



**PINAL COUNTY**  
WITH OPEN OPPORTUNITY

# HEARING OFFICE



## NOTICE OF APPEAL

Pursuant to Rule 27

*This form is to be completed by the Party who is appealing the Hearing Officer's Decision. You must submit this form to the Hearing Office within fifteen (15) calendar days from the date the Decision is served. Where the Decision was served by mail, service is complete five (5) calendar days after the date that the Decision was mailed.*

Today's Date: <u>Oct. 27, 2022</u>	Complaint Number: <u>CC-0747-21</u>
Respondent's Name: <u>Russell Webber</u>	Mailing Address: <u>2890 S. Navajo Rd.</u> <u>Apache Junction, AZ</u>
Date of Decision: <u>Oct. 13, 2022</u>	
Specify the Issue(s) on Appeal:	
1. <u>See attached letter and edited photos</u>	
2. <u>" " " " " "</u>	
(Use reverse side for additional issues.)	
I hereby request that the following person be designated to represent me in the above-entitled action and acknowledge that all future notices and mailings will be sent to the person I have designated as my representative. (Failure to designate representation by counsel or other designated representative at the time of the filing of this Notice of Appeal constitutes a waiver of the right of counsel or other designated representative.)	
Name of Attorney or Designated Representative:	Mailing Address:
<b><u>PARTY VERIFICATION:</u></b> I hereby submit this Notice of Appeal.	
Party Name: (Print)	Date:
Signature:	Phone:

I certify that a copy of the foregoing was mailed/delivered \_\_\_\_\_, to the department head, Respondent and/or the Attorney or Designated Representative.

By: \_\_\_\_\_  
 Civil Hearing Office Coordinator

Contact the Hearing Office at 520-866-6244 or 520-866-6292 for additional information or access the Pinal County Civil Hearing Office Rules of Procedure online at [www.pinalcountyz.gov](http://www.pinalcountyz.gov)

PHYSICAL ADDRESS 85 N Florence St., Florence, AZ 85132, MAILING ADDRESS P.O. Box 2973, FLORENCE, AZ 85132  
 520/866-6244 or 866-6292 FAX 520/866-6267



**PINAL COUNTY**

OFFICE OF PROBATION

**HEARING OFFICE**

**In the Matter of:**  
RUSSELL WEBBER  
2890 S. MARIPOSA ROAD  
APACHE JUNCTION, AZ 85119

**Case Number:** ZO22-0032  
**Complaint Number:** CC-0747-21  
**Parcel Number:** 102270210  
**Print Date:** 10/13/2022  
**Code Enforcement Officer:** Heather Wright

**HEARING OFFICER  
DECISION**  
Pursuant to Rule 24

☒ **In Violation**

☐ **Penalty Suspended**

☐ **Default**

☐ **Case Dismissed**

☐ **Review Hearing:**

☐ **Continuance:**

☒ **Penalty Imposed**

**Amount:** \$1,500.00

**Other Orders:**

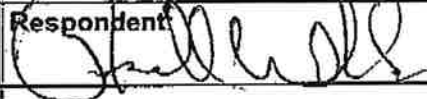
COUNT 1: OUTSIDE STORAGE AND PARKING- OTHER ITEMS  
COUNT 2: OUTSIDE STORAGE AND PARKING- APPLIANCES AND FURNITURE  
OFFICER WRIGHT PRESENT AND SWORN IN. RUSSEL WEBBER PRESENT AND SWORN IN.  
OFFICER WRIGHT HAS SUBMITTED PACKET INTO EVIDENCE. MR WEBBER HAS  
PRESENTED PHOTOS AS EVIDENCE. HEARING OFFICER HAS FOUND RESPONDENT  
RUSSELL WEBER IN VIOLATION OF COUNT 1 AND 2. A FINE OF \$750.00 PER COUNT HAS  
BEEN ASSESSED. TOTALING \$1,500.00

**Dated:** 10/13/22

**By:**   
**Hearing Officer**

Your signature below is acknowledgement of receipt of this Decision and Appeal Rights (on reverse).

**Respondent:**



**Date:**

Oct. 27, 2022

The photographs in the Hearing Staff Report were at a minimum two months old while the clean-up by myself (Russell Webber) was (is) on a near daily basis of at least several hours a day.

The descriptive nouns such as tires and rims or microwaves have been removed and/or sold at Jr's salvage as per submitted receipts. Also, all large appliances have been removed and sold.

Editorial notes are accompanied with the copies of the photographs.

