



**Notice of Administrative Citation Appeal
and Request for Hearing**

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I, KENNETH E PARRISH, am requesting an Appeal Hearing regarding
(Print Name of Cited Party/Appellant)

Administrative Citation Number CEAC275337, issued to me on 6/29/2021
(Print Citation No.) (Print Date of Citation)
regarding property located at 2792 EASY AVE LONG BEACH 90810 in the
(Print Address where Violation Occurred)

City of Long Beach, state of California. It is my desire to contest this citation based on the
following grounds: (check each appropriate box)

- ☒ I am not the responsible party for the cited violation(s) on the date the citation was issued.
☐ The cited violation(s) did not exist on the date the citation was issued.

I understand the hearing on appeal is limited to relevant evidence **only** as to those grounds
indicated above. I declare under penalty of perjury that the foregoing is true and correct.

KENNETH PARRISH

(Print Cited Party/ Appellant's Name)

Kenneth Parrish

(Appellant's Signature)

2792 EASY AVE. LONG BEACH, CA 90810

(Print Cited Party/Appellant's Mailing Address)

(562) 912-7168

(Telephone Number)* Required

sam7an5764@gmail.com

(Email)* Required

7/14/2021
(Print Today's Date)

DATE
MAILED

To request this information in an alternative format or to request a reasonable accommodation, please contact the
Development Services Department at longbeach.gov/lbds and 562.570.3807. A minimum of three business days
is requested to ensure availability; attempts will be made to accommodate requests with shorter notice.

THIS DOCUMENT CONTAINS A TRUE WATERMARK - HOLD TO LIGHT TO VIEW



KINECTA

FEDERAL CREDIT UNION

1440 ROSECRANS AVE.
MANHATTAN BEACH, CA 90266
800.854.9846



CASHIER'S CHECK

90-7807/3222

DATE

07/16/21

THIS CHECK VOID 60
DAYS AFTER ISSUE

01 0000435560

\$100.00

** One Hundred and 00/100 DOLLARS **

PAY TO THE ORDER OF THE CITY OF LONG BEACH

KINECTA FEDERAL CREDIT UNION

Kirsty Williams

Two Signatures Required for Checks Over \$10,000.00

⑈00000435560⑈ ⑆322278073⑆30⑈000000000000⑈

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Details on back.

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TO:

City of Long Beach Department of Development Services:

This notice of Appeal and a request for a hearing I am also forwarding to Sean Bernhoft.

Aide to my district city councilman Robert Uranga ,whom I have been in correspondence with

Beginning October 16th 2020 regarding my attempts to seek aid in the maintenance of the

3 quite large Ficus trees that border my property along the curbside parkway along 28th st.,

and the source of the citation I received from Mr.Dylan Bent, Long Beach code enforcement

Inspector,Administrative Citation # CEAC275337 issued 6/29/2021 to 2792 Easy Ave, L.B.

90810 cited Kenneth Parrish in violation of LBMC 9.65.030. WEEDS STATING:

Property must be clean and free from all weeds and/or debris at all times. Remove all weeds

And/or debris from the property.

INCLUDING THE OVERGROWN VEGETATION IN THE PARKWAY ON THE NORTH SIDE OF THE BUILDING,BAGS OF TRASH AND TRASH CANS IN THE NORTH SIDE OF THE YARD ALSO NEED TO BE REMOVED.

I state that there has NEVER been a problem regarding weeds. I at first thought that Mr.Bent

Was referring to a 6ft. Barrier Bush that I have grown in my front yard bordering the sidewalk

Separating my property from sidewalk traffic and cars parked curbside often containing citizens that come to sit and enjoy the shade, peace and relative tranquil quiet coolness

Beneath these trees, Mr Bent had at first described this bush as a "weed ",stating that I

needed to remove it, and that it in all likelihood would attract vermin and pestilence.

It's proper identification is an Euphorbias plant, which contrary to his ignorance, repels both vermin,ants and other unwanted insects, having a toxin that causes them severe discomfort. I informed him that it being a succulent plant, is embraced by my homeowners insurance as a fire preventative ,lowering my insurance premiums. And I had no intention of removing it.Also pointing out that he could familierize himself with this bit of horticultural knowledge in most plant encyclopedia's. He had nothing further to say regarding that inference

of it being a weed, but went on to show me the grass that grows along the sidewalk after you cut and edge your lawn, this I should remove, **ALONG WITH THE GRASS THAT HAD GROWN AMONG THE LEAF DEBRIS IN THE CURBSIDE PARKWAY.** Also citing me for the trash can and current 2 trash bags full of leaves behind the barrier bush **UNDERNEATH THE TREES ALONG THE CURBSIDE PRKWY.** One has TO LOOK for this plastic trash can located toward the rear of my front yard.

