#### Aldermen

Sabrina Bengel Jameesha Harris Robert V. Aster Johnnie Ray Kinsey Barbara J. Best Jeffrey T. Odham



300 Pollock Street, P.O. Box 1129 New Bern, NC 28563-1129 (252) 636-4000 Dana E. Outlaw
Mayor
Foster Hughes
Interim City Manager
Brenda E. Blanco
City Clerk

July 30, 2021

Brenda E. Blanco, City Clerk City of New Bern PO Box 1129 New Bern, NC 28563

Dear Ms. Blanco:

Please call a special meeting of the Board of Aldermen of the City of New Bern for Tuesday, August 03, 2021 at 4 p.m. in the City Hall Courtroom located on the 2<sup>nd</sup> floor at 300 Pollock Street. The purpose of the meeting is as follows:

1. Consider Adopting an Ordinance for the Demolition of 901 Eubanks Street; and

2. Adjourn.

Respectfully,

Sabrina Bengel/

Alderman Ward 1

Jeffrey Odham

Alderman Ward 6

This constitutes official notice of the above special meeting.

### **AGENDA ITEM COVER SHEET**



**Agenda Item Title:**Consider Adopting an Ordinance for the Demolition of 901 Eubanks Street.

Date of Meeting: 8/3/2021  Department: Development Services  Call for Public Hearing: □Yes⊠No		Ward # if applicable: Ward 1		
		Person Submitting Item: Jeff Ruggieri, Director of Development Services  Date of Public Hearing: N/A		
Explanation of Item:	Staff is seeking approval of an Ordinance to demolish the structure located at 901 Eubanks Street.			
Actions Needed by Board:	Adopt Ordinance			
Backup Attached:	Memo, Ordinance, Chronological Order of Events			
		he meeting?   Yes   No		
Is item time sensitive? Will there be advocate		he meeting? □Yes □ No		
Will there be advocated	s/opponents at t	he meeting? □Yes □ No  Deen budgeted and are funds available		



300 Pollock Street, P.O. Box 1129 New Bern, NC 28563 (252)636-4000

### **MEMORANDUM**

**TO:** Mayor Dana Outlaw, City of New Bern Board of Aldermen

**FROM:** Jeff Ruggieri, Director Development Services

**DATE:** July 30, 2021

SUBJECT: Consider Adopting an Ordinance for the Demolition of 901 Eubanks

Street.

Staff is seeking approval of an ordinance to demolish the structure located at 901 Eubanks Street.

On 6/28/2021 staff was notified the façade of the structure had fallen into Main Street. An order of the building official was filed on 7/02/2021 giving the owners of the property 30 days to bring the structure into compliance. On 8/02/2021 the order expired, and no building permits were applied for.

The Demolition estimate from Public Works is \$11,500, all utilities except electric have been removed. Asbestos testing is completed, asbestos abatement is pending at a cost of \$6,200.00

A complete list of chronological events related to the property as well as pictures are attached. Please contact Jeff Ruggieri at 639-7587 should you have questions or need additional information.

#### Prepared by and return to:

Jaimee Bullock Mosley DAVIS HARTMAN WRIGHT PLLC 209 Pollock Street New Bern, NC 28560

# AN ORDINANCE TO ORDER THE DEMOLITION OF A DWELLING UNFIT FOR HUMAN HABITATION LOCATED AT 901 EUBANKS STREET IN THE CITY OF NEW BERN, NORTH CAROLINA

THAT WHEREAS, the City of New Bern properly served Michael E. Lee and wife, Docia Lee ("Owners"), Mary E. Samuel and spouse, if any, and Beatrice R. Smalls and spouse, if any, ("Parties-in-Interest"), on July 2, 2021, pursuant to Section 38-30 of the Code of Ordinances for the City of New Bern, complaining and alleging that the dwelling owned by Owners located at 901 Eubanks Street in the City of New Bern, North Carolina (Craven County parcel identification number 8-006-256) is unfit for human habitation; and

WHEREAS, the Owners of the certain dwelling located at 901 Eubanks Street in the City of New Bern, North Carolina ("Subject Property") were ordered to remove or demolish the dwelling located on the Subject Property and clear the debris therefrom, or to repair, alter or improve said dwelling to comply with the minimum standards established by Chapter 38 of the Code of the City of New Bern, by August 2, 2021; and

WHEREAS, the Owners have been given a reasonable opportunity to comply with the aforementioned Order of the Building Inspector; and

WHEREAS, the Owners have failed to remove or demolish the dwelling and clear the debris therefrom, or to repair, alter or improve said dwelling to comply with the minimum standards established by Chapter 38 of the Code of the City of New Bern, as directed in said Order.

## NOW, THEREFORE, BE IT ORDAINED BY THE BOARD OF ALDERMEN OF THE CITY OF NEW BERN:

Section 1. That the Building Inspector of the City of New Bern is ordered to remove or demolish the dwelling located on the Subject Property at 901 Eubanks Street in the City of New Bern, North Carolina, more particularly described as follows:

### SEE EXHIBIT A ATTACHED HERETO.

Section 2. That the Building Inspector of the City of New Bern is ordered to sell the materials of the dwelling that are salvageable and shall credit the proceeds of the sale against the cost of the removal or demolition, and any balance remaining shall be deposited with the Clerk of Superior Court of Craven County, shall be secured in a manner directed by the court, and shall be disbursed by the court to the persons found to be entitled thereto, and shall be disbursed by the court to the persons found to be entitled thereto by final order or decree of the court.

Section 3. That this ordinance shall be in full force and effect from and after its adoption.

ADOPTED THIS 3<sup>rd</sup> DAY OF AUGUST, 2021.

	DANA E. OUTLAW, MAYOR	
BRENDA E. BLANCO, CITY CLERK	<del></del>	

#### **EXHIBIT A**

All that certain part of lot or parcel of land lying and being situate in the City of New Bern, said State and County, and in that portion of said City, known and designated as "Pavietown," as plotted and recorded in the public records in the office of the Register of Deeds for said Craven County, in Book No. 106, folio 385, and being one half of lot bearing the number one hundred twenty-one, (121) upon said plot or plan bounded as follows, viz:

BEGINNING at the Northwest corner of Main and Eubanks Street, and running Northwardly along the western line of Eubanks Street fifty-two (52) feet; thence westwardly and parallel with Main Street fifty-one (51) feet, thence Southwardly and parallel with Eubanks Street fifty-two (52) feet to the Northern line of said Main Street; thence Eastwardly along said Northern line fifty-one (51) feet to the point of beginning. It being part of same land conveyed by Mary E. Hawkins, divorcee, to said Lillie M. Green, by deed bearing date of June 16, 1923, and recorded in said public records in Book No. 259, folio 473, to which reference is hereby made.

### CHRONOLOGICAL ORDER OF EVENTS

### 901 Eubanks St

(Parcel ID # 8-006-256)

DATE

**EVENTS** 

DAIL	LACIALO
4/12/2021	GIS Data Sheet, showing flood zone, ward, and zone. Property is in the AE flood zone.
2/4/2008	Narrative: Case 901 Eubanks St – "Let's do a hearing, no actions taken since 1/14/2008."
3/5/2008	Complaint – (Dwelling Unfit for Human Habitation) and Notice of Hearing/Notice of Lis
	Pendens. File # 08M210. Hearing date 20 March 2008. With certificate of services.
6/20/2008	Narrative: Case 901 Eubanks St – "Lets amend Complaint and reset hearing."
7/2/2008	AMENDED Complaint – (Dwelling Unfit for Human Habitation) and Notice of
,,2,2000	Hearing/Notice of Lis Pendens. File # 08M210. Hearing date 24 July 2008. With
	certificate of services.
7/24/2008	Hearing Notes: Status of dwelling – deteriorated, 4 month timeline, expires 11/24/2008.
7/28/2008	Order of the Building Inspector – File # 08M210 - deteriorated and expires 11/24/2008.
7 / 20 / 2000	With Certificate of Service (note regular mail was not RTS).
6/4/2018 &	Pictures of dwelling.
4/14/2021	rictures of dwelling.
4/14/2021	Narratives: Data information. Utility termination updates. Asbestos testing and
4/14/2021	abatement updates.
5/12/2021	EMAIL Demo estimate – Public Works \$11,500.00
5/12/2021	EMAIL Utility Termination Request Completed
5/24/2021	
	EMAIL Asbestos Testing and Abatement Request. Testing is completed 5/24/2021.
E /2 4 /2024	Abatement is required, see attached report and email.
5/24/2021	Memo: Wet Haul about asbestos abatement.
5/24/2021	Asbestos testing invoice.
6/14/2021	Memo: Condemnation
6/15/2021	Title Option on 901 Eubanks St; email with Deed of Trust.
6/15/2021	Estimate: CDL for wet haul demo, \$17,500.00
6/16/2021	Complaint – (Dwelling Unfit for Human Habitation) and Notice of Hearing/Notice of Lis
	Pendens. File # 21 M176. Hearing date 1 July 2021. With some certificates of service.
6/16/2021	AMENDED Complaint – (Dwelling Unfit for Human Habitation) and Notice of
	Hearing/Notice of Lis Pendens. File # 08M210 to 21M176 and reclassification needed.
	With no certificates of service.
6/28/2021	Pics of partial building collapse.
7/1/2021	Hearing notes.
7/2/2021	Order of the Building Inspector issued, dilapidated 30 days to comply, expires 2 Aug 2021; 21 M 176.
7/22/2021	Email chain News Channel 12 Inquiry.
	1

### Craven County Geographic Information System

Craven County does NOT warrant the information shown on this page and should be used ONLY for tax assessment purposes. This report was created by Craven County GIS reporting services on 6/15/2021 8:37:17 AM

Parcel ID:

8-006 -256

Owner:

LEE, MICHAEL EARL & DOCIA M

Mailing Address:

1016 MECHANIC ST NEW BERN NC 28560

Property Address:

901 EUBANKS ST

Description:

1/2 LOT 121 PAVIETOWN

Lot Description:

52 X 51

Subdivision:

Assessed Acreage:

0.135

Calculated Acreage: 0.060

Deed Reference:

2546-0867

Recorded Date:

21 2006 - 27 810 13,905 7500 x 10390 25,867.50 12 21 2006

Recorded Survey:

**Estate Number:** 

\$2,100

Tax Exempt:

No

Improvement Value: \$27,000

# of Improvements :

**Total Value:** 

Land Value:

\$29,100

City Name:

**NEW BERN** 

Fire tax District:

**Drainage District:** 

Special District:

Land use:

COMM - GENERAL COMMERCIAL USE

Recent Sales Information

SALE DATE

**Sellers Name** 

**Buyers Name** 

Sale Type

Sale Price

12/21/2006

RHODES, G D

LEE, MICHAEL & DOCIA

**STRAIGHT TRANSFER**  \$30,000

List of Improvements to Site

Type of Structure

Year Built

Base Area 1st Floor Value

RETAIL STORE

1956

1840

\$27,000

### Craven County Geographic Information System

Craven County does NOT warrant the information shown on this page and should be used ONLY for tax assessment purposes. This report was created by Craven County GIS reporting services on 4/12/2021 2:44:26 PM

Parcel ID:

8-006 -256

Owner:

LEE, MICHAEL EARL & DOCIA M

Mailing Address:

1016 MECHANIC ST NEW BERN NC 28560

**Property Address:** 

901 EUBANKS ST

Description:

1/2 LOT 121 PAVIETOWN

Lot Description:

52 X 51

Subdivision:

Assessed Acreage:

0.135

Calculated Acreage: 0.060

Deed Reference:

2546-0867

Recorded Date:

12 21 2006

193cm 2000

Recorded Survey:

**Estate Number:** 

\$2,100

Tax Exempt:

No 1

9'+2'=11'

3770 558000K

Improvement Value :

# of Improvements: \$27,000

**Total Value:** 

Land Value:

\$29,100

City Name:

**NEW BERN** 

Fire tax District:

**Drainage District:** 

**Special District:** 

Land use:

COMM - GENERAL COMMERCIAL USE

**Recent Sales Information** 

SALE DATE

Sellers Name

**Buyers Name** 

Sale Type

Sale Price

12/21/2006

RHODES, GD

LEE, MICHAEL & DOCIA

STRAIGHT **TRANSFER**  \$30,000

List of Improvements to Site

Type of Structure

Year Built

Base Area 1st Floor Value

RETAIL STORE

1956

1840

\$27,000

20ne C-4

J3. Saxton

### **Craven County Geographic Information System**

Craven County does NOT warrant the information shown on this page and should be used ONLY for tax assessment purposes.

This report was created on Tuesday June 5, 2018

Parcel Id:

8-006 -256

Card-Line:

1-1

Type:

RETAIL STORE

Value:

\$27,000

Base Area 1st Floor:

1840

Year Built:

1956

Heating:

NONE

**Exterior Walls:** 

CONCRETE BLOCK PLAIN

**Roof Structure:** 

WOOD TRUSS

Roof Material:

**ROLL COMPOSITION** 

Floor Structure:

MULTIPLE TYPES

Floor Covering:

TILE

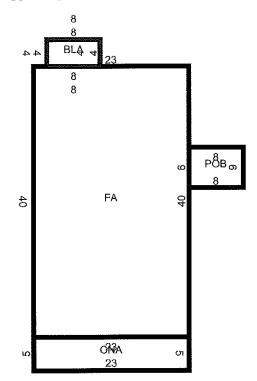
**Interior Walls:** 

MULTIPLE TYPES

**Interior Ceiling:** 

**MULTIPLE TYPES** 

Click here for a <u>description</u> of sketch appendage codes.



### NARRATIVES:

CASE: 901 Eubanks St. Inspector: an
DATE: 3/4/08
Cadalle Charles
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Let's do a hearry
Dince inspection 1/14/08.

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08 MAR -5 AM 8: 54

CRAVEN COUNTY, 7.S.C.

STATE OF NORTH CAROLINA

BEFORE THE BUILDING INSPECTOR

CITY OF NEW BERN

OF THE CITY OF NEW BERN

FILE# OBM 210

THE CITY OF NEW BERN,

Plaintiff,

VS.

MICHAEL EARL LEE SPOUSE OF MICHAEL EARL LEE DOCIA M. LEE SPOUSE OF DOCIA M. LEE

Defendant.

COMPLAINT - (DWELLING
UNFIT FOR HUMAN HABITATION)
AND
NOTICE OF HEARING/
NOTICE OF LIS PENDENS

### THE CITY OF NEW BERN ALLEGES AND SAYS THAT:

- 1. In accordance with North Carolina General Statutes Section 160A, Article 19, Part 6, and Section 38-29 of the Code of the City of New Bern, the undersigned Building Inspector for the City of New Bern has done a preliminary investigation to determine if the dwelling identified is unfit for human habitation.
- 2. The preliminary investigation has disclosed that there is a basis for believing that the dwelling bearing postal enumeration of 901 Eubanks Street, New Bern, North Carolina, Tax Map Designation 8-006-256 is unsafe for human habitation.
- 3. A hearing will be held on the 20th day of March, 2008, at 10:00 a.m. in the Office of the Building Inspector, 248 Craven Street, Dunn Building, first floor, at the corner of Craven and Pollock Streets.

4. You have the right to file an answer to this Complaint with the Building Inspector in

person at the hearing or by writing to the Building Inspector of the City of New Bern, PO Box 1129,

New Bern, North Carolina, 28563-1129 - (252) 639-2941.

5. You have the right to appear at the above-scheduled hearing, in person or otherwise,

and give testimony.

6. Following the hearing, the undersigned Building Inspector may issue an order to

repair, alter or improve the dwelling, to vacate and close the dwelling, or to remove or demolish the

dwelling and clear the debris there from, as appears appropriate. At the expiration of the Order of

the Building Inspector, a civil penalty in the amount of \$50.00 for each day that the structure does

not comply with the Order of the Building Inspector will be imposed as provided in Section 38-5 of

the Code of the City of New Bern.

THIS 5th DAY OF MARCH, 2008.

Nancy J. Riegelsperger

Building Inspector

City of New Bern

252-639-2947

### CERTIFICATE OF SERVICE

Re:

901 Eubanks Street, New Bern (8-006-256)

I hereby certify that on the 5th day of March, 2008, I served a copy of the foregoing Complaint and Notice of Hearing/Notice of Lis Pendens on:

Michael Earl Lee, Spouse of Michael Earl Lee Docia M. Lee, Spouse of Docia M. Lee

in an envelope bearing sufficient postage for mailing by Certified Mail, Return Receipt

Requested, and depositing said Complaint and Notice of Hearing/Notice of Lis Pendens in

another envelope for regular depository for the United States mail, New Bern, N.C. addressed to:

Michael Earl Lee 1016 Mechanic Street New Bern, NC 28560

Docia M. Lee 1016 Mechanic Street New Bern, NC 28560

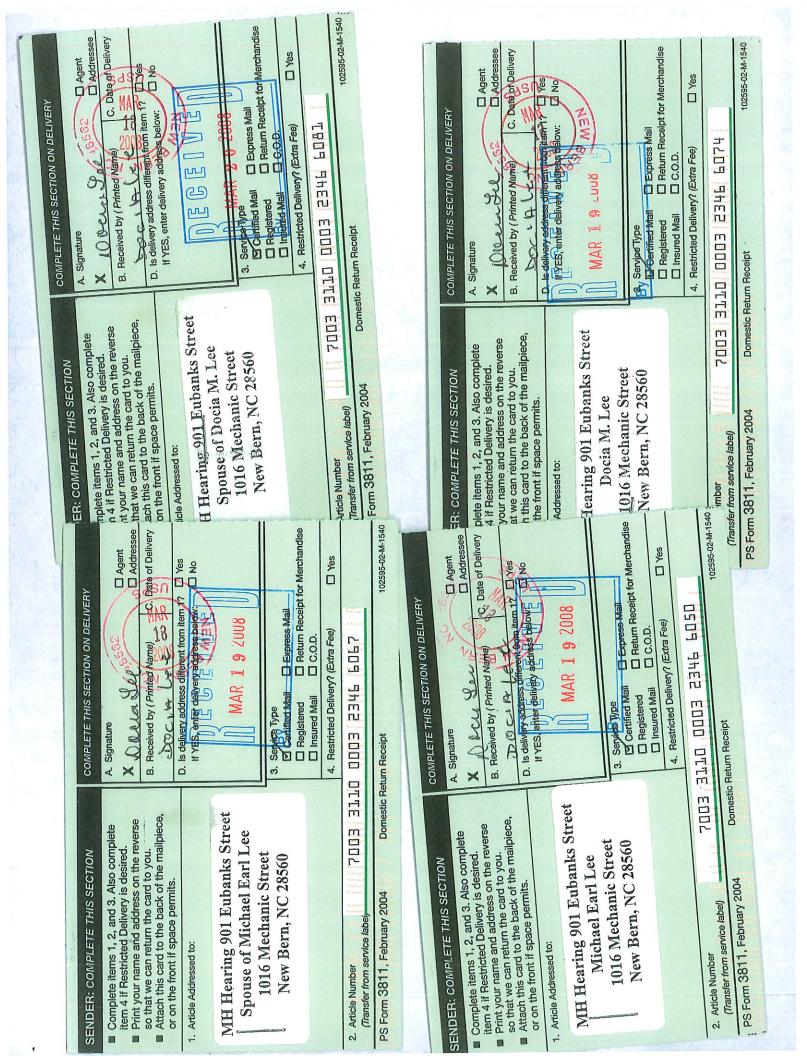
Dated: March 5, 2008

Spouse of Michael Earl Lee 1016 Mechanic Street New Bern, NC 28560

Spouse of Docia M. Lee 1016 Mechanic Street New Bern, NC 28560

Nancy J. Riegelsperger

Building Inspector City of New Bern



CASE: _	901	<u>luba</u>	NAF UCS	RRATI	VES:	Inspector	:- \\ cu	les
DATE:	6-20	3.08						
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FILE#	08-M-210	

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NORTH CAROLINA UL -2 AM 8: 55 BEFORE THE BUILDING INSPECTOR

CRAVEN COUNTY, C.S.C.