And, in the event of additional moving / cleaning up support, that will be not be available (as stated in the October 13<sup>th</sup> hearing) until the middle of November or later; however, the moving or loading

procedure needs to be addressed.

Furthermore, with respect to the mattresses, they must be broken down to the springs and then cut into smaller sections to be shredded by the scrapper Jr's salvage

PINAL COUNTY COMMUNITY DEVELOPMENT  
CODE COMPLIANCE

EXHIBIT G

PHOTO LOG

☒ Initial Inspection ☐ Pre-Hearing Inspection ☐ Other: \_\_\_\_\_


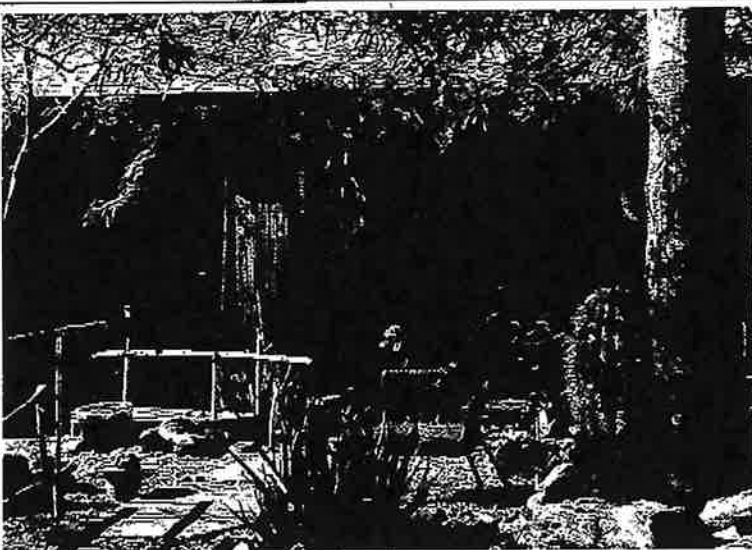
I declare under penalty of perjury that the following digital photograph(s) was/were taken by me, Heather Wright on the date listed and are an accurate representation of the specified property.

Signed: Heather Wright Digitally signed by Heather A Wright  
Date: 2022.03.24 08:44:44 -07'00' Date: 03/24/2022

Address / Assessor Parcel Number: 2890 S. Mariposa Road, Apache Junction, AZ 85119 : APN 102-27-0210

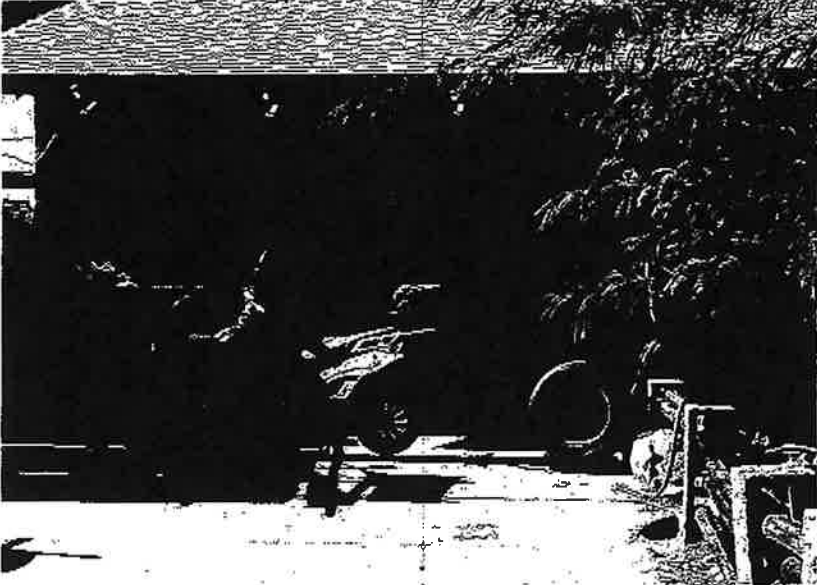
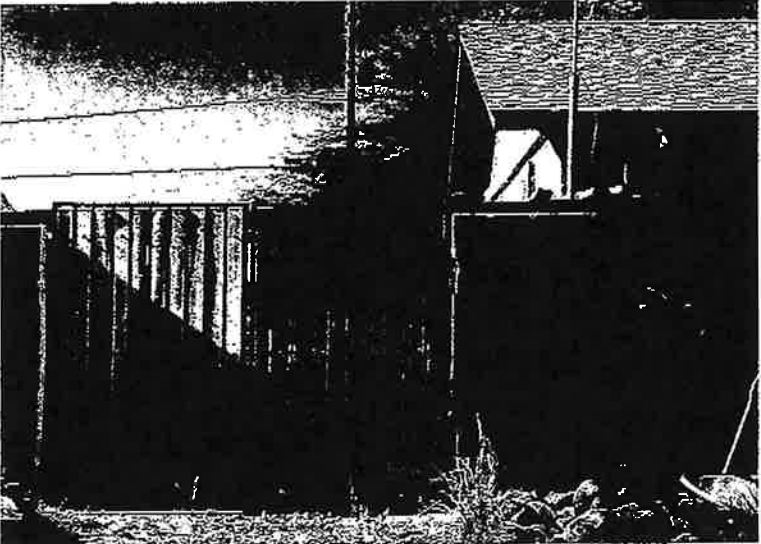
Case Number: CC-0747-21