I explained to him that this was pretty much a DAILY work in progress, this raking and picking

Up leaves from these city owned trees that fall on this front yard portion of MY PROPERTY.

Which is in no way an 'eyesore', and not easily noticed from the street or sidewalk along

Easy Ave. His contention being that I should move and remove these items DAILY from my

Front yard to my back yard so that they could not be seen. I had no retort for that statement.

Both Mr. Bent, and Mr. Sean Bernhoft, aide to councilman Uranga, will unrelentingly refer me to

Chapter 21.42.050 of the L.B.M.C, which states that parkway maintenance, access, landscaping

is the responsibility of the owner of the private property adjoining the public right of way, keeping parkway landscape free and clear of REFUSE, noxious weeds, hazardous materials,

Plants, thorns, plant mulch or inorganic ground cover which shall not be allowed to spill or cover the sidewalk or curb. This I have undertaken and done the entire 24 years as a resident

On this corner. May I point out the reference to Refuse; my living on this corner, the front of my

Home facing Easy Ave along to the rear facing the ally, and the parkway along 28th st next to the alley as being a DUMPING GROUND for the residents going up the alley towards 27th st with homes facing Easy Ave on my side and Fashion Ave across the alley behind my property.

There is currently an old Big Screen television someone has DUMPED on the parkway near

The alley alongside the sidewalk and my residence. Several years ago I had occasion to contact

A city refuse official about this issue of dumping refuse along the parkway, and she presented

Me a NO DUMPING sign citing city ordinance and penalties, although not offering me any

Materials in which to post it. There are warnings along the parkway regarding gas and electrical lines UNDERGROUND, directing one to first contact the resulting city agencies prior to ANY digging. So I affixed this sign to the middle tree of the three, where it can be seen quite legibly, possibly even more so than if attached to a pole. Although this being no obstacle to those that wish to ignore it. There is refuse on this area almost every week that does not come from my home. I have over all my years living here, picked up trash along the curbside parkway from people that come to sit and eat their lunch under the shade of these trees, nap, consume beverages, substances, legal and not, drug paraphernalia, condoms...etc.

I once placed a trash can, chained to the middle tree with an

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coolness, providing all those underneath it's great canopy that extends half the block along the front facing street, extending to the alley towards Fashion street behind my home. Providing continuous all day shade, solitude and comfort that citizens and city workers local to the area are quite well aware of and freely enjoy. My family and myself included.

I respectfully submit this appeal of a sanction I believe submitted without consideration of

Circumstances that cause an unbearable financial hardship to the homeowner, in forcing total

Compliance and maintenance disposal costs of a city owned product. I parrot the city of Long Beach's mantra of trying to limit spending "during this economic downturn". Particularly when one has very little x-tra to spend. I do thank those that have read, thought and will consider the explanation of my failure to obey this ordinance, and judge me accordingly. Beginning with

The refund of my \$100 fine, which I believe unfairly assessed me due to the mitigating circumstances that I have outlined, and helping me in the maintenance and disposal of this

Leaf debris from these city owned trees as I have done for 24 years without praise or complaint. I do thank you.

Kenneth Parrish

On 11/3/20, Kenneth Parrish <samfan5764@gmail.com> wrote:

- > Good Day Sean,
- > They say a picture may equal a thousand words or some
- > Such, anyway I am far from being completely computer savvy.
- > There are many things I still have difficulty doing such as taking
- > Photos and compiling them to be sent out in emails. I took several
- > Pictures yesterday and I was only successful in gathering 2 to be
- > Sent out, and I am still not certain you will be able to view.
- > I was able to open them up once, and I tried again and couldn't.
- > Hopefully you will have better luck. As I recall each of them are
- > Viewed from both a facing east and west position. If you are unable
- > To view I suppose I should get some help. Let me know how it goes.
- > Ken Oarfish
- >

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PLEASE IGNORE
PREVIOUS CORRESPONDENCE
TO CITY COUNCILMAN
ALOE SEAN BERNHOF
AND AN ADDITIONAL PART
OF MY DEFENSE LOOKING
TO HEAD OF THIS CHARGE
SEVERAL MONTHS AGO.

down, and now there is but 1 next to the alley. He has seemingly solved any problem with any leaf debris if he had one. Looking from my home from the front on Easy ave looking north and south, and looking up west to Santa Fe Ave and east to the 710 freeway, all the resident Park ways are free of and not having any leaf debris. I don't know if there is a resulting refuse by product of Ficus trees only, but I have seen no trees in my surrounding area that displace the amount of leaves that these three do. And there are trees along the parkway on both sides of the street. But none provide

The shade that these three bordering my home do. Nor the resulting citizen patronage.