OF THE CITY OF NEW BERN

BY \_\_\_\_\_\_

THE CITY OF NEW BERN,
Plaintiff
-VSMICHAEL EARL LEE
SPOUSE OF MICHAEL EARL LEE
DOCIA M. LEE

Defendants

SPOUSE OF DOCIA M. LEE

COMPLAINT - (DWELLING
UNFIT FOR HUMAN HABITATION)
AND
NOTICE OF HEARING/
NOTICE OF LIS PENDENS
AMENDMENT

### THE CITY OF NEW BERN ALLEGES AND SAYS THAT:

- 1. The original Complaint and Notice of Hearing/Notice of Lis Pendens was filed on March 5, 2008 at 8:54 a.m.. This Amendment is being filed to notify the interested parties of a new hearing date. The hearing scheduled to be held on March 20, 2008, was cancelled at the request of the Defendants.
- 2. In accordance with North Carolina General Statutes Section 160A, Article 19, Part 6, and Section 38-29 of the Code of the City of New Bern, the undersigned Building Inspector for the City of New Bern has done a preliminary investigation to determine if the dwelling identified as Tax Map Designation 8-006-256 is unfit for human habitation.
- 3. The preliminary investigation has disclosed that there is a basis for believing that the dwelling bearing postal enumeration 901 Eubanks Street, New Bern, North Carolina, is unfit for human habitation.
  - 4. Therefore, a hearing will be held on the 24th day of July, 2008, at 10:00 a.m. in the

office of the City Building Inspector on the first floor of the Dunn Building on the corner of Craven and Pollock Streets.

5. You have the right to file an answer to this Complaint with the Building Inspector in person at the hearing or by writing to the Building Inspector of the City of New Bern, PO Box 1129, New Bern, North Carolina, 28563-1129, (252-639-2941).

6. You have the right to appear at the above-scheduled hearing, in person or otherwise, and give testimony.

7. Following the hearing, the undersigned Building Inspector may issue an order to repair, alter or improve the dwelling, to vacate and close the dwelling, or to remove or demolish the dwelling and clear the debris therefrom, as appears appropriate. At the expiration of the Order of the Building Inspector, a civil penalty in the amount of \$50.00 for each day that the structure does not comply with the Order of the Building Inspector will be imposed as provided in Section 38-5 of the Code of the City of New Bern.

This 2nd day of July, 2008.

Nancy J. Riegelsperger Building Inspector

City of New Bern

(252-636-4003)

### CERTIFICATE OF SERVICE

Re: 901 Eubanks Street, New Bern (8-006-256)

I hereby certify that on the 2nd day of July, 2008, I served a copy of the foregoing

Amended Complaint and Notice of Hearing/Notice of Lis Pendens on:

Michael Earl Lee and Docia M. Lee

in an envelope bearing sufficient postage for mailing by Certified Mail, Return Receipt

Requested, and depositing said Amended Complaint and Notice of Hearing/Notice of Lis Pendens

in another envelope for regular depository for the United States mail, New Bern, N.C. addressed

to:

Michael Earl Lee and Docia M. Lee 1016 Mechanic Street New Bern, NC 28560

Dated: July 2, 2008

Nancy J. Riege sperger

Building Inspector City of New Bern

SENDER: COMPLETE THIS SECTION	COMPLETE THIS SECTION ON DELIVERY
<ul> <li>Complete items 1, 2, and 3. Also complete item 4 if Restricted Delivery is desired.</li> <li>Print your name and address on the reverse so that we can return the card to you.</li> <li>Attach this card to the back of the mailpiece, or on the front if space permits.</li> </ul>	A. Signature,  X MacLe Agent  Agent  Addressee  B. Rebeived by (Frinted Name).  C. Bate of Delivery
I. Article Addressed to:	D. Is delivery address different from item 1? Yes If YES, enter delivery address below:
MH Hearing - 901 Eubanks Street Michael Earl Lee & Docia M. Lee 1016 Mechanic Street New Bern, NC 28560	3. Service Type  Certified Mall
Article Number	
(Transfer from service label) 7003 31:	10 0003 2344 9909
Form 3811, February 2004 Domestic Retu	rn Receipt 102595-02-M-1540

### HEARING

DATE: 7/24/08 ADDRESS: 901 Eubanks St.
ATTENDEES: Michael Lee, Daniel Thomas-
Dasta,
STATUS OF DWELLING: Delermonation
COMMENTS: Could be Done Win Amo.
Mov. 24,08 GAP.
New windows - reed power (15P) to
loto walls -
ORDER WILL READ: 120 Day - Exp 24th Nov 08
Deter - VACONT.

### 1003 3110 0003 5342 0533

NORTH CAROLINA

08 JUL 28 AM 9: 29

CITY OF NEW BERN

CRAVEN COUNTY, C.S.C.

OF THE CITY OF NEW BERN

THE CITY OF NEW BERN

Plaintiff

-VS-

MICHAEL EARL LEE SPOUSE OF MICHAEL EARL LEE DOCIA M. LEE SPOUSE OF DOCIA M. LEE

Defendants

ORDER OF THE BUILDING INSPECTOR
OF THE
CITY OF NEW BERN

THIS MATTER came on to be heard and was heard before the undersigned Building Inspector of the City of New Bern, at a hearing in the office of the Chief Building Inspector of the City of New Bern on the 24th day of July, 2008, and

UPON HEARING evidence and testimony in this matter, the Building Inspector of the City of New Bern found the following facts:

- 1. Michael Earl Lee, Spouse of Michael Earl Lee, Docia M. Lee, Spouse of Docia M. Lee own the real property identified as Tax Map Designation 8-006-256.
- 2. The dwelling located at 901 Eubanks Street, New Bern, North Carolina is unfit for human habitation due to deterioration and defects, increasing the hazard of fire, accidents, and other calamities.
  - 3. The dwelling is presently vacant.
- 4. It is the opinion of the Inspections Department of the City of New Bern that the dwelling can be repaired, altered, or improved to comply with the minimum standards established by Chapter 38 of the Code of the City of New Bern at a cost not in excess of seventy-five (75%) of their value, and, therefore, it is a **deteriorated** dwelling as defined by Chapter 38 of the Code of the City of New Bern.
- 5. The aforesaid dwelling requires work to be performed by subcontractors to bring it into compliance with the minimum standards established by Chapter 38 of the Code of the City of New Bern. All mechanical work, such as electrical, plumbing, and heating and air conditioning, must be performed by persons licensed by the State of North Carolina to perform such work. Electrical service will only be provided with a temporary service pole or a generator with city noise restrictions applying.

- 6. The aforesaid dwelling must be repaired, altered, or improved **OR** demolished/removed to comply with the minimum standards established by Chapter 38 of the Code of the City of New Bern prior to the occupancy of the aforesaid dwelling.
- 7. After finding the aforementioned facts, the Building Inspector ordered that Michael Earl Lee, Spouse of Michael Earl Lee, Docia M. Lee, Spouse of Docia M. Lee:
  - a. Ensure all permits are obtained prior to work beginning.
  - b. Ensure that all mechanical work be performed by persons licensed by the State of North Carolina to perform such work, and required inspections called for.
  - c. Shall within four (4) months: **November 24**, 2008 of the hearing before the Building Inspector repair, alter, improve, or remove/demolish said dwelling to comply with the minimum standards, established by Chapter 38 of the Code of the City of New Bern and to be brought into compliance as a single family dwelling.
  - d. Shall, substantially complete the improvements to said dwelling within four (4) months of the Hearing before the Building Inspector held on the **24th day of July, 2008.** For purposes of this Order, substantially complete means that said dwelling shall be at least 90% completed and that all rough-in work and exterior repairs shall be completed and that sheetrock and/or paneling shall be installed in the interior of said dwelling.
  - e. Approval will be obtained from the Historical Preservation Commission for any exterior work performed, where applicable. It will be necessary to conform to replacement in kind on any exterior work.
  - f. Ensure that lead paint on the exterior of said dwelling is abated in compliance with the rules and regulations enforced by the Graven County Health Department.

g. A civil penalty in the amount of \$50.00 for each day shall be assessed against Michael Earl Lee, Spouse of Michael Earl Lee, Docia M. Lee, Spouse of Docia M. Lee should Michael Earl Lee, Spouse of Michael Earl Lee, Docia M. Lee, Spouse of Docia M. Lee refuse to comply with this Order of the Building Inspector, all as provided in Section 38-5 of the Code of the City of New Bern.

This the 28th day of July, 2008.

BUILDING INSPECTOR

CITY OF NEW BERN

### **CERTIFICATE OF SERVICE**

Re:

901 Eubanks Street, New Bern (8-006-256)

I hereby certify that on the 28th day of July, 2008, I served a copy of the foregoing

### Order on:

Michael Earl Lee and Docia M. Lee

in an envelope bearing sufficient postage for mailing by Certified Mail, Return Receipt

Requested, and depositing said Order in another envelope for regular depository for the United

States mail, New Bern, N.C. addressed to:

Michael Earl Lee and Docia M. Lee 1016 Mechanic Street New Bern, NC 28560

Dated: July 28, 2008

Nancy Riegelsperger
Building Inspector
City of New Bern

Ath of Netu Aeun P.O. Box 1129 Acht Acrit, N.C. 28563-1129 INSRECTIONS DEPT.

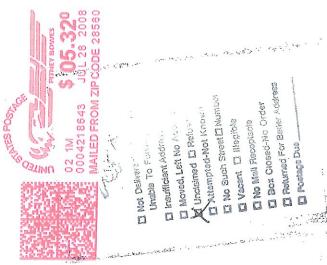
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By





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SENDER: COMPLETE THIS SECTION	COMPLETE THIS SECTION ON DELIVERY
<ul> <li>Complete items 1, 2, and 3. Also complete item 4 if Restricted Delivery is desired.</li> <li>Print your name and address on the reverse</li> </ul>	A. Signature ☐ Agent ☐ Addressee
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.	B. Received by ( <i>Printed Name</i> )  C. Date of Delivery
1. Article Addressed to:	D. Is delivery address different from item 1? ☐ Yes If YES, enter delivery address below: ☐ No
Order 901 Eubanks Street Michael & Docia Lee	
New Bern, NC 28560	<u> </u>
	☐ Insured Mail ☐ C.O.D.
	4. Restricted Delivery? (Extra Fee) ☐ Yes
2. Article Number 7003 3110	7003 3110 0003 2345 0233
PS Form 3811, February 2004 Domestic Return Receipt	urn Receipt 102595-02-M-1540