Date of Photograph(s): 11/29/2021

1	Viewed from street: Scrap/debris in rear yard visible through fence.
	
I viewed H.W. photographing the other side of this fence after the swing set was removed and scrap was removed and the view was blocked with 2 sheets of sheet steel.	
2	Viewed from street: Scrap/debris, interior furniture and at least one appliance (mini fridge)
	
All appliances were removed in March or April of 2022. Refrig given as saw this machine with plate on TV stand and 2 TVs on back.	

PINAL COUNTY COMMUNITY DEVELOPMENT  
CODE COMPLIANCE  
PHOTO LOG

☒ Initial Inspection ☐ Pre-Hearing Inspection ☐ Other: \_\_\_\_\_

3	Viewed from street: Scrap/debris, interior furniture and at least one appliance
	 <p>Everything on arrived had been removed in March 2021. Also, the stove a rim was re- removed and taken off the and mentioned in count - 1 All of which a off the proper</p>
4	Viewed from street: Scrap/Debris stacked on wall, visible over wall and seen thru gap in fence
	 <p>All the boards, Bird Feeder in the ladder were removed long ago.</p>

PINAL COUNTY COMMUNITY DEVELOPMENT  
CODE COMPLIANCE  
PHOTO LOG

☐ Initial Inspection ☐ Pre-Hearing Inspection ☒ Other: Status Inspection

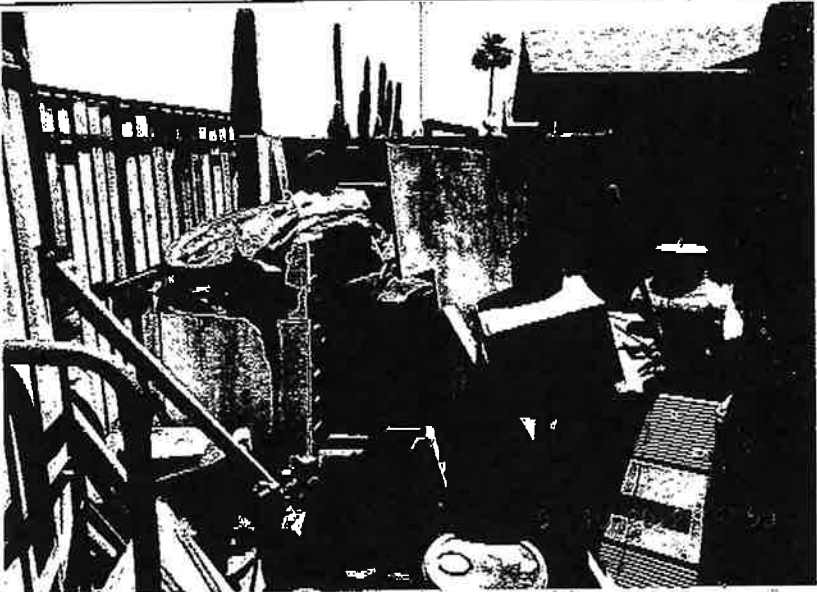

I declare under penalty of perjury that the following digital photograph(s) was/were taken by me, Heather Wright, on the date listed and are an accurate representation of the specified property.

