

**BUILDING AND STANDARDS COMMISSION  
STAFF REPORT**

**October 27, 2014**



**Case # 2059 – 1415 Kermit Street**



**LEGAL DESCRIPTION:** Redden & Thomas, Block 2, Lot 6  
**STRUCTURE(S):** single-family residence, accessory structure  
**PROPERTY OWNER(S):** Nelda Cruz c/o Heirs of Julius Cruz and Blasa Hernandez Cruz  
**LIENHOLDER(S)/  
MORTGAGEEEE(S):** none  
**ACTIVE UTILITIES:**  yes  no **DISCONNECTED ON:** Mar. 13, 2014

**BRAZOS COUNTY APPRAISAL DISTRICT/TAX OFFICE INFORMATION:**

**PROPERTY ID:** 38769  
**IMPROVEMENT VALUE:** \$0.00 (2014)  
**YEAR BUILT:** no data available  
**SF OF LIVING AREA:** no data available  
**CURRENT OWNER SINCE:** 1990  
**PROPERTY TAXES OWED:** \$381.90 (2011 – 2013)

**BACKGROUND:**

- In March 2014 Bryan Police Department notified the Fire Marshal's office and the Chief Building Official that this manufactured home was being occupied without utilities, getting power from neighbor's house with extension cords, in need of repairs, and had a sewage leak.
- Upon inspection of the home it was found to be in unsafe condition with a gas water heater falling through the floor, broken windows/windows boarded up, hazardous electrical systems, etc.
- Notice of hold on utilities was sent out on March 24, 2014.
- Building and Standards Commission notices were mailed to the listed property owner on April 14 and September 23, 2014; staff never received plans or estimates for repairs.

**ATTACHMENTS:**

1. staff recommendation
2. pictures
3. dangerous structures survey reports

**BUILDING AND STANDARDS COMMISSION  
STAFF RECOMMENDATION**



**October 27, 2014**

**Case #: 2059**

**Building Address: 1415 Kermitt Street**

**Record Owner(s): Nelda Cruz c/o Heirs of Julius Cruz and Blasa Hernandez Cruz**

**The City's Chief Building Official has requested this Commission hearing to discuss the building and 1 accessory structure on this property, and all legal notices of the hearing were provided to record owners, lienholders, and mortgagees. They were also notified that if they wanted to repair the building and/or accessory structure they needed to meet with City staff and come to the hearing with a detailed plan for repairs, including cost estimates. Based on the surveys, reports, photographs, and other evidence provided to the Commission, the City recommends that the Commission find the building unsafe based on the standards set forth in Bryan Code of Ordinances Section 14-224 subsection(s):**

- 1)  The building, structure, or any part thereof is likely to partially or fully collapse.
- 2)  The structure or any part thereof was constructed or maintained in violation of any provision of the City's Building Code, or any other applicable ordinance or law of the city, county, state or federal government.
- 3)  One or more walls or other vertical structural members list, lean, or buckle to such an extent that a plumb line passing through the center of gravity falls outside of the middle third or its base.
- 4)  The foundation or the vertical or horizontal supporting members are twenty five percent (25%) or more damaged or deteriorated.
- 5)  The non supporting coverings of walls, ceilings, roofs, or floors are fifty percent (50%) or more damaged or deteriorated.
- 6)  The structure has improperly distributed loads upon the structural members, or they have insufficient strength to be reasonably safe for the purpose used.
- 7)  The structure or any part thereof has been damaged by fire, water, earthquake, wind, vandalism, or other cause to such an extent that it has become dangerous to the public health, safety and welfare.
- 8)  The structure or any part thereof has inadequate means of egress as required by the City's Building Code.
- 9)  The structure does not have adequate light ventilation, or sanitation facilities as required by the City's Building Codes and Plumbing Code.

**The City further recommends that the Commission find that:**

- the building is unsecured and must be boarded up and/or fenced in such a manner to prevent unauthorized entry by a person, including a child, through missing or unlocked doors or windows or through other openings into the building.**
- the building may not be feasibly repaired in compliance with City ordinances.**
- the manufactured home is too damaged to be safely moved from the property to another location.**

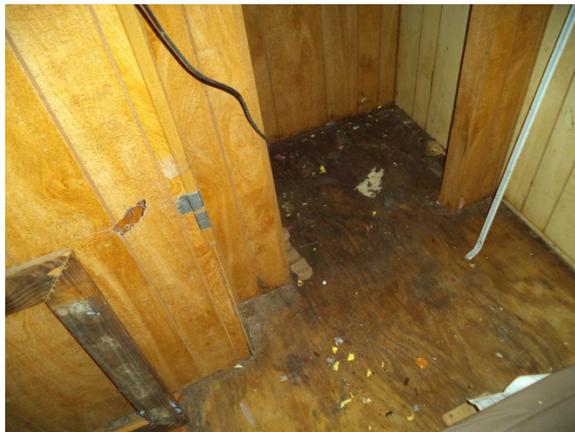
**The City recommends that the Commission issue an order to the owner, lienholder, or mortgagee to:**

- secure the building from unauthorized entry within 30 days.**
- demolish the building and accessory structure and remove the debris within 30 days.**

**The City recommends that the Commission orders that the City may:**

- disconnect water and electric utilities to the building and accessory structure; and**
- secure the structure, demolish the building and accessory structure and remove the debris in accordance with Chapter 14 of the City of Bryan's Code of Ordinances if the owner, lienholder, or mortgagee fails to comply with the Commission's order.**

PICTURES: 09-04-14







# Dangerous Structures Survey Report

Chief Building Official

Case #2059

A. PROPERTY ADDRESS: 1415 Kermit Street, Redden Thomas, Block 2, Lot 6 924 S.F. \$2,500

B. SPECIFICATIONS: No. Rooms 4+/- No. Stories 1 No. Structures 2

STRUCTURAL USE

CONSTRUCTION

OCCUPANCY

- Residential/Single Family
- Mixed Use
- Commercial
- Residential/Multi Family
- Accessory Structure(s)

- Box
- Frame
- Masonry
- Mobile Home 1982

- Occupied
- Vacant
- Open

C. FINDINGS

01. The structure or a part thereof was constructed or maintained in violation of a provision of the City's building code, other applicable ordinance, state law, or federal law. Specifically, the following:

2009 IRC / 2011 NBC

Main structure?  Accessory structure?

02. Any wall or other vertical structural members list, lean, or buckle to an extent that a plumbline passing through the center of gravity falls outside of the middle third of its base. Main structure?  Accessory structure?

03. The foundation or the vertical or horizontal supporting members are materially damaged or deteriorated. Main structure?  Accessory structure?

04. The non-supporting coverings of walls, ceilings, roofs, or floors are materially damaged or deteriorated. Main structure?  Accessory structure?

05. The structure has improperly distributed loads upon the structural members, or they have insufficient strength to be reasonably safe for the purpose used. Main structure?  Accessory structure?

06. The structure or any part thereof has inadequate means of egress as required by the city's building code. Main structure?  Accessory structure?

07. The structure is unsanitary, unfit for human habitation, or likely to cause sickness due to damage, deterioration, or inadequate design/construction. Specifically the structure does not meet the city's requirements for:

- light
- ventilation
- sanitation facilities

Main structure?  Accessory structure?

X 08. Injury to persons or damage to property will result because portion, member or appurtenance is likely to fail, become detached or dislodged, or collapse.  
Main structure? X Accessory structure? \_\_\_\_\_

X 09. Unable to give reasonable protection to any occupants from weather elements or danger of collapse because of:  
X Holes or cracks in the floor, exterior wall or roof  
X Loose, rotten, warped or protruding boards  
Main structure? X Accessory structure? \_\_\_\_\_

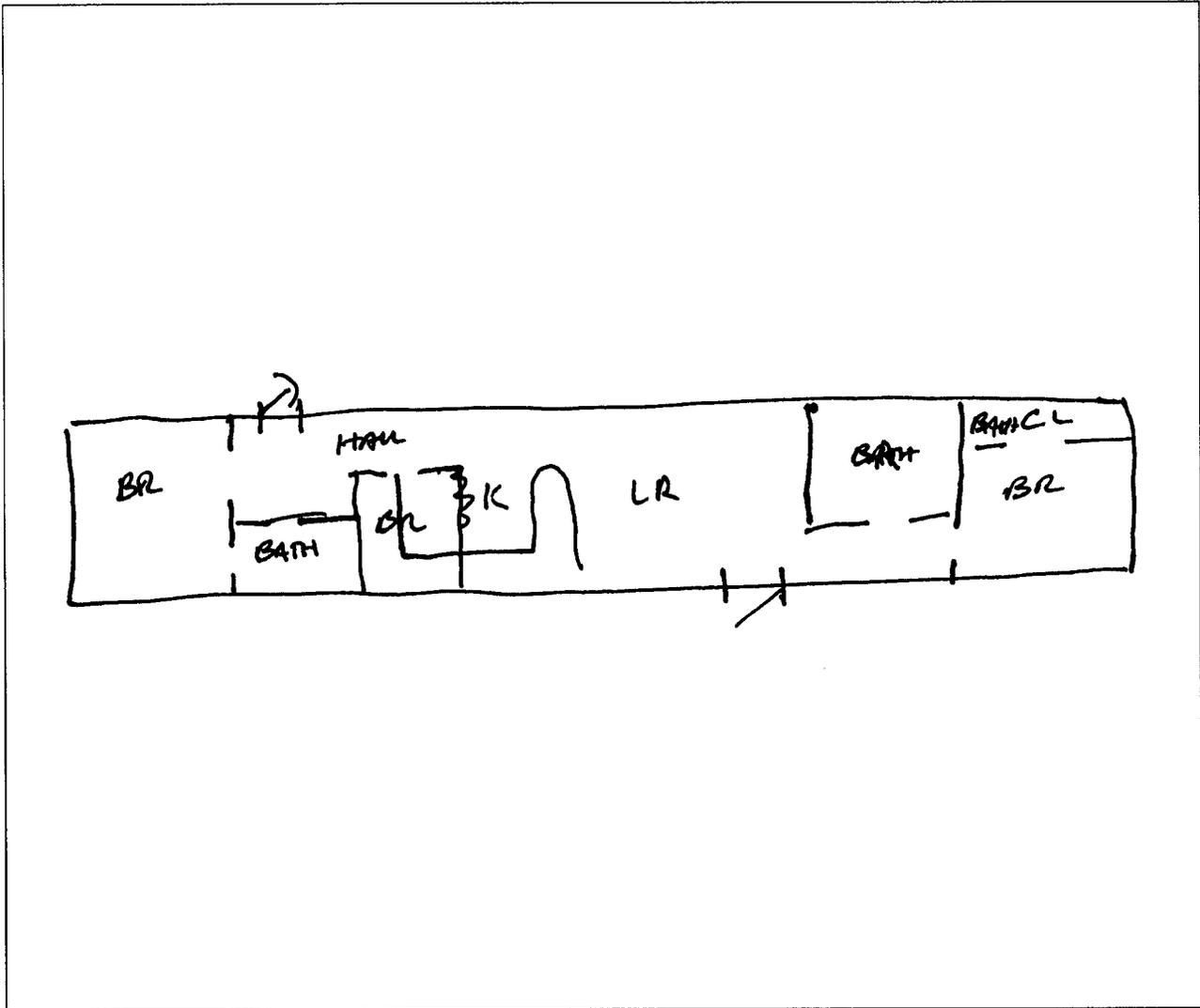
X 10. Is manifestly unsafe for the purpose for which it is being used or so as not to give reasonable protection from danger of collapse or fire because of:  
X Defective materials  
X Structural deterioration  
X Interior walls or ceilings with holes, cracks or loose plaster  
Main structure? X Accessory structure? \_\_\_\_\_

X 11. The building, structure, or a part thereof, is unsecured and open.  
Main structure? X Accessory structure? \_\_\_\_\_

COMMENTS (1) NO SKIRTING (2) MISSING WATER HEATED FIBROUX ROOF  
(3) NO LANDING @ FRONT DOOR (4) GRAFFITI (5) DAMAGED  
SIDING (6) OPEN WINDOWS (7) BACK DOOR STEPS NOT TO  
CODE, NO LANDING (8) DOES NOT HAVE PROPER CLEARANCE  
BETWEEN METAL & POLE (9) BROKEN WINDOWS (10) DAMAGED  
INTERIOR FINISHES, CUB, WALLS, ETC. (11) EVIDENCE OF ROOF  
LEAKS (12) ELECTRICAL DEVICES DAMAGED, MISSING COVERS  
(13) ROTTEN WALLS (14) HOLES IN CUB, WALLS. (15) DAMAGED  
LIGHT FIXTURES (16) DAMAGED / ROTTEN FLOOR (17) OPEN  
ELECTRICAL SPLICES (18) DAMAGED PLUMBING (19) ROTTEN FRAMING/WALL  
AT EXTERIOR DOORS (20) NO HEATING SYSTEM (21) ROTTEN SIDING  
ACCESSORY STORAGE STRUCTURE  
• OPEN ENDS, DAMAGED SIDING

TEX 178886

D. FLOOR PLAN (if necessary)



E. DETERMINATION

1.

It has been determined upon inspection and investigation that the structure is dangerous, unsafe, or a hazard to public health and must be secured and:

A.  Be vacated OR  remain unoccupied; and

B.  Be repaired OR  be demolished.

2.

It has been determined upon inspection and investigation that the structure is not dangerous, unsafe, or a hazard to public health as defined by the City's Code of Ordinances.

Carroll S. Cox  
Signature

CARROLL S. COX  
Printed Name

9-12-14  
Date



# Dangerous Structures Survey Report

Fire Marshal

Case #2059

A. PROPERTY ADDRESS: 1415 Kermit Street, Redden Thomas, Block 2, Lot 6

B. SPECIFICATIONS: No. Rooms \_\_\_\_\_ No. Stories 1 No. Structures 2

STRUCTURAL USE

- Residential/Single Family
- Mixed Use
- Commercial
- Residential/Multi Family
- Accessory Structure

CONSTRUCTION

- Box
- Frame
- Masonry
- Mobile Home

OCCUPANCY

- Occupied
- Vacant
- Open

C. FINDINGS

- 01. The structure or a part thereof has been damaged by fire, water, earthquake, wind, vandalism, or other cause to such an extent that it has become dangerous to the public health, safety, and welfare.  
I estimate that 100% of the main structure is considered a loss.  
I estimate that 5% of the accessory structure is considered a loss.
- 02. The structure or a part thereof has deteriorated to such an extent that it has become dangerous to the public health, safety, and welfare.  
Main Structure?  Accessory Structure?
- 03. The structure or a part thereof does not have adequate means of egress as required by the City's building code, and poses a danger in case of fire or panic.  
Main Structure?  Accessory Structure?
- 04. The structure or a part thereof lacks necessary fire-resistive construction, and the threat of a fire in the structure poses a risk to inhabitants, neighboring structures, and fire department personnel.  
Main Structure?  Accessory Structure?
- 05. Obsolete, damaged, or deteriorated electric wiring, gas connections, heating apparatus, or other mechanical infrastructure present a risk of fire.  
Main Structure?  Accessory Structure?
- 06. The proximity of the structure or a part thereof to other structures on this or neighboring properties constitutes a fire hazard for the other structures.  
Main Structure?  Accessory Structure?
- 07. The structure or a part thereof is in violation of the City's fire code.  
Main Structure?  Accessory Structure?

