](tel:248.524.3355)
| Cell: [248.885.1833](tel: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](tel:248.524.3355) |Cell: [248.885.1833](tel: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](tel:248.524.3351) | Cell: [248.885.1889](tel: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](tel:248.524.3351) | Cell: [248.885.1889](tel: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](tel: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](tel:248.943.0821) troymi.gov 

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Best Regards
Vikas S Sheoran

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Best Regards
Vikas S Sheoran

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Best Regards
Vikas S Sheoran

2 attachments

 **image011.jpg**
1K

 **image012.jpg**
1K

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 Director
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 <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 1500 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 | 500 W. Big Beaver, Troy, MI 48064 | Office: 248.524.3351 | Cell: 248.885.1889

ltroymi.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@troymt.gov>; Gary L Bowers <G.Bowers@troymt.gov>; Brent Savidant <SavidantB@troymt.gov>; Paul M Evans <P.Evans@troymt.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@troymt.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 | 500 W. Big Beaver, Troy, MI 48084 | Office: 248.524.3359 | Cell:
[248.885.1841](tel: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@troymt.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 1500 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, 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 1500 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>
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](tel:248.524.3355) | Cell: [248.885.1833](tel: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](tel: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](tel:248.524.3351)
| Cell: [248.885.1889](tel: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](tel:248.524.3355)
| Cell: [248.885.1833](tel: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](tel:248.524.3355)
| Cell: [248.885.1833](tel: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](tel:248.524.3355) | Cell: [248.885.1833](tel: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](#)

"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
<jason@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](tel: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).


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](tel:248.943.0821) 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."

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Best Regards
Vikas S Sheoran

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Best Regards
Vikas S Sheoran

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Best Regards
Vikas S Sheoran

5 attachments

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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 <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 Director
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 <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 | 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: 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 | 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, 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 1500 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 | 500 W. Big Beaver, Troy, MI 48064 | 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, 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 | 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: 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](tel:248.524.3355) | Cell: [248.885.1833](tel: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](tel: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](tel:248.524.3351)
| Cell: [248.885.1889](tel: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](tel:248.524.3355)
| Cell: [248.885.1833](tel: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](tel:248.524.3355) | Cell: [248.885.1833](tel: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](tel:248.524.3355) | Cell: [248.885.1833](tel: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](tel:248.524.3351) | Cell: [248.885.1889](tel: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

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"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
<jason@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](tel: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)).

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](tel:248.943.0821) 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.”

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Best Regards
Vikas S Sheoran

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Best Regards
Vikas S Sheoran

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Best Regards
Vikas S Sheoran

David Koss <David.Koss@troymi.gov>
To: Vikas Singh <vs.sheoran@gmail.com>

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 <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 Director
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 <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 | 500 W. Big Beaver, Troy, MI 48084 | Office: 248.524.3359 | Cell:
248.885.1841 | troy@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 | 500 W. Big Beaver, Troy, MI 48064 | 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, 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@troymt.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 | 500 W. Big Beaver, Troy, MI 48064 | 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 | 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, 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 1500 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>

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](tel:248.524.3355)
|Cell: [248.885.1833](tel: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](tel: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](tel:248.524.3351) |Cell: [248.885.1889](tel: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](tel:248.524.3355) | Cell: [248.885.1833](tel: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](tel:248.524.3355) | Cell: [248.885.1833](tel: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](tel:248.524.3355) | Cell: [248.885.1833](tel: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](tel:248.524.3351) | Cell: [248.885.1889](tel: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](tel:248.524.3351) | Cell: [248.885.1889](tel: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](tel: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](tel: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."

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Best Regards
Vikas S Sheoran

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Best Regards
Vikas S Sheoran

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Vikas S Sheoran

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Best Regards
Vikas S Sheoran

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 <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 Director
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 <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 | 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: 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 | 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, 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@troy.mi.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@troy.mi.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 | 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: 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 | 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, 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 | 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: 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](tel:248.524.3355) | Cell: [248.885.1833](tel: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](tel: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](tel:248.524.3351)
| Cell: [248.885.1889](tel: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](tel:248.524.3355)
| Cell: [248.885.1833](tel: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](tel:248.524.3355) |Cell: [248.885.1833](tel: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](tel:248.524.3355) | Cell: [248.885.1833](tel:248.885.1833) | G.Bowers@troymi.gov

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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](tel:248.524.3351) | Cell: [248.885.1889](tel: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

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"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

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“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

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"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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Best Regards
Vikas S Sheoran

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Vikas S Sheoran

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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

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

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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"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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"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).
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- 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

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"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

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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:

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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

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"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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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.

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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 <SavidantB@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 Director
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 <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 | 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: 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 | 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, 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 | 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: 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 | 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, 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 1500 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>

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](tel:248.524.3355)
|Cell: [248.885.1833](tel: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](tel: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](tel:248.524.3351) | Cell: [248.885.1889](tel: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](tel:248.524.3355) | Cell: [248.885.1833](tel: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](tel:248.524.3355) | Cell: [248.885.1833](tel: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](tel:248.524.3355) | Cell: [248.885.1833](tel: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](tel:248.524.3351) |Cell: [248.885.1889](tel: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](tel:248.524.3351) |Cell: [248.885.1889](tel: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](tel: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](tel: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."