Signed: **Heather Wright** Digitally signed by Heather Wright  
Date: 2022.10.10 12:13:29 -07'00' Date: 10/10/2022

Address / Assessor Parcel Number: 2890 S. Mariposa Road, Apache Junction, AZ / Parcel No. 102-27-0210

Case Number: CC-0747-21

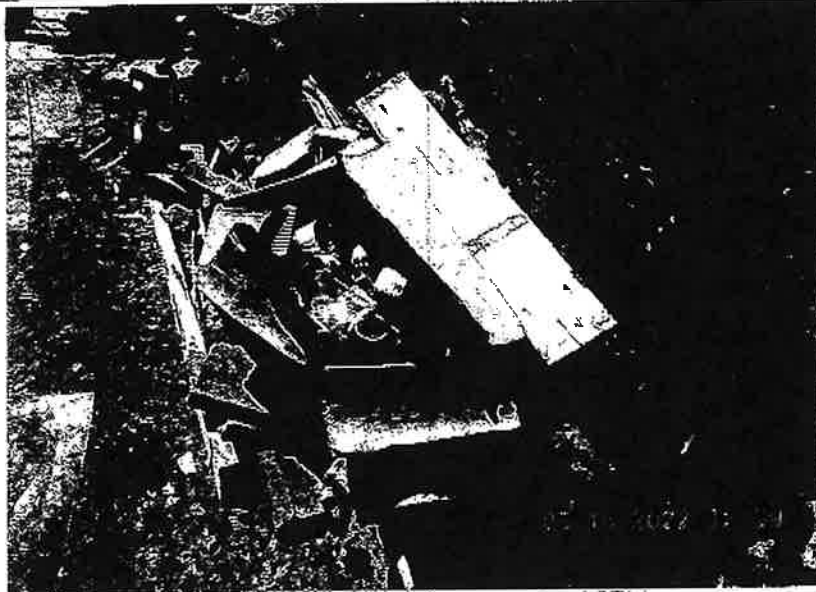
Date of Photograph(s): 05/16/2022

1	Southern Side Yard	 <p>All the metal "scrap" was sold at Jr's days ago - (the receipts were submitted to hearing officer)</p>
2	Southern Side Yard looking west	

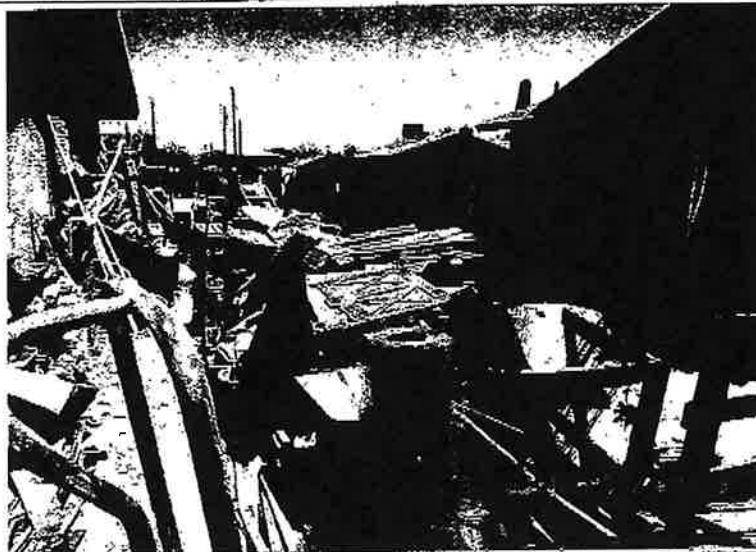
PINAL COUNTY COMMUNITY DEVELOPMENT  
CODE COMPLIANCE  
PHOTO LOG

☐ Initial Inspection ☐ Pre-Hearing Inspection ☒ Other: Status Inspection

3 Example of items found along the side of the house



4 Southern side yard looking east

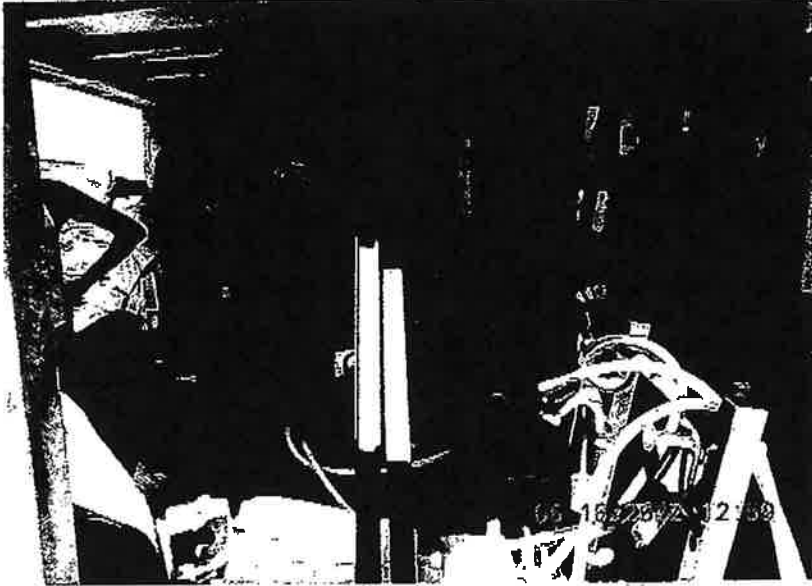



A hot water heater, clothes dryer, elect. range and other metal has been removed and sold at Jr's Salvage  
the chicken wire is relocated and to be used for stucco work