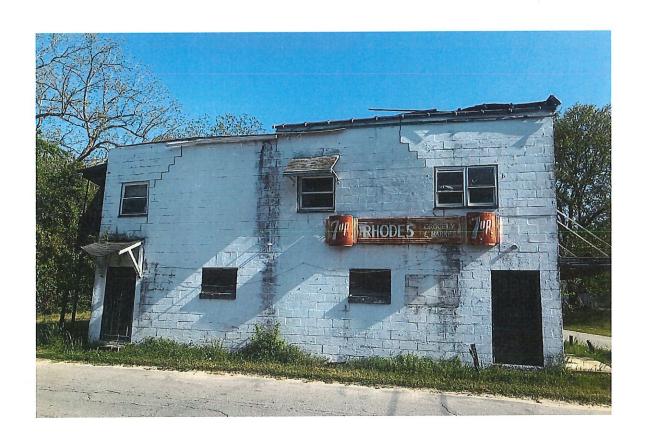




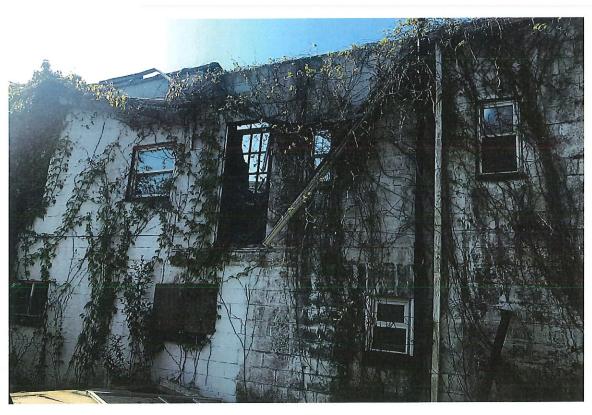


910 901 Eulant St 6-4-18

901 Eubankst St 4/14/2021

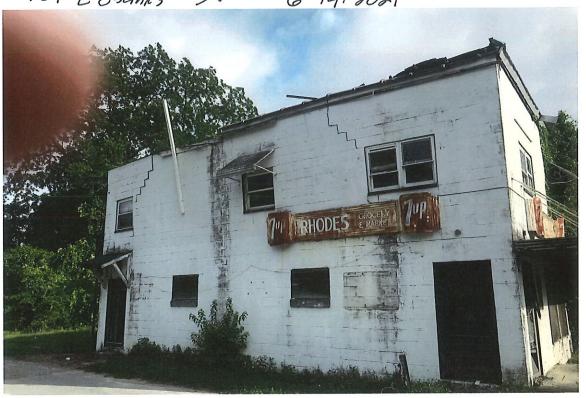








901 Eubanks 5+ 6:14.2021





CASE: 90/ Echanles 5+ 8-006-056	
DATE: 4/14/2021	1.0 222 2 2 2
Owner: Michael + Doxia Lie	AE-3720558000K 9
252 259 7082	C
	<i>ω</i> -1
4/14/2021 - Dows hanger left at adoless	
Pour modes removed 2009	OBI 8-M-220
Water muter removed 2009	· July 28,08
-4/28/221 email	desanvosel
-Nomo Est. # 11, 900,000	
Utility form Elec-comp.	
Wester - Comp	
Sewer -comp	
Cas -com	
Asbeglos tost -comp 5.74.2021	\$ 766.00
abetement	
- Wet Haul: back flow preventen / hydran	t meter Hughesja
	639 67527
6.14.2021 - Await cost est. from &	IDL on Wet How and
date of appearing -41,50000	
6.15. nor1 - New TO; email New DOT	
6-16-2021 - Comp Filed 21 M 174	
628-201 Dics recreid from Per shows	s pendel colks/5.
7-1-not hearing held Dilap, 30 days e	xp 2 Aig No.1
	-

#### **Patrick Ezel**

From:

Toby Hare

Sent:

Wednesday, May 12, 2021 8:38 AM

To:

Patrick Ezel; Daryl Nelson

Cc:

Matthew Boswell

Subject:

RE: 901 Eubanks St (Parcel ID # 8-006-256)

Cost of this demo will be 11,500.00

From: Patrick Ezel <ezelp@newbernnc.gov> Sent: Tuesday, May 11, 2021 4:21 PM

To: Daryl Nelson <nelsondr@newbernnc.gov>

Cc: Toby Hare <a href="mailto:haret@newbernnc.gov">haret@newbernnc.gov</a>>

Subject: 901 Eubanks St (Parcel ID # 8-006-256)

Toby,

Can you please get us an estimate to demolish this building at 901 Eubanks St? Thank you again.

Patrick J. Ezel
Building Inspector 1
Minimum Housing Officer
Cell – 252-671-1781
Office – 252-639-2943
303 First Street
New Bern, NC
28560

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### **Patrick Ezel**

From:

Patrick Ezel

Sent:

Tuesday, May 11, 2021 4:30 PM

To:

Thornton, Michael; Dalton Gaskins; Robert Bailey; Vanessa Ellison; Melissa Garris; Andy

Bronokowski; billing

Cc:

Matthew Boswell

Subject:

901 Eubanks St (Parcel ID # 8-006-256) Utility Termination Requests

**Attachments:** 

901 Eubanks St Termination Requests.pdf

All,

28560

Attached is a utility termination request for the above address and you will find your perspective request attached to this email. Your utility may have already been terminated some time in the past, but I have no record of it in the file. I am requesting that we have a rush put on these terminations due to the danger this building poses to the general public. If there are any questions or concerns about this, please let us know. As usual once you have fulfilled your request or you verified that your utility has been terminated already, please let us know. Thank you again.

Patrick J. Ezel
Building Inspector 1
Minimum Housing Officer
Cell – 252-671-1781
Office – 252-639-2943
303 First Street
New Bern, NC

E-Conf W-Conf S-Conf G-conf

#### **Patrick Ezel**

### City Glec

From:

Sheri Benson

Sent:

Thursday, May 13, 2021 10:32 AM

To:

Patrick Ezel; Thornton, Michael; Dalton Gaskins; Robert Bailey; Vanessa Ellison; Melissa

Garris; Andy Bronokowski; billing

Cc:

Matthew Boswell

Subject:

RE: 901 Eubanks St (Parcel ID # 8-006-256) Utility Termination Requests

Patrick,

Comp

This has been completed for the electric portion.

Kind Regards,



Sheri Benson, PEM
Business Operations Manager
Department of Public Utilities
City of New Bern
210 Kale Rd.
New Bern, NC 28562
O: (252) 639-2831
C: (252) 560-1198

From: Patrick Ezel <ezelp@newbernnc.gov>

Sent: Tuesday, May 11, 2021 4:30 PM

**To:** Thornton, Michael <Michael.Thornton@duke-energy.com>; Dalton Gaskins <gaskinsd@newbernnc.gov>; Robert Bailey <baileyr@newbernnc.gov>; Vanessa Ellison <ellisonv@newbernnc.gov>; Melissa Garris

<garrism@newbernnc.gov>; Andy Bronokowski <bronokowskia@newbernnc.gov>; billing <billing@newbernnc.gov>

Cc: Matthew Boswell <br/> <br/> doswellm@newbernnc.gov>

Subject: 901 Eubanks St (Parcel ID # 8-006-256) Utility Termination Requests

All,

Attached is a utility termination request for the above address and you will find your perspective request attached to this email. Your utility may have already been terminated some time in the past, but I have no record of it in the file. I am requesting that we have a rush put on these terminations due to the danger this building poses to the general public. If there are any questions or concerns about this, please let us know. As usual once you have fulfilled your request or you verified that your utility has been terminated already, please let us know. Thank you again.

Patrick J. Ezel
Building Inspector 1
Minimum Housing Officer
Cell – 252-671-1781
Office – 252-639-2943
303 First Street
New Bern, NC
28560

ecipient, you must destroy this message and inform the sender immediately. This electronic mail message and any ttachments, as well as any electronic mail message(s) sent in response to it may be considered public record and as uch subject to request and review by anyone at any time. It also may contain information which is confidential within me meaning of applicable federal and state laws.	
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#### Aldermen

Sabrina Bengel Jameesha Harris Robert V. Aster Johnnie Ray Kinsey Barbara J. Best Jeffrey T. Odham



Department of Public Utilities P.O. Box 1129 New Bern, NC 28563-1129 (252) 636-4070 Dana E. Outlaw
Mayor
Mark A. Stephens
City Manager
Brenda E. Blanco
City Clerk
Mary M. Hogan
Director of Finance

#### **ELECTRICAL INSPECTION TERMINATE**

		COMMERCIAL		XRESIDENTIAL
DATE	: <u>05/11/2021</u>			
PERM	IIT #: <u>PJE0511</u>	12021		
OWNE	ER: <u>Michael &amp;</u>	Docia Lee		
APPL	ICANT: NA			
ADDR	RESS: <u>901 Eu</u>	ıbanks St, New Bern, NC	28560	Parcel ID 8-006-256
ELEC	TRICAL CONT	TRACTOR: <u>NA</u>		
WOR	K TO BE PERI	FORMED:		
{} {} {} {}	Temporary S Final/Perman Conditional S Reconnect S	nent Service Service	{} {XX} {} {}	Service Upgrade/Update Removal/Disconnect Generator Install Other:
Phase	e: <u>Single Phas</u>	Service Size	e: <u>100 a</u>	mp

COMMENTS: Please terminate all gas services from the structure (s) on the lot, in order to demolish. This building is currently posing a threat to the public and posing a danger to the community. Please put a rush on this request. Please notify our office once this has been completed.



**ELECTRICAL INSPECTOR** 

billing@newbernnc.gov

#### **Patrick Ezel**

City Wester / Sewer

From:

Vanessa Ellison

Sent:

Friday, May 14, 2021 8:48 AM

To:

Patrick Ezel; Thornton, Michael; Dalton Gaskins; Robert Bailey; Melissa Garris; Andy

Bronokowski; billing

Cc:

Matthew Boswell

Subject:

RE: 901 Eubanks St (Parcel ID # 8-006-256) Utility Termination Requests

**Attachments:** 

Notice to Terminate Utility Service-901 Eubanks St..pdf

Comp

Good morning,

Please see the attached Notice to Terminate Utility Service for "water".