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Best Regards
Vikas S Sheoran

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Best Regards
Vikas S Sheoran

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Best Regards
Vikas S Sheoran

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Best Regards
Vikas S Sheoran

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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 <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,

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 <SavidantB@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 <SavidantB@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 10-foot-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@troymi.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>

Wed, Aug 5, 2020 at 8:14 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>

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

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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> Thu, Aug 26, 2021 at 8:24 AM
To: Vikas Singh <vs.sheoran@gmail.com>

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.

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[Quoted text hidden]

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Vikas

[Quoted text hidden]

[Quoted text hidden]

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BCBA Application 2019 10 05.pdf

116K

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

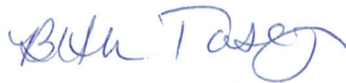
Date: October 19, 2015

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

A handwritten signature in blue ink, appearing to read "Bill Tasey". The signature is written in a cursive, flowing style.

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

Kathy Carnechi

October 17, 2015

To,

The Honorable Mayor Dane Slater and members of City Council,

500 W. Big Beaver Road

Troy, Michigan 48084

Subject: 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:

1. As property owners, we are aware of the existing commercial use abutting our homes.

THE EXISTING LOCATION OF THE loading area presented a nuisance however, the recent revision to the location of the loading area along the mutual property line within 1 foot of our property line is not desirable and will significantly have negative impact on resident's quality of life.

2. 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.

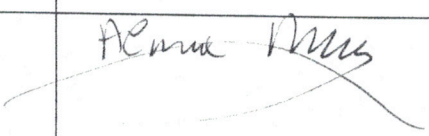
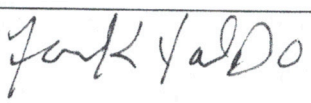
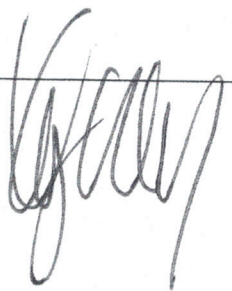
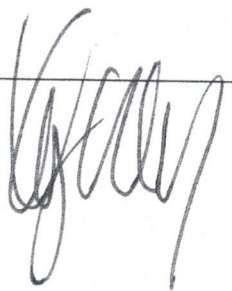
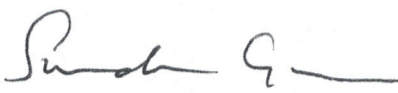
cc: Mr. Brian Kischnick, City Manager

Mr. R. Brent Savidant, Planning Director

Signatures of the Property Owners of Subdivision

Subject: Issuance of a temporary Stop Work Order for the proposed relocation of the loading/unloading area between Golden Gate Plaza and the immediate Subdivision.

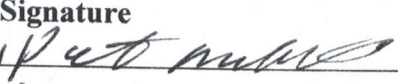
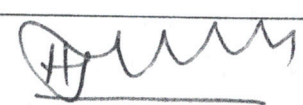
(Subdivision behind Golden Gate Plaza hereafter referred to as "Subdivision")

Name	Signature	Address
Alma muso		3064 Albany CT Troy MI 48083
FRANK J YALDO	 	3039 ALBANY CT TROY 48087 248-245-0505
LARRY WANG		2047 ALBANY CT TROY, MI 248-457-1877
Surendra GOGINENI		3072 Albany Ct Troy, MI 248-619-7161

Signatures of the Property Owners of Subdivision

Subject: Issuance of a temporary Stop Work Order for the proposed relocation of the loading/unloading area between Golden Gate Plaza and the immediate Subdivision.

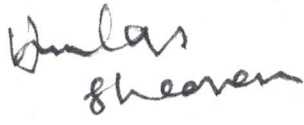
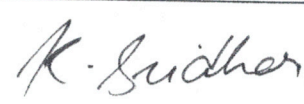
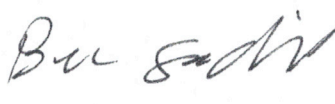
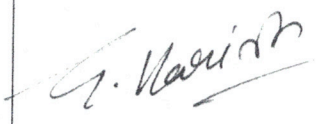
(Subdivision behind Golden Gate Plaza hereafter referred to as "Subdivision")

Name	Signature	Address
PE-TO MELI STAFF		3080 ALBANY ST
ADMIRAL BIODOLLARI	Admiral.	3079 ALBANY CT TROY
Lorraine Roy	Lorraine K. Roy	3055 Albany Ct. Troy
HANIS KHAZARI		3071 Albany Ct Troy MI 48083

Signatures of the Property Owners of Subdivision

Subject: 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")

Name	Signature	Address
VIKAS SHEORAN		3040 Albany Ct Troy, MI 48063 (313) 806-5561
SRIDHAR KOLLURI.		3032 Albany Ct Troy, MI - 48083
Ben Sadi/X		3048 Albany Ct Troy, MI, 48083
HARISH GANDROTHU		3056 Albany Ct Troy MI 48083

Signatures of the Property Owners of Subdivision

Subject: 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")

Name	Signature	Address
Barbara Bechara	Barbara Bechara	3088 Albany ct