PINAL COUNTY COMMUNITY DEVELOPMENT  
CODE COMPLIANCE  
PHOTO LOG

☐ Initial Inspection ☐ Pre-Hearing Inspection ☒ Other: Status Inspection

5	Rear porch/patio
	 <p>A photo of the back porch was submitted showing its concrete extension. The bench and rug had been removed.</p>
6	Scrap lumber and illegal multi-level partial structure
<p>Scrap lumber was found that should be removed.</p>	 <p>Mr. Wright said that the multi-level structure would be mentioned. However it is one level now.</p>

PINAL COUNTY COMMUNITY DEVELOPMENT  
CODE COMPLIANCE  
PHOTO LOG

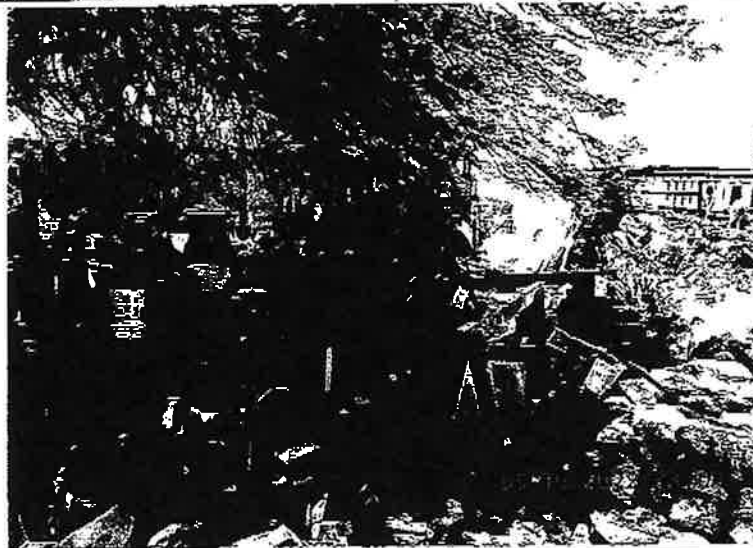
☐ Initial Inspection ☐ Pre-Hearing Inspection ☒ Other: Status Inspection

7 Southern portion of rear yard



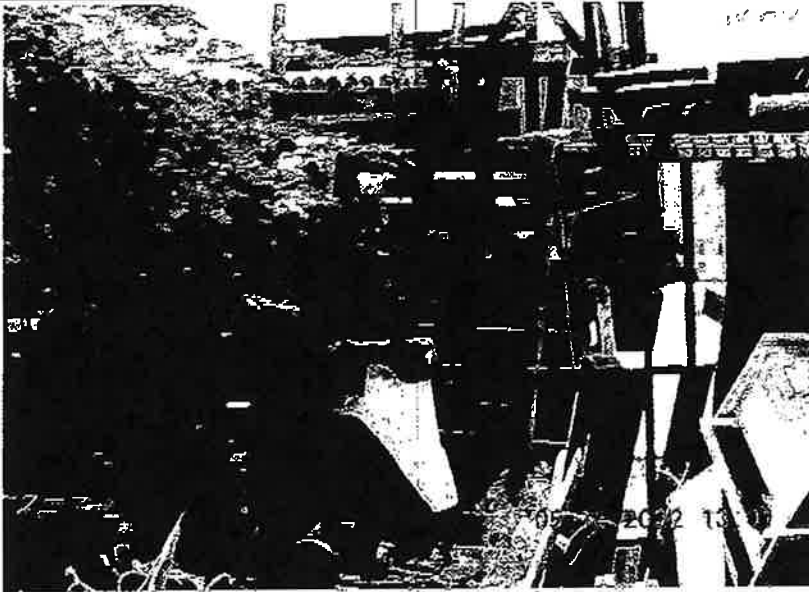
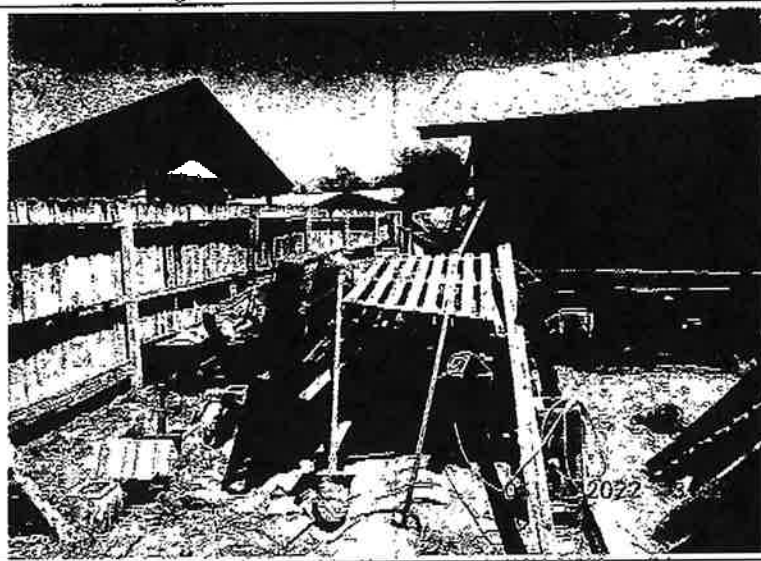
Very old  
photos  
most of the  
"junk" has  
been  
carted  
off.