Thank you,

Vanessa Fillison

Office Assistant III

City of New Bern Water Treatment Plant 521 NC Hwy. 55 West

P.O. Box 1129

New Bern, NC 28563

Office (252) 639-7568 Fax (252) 633-6779



**Department of Public Utilities** 

From: Patrick Ezel <ezelp@newbernnc.gov>

Sent: Tuesday, May 11, 2021 4:30 PM

To: Thornton, Michael < Michael. Thornton@duke-energy.com >; Dalton Gaskins < gaskinsd@newbernnc.gov >; Robert

Bailey <baileyr@newbernnc.gov>; Vanessa Ellison <ellisonv@newbernnc.gov>; Melissa Garris

<garrism@newbernnc.gov>; Andy Bronokowski <bronokowskia@newbernnc.gov>; billing <billing@newbernnc.gov>

Cc: Matthew Boswell <boswellm@newbernnc.gov>

Subject: 901 Eubanks St (Parcel ID # 8-006-256) Utility Termination Requests

All,

Attached is a utility termination request for the above address and you will find your perspective request attached to this email. Your utility may have already been terminated some time in the past, but I have no record of it in the file. I am requesting that we have a rush put on these terminations due to the danger this building poses to the general public. If there are any questions or concerns about this, please let us know. As usual once you have fulfilled your request or you verified that your utility has been terminated already, please let us know. Thank you again.

Patrick J. Ezel Building Inspector 1 Minimum Housing Officer Cell – 252-671-1781 Office – 252-639-2943 303 First Street New Bern, NC 28560

If you are not the intended recipient, you must destroy this messa mmediately. This electronic mail message and any attachments, as well as any electronic ma response to it may be considered public record and as such subject to request and review by may contain information which is confidential within the meaning of applicable federal and s	ail message(s) sent in anyone at any time. It also
	you are not the intended
recipient, you must destroy this message and inform the sender immediately. This electronic attachments, as well as any electronic mail message(s) sent in response to it may be conside such subject to request and review by anyone at any time. It also may contain information w the meaning of applicable federal and state laws.	red public record and as

#### NOTICE TO TERMINATE UTILITY SERVICE

#### **WORK ORDER**

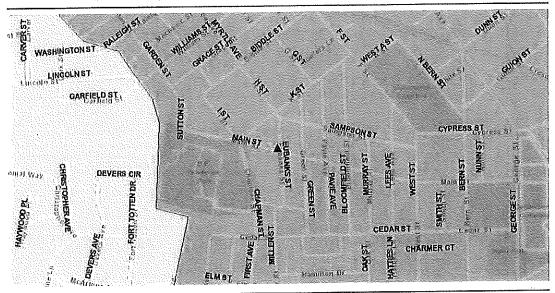
To: Dalton Gaskins Water Sewage Department Robert Balley, Water Sewage Department Vanessa Ellison, Water Sewage Department Mellssa Garris, Water Sewage Department Andy Bronokowski, Water Sewage Department

From: Patrick Ezel, Building Inspector

Reference: TERMINATION OF UTILITY SERVICES
DATE; <u>05/11/2021</u>
ADDRESS: 901 Eubanks St, NC 28560 Parcel ID # 8-006-256
WORK TO BE PERFORMED
XX please terminate the water service ASAP due to the hazards found which effect the health, welfare, and safety to the general public.
X please remove the water meter for Demolition purposes.
X please cap off the sewage line due to scheduled demolition.
please remove the water meter due to Minimum Housing situation
Patrick J Ezel (M)  Patrick J Ezel  Building Inspector
252-639-2943 5/0 142 2 8030
Please complete this request form after the work has been done and return it via email to ezelp@newbernnc.gov or fax it to 252-635-4973
3-13-21 Date work request was completed.
Signature of employee that completed the work.
FOR DEMOLITION Already Benaue.

# **Work Item Report**

# Water System | Water Meter Removal | 14228030 901 Eubanks St, New Bern, North Carolina 28560



Canada Davaga			Collected Dat	e 5/12/2021 12:05:50	) PM
Collected By ellis				e 5/12/2021 12:05:50	
Modified By clis			Priorit		
Status Nev	•		I I IOXIC	y -2	
				•	
Layer Name			mon Liemen č i		n tha
Description #14 Insp	6 - REQUEST TO sections Dept. No \	REMOVE WA' Water Meter# in	the system.	emolition per P. Ezel i	n mc
Comments					
	Ċ	lustomer In	formation	•	
Customer Name					
Customer Phone Number_				, ,	
		Meter Info	rmation	5-13-	21
Old Meter				0.	- alteady
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Out Reading _			Augustania	viek	r alterry
New Meter					,
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Is AMI Active? Ye	es es				
Service Type Re	esidential	**		1757	U.
Meter Size .7.	5 in			4	141
If Other, Meter Size _					
Installed By _					
		Itron M	eters		
ERT Number					

#### NOTICE TO TERMINATE UTILITY SERVICE

#### **WORK ORDER**

To: Dalton Gaskins Water Sewage Department Robert Bailey, Water Sewage Department Vanessa Ellison, Water Sewage Department Melissa Garris, Water Sewage Department Andy Bronokowski, Water Sewage Department

From: Patrick Ezel, Building Inspector

Reference: TERMINATION OF UTILITY SERVICES
DATE: 05/11/2021
ADDRESS: 901 Eubanks St, NC 28560 Parcel ID # 8-006-256
WORK TO BE PERFORMED
XX please terminate the water service ASAP due to the hazards found which effect the health, welfare, and safety to the general public.
X please remove the water meter for Demolition purposes.
X please cap off the sewage line due to scheduled demolition.
please remove the water meter due to Minimum Housing situation
Patrick J Ezel M  Patrick J Ezel  Building Inspector  252-639-2943
Please complete this request form after the work has been done and return it via email to <a href="mailto:ezelp@newbernnc.gov">ezelp@newbernnc.gov</a> or fax it to 252-635-4973
Signature of employee that completed the work.

# FOR DEMOLITION

billing@newbernnc.gov

#### NOTICE TO TERMINATE UTILITY SERVICE

#### **WORK ORDER**

To: Dalton Gaskins Water Sewage Department
Robert Bailey, Water Sewage Department
Vanessa Ellison, Water Sewage Department
Melissa Garris, Water Sewage Department
Andy Bronokowski, Water Sewage Department

From: Patrick Ezel, Building Inspector Reference: TERMINATION OF UTILITY SERVICES DATE: 05/11/2021 Parcel ID # 8-006-256 901 Eubanks St, NC 28560 ADDRESS: WORK TO BE PERFORMED XX please terminate the water service ASAP due to the hazards found which effect the health, welfare, and safety to the general public. please remove the water meter for Demolition purposes. X please cap off the sewage line due to scheduled demolition. please remove the water meter due to Minimum Housing situation Patrick J Ezel M Patrick J Ezel **Building Inspector** 252-639-2943 Please complete this request form after the work has been done and return it via email to ezelp@newbernnc.gov or fax it to 252-635-4973 🔗 🕖 Date work request was completed. Signature of employee that completed the work.

billing@newbernnc.gov

FOR DEMOLITION

#### **Patrick Ezel**

From:

Robert Bailey

Sent:

Friday, May 21, 2021 8:23 AM

To:

Patrick Ezel

Cc: Subject: Andy Bronokowski 901 Eubanks St.

Attachments:

20210521081211522.pdf

----Original Message----

From: WScopier@newbernnc.gov < WScopier@newbernnc.gov >

Sent: Friday, May 21, 2021 8:12 AM

To: Robert Bailey <baileyr@newbernnc.gov> Subject: Message from "WS-Copier-98"

This E-mail was sent from "WS-Copier-98" (MP C4503).

Scan Date: 05.21.2021 08:12:11 (-0400) Queries to: WScopier@newbernnc.gov

If you are not the intended recipient, you must destroy this message and inform the sender immediately. This electronic mail message and any attachments, as well as any electronic mail message(s) sent in response to it may be considered public record and as such subject to request and review by anyone at any time. It also may contain information which is confidential within the meaning of applicable federal and state laws.

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#### **Patrick Ezel**

69

Comp

From: Peede, Logan T. <Logan.Peede@duke-energy.com>

**Sent:** Friday, May 14, 2021 9:17 AM

To: Patrick Ezel

Cc: Thornton, Michael

**Subject:** 901 Eubanks Signed Release

Attachments: 901 Eubanks St Termination Requests.pdf

**Thanks** 

Logan Peede

Operations Technician
Piedmont Natural Gas
401 Executive Parkway
New Bern, NC 28562
252-269-7316
logan.peede@duke-energy.com





"Safety should never be a priority. It should be a precondition"

recipient, you must destroy this message and inform the sender immediately. This electronic mail message and any attachments, as well as any electronic mail message(s) sent in response to it may be considered public record and as such subject to request and review by anyone at any time. It also may contain information which is confidential within the meaning of applicable federal and state laws.

#### **PNG**

# **SERVICE TERMINATION**

401 Executive Parkway, New Bern, NC 28562/ Fax: 252-638-4718

After completion of this section, Inspections Department will fax the request.

DEMOLITION LOCATION: 901 Eubanks St, New Bern, NC 28560 Date: 05/11/2021

SERVICE ADDRESS: 901 Eubanks St, New Bern, NC 28560 (Parcel ID # 8-006-256)

TOWN/CITY:
CONTRACTOR:
NAME:
ADDRESS: FAX

INSPECTIONS: Patrick Ezel

INSPECTION DEPARTMENT PO BOX 1129 NEW BERN NC 28563

TELEPHONE: 252-639-2943 FAX 252-635-4973

RETURN RELEASE BY FAX A.S.A.P. Or email to: ezelp@newbernnc.gov

Comments: <u>Please terminate all gas services from the structure (s) on the lot, in order to demolish.</u>

<u>This building is currently posing a threat to the public and posing a danger to the community. Please put a rush on this request. Please notify our office once this has been completed.</u>

SIGNED: Legan Press	(x			TITLE	Ops Tec
		DATE: 5/	14/2021		
CAM USE				· · · · · ·	
PREMISE NUMBER:		METER NUMBER:		UTILITY	CONTACT
NUMBER:	OPS CENTER:				

Please call N.C. ONE CALL at 1-800-632-4949 prior to any demolition or excavation work, so gas facilities can be located within private easements and public right-of-ways.