In the application of the law or standing ordinances, I believe that there can be mitigating

Circumstances that must be taken into consideration in it's practical application, particularly

As it effects and pertains to homeowners efforts to ' balance their budgets in this economic

Downturn ' , A repeated quote made from councilman Uranga's aide throughout my correspondence with him alerting him of the upcoming problem regarding leaf debris on the

Ground ourside parkway bordering my home. I warned him that this was coming , I could know

Longer afford to buy trash bags in the pick up and maintenance of these city owned but never

Maintained trees, and that there would come a point that sweeping the leaves free of the sidewalk would last until the next breeze blew them back, usually but a few hours a day of clearance. The leaves are now piled quite high, I can only sweep them into the pile that now resembles a giant ' A ' from the front of the parkway on Easy ave to the alley along the 28th st

Side of my home. And as far as the refuse ' DUMPING' is concerned, perhaps this area should

Be a candidate for added police patrols. Or in an effort at prevention or in consideration of this new Millinea and its security needs & methods - 24 HR surveillance of an area frequented by the public may be what is now needed to control the abuse of dumping ordances and other

illegal activity.

In my conversation with Inspector Bent, where I made him aware of the dilemma I had over the

Maintenance, pick up and purchase of trash bags for the leaves, he suggested that I sweep or

Rake a certain amount of leaves EVERY WEEK for the street sweeper!

Angrying them, making

Me their pariah, and them threatening to report me to his own department, Code Enforcement!

I had been there and done that, but this being the solution he suggested I do.

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Aside from all of this, I believe that the city is missing out on a prime opportunity to cultivate

and 'train' the further growth of these trees, enhancing this natural oases ,providing daily relief from surrounding sun baked asphalt and concrete. The way that these tree branches have so far intertwined ,growing and coming together to make one great ceiling of shade and

attached trash/basura sign.

It was used and trash placed there for a few months. Both trash can and chain were eventually stolen.

I must say that I do thoroughly enjoy these 3 trees bordering my home along 28th st. They

Provide degrees of coolness and shade during the entire day, an oases of a sort, particularly

During these summer months. Both the 6ft barrier bush and wooden fence bordering my

Property give citizens parked curbside under the shade of these trees a natural canopy.

Giving those parked a sense of solitude and privacy away from prying eyes. The way that these

Trees have grown together and their branches have intertwined have created somewhat of

A natural rest area that that attracts people like a magnet during the heat of the day. And the

Resulting darkness of the area at night an attraction to those not wishing to be unmasked by

Light, BUT THESE TREES RELEASE A PHENOMENAL AMOUNT OF LEAVES, EVERY DAY, EVERY WEEK & EVERY MONTH. Before my retirement in 2018, I was able to

purchase TRASH BAGS,

for the maintenance and pick up of the leaf debris from these trees, which amount to 30-40

50 gallon trash bags to be bought and a pick up ACCESSED TO ME, EVERY MONTH. A resident

Is only allotted 3 special pick ups free per year, after that you are charged personally for the payment. Bags that I have been purchasing at my own exspence monthly, for these leaves now piling up along the parkway, from these CITY OWNED trees are but half of the cost that I have been paying. I pay about the same amount for the pick up and disposal of the leaves that fall on the other side of the bush and fence onto my own property.

The trash pick up is now so specialized, that if you have any additional trash to be picked up besides what the arm of the truck performs in picking up your city trash can, the city

Fellows driving those trucks will not now pause, or allow you to personally dump any additional trash into the truck. They will tell you to call for a special pick up.

My correspondence with Sean Bernhoft, aide to councilman Uranga, was an effort to let the city

Powers that be, know that I am not/was not adverse to continued Maintenance pick up of

The leaf debris - which I must say is a complete part time job, but now being a retiree on a fixed income, & caring for a grown 38 year old handicapped son (AUTISM), A guardian, caring for my 12 yr. old niece, daughter of a deceased brother, and my also retired wife, I CAN NO LONGER EXSPEND MY OWN PERSONAL INCOME, INCLUDING COST OF PERSONAL TRASH PICK UPS, in the maintenance & support of these city owned trees! As much as I truly love and enjoy them, not wishing to see them removed. When I first moved here, my neighbor across the alley behind my home had 2 trees and the stump of one that had been cut down along the parkway bordering the front of his home. Another has since been cut

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