8 Central portion of the rear yard



PINAL COUNTY COMMUNITY DEVELOPMENT  
CODE COMPLIANCE  
PHOTO LOG

☐ Initial Inspection ☐ Pre-Hearing Inspection ☒ Other: Status Inspection

9	Rear Yard
	<p>Photo submitted with fence structure has been moved to the North/W corner of the yard 4' from North and West fence. Proposed to be stuccoed.</p>
10	Northern Side Yard looking east
	

PINAL COUNTY COMMUNITY DEVELOPMENT  
CODE COMPLIANCE

PHOTO LOG

☐ Initial Inspection ☐ Pre-Hearing Inspection ☒ Other: Status Inspection

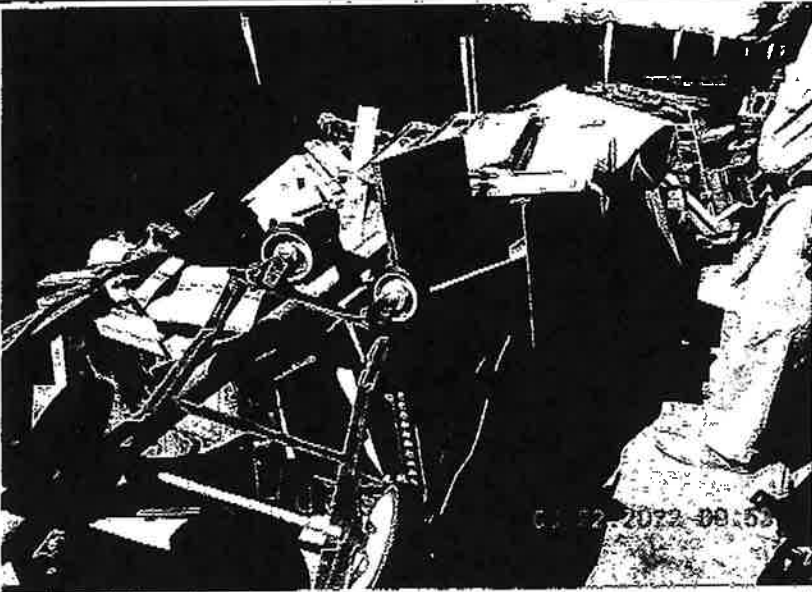
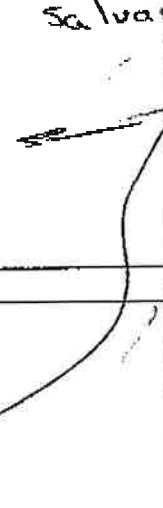

I declare under penalty of perjury that the following digital photograph(s) was/were taken by me, Heather Wright, on the date listed and are an accurate representation of the specified property.