#### FOR DEMOLITION

<u>Trudy.Tyras@duke-energy.com</u> <u>michael.thornton@duke-energy.com</u>

# PNG

# **SERVICE TERMINATION**

401 Executive Parkway, New Bern, NC 28562/ Fax: 252-638-4718

After completion of this se	ection, Inspections Depo	artment will fax	the request.
DEMOLITION LOCATION: 901 Eubanks S	St, New Bern, NC 28560	Date: <b>05/1</b>	1/2021
SERVICE ADDRESS: 901 Eubanks St, Ne			
TOWN/CITY:			
CONTRACTOR:			
NAME:			
ADDRESS:	FAX	(	
INSPECTIONS: Patrick Ezel	atrick J Ezel	Pos	
INSPECTION DEPARTMENT PO BOX 11	29 NEW BERN	NC 28	<u>8563</u>
TELEPHONE: 252-639-2943	FAX 252-635-49	973	
RETURN RELEASE BY FAX A.S.A.P. Or	email to: ezelp@newb	ernnc.gov	
Comments: Please terminate all gas ser This building is currently posin community. Please put a rush	g a threat to the p	ublic and po	sing a danger to the
been completed.			
SIGNED:			TITLE
		DATE:	
CAM USE			
PREMISE NUMBER:	METER	NUMBER:	UTILITY CONTACT
NUMBER: OPS	CENTER:		
Please call N.C. ONE CALL at 1-800-632-494 located within private easements and publ		or excavation w	ork, so gas facilities can be
THE CONTROL OF THE ACCUSAGE AND ACCUSACE AND ACCUSAGE AND			

#### FOR DEMOLITION

Trudy.Tyras@duke-energy.com michael.thornton@duke-energy.com

#### **Patrick Ezel**

From:

Patrick Ezel

Sent:

Thursday, May 13, 2021 3:10 PM

To:

josh eae-inc.com; jason eae-inc.com

Cc:

Matthew Boswell

Subject:

901 Eubanks St (Parcel ID # 8-006-256)

#### Gentlemen,

We have another property that we are needed to have the asbestos tested and abatement done if needed. The address for this 901 Eubanks St. If there are any questions on this, please let me know. Thank you again.

Patrick J. Ezel
Building Inspector 1
Minimum Housing Officer
Cell – 252-671-1781
Office – 252-639-2943
303 First Street
New Bern, NC
28560

#### Patrick Ezel

From:

iosh eae-inc.com <josh@eae-inc.com>

Sent:

Monday, May 24, 2021 12:18 PM

To:

Patrick Ezel

Cc:

Matthew Boswell; jason eae-inc.com; adam eae-inc.com

Subject:

Report and Invoice: 901 Eubanks Street New Bern NC. Asbestos Inspection

Invoice #8010 (City of New Bern).pdf; 901 Eubanks Street New Bern NC. Asbestos

Inspection.pdf

Follow Up Flag:

Attachments:

Follow up

Flag Status:

Completed

Mr. Ezel,

Please see the attached report and invoice for the property at 901 Eubanks. This demo is a perfect candidate for what the State and EPA call a "Wet Haul". This type of abatement/demo is used when abatement cannot be done due to safety concerns. In my evaluation on Friday the structure has no structural integrity inside and the roof and 2nd floor have collapsed into the first floor. The stress from this has caused the exterior CMU to buckle outward. Here is the process and the abatement will be a bit cheaper this way. See below.

- EAE will apply for permits from State and EPA to perform wet haul listed the us as the abatement contractor and the City as the demo contractor.
- On the day of demo, we will have some perimeter air monitoring and personnel monitoring onsite. (OSHA required)
- The wet haul of course needs to be wet. There is a fire hydrant on the corner adjacent to the property. The city should contact City of New Bern water to see if a backflow and water hose or fire hose can be supplied and used to wet the structure during demo.
- EAE will supply a required licensed supervisor and workers to oversee and line dump trucks with poly for transport.
- EAE will provide waste shipment manifest for disposal at CRSWMA.
- CMU should be separated to the full extent possible.

The approx. cost associated with the wet haul to include the crew rate, permitting, air monitoring, and materials is \$3,100 per day. This job should be able to be complete in 2 days.

Thanks,

Josh Lane Enviro Assessments East, Inc. Atlantic Environmental Partners, LLC. 450 Executive Parkway New Bern, NC 28562 (c) 252-560-3315

(o) 252-527-3052





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From: Cameron Vincent <cameron@eae-inc.com>

Sent: Wednesday, May 19, 2021 1:57 PM
To: josh eae-inc.com <josh@eae-inc.com>

Subject: Results and Invoice: 901 Eubanks Street New Bern NC. Asbestos Inspection

Positive results indicated.

Cameron Vincent Office Manager

Office: (252)-527-3052 https://eae-inc.com/

https://atlantic-enviro.com/





From: jason eae-inc.com <jason@eae-inc.com>

Sent: Tuesday, May 18, 2021 4:50 PM

To: Cameron Vincent <cameron@eae-inc.com>

Subject: 901 Eubanks Street New Bern NC. Asbestos Inspection

Thanks, Jason Simpson Senior Inspector Enviro Assessments East, Inc. (O) 252-527-3052

(C) 252-876-5094

(F) 252-527-3055

.\_\_\_\_\_\_If you are not the intended recipient, you must destroy this message and inform the sender immediately. This electronic mail message and any attachments, as well as any electronic mail message(s) sent in response to it may be considered public record and as such subject to request and review by anyone at any time. It also may contain information which is confidential within the meaning of applicable federal and state laws.

# Enviro Assessments East, Inc.

Asbestos-Lead-Mold Inspections & Abatement

450 Executive Parkway New Bern, NC 28562 Phone (252) 527-3052 FAX (252) 527-3055 Email Josh@eae-inc.com www.eae-inc.com

Inspection # - ASB21-0518-04

Tuesday, May 18, 2021

Mr. Patrick Ezel City of New Bern 303 First Street New Bern, NC 28560

Reference:

Asbestos Inspection Report

901 Eubanks Street New Bern, NC 28560

Dear Mr. Ezel,

Enviro Assessments East, Inc. (EAE, Inc.) has completed the Asbestos Survey of the Property located at 901 Eubanks Street in New Bern, NC. We are pleased to provide you with this report, and if there are any questions please let us know.

#### **Description of Services**

An Asbestos Survey was performed on May 14<sup>th</sup>, 2021 by NC Licensed inspector Jason T. Simpson (NC Inspector # 12882). The inspection was conducted in general accordance with the U.S. Environmental Protection Agency requirements and in General accordance with the North Carolina Health Hazards Control Unit. This inspection was performed in preparation for the demolition of the commercial building located on site.

#### **Inspection Process**

EAE, Inc. began the survey by determining homogeneous areas within each structure. Those areas are defined as having suspect materials that are alike based upon location, material type, color, texture, and time period of installation. Representative bulk samples were collected of each homogeneous area of each structure. EAE, Inc. observed all areas in and around the structure(s). These are the areas that were subject to being affected during renovation or demolition activities, and those that may not be affected as well. EAE, Inc. investigated these areas to the best of our ability. All state and federal regulations were adhered to regarding this survey. This survey may exclude any items that may have been concealed at the time of the inspection; or overlooked due to the description of the future of the structure. These exclusions may include multiple layer wall or ceiling finishes, multiple layer floor coverings, materials located above fixed ceiling systems, or in wall or floor chases that are not readily available or visible, and inaccessible areas of the structure.

As required a minimum of 2 samples were taken of each material. These account for a total of 28 Bulk samples taken for analysis and 7 additional layers separated by the lab for a total of 35 Samples. Due to positive stop instructions placed on the chain of custody, only 31 of the 35 samples were analyzed. All samples were double bagged and sent along with a chain of Custody (Attached) to a National Voluntary Laboratory Accreditation Program (NVLAP) approved laboratory for analysis. The samples were analyzed using Polarized Light Microscopy (PLM).

#### Results and Recommendations

According to the laboratory report, 4 of the 31 samples were found to contain asbestos. It is required that these materials be properly abated prior to disturbance by renovation activities or demolition. Please see the tables below for a description of materials found to contain asbestos at each structure.

Sample #	Material Type	Location	% Asbestos	Quantity
5	Built Up Roofing	Roof (Mostly Debris due to collapse)	10% Chrysotile	Approx. 960 SF
9	Tar/Cool Seal	Roof Field, Roof Flashing, and Parapet Cap Seams	3-10% Chrysotile	Approx. 1,040 SF
17	Surfacing	Ceilings Throughout (Debris Mostly)	3% Chrysotile	Approx. 1,600 SF
23	Floor Tile	Brown, 12" Floor Tile Throughout 1st Floor, Front Areas	2% Chrysotile	Approx. 650 SF

- Note: The drywall and associated joint compound analyzed at less than 1% asbestos by composite
  method. The EPA only recognizes materials with greater than 1% asbestos within as asbestoscontaining materials. (ACM). OSHA, however, recognizes ANY amount of asbestos within a material and
  has regulations in place as it pertains to worker health and safety during disturbance of these materials.
- All square footages are approximate.

#### Limitations

To the best of my knowledge, no other asbestos containing materials were found that were sampled in this survey. Before a building is to be renovated of demolished, all asbestos material that will be disturbed should be removed by a North Carolina State Licensed Asbestos Contractor using only licensed workers and supervisors.

If during demolition or remodeling any other suspect asbestos material is discovered, stop work immediately and test those materials for asbestos.

Sincerely,

Sincerely,

William S. Lane Jr., President Enviro Assessments East, Inc.

William S. Lane As.

NC Asbestos Inspection # 12021

NC Asbestos Supervisor # 33514 NC General Contracting # 60742

NC Lead Firm # FPB-0292

NC RRP # RRP-0943

VA & SC License upon Request

Jason T. Simpson, Estimator/PM Enviro Assessments East, Inc.

NC Asbestos Inspector # 12882 NC Asbestos Supervisor # 34329





May 18, 2021

Enviro Assessments East, Inc 450 Executive Parkway New Bern, NC 28562

**CLIENT PROJECT:** 

Commercial Bldg. @ 901 Eubanks Street, New Bern, NC 28560

**CEI LAB CODE:** 

A216447

Dear Customer:

Enclosed are asbestos analysis results for PLM Bulk samples received at our laboratory on May 17, 2021. The samples were analyzed for asbestos using polarizing light microscopy (PLM) per the EPA 600 Method.

Sample results containing >1% asbestos are considered asbestos-containing materials (ACMs) per EPA regulatory requirements. The detection limit for the EPA 600 Method is <1% asbestos by weight as determined by visual estimation.

Thank you for your business and we look forward to continuing good relations.

Kind Regards,

Tianbao Bai, Ph.D., CIH Laboratory Director

Mansas De.





