EXHIBIT
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20-01 A

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Initial:

TOWN OF ELSMERE

APPEAL TO THE BOARD OF ADJUSTMENT

Any person directly affected by a decision of the Code Enforcement Official or a notice or order issued under this Code shall have the right to appeal to the Board of Adjustment of the Town of Elsmere, provided that t written application for appeal is based on a claim that the true intent of this code or the rules legally adopted there under has been incorrectly interpreted or the provisions of this code do not fully apply. Additionally, an application for appeal may be based on a claim that an action other than what is required by the Code: 1) provides the same or better protections than what the Code requires and 2) will not cost the Tow of Elsmere any more money than enforcing the code as written. If the appellant proves that an action other than what is required by the code meets these two requirements, the Board of Adjustment may, in its discretion, either enforce the Code as written or permit the proposed alternative action.

Date this Appeal was filed: 1/6/2020	**Petition Number:** n/a
Date of the Original Action: 12/17/19	**Tax Parcel Number:** 19-00200-190
Subject Property Address: 24 Elsmere Blvd.	
Property Owner's Name: Laura Barton	**Phone Number:** 302-897-4684
Property Owners Address: 2707 Point Breeze Drive, Wilmington, DE 19810	
Applicant's Name: Laura Barton	
Applicant's Address: 2707 Point Breeze Drive, Wilmington, DE 19810	

Specific Item Being Appealed: (ex: Citation Number, Petition Number, Order Number, Etc.)
V2000112

Reason for the Appeal: I was sited for a junked sofa and miscellaneous items, these items were not put there by my tenant. I paid my contractor and the dump fee for items that were not mine. See attached picture, my unit is on the left, the items 'dumped' are more to the right side who I believe the items belonged to.

Relief sought: At a minimum the fine should be reversed since we went over and above what should have been required as the items were not ours.

Applicant's Signature: _____ **Date:** 1/6/2020

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THE TOWN OF ELSMERE CODE ENFORCEMENT DEPARTMENT

*****CITATION*****

11 Poplar Avenue - Elsmere, DE 19805 Phone: 302-998-2215 Fax: 302-998-9920

RESPONSIBLE PARTY		
BARTON SEAN & LAURA 2707 POINT BREEZE DR WILMINGTON, DE 19810	CITATION #	V2000112
	OFFICER	V Morgan
	VIOLATION DATE	12/17/19
	PROPERTY ADDRESS	24 ELSMERE BL
	ABATEMENT DATE	12-26-19

On the above date, the Code Enforcement Department performed an inspection of the above referenced property. During this inspection, a violation of the Town of Elsmere Code was discovered. The nature of this civil citation is described below.

Specific Violation	Code Section	Due No Later Than	Amount Due
JUNKED SOFA and misl toys in rear dirveway. Remove and dispose of all junk and debris.	IPMC12-308.2 Disposal of rubbish	1/11/2020	$ 100.00

HOW YOU CAN AVOID PAYING THE FINE

If you have not received any citations for any violation within the last 12 months, the fine may be waived. You must take the required corrective action and abate the situation and bring proof of your actions to the Town's Code Enforcement Office within 48 hours of the violation date. If, in the opinion of the Code Enforcement Officer, the situation has been resolved and the violation no longer exists, the fine portion and only the fine portion of this summons, may be waived. The record of a violation occurring shall remain and the property may still be subject to fines associated with being deemed a repeated public nuisance.

*****CITATION INFORMATION*****

In order to process your payment, please write the property address in violation in the memo section of the check or money order, and then mail it with the voucher below. You may also pay your fee in person at Town Hall, 11 Poplar Ave. Elsmere, DE 19805.

ABATEMENT COST

If the violation noted above is not corrected by 4:00 pm. on the **"ABATEMENT DATE"** listed above, the Town will take action to abate the violation. If this becomes necessary, in addition to the fine already assessed, you will owe to the Town the costs of the abatement.

Should you have any questions please contact the Code Enforcement Department at (302) 998-2215.

The "Amount Due" associated with this violation is a civil penalty and is due by no later than the "Due No Later Than." Additionally, if the violation is not abated by the "Abatement Date" shown above, the Town will take action to correct the violation. If this becomes necessary, you will be responsible for the payment of all abatement costs incurred by the Town. You must pay the amount due by the date shown below, even if the violation has been corrected.

Please return this section with your payment.

DUE NO LATER THAN	PARCEL NUMBER	CITATION NUMBER	AMOUNT DUE
1/11/2020	19-00200-190	V2000112	$ 100.00

Mail Your Payment To:

The Town of Elsmere
Finance Department
11 Poplar Avenue
Elsmere, DE 19805

Each 24-hour period that the condition giving rise to this citation continues is subject to a separate citation and an additional civil penalty penalty.

You have the right to appeal this violation by submitting a written application to the Town of Elsmere's Board of Adjustment within twenty (20) days of the date of this violation.

MEANS OF APPEAL ARE SHOWN ON THE BACK OF THIS FORM.

TOWN OF ELSMERE
11 POPLAR AVENUE
ELSMERE,DE 19805
ATTN: SCOTT ALLEN
TEL: (302)998-2215 EXT: 104
FAX: (302)998-9920

EXHIBIT
tabbies
20-01 D

INVOICE NO.
I2001412

INVOICE DATE: 12/30/19
DUE DATE: 01/29/20

CUSTOMER #: C-002058

BARTON SEAN & LAURA
2707 POINT BREEZE DR
WILMINGTON, DE 19810

VIOLATION INFORMATION
VIOLATION ID: V2000112
LOCATION: 24 ELSMERE BL

QUANTITY/UNIT	SERVICE ID	DESCRIPTION	UNIT PRICE	AMOUNT
1.00	CODE-CT2	CODE CITATION 24 Elsmere Blvd IPMC 302.2 JUNKED SOFA and misl toys in rear dirveway. Remove and dispose of all junk and debris.	100.000000	100.00
			TOTAL INVOICE	100.00

If this invoice is not paid by the due date, the amount due will be charged to your property taxes as a SPECIAL TAX LIEN!

TOWN OF ELSMERE
11 POPLAR AVE
ELSMERE, DE 19805

BARTON SEAN & LAURA
2707 POINT BREEZE DR
WILMINGTON, DE 19810

Invoice Id: I2001412
Customer Id: C-002058 PIN: 060232
Due Date: 01/29/20
Total Due: 100.00

EXHIBIT 20-01 E

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