Signed: Heather Wright Digitally signed by Heather Wright  
Date: 2022.10.10 12:28:15 -07'00' Date: 10/10/2022

Address / Assessor Parcel Number: 2890 S. Mariposa Road, Apache Junction, AZ / Parcel No. 102-27-0210

Case Number: CC-0747-21

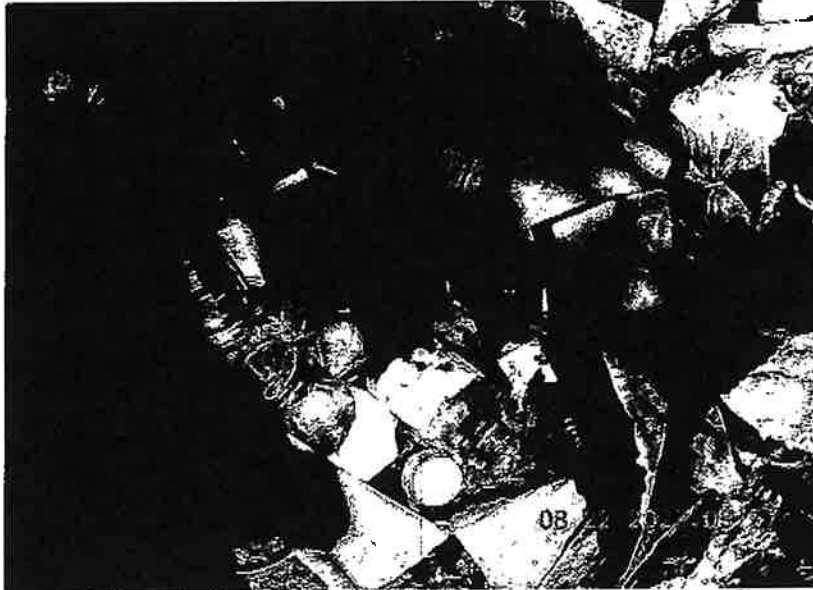
Date of Photograph(s): 08/22/2022

1	Southern Side Yard	 <p>08-22-2022 09:53</p>	<p>All metal "Scrap" so ad Jr's salvage</p> 
2	Southern Side Yard looking west	 <p>08-22-2022 09:54</p>	

PINAL COUNTY COMMUNITY DEVELOPMENT  
CODE COMPLIANCE  
PHOTO LOG

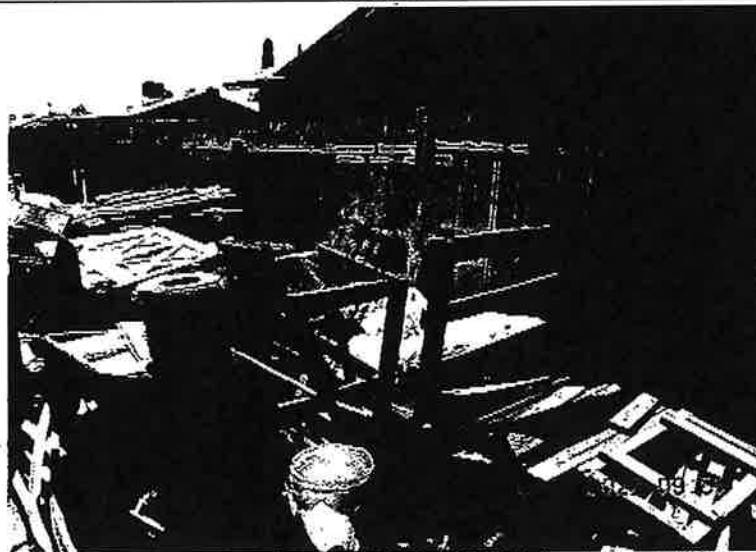
☐ Initial Inspection ☐ Pre-Hearing Inspection ☒ Other: Status Inspection

3 Example of items found in boxes throughout the property rear



As mentioned  
boxes of gun  
have mostly  
been remove.

4 Southern side yard looking east



A 1st photo of (includ-  
ing) chicken  
wire has been  
commented  
on

A 2nd photo was  
taken of the  
chicken wire and  
it was noted  
that "for power"  
prohibits

PINAL COUNTY COMMUNITY DEVELOPMENT  
CODE COMPLIANCE  
PHOTO LOG

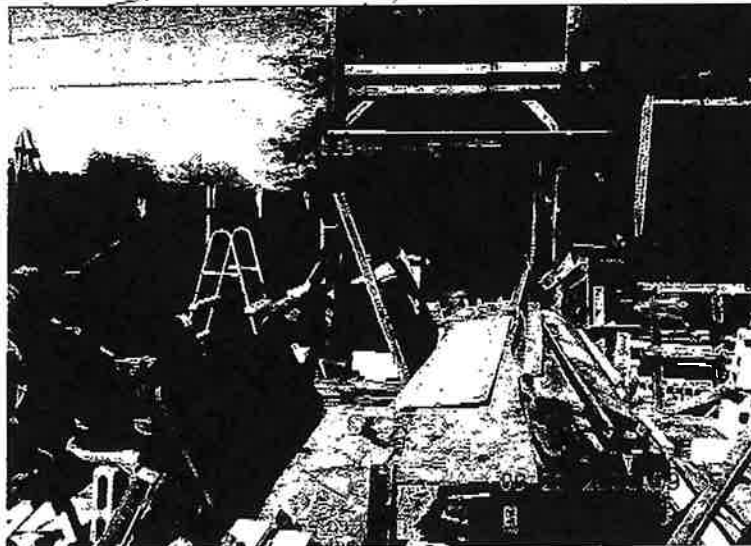
☐ Initial Inspection ☐ Pre-Hearing Inspection ☒ Other: Status Inspection

5 Rear porch/patio



AM - cleared  
in foreground  
as per photo  
submitted at  
porch extension

6 Scrap lumber and illegal multi-level partial structure



see page  
5  
already  
discussed

And WWS  
stated that the  
multi-level  
structure would not  
be allowed

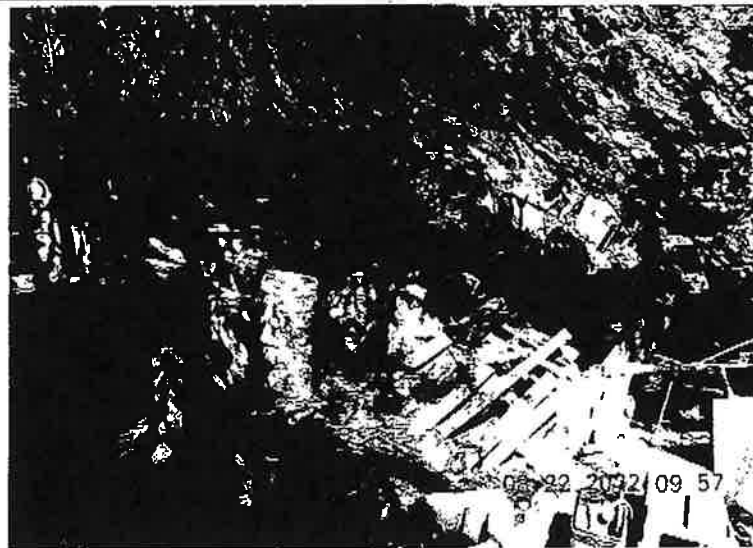
PINAL COUNTY COMMUNITY DEVELOPMENT  
CODE COMPLIANCE  
PHOTO LOG

☐ Initial Inspection ☐ Pre-Hearing Inspection ☒ Other: Status Inspection

7 Southern portion of rear yard



8 Central portion of the rear yard



Again "old" photos



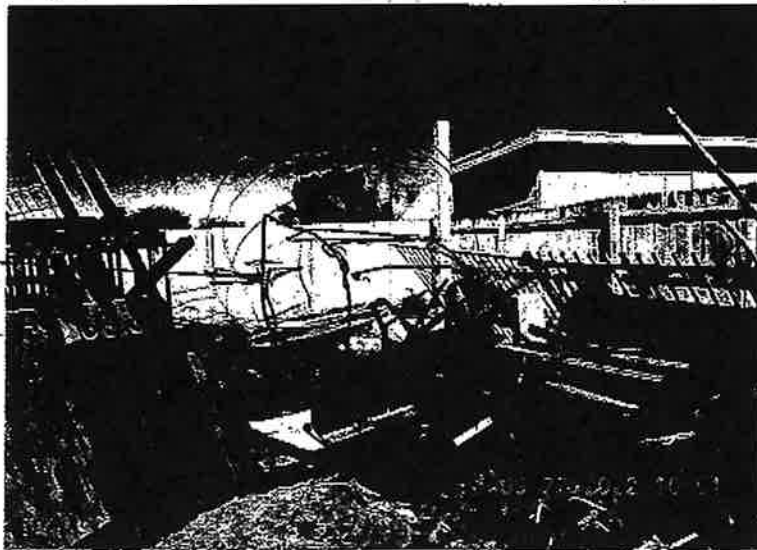
PINAL COUNTY COMMUNITY DEVELOPMENT  
CODE COMPLIANCE  
PHOTO LOG

☐ Initial Inspection ☐ Pre-Hearing Inspection ☒ Other: Status Inspection

9 Rear Yard



10 Northwestern portion of rear yard



location of  
of fence line  
structure  
mentioned  
on page 7