# ASBESTOS ANALYTICAL REPORT By: Polarized Light Microscopy

#### Prepared for

# **Enviro Assessments East, Inc**

CLIENT PROJECT: Commercial Bldg. @ 901 Eubanks Street, New Bern,

NC 28560

LAB CODE:

A216447

TEST METHOD: EPA 600 / R93 / 116 and EPA 600 / M4-82 / 020

REPORT DATE: 05/18/21

TOTAL SAMPLES ANALYZED: 25

# SAMPLES >1% ASBESTOS: 5



# **Asbestos Report Summary**

By: POLARIZING LIGHT MICROSCOPY

PROJECT: Commercial Bldg. @ 901 Eubanks Street, LAB CODE: A216447

New Bern, NC 28560

METHOD: EPA 600 / R93 / 116 and EPA 600 / M4-82 / 020

1 2	Layer		Color	Sample Description	%
2		A91775	Black,Gray	Shingle	None Detected
		A91776	Black,Gray	Shingle	None Detected
3		A91777	Black,Brown	Felt	None Detected
4		A91778	Black,Brown	Felt	None Detected
5		A91779	Black,Brown	Built-Up Roofing	Chrysotile 10%
6		A91780		Sample Not Analyzed per COC	
7		A91781	Black,Gray	Sealant	None Detected
8		A91782	Black,Gray	Sealant	None Detected
9	Layer 1	A91783	Black,Gray	Tar	Chrysotile 10%
	Layer 2	A91783	Silver	Cool Seal	Chrysotile 3%
10		A91784		Sample Not Analyzed per COC	
11		A91785	Black,Gray	Glaze	None Detected
12		A91786	Black,Gray	Glaze	None Detected
13		A91787	Gray	Glaze	None Detected
14		A91788	Gray	Glaze	None Detected
15		A91789	Brown	Caulk	None Detected
16		A91790	Brown	Caulk	None Detected
17		A91791	Off-white,Beige	Surfacing	Chrysotile 3%
18		A91792		Sample Not Analyzed per COC	
19		A91793	Off-white,Beige	Drywall/Joint Compound	Chrysotile <1%
20		A91794	Off-white,Beige	Drywall/Joint Compound	Chrysotile <1%
21		A91795A	Brown,Beige	Floor Tile	None Detected
		A91795B	Clear,Beige	Mastic	None Detected
22		A91796A	Brown,Beige	Floor Tile	None Detected
		A91796B	Clear,Beige	Mastic	None Detected
23		A91797A	Beige,Tan	Floor Tile	Chrysotile 2%
		A91797B	Clear, Yellow	Mastic	None Detected
24		A91798A		Sample Not Analyzed per COC	
		A91798B	Clear, Yellow	Mastic	None Detected
25		A91799A	Blue	Floor Tile	None Detected
		A91799B	Tan,Yellow	Mastic	None Detected



# **Asbestos Report Summary**

By: POLARIZING LIGHT MICROSCOPY

PROJECT: Commercial Bldg. @ 901 Eubanks Street, LAB CODE: A216447

New Bern, NC 28560

METHOD: EPA 600 / R93 / 116 and EPA 600 / M4-82 / 020

Client ID	Layer	Lab ID	Color	Sample Description	ASBESTOS %
26		A91800A	Blue	Floor Tile	None Detected
		A91800B	Tan, Yellow	Mastic	None Detected
27		A91801	Tan,Black	Vinyl Flooring	None Detected
28		A91802	Tan,Black	Vinyl Flooring	None Detected



# **ASBESTOS BULK ANALYSIS**

By: POLARIZING LIGHT MICROSCOPY

Client: E

Enviro Assessments East, Inc

450 Executive Parkway New Bern, NC 28562 Lab Code:

A216447

**Date Received:** 05-17-21 **Date Analyzed:** 05-18-21

Date Reported: 05-18-21

Project: Commercial Bldg. @ 901 Eubanks Street, New Bern, NC 28560

ASBESTOS BULK PLM, EPA 600 METHOD

Client ID Lab ID	Lab Description	Lab Attributes	NOI Fibr	N-ASBESTOS ous		NENTS Fibrous	ASBESTOS %
<b>1</b> A91775	Shingle	Heterogeneous Black,Gray Fibrous Bound	<1% 25%	Cellulose Fiberglass	25% 40% 10%	Tar Gravel Silicates	None Detected
<b>2</b> A91776	Shingle	Heterogeneous Black,Gray Fibrous Bound	<1% 25%	Cellulose Fiberglass	25% 40% 10%	Tar Gravel Silicates	None Detected
<b>3</b> A91777	Felt	Heterogeneous Black,Brown Fibrous Bound	55%	Cellulose	35% 10%	Tar Binder	None Detected
<b>4</b> A91778	Felt	Heterogeneous Black,Brown Fibrous Bound	55%	Cellulose	35% 10%	Tar Binder	None Detected
<b>5</b> A91779	Built-Up Roofing	Heterogeneous Black,Brown Fibrous Bound	15%	Cellulose	60% 15%	Tar Binder	10% Chrysotile
<b>6</b> A91780	Sample Not Analyzed per COC					/	
<b>7</b> A91781	Sealant	Heterogeneous Black,Gray Fibrous Bound	10%	Cellulose	80% 10%	Tar Binder	None Detected
<b>8</b> A91782	Sealant	Heterogeneous Black,Gray Fibrous Bound	10%	Cellulose	80% 10%	Tar Binder	None Detected

# eurofins |

# **ASBESTOS BULK ANALYSIS**

By: POLARIZING LIGHT MICROSCOPY

Client: Enviro Assessments East, Inc

450 Executive Parkway New Bern, NC 28562 **Lab Code:** A216447

Date Received: 05-17-21 Date Analyzed: 05-18-21

Date Reported: 05-18-21

Project: Commercial Bldg. @ 901 Eubanks Street, New Bern, NC 28560

ASBESTOS BULK PLM, EPA 600 METHOD

Client ID Lab ID	Lab Description	Lab Attributes	NON-ASBESTOS COMPO Fibrous Non-			NENTS librous	ASBESTOS %
<b>9</b> Layer 1 A91783	Tar	Heterogeneous Black,Gray Fibrous Bound	3%	Cellulose	75% 12%	Tar Binder	10% Chrysotile
Layer 2 A91783	Cool Seal	Heterogeneous Silver Fibrous Bound	<1%	Cellulose	65% 32%	Paint Binder	3% Chrysotile
<b>10</b> A91784	Sample Not Analyzed per COC						*
<b>11</b> A91785	Glaze	Heterogeneous Black,Gray Non-fibrous Bound	<1%	Cellulose	5% 70% 25%	Paint Calc Carb Binder	None Detected
<b>12</b> A91786	Glaze	Heterogeneous Black,Gray Non-fibrous Bound	<1%	Cellulose	5% 70% 25%	Paint Calc Carb Binder	None Detected
<b>13</b> A91787	Glaze	Heterogeneous Gray Non-fibrous Bound	<1%	Cellulose	70% 30%	Calc Carb Binder	None Detected
<b>14</b> A91788	Glaze	Heterogeneous Gray Non-fibrous Bound	<1%	Cellulose	70% 30%	Calc Carb Binder	None Detected
<b>15</b> A91789	Caulk	Heterogeneous Brown Non-fibrous Bound	<1%	Cellulose	90% 10%	Caulk Binder	None Detected



# **ASBESTOS BULK ANALYSIS**

By: POLARIZING LIGHT MICROSCOPY

Client: Enviro Assessments East, Inc

450 Executive Parkway New Bern, NC 28562 Lab Code:

A216447

**Date Received:** 05-17-21 **Date Analyzed:** 05-18-21

Date Reported: 05-18-21

Project: Commercial Bldg. @ 901 Eubanks Street, New Bern, NC 28560

ASBESTOS BULK PLM. EPA 600 METHOD

Client ID	Lab	Lab	NON	N-ASBESTOS	IENTS	ASBESTOS	
Lab ID	Description	Attributes	Fibre	ous	Non-F	ibrous	%
<b>16</b> A91790	Caulk	Heterogeneous Brown Non-fibrous Bound	<1%	Cellulose	90% 10%	Caulk Binder	None Detected
<b>17</b> A91791	Surfacing	Heterogeneous Off-white,Beige Fibrous Bound	<1%	Cellulose	75% 12% 10%	Calc Carb Binder Paint	3% Chrysotile
<b>18</b> A91792	Sample Not Analyzed per COC						
<b>19</b> A91793	Drywall/Joint Compound	Heterogeneous Off-white,Beige Fibrous Bound	15%	Cellulose	65% 10% 10%	Gypsum Calc Carb Paint	<1% Chrysotile
Lab Notes:	3% chrysotile in joint comp	ound only. Sample	e <1% c	hrysotile over			
<b>20</b> A91794	Drywall/Joint Compound	Heterogeneous Off-white,Beige Fibrous Bound	15%	Cellulose	65% 10% 10%	Gypsum Calc Carb Paint	<1% Chrysotile
Lab Notes:	3% chrysotile in joint comp	ound only. Sample	e <1% c	chrysotile over	all.		
<b>21</b> A91795A	Floor Tile	Heterogeneous Brown,Beige Non-fibrous Tightly Bound	<1%	Cellulose	100%	Vinyl	None Detected
A91795B	Mastic	Homogeneous Clear,Beige Non-fibrous Bound	<1%	Cellulose	100%	Mastic	None Detected

# eurofins | cei

# **ASBESTOS BULK ANALYSIS**

By: POLARIZING LIGHT MICROSCOPY

Client: Enviro Assessments East, Inc

450 Executive Parkway New Bern, NC 28562 **Lab Code:** A216447

Date Received: 05-17-21 Date Analyzed: 05-18-21 Date Reported: 05-18-21

Project: Commercial Bldg. @ 901 Eubanks Street, New Bern, NC 28560

#### ASBESTOS BULK PLM. EPA 600 METHOD

Client ID Lab ID	Lab Description	Lab Attributes	NOI Fibr	N-ASBESTOS ous		NENTS ibrous	ASBESTOS %
<b>22</b> A91796A	Floor Tile	Heterogeneous Brown,Beige Non-fibrous Tightly Bound	<1%	Cellulose	100%	Vinyl	None Detected
A91796B	Mastic	Homogeneous Clear,Beige Non-fibrous Bound	<1%	Cellulose	100%	Mastic	None Detected
<b>23</b> A91797A	Floor Tile	Heterogeneous Beige,Tan Fibrous Tightly Bound	<1%	Cellulose	98%	Vinyl	2% Chrysotile
A91797B	Mastic	Homogeneous Clear,Yellow Non-fibrous Bound	<1%	Cellulose	100%	Mastic	None Detected
<b>24</b> A91798A	Sample Not Analyzed per COC						
A91798B	Mastic	Homogeneous Clear,Yellow Non-fibrous Bound	<1%	Cellulose	100%	Mastic	None Detected
<b>25</b> A91799A	Floor Tile	Heterogeneous Blue Non-fibrous Tightly Bound	<1%	Cellulose	100%	Vinyl	None Detected
A91799B	Mastic	Homogeneous Tan,Yellow Non-fibrous Bound	<1%	Cellulose	100%	Mastic	None Detected



# **ASBESTOS BULK ANALYSIS**

By: POLARIZING LIGHT MICROSCOPY

Client: Enviro Assessments East, Inc

450 Executive Parkway New Bern, NC 28562

Lab Code:

A216447

Date Received: 05-17-21

Date Analyzed: 05-18-21

Date Reported: 05-18-21

Project: Commercial Bldg. @ 901 Eubanks Street, New Bern, NC 28560

ASBESTOS BULK PLM, EPA 600 METHOD

Client ID Lab ID	Lab Description	Lab Attributes	NON-ASBESTOS COMPONI Fibrous Non-Fik				
A91800A Blue Non-fibrou Tightly Bo	Heterogeneous Blue Non-fibrous Tightly Bound	<1%	Cellulose	100%	Vinyl	None Detected	
A91800B	Mastic	Homogeneous Tan,Yellow Non-fibrous Bound	<1%	Cellulose	100%	Mastic	None Detected
<b>27</b> A91801	Vinyl Flooring	Heterogeneous Tan,Black Fibrous Bound	30%	Cellulose	35% 25% 10%	Vinyl Tar Binder	None Detected
<b>28</b> A91802	Vinyl Flooring	Heterogeneous Tan,Black Fibrous Bound	30%	Cellulose	35% 25% 10%	Vinyl Tar Binder	None Detected



LEGEND:

Non-Anth

= Non-Asbestiform Anthophyllite

Non-Trem

= Non-Asbestiform Tremolite

Calc Carb

= Calcium Carbonate

METHOD: EPA 600 / R93 / 116 and EPA 600 / M4-82 / 020

**REPORTING LIMIT: <1%** by visual estimation

REPORTING LIMIT FOR POINT COUNTS: 0.25% by 400 Points or 0.1% by 1,000 Points

**REGULATORY LIMIT:** >1% by weight

Due to the limitations of the EPA 600 method, nonfriable organically bound materials (NOBs) such as vinyl floor tiles can be difficult to analyze via polarized light microscopy (PLM). EPA recommends that all NOBs analyzed by PLM, and found not to contain asbestos, be further analyzed by Transmission Electron Microscopy (TEM). Please note that PLM analysis of dust and soil samples for asbestos is not covered under NVLAP accreditation. *Estimated measurement of uncertainty is available on request.* 

This report relates only to the samples tested or analyzed and may not be reproduced, except in full, without written approval by Eurofins CEI. Eurofins CEI makes no warranty representation regarding the accuracy of client submitted information in preparing and presenting analytical results. Interpretation of the analytical results is the sole responsibility of the client. Samples were received in acceptable condition unless otherwise noted. This report may not be used by the client to claim product endorsement by NVLAP or any other agency of the U.S. Government.

Information provided by customer includes customer sample ID and sample description.

ANAL VST

Scott Minyard

APPROVED BY:

Tianbao Bai, Ph.D., CIH Laboratory Director



A216447 A91775-A91802

28

Enviro Assessments East, Inc.		LABORATORY T		
10705 Hwy 55 West		Laboratory Nam	e: Eurofins, CEI.	
Dover, NC 28526		Account Name:_	City of N	as son
Contact: Jason Simpson	×	Survey Site:	omercial Elde	
PH# 252-876-5094 Fax#252-527-	3055		Eubonis Str	ect
Email: eae200@embarqmail.com		Na	w Ben NC	
labresults@eae-inc.com				1/4/21
Sample Type: Asbestos Bulk		PLM		/ / - /
Turn Around Time: 24 HR	# of Samples:	28	Date Collected: 5/	14121
Special Instructions/Notes				¥
			- Q Q	show &
		Loca	1 Stor Pa	DIS I
Sample # Sample type		LOCA	ition	113
1 Shingle	Roof	2		-
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6 4	1			
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26	ل ا	- 11		1 Par
<b>CHAIN OF CUSTODY</b>	RECORD		2.2	

EUROFINS CEI, INC SAMPLES ACCEPTED

			The state of the s
DATE/TIME	CONDITION OF SAMPLE	SAMPLES RECEIVED BY:	SAMPLES RELEASED BY:
5/14/21	Double Bagged	AD 5/17 9:30	
			/

	ssessments East, Inc.		LABORATORY		
And the second of the second o	wy 55 West		Laboratory Nar	ne: Eurofins, CEI.	28 20
	IC 28526		Account Name	: City of New	2/2 ev
the second secon	Jason Simpson	2055	Survey Site:		<u></u>
	-876-5094 Fax#252-527-		Address: 90		
CONTRACTOR AND CONTRACTOR CONTRACTOR	ae200@embarqmail.com bresults@eae-inc.com	1	New	> Bon, NC Zo.	560
	Type: Asbestos Bulk	Analysis Type:		Date Shipped: 5/	14/21
	ound Time: 24 HR	# of Samples:	28	Date Collected: 5//	4/21
	Instructions/Notes				_`L
Special	mstractions, notes			· 0	
				To Stop Casity	vs#
Sample #	Sample type		Loc	ation	<u>P/S</u>
27	VINAL FLOOR > DO	HYZK 202 F	Toor Re	er Bath	
28	W. W.	957c "	-, 'u	4	
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51					
52					

# CHAIN OF CUSTODY RECORD

DATE/TIME	CONDITION OF SAMPLE	SAMPLES RECEIVED BY:	SAMPLES RELEASED BY:
5/19/21	Double Bagged		21

#### Aldermen

Sabrina Bengel Jameesha Harris Robert V. Aster Johnnie Ray Kinsey Barbara J. Best Jeffrey T. Odham



300 Pollock Street, P.O. Box 1129 New Bern, NC 28563-1129 (252) 636-4000 Dana E. Outlaw Mayor Foster Hughes Interim City Manager Brenda E. Blanco City Clerk

## MEMO:

Date: 5/24/2021

TO: City of New Bern, Board of Aldermen

FROM: Patrick Ezel, Building Inspector, Minimum Housing Officer

RE: 901 Eubanks Street, Demolition Ordinance

Ladies and Gentlemen,

This memo is to provide you with an explanation and reasoning for what is called Wet Haul Asbestos Abatement. This is a process that is required/recommended when the amount of asbestos is so great that it has, or the condition of the building is lacking structural integrity that standard abatement is not safe for the personal conducting such abatement. This structures integrity is compromised in such a way that the roof and second floor have collapsed into the first floor and there are multiple points on exterior walls that could collapses onto public right away. This process does the abatement and demolition at the same time greatly reducing the risk of injury and exposure to asbestos to all workers during the abatement/demolition process. It is our recommendation that this is the process that is used for demolition on this property. If there are any questions, please let us know. Thank you again.

Respectfully Submitted,

Patrick J Ezel

Patrick Ezel Building Inspector Minimum Housing Officer (o) 252-639-2943 (c) 252-671-1781

## CITY OF NEW BERN DEVELOPMENT SERVICES

P.O. BOX 1129 NEW BERN, NC 28563 (252) 639-2942

# INVOICE

1-0670

# PLEASE SUBMIT PAYMENT TO: CRAVEN COUNTY TAX OFFICE 226 POLLOCK STREET NEW BERN, NC 28560

QUESTIONS CONTACT: CITY OF NEW BERN INSPECTIONS P.O. BOX 1129 NEW BERN, NC 28563 (252) 639-2942

LEE, MICHAEL & 1016 MECHANI NEW BERN No Account # 121202 Subject: ASBESTOS	IIC ST	NOWN AS 901		<del>6-23-2021</del> # 39915	
CHAPTER 2	26 – SECTION 26-29 (N.C.	G.S. Section 16	OA-193)		
	38 – SECTION 38-32 (N.C.				
		G.S. Section 10	IOA-443) (F)		MP.
Tax Parcel ID# :	8-006-256				
Property Address:	901 EUBANKS STREET				
Administrative Cost	Which included all inspection	ns, secretarial serv	ices, photo copies, p	oostage and mileage	
Public Works Cost	Lot mowing and cleanup by	Public Works			
(2) Contractor Cost (1) Other Related Cost	Lot clearing, boarding up Lot clearing, boarding up stMaterials, dumping fees ( stAttorney fees or publicati	and/or demolitior Public Works)	(Inspections)	Public Works)	
PUBLIC WORKS:		INSPECTIONS:			
Public Works Cost	\$ 766.00	Administrative C	ost \$	65.00	
Contractor Cost	\$	Contractors Cost	\$		
Other Related Cost	\$	Other Related Co	st \$		
Sub-Total	\$ 766.00	Sub-Total	\$	65.00	
		TOTAL DUE:	Ś	831.00	



TO:

**CRAVEN COUNTY TAX OFFICE** 

CITY OF NEW BERN FINANCE

FROM: DEVELOPMENT SERVICES AND INSPECTIONS

DATE: June 22, 2021

SBJECT: MINIMUM HOUSING INVOICES

INVOICE #	INVOICE DATE	ADDRESS	NAME	AMOUNT
670	6-23-2021	901 EUBANKS STREET	LEE, MICHAEL & DOCIA	\$831.00
,				

#### **Enviro Assessments East Inc**

450 Executive Parkway New Bern, NC 28562 US (252)527-3052

www.eae-inc.com





BILL TO
City of New Bern
300 Pollock Street
New Bern, NC 28560 US

INVOICE#	DATE	TOTAL DUE	DUE DATE	TERMS	ENCLOSED
8010	05/19/2021	\$766.00	05/19/2021	Due on receipt	

ACTIVITY	QTY	RATE	AMOUNT
Asbestos Inspection	1	250.00	250.00
Full Asbestos Inspection 901 Eubanks Street, New Bern, NC 28560			
Lab Analysis Fee Per sample and layer analyzed by lab	31	16.00	496.00
Shipping FedEx	1	20.00	20.00

Please Remit Payment To:

Enviro Assessments East, Inc.

450 Executive Parkway,

New Bern, NC 28562

Federal Tax ID # 22-3864208

For Billing Questions:

