

CITY OF FOLEY
COMPLAINT FORM

Historic District
incident # 72385

ENVIRONMENTAL:

☐ GRASS/WEEDS

☐ TRASH/DEBRIS

☐ TREES

☒ PUBLIC NUISANCE

☐ CONSTRUCTION

☐ LITTER

☐ ENVIRONMENTAL

☐ SMOKING

☐ RIPARIAN

BUILDING:

☒ DILAPIDATED BUILDING

☐ NO PERMIT

ZONING:

☐ HISTORIC DISTRICT

☐ ZONING

☐ SIGNS

ENGINEERING:

☐ DRAINAGE

☐ OTHER _____

*B-1
12742*

DATE: 2-8-2012

LOCATION: Cactus Cafe - 118 W Laurel Av

NOTES: (COMPLAINANT NAME & COMPLAINT) ANONYMOUS - building in dangerous condition

CONTACT: _____

INSPECTION DATE: _____ STAFF: _____ ☐ PHOTOS TAKEN

FINDINGS: 2-8-2012 sent certified letters

TASK:

☐ 1 PERSONAL CONTACT ☐ 2 LETTER ☐ 3 STOP WORK ☐ 4 CITATION ☐ NO VIOLATION

DATE CLOSED: _____

Map



PIN - 12742
Par Num - 014.000
Acreage - 0.116
Subdivision - 03FC
Lot -
Street Name - LAUREL AVE W
Street Number - 118
Improvement - RETS

Name - SUTTON, CLEMENT F ETUX OTTIE L
Address1 - 1606 HAWKS RDG
Address2 -
Address3 -
City - SAN ANTONIO
State - TX
Zip - 78248

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Last Data Upload: 2/7/2012 11:26:14 PM

Summary

Parcel	05-54-09-29-1-101-014.000	Zoning	B-1
PIN	012742	Flood Zone	X
Tax District	N/A	Voter District	District
Property Address	118 W LAUREL AV	Historic District	Yes
Neighborhood	54/59NC	City Limits	Yes
Subdivision	03FC	3-Mile Jurisdiction	Yes
Sec/Twp/Rng	29/7S/4E		
Lot Dimension			

[View Property Appraisal](#)
[View Tax Record](#)

Owner

Owner Name:	SUTTON, CLEMENT F ETUX OTTIE L	Deed Type	IN
Owner Address	1606 HAWKS RDG	Book	0000
		Page	0542045
	SAN ANTONIO, TX 78248	Last Deed Date	11/4/191
Previous Owner	FOLEY BAKERY PROPERTIES, INC		

The data referenced in this online mapping and GIS application is derived from the GIS Division of the City of Foley Community Development Department, the Se Regional Planning Commission, the Baldwin County Geographic Database and other public and private sources. These sources are generally considered to be dep the City of Foley makes no attempt to verify or confirm any information provided by any source, and the City of Foley makes no warranties, expressed or imple accuracy, completeness, currentness, reliability, or suitability for any particular purpose of the information displayed on this map. Independent verification is adv making any commitments. Measurements are approximate, and this data is not intended to substitute for an actual survey. Additionally, the City of Foley and servants, and employees assume no liability or responsibility for the use of this map and expressly disclaim any liability and any damages that may arise from ti reliance on this map. The City of Foley expressly disclaims any representation as to the validity, accuracy, and currentness of any municipal corporate limits, 3-mi jurisdiction lines, and/or planning jurisdiction lines displayed on this map.

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City of

FOLEY

COMMUNITY DEVELOPMENT DEPARTMENT

200 NORTH ALSTON STREET

Foley, Alabama 36535

www.cityoffoley.org

(251) 952-4011

FAX (251) 971-3442

February 8, 2012

VIA CERTIFIED MAIL, RETURN RECEIPT REQUESTED

Estate of Clement Sutton
c/o Sharon Sutton Howe
1606 Hawks Ridge
San Antonio, TX 78248

George Bennett Sutton
304 Sunrise Drive
Gulf Shores, AL 36542

Sharon Sutton Howe
1606 Hawks Ridge
San Antonio, TX 78248

Kimberly Sutton Kimbro
600 Wedgewood Drive
Gulf Shores, AL 36542

Re: Building located at 118 West Laurel Avenue, Foley, Alabama

Greetings:

You are receiving this letter because you may own an interest in certain property located at 118 West Laurel Avenue, Foley, Alabama (Baldwin County Tax Parcel ID Number 54-09-29-1-101-014.000) which is known as the "Cactus Café" building. Please be advised that this structure has been declared by the City of Foley to be unsafe and a public nuisance due to the following conditions:

1. The sign and its attachments to the building are rusted and in disrepair which pose a danger to the public as these hang precariously over the sidewalk. The sign must be properly affixed to the structure or safely removed from it.
2. The exhaust fan on the west side of the building is a fire hazard with mold and grease surrounding the components. Also this exhaust fan is an entry point for rats and birds with nest building materials exposed.
3. The door on the west side is not secure and appears to be an entry point for vermin and possibly vagrants.
4. The roof is leaking which is causing damage to one of the adjoining properties, and there appear to be flammable materials stored on the roof.

Enclosed is a copy of the City of Foley Ordinance No. 1076-08 regarding dilapidated buildings and structures that constitute a public nuisance. Pursuant to Section 4-90 of the enclosed ordinance, this letter serves as written notice that you must remedy the conditions enumerated above within forty-five (45) days of the date of this letter. If the repairs cannot be accomplished within the next forty-five (45)

MAYOR: John E. Konlar

CITY CLERK: A. Perry Wilbourne

CITY ADMINISTRATOR: Michael L. Thompson

COUNCIL MEMBERS: J. Wayne Trawick; Vera Qualtes; Ralph G. Hellmich; Cecil R. Blackwell; Charles Ebert III



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200 NORTH ALSTON STREET

Foley, Alabama 36535

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days, a written work plan with a timeline to accomplish the repairs shall be provided to the City within those forty-five (45) days. The work plan will be subject to the City's approval.

In the event that the above conditions are not remedied in time and in compliance with applicable laws, the repairs will be accomplished by the City of Foley and the costs of the repairs shall be assessed against the property.

Please contact our office at 251-952-4011 to discuss this issue, the necessary building and other permits you will need, and a work plan. We look forward to reaching a resolution and appreciate your prompt attention to this matter.

All rights are hereby reserved.

Sincerely,

Leslie Lassitter
Code Enforcement Officer/Environmental Manager
City of Foley

cc: Michael Hart

MAYOR: John E. Koniar

CITY CLERK: A. Perry Wilbourne

CITY ADMINISTRATOR: Michael L. Thompson

COUNCIL MEMBERS: J. Wayne Trawick; Vera Quaites; Ralph G. Hellmich; Cecil R. Blackwell; Charles Ebert III



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200 NORTH ALSTON STREET

Foley, Alabama 36535

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(251) 952-4011

FAX (251) 971-3442

February 6, 2012

VIA CERTIFIED MAIL, RETURN RECEIPT REQUESTED

Estate of Clement Sutton
c/o Sharon Sutton Howe
1606 Hawks Ridge
San Antonio, TX 78248

George Bennett Sutton
304 Sunrise Drive
Gulf Shores, AL 36542

Sharon Sutton Howe
1606 Hawks Ridge
San Antonio, TX 78248

Kimberly Sutton Kimbro
600 Wedgewood Drive
Gulf Shores, AL 36542

Re: Building located at 118 West Laurel Avenue, Foley, Alabama

Greetings:

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MAYOR: John E. Koniar

CITY CLERK: A. Perry Wilbourne

CITY ADMINISTRATOR: Michael L. Thompson

COUNCIL MEMBERS: J. Wayne Trawick, Vera Quaites, Ralph G. Hellmich, Cecil R. Blackwell, Charles Ebert III

incident #
OPEN - 72285
PN
2-8-12



City of

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COMMUNITY DEVELOPMENT DEPARTMENT

200 NORTH ALSTON STREET

Foley, Alabama 36535

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Sincerely,

Leslie Lassitter
Code Enforcement Officer/Environmental Manager
City of Foley

cc: Michael Hart

MAYOR: John E. Koniar

CITY CLERK: A. Perry Wilbourne

CITY ADMINISTRATOR: Michael L. Thompson

COUNCIL MEMBERS: J. Wayne Trawick, Vera Qualtes, Ralph G. Hellmich, Cecil R. Blackwell, Charles Ebert III

Summary

Parcel	05-54-09-29-1-101-014.000	Zoning	B-1
APN	012742	Flood Zone	X
County District	N/A	Voter District	District 5
Property Address	118 W LAUREL AV	Historic District	Yes
Neighborhood	54/59NC	City Limits	Yes
Subdivision	03FC	3-Mile Jurisdiction	Yes
Sec/Twp/Rng	29/7S/4E	Garbage Route	Monday & Thursday
Plot Dimension		Recycle Route	Thursday
		Yard Debris Route	Tuesday

[View Property Appraisal](#)
[View Tax Record](#)

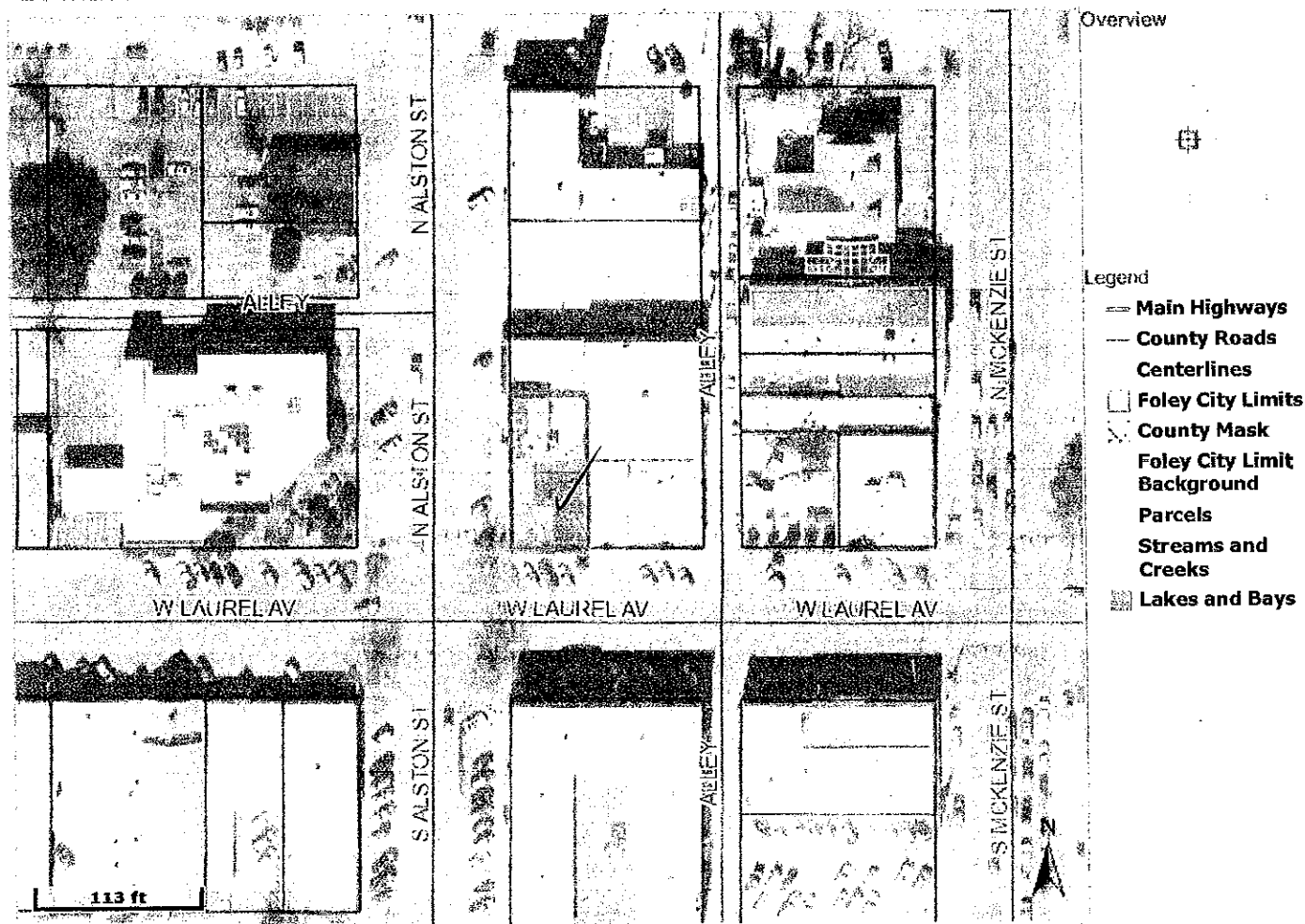
Owner

Owner Name:	SUTTON, CLEMENT F ETUX OTTIE L	Deed Type	IN
Owner Address	1606 HAWKS RDG	Book	0000
		Page	0542045
	SAN ANTONIO, TX 78248	Last Deed Date	11/4/198
Previous Owner	FOLEY BAKERY PROPERTIES, INC		

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Last Data Upload: 8/28/2012 11:36:43 PM

Date Created: 8/29/2012



Overview

Legend

- Main Highways
- County Roads
- Centerlines
- Foley City Limits
- × County Mask
- Foley City Limit Background
- Parcels
- Streams and Creeks
- Lakes and Bays

PIN - 12742
Par Num - 014.000
Acreage - 0.116
Subdivision - 03FC
Lot -
Street Name - LAUREL AVE W
Street Number - 118
Improvement - RETS

Name - SUTTON, CLEMENT F ETUX OTTIE L
Address1 - 1606 HAWKS RDG
Address2 -
Address3 -
City - SAN ANTONIO
State - TX
Zip - 78248

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TASK NOTES REPORT

PAGE: 2/08/
ORIG. DATE: 2/09/
DUE DATE:

09-04-2012 03:03 PM
TASK #: 110223
TASK CODE: RE-INSPECT
PROPERTY: 118 W LAUREL AV

NOTES

Incident Notes:

Task #: 110221 - VERIFY VIOLATION - 2/08/2012
2/8/2012, MAILED CERTIFIED LETTERS

Task #: 110222 - LETTER - 2/08/2012
2/8/2012, LETTERS SENT CERTIFIED

Task #: 110223 - RE-INSPECT - 2/08/2012

U.S. Postal Service™
CERTIFIED MAIL™ RECEIPT
 (Domestic Mail Only; No Insurance Coverage Provided)

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OFFICIAL USE

Postage	\$
Certified Fee	
Return Receipt Fee (Endorsement Required)	
Restricted Delivery Fee (Endorsement Required)	
Total Postage & Fees	\$

Sent To: Kimberly Sutton Kimbro
 Street, Apt. No., or PO Box No.: 600 Wedgewood Drive
 City, State, ZIP+4: Gulf Shores, AL 36542

PS Form 3800, August 2006 See Reverse for Instructions

2007 0710 0002 0161 6200

U.S. Postal Service™
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Postage	\$
Certified Fee	
Return Receipt Fee (Endorsement Required)	
Restricted Delivery Fee (Endorsement Required)	
Total Postage & Fees	\$

Sent To: Estate of Clement Sutton
 Street, Apt. No., or PO Box No.: c/o Sharon Sutton Howe
 City, State, ZIP+4: 1606 Hawks Ridge San Antonio, TX 78248

PS Form 3800, August 2006 See Reverse for Instructions

2007 0710 0002 0161 6217

SENDER: COMPLETE THIS SECTION

Complete items 1, 2, and 3. Also complete item 4 if Restricted Delivery is desired.

Print your name and address on the reverse so that we can return the card to you.

Attach this card to the back of the mailpiece, or on the front if space permits.

1. Article Addressed to:
 Kimberly Sutton Kimbro
 600 Wedgewood Drive
 Gulf Shores, AL 36542

2. A. Signature: Kimberly Kimbro
 B. Received by (Printed Name): Kimberly Kimbro
 C. Date of Delivery: 2-7-12
 D. Is delivery address different from item 1? ☐ Yes ☐ No
 If YES, enter delivery address below:

3. Service Type
☒ Certified Mail ☐ Express Mail
☐ Registered ☒ Return Receipt for Merchandise
☐ Insured Mail ☐ C.O.D.

4. Restricted Delivery? (Extra Fee) ☐ Yes ☐ No

2. A. Signature: Leslie Lassitter
 B. Received by (Printed Name): Sharon Howe
 C. Date of Delivery: 3-21-12
 D. Is delivery address different from item 1? ☐ Yes ☒ No
 If YES, enter delivery address below:

3. Service Type
☒ Certified Mail ☐ Express Mail
☐ Registered ☒ Return Receipt for Merchandise
☐ Insured Mail ☐ C.O.D.

4. Restricted Delivery? (Extra Fee) ☐ Yes ☐ No

PS Form 3811, February 2004 Domestic Return Receipt 102595-02-M-1549

SENDER: COMPLETE THIS SECTION

Complete items 1, 2, and 3. Also complete item 4 if Restricted Delivery is desired.

Print your name and address on the reverse so that we can return the card to you.

Attach this card to the back of the mailpiece, or on the front if space permits.

1. Article Addressed to:
 Estate of Clement Sutton
 c/o Sharon Sutton Howe
 1606 Hawks Ridge
 San Antonio, TX 78248

2. A. Signature: Sharon Howe
 B. Received by (Printed Name): Sharon Howe
 C. Date of Delivery: 3-21-12
 D. Is delivery address different from item 1? ☐ Yes ☒ No
 If YES, enter delivery address below:

3. Service Type
☒ Certified Mail ☐ Express Mail
☐ Registered ☒ Return Receipt for Merchandise
☐ Insured Mail ☐ C.O.D.

4. Restricted Delivery? (Extra Fee) ☐ Yes ☐ No

PS Form 3811, February 2004 Domestic Return Receipt 102595-02-M-1549

U.S. Postal Service™ RECEIPT
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OFFICIAL USE

Postage \$
Certified Fee
Return Receipt Fee (Endorsement Required)
Restricted Delivery Fee (Endorsement Required)
Total Postage & Fees \$

Sent To Sharon Sutton Howe
Street, Apt. No., or PO Box No. 1606 Hawks Ridge
City, State, ZIP+4® San Antonio, TX 78248

PS Form 3800, August 2005 See Reverse for Instructions

SENDER: COMPLETE THIS SECTION

1. Article Addressed to:
Sharon Sutton Howe
1606 Hawks Ridge
San Antonio, TX 78248

2. Article (Trans.) 7007 0710 0002 0161 6224 Domestic Return Receipt
PS Form 3811, February 2004

COMPLETE THIS SECTION ON DELIVERY

A. Signature X Sharon Howe ☐ Agent ☐ Addressee
B. Received by (Printed Name) Sharon Howe C. Date of Delivery 2-21-12
D. Is delivery address different from item 1? ☐ Yes ☒ No
If YES, enter delivery address below:

3. Service Type ☒ Certified Mail ☐ Express Mail ☐ Return Receipt for Merchandise
☐ Registered ☐ Insured Mail ☐ C.O.D.
4. Restricted Delivery? (Extra Fee) ☐ Yes ☐ No

U.S. Postal Service™ RECEIPT
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OFFICIAL USE

Postage \$
Certified Fee
Return Receipt Fee (Endorsement Required)
Restricted Delivery Fee (Endorsement Required)
Total Postage & Fees \$

Sent To George Bennett Sutton
Street, Apt. No., or PO Box No. 304 Sunrise Drive
City, State, ZIP+4® Gulf Shores, AL 36542

PS Form 3800, August 2005 See Reverse for Instructions

SENDER: COMPLETE THIS SECTION

1. Article Addressed to:
George Bennett Sutton
304 Sunrise Drive
Gulf Shores, AL 36542

2. Article (Trans.) 7007 0710 0002 0161 6231 Domestic Return Receipt
PS Form 3811, February 2004

COMPLETE THIS SECTION ON DELIVERY

A. Signature X George Bennett Sutton ☐ Agent ☐ Addressee
B. Received by (Printed Name) George Bennett Sutton C. Date of Delivery 02/27/12
D. Is delivery address different from item 1? ☐ Yes ☐ No
If YES, enter delivery address below:

3. Service Type ☒ Certified Mail ☐ Express Mail ☐ Return Receipt for Merchandise
☐ Registered ☐ Insured Mail ☐ C.O.D.
4. Restricted Delivery? (Extra Fee) ☐ Yes ☐ No

U.S. Postal Service™ RECEIPT
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OFFICIAL USE

Postage \$
Certified Fee
Return Receipt Fee (Endorsement Required)
Restricted Delivery Fee (Endorsement Required)
Total Postage & Fees \$

Sent To Sharon Sutton Howe
Street, Apt. No., or PO Box No. 1606 Hawks Ridge
City, State, ZIP+4® San Antonio, TX 78248

PS Form 3800, August 2005 See Reverse for Instructions

SENDER: COMPLETE THIS SECTION

1. Article Addressed to:
Sharon Sutton Howe
1606 Hawks Ridge
San Antonio, TX 78248

2. Article (Trans.) 7007 0710 0002 0161 6224 Domestic Return Receipt
PS Form 3811, February 2004

COMPLETE THIS SECTION ON DELIVERY

A. Signature X Sharon Howe ☐ Agent ☐ Addressee
B. Received by (Printed Name) Sharon Howe C. Date of Delivery 2-21-12
D. Is delivery address different from item 1? ☐ Yes ☒ No
If YES, enter delivery address below:

3. Service Type ☒ Certified Mail ☐ Express Mail ☐ Return Receipt for Merchandise
☐ Registered ☐ Insured Mail ☐ C.O.D.
4. Restricted Delivery? (Extra Fee) ☐ Yes ☐ No

U.S. Postal Service™ RECEIPT
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For delivery information visit our website at www.usps.com

OFFICIAL USE

Postage \$
Certified Fee
Return Receipt Fee (Endorsement Required)
Restricted Delivery Fee (Endorsement Required)
Total Postage & Fees \$

Sent To George Bennett Sutton
Street, Apt. No., or PO Box No. 304 Sunrise Drive
City, State, ZIP+4® Gulf Shores, AL 36542

PS Form 3800, August 2005 See Reverse for Instructions

SENDER: COMPLETE THIS SECTION

1. Article Addressed to:
George Bennett Sutton
304 Sunrise Drive
Gulf Shores, AL 36542

2. Article (Trans.) 7007 0710 0002 0161 6231 Domestic Return Receipt
PS Form 3811, February 2004

COMPLETE THIS SECTION ON DELIVERY

A. Signature X George Bennett Sutton ☐ Agent ☐ Addressee
B. Received by (Printed Name) George Bennett Sutton C. Date of Delivery 02/27/12
D. Is delivery address different from item 1? ☐ Yes ☐ No
If YES, enter delivery address below:

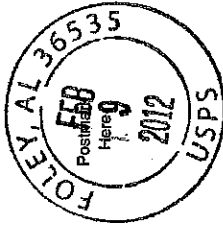
3. Service Type ☒ Certified Mail ☐ Express Mail ☐ Return Receipt for Merchandise
☐ Registered ☐ Insured Mail ☐ C.O.D.
4. Restricted Delivery? (Extra Fee) ☐ Yes ☐ No

U.S. Postal ServiceTM
CERTIFIED MAILTM RECEIPT
(Domestic Mail Only; No Insurance Coverage Provided)

For delivery information visit our website at www.usps.com

OFFICIAL USE

Postage	\$
Certified Fee	
Return Receipt Fee (Endorsement Required)	
Restricted Delivery Fee (Endorsement Required)	
Total Postage & Fees	\$



Sent To Hart Firm LLC
 Street, Apt. No.,
 or PO Box No. c/o Michael Hart
 City, State, ZIP+4[®] Daphne AL 36526

PS Form 3800, August 2006 See Reverse for Instructions

SENDER: COMPLETE THIS SECTION

- Complete items 1, 2, and 3. Also complete item 4 if Restricted Delivery is desired.
- Print your name and address on the reverse so that we can return the card to you.
- Attach this card to the back of the mailpiece, or on the front if space permits.

Hart Firm, LLC
 c/o Michael Hart
 PO Box 1402
 Daphne, AL 36526

2. Article
 (Transaction) 7007 0710 0002 0161 6248

PS Form 3811, February 2004 Domestic Return Receipt

COMPLETE THIS SECTION ON DELIVERY

- A. Signature [Signature] ☐ Agent ☐ Addressee
- B. Received by (Printed Name) Michael A. Hart C. Date of Delivery FEB 9 2012
- D. Is delivery address different from item 1? ☐ Yes ☐ No
 If YES, enter delivery address below:

3. Service Type ☒ Certified Mail ☐ Express Mail
☐ Registered ☒ Return Receipt for Merchandise
☐ Insured Mail ☐ C.O.D.
4. Restricted Delivery? (Extra Fee) ☐ Yes ☐ No

[Signature]
 102595-02-M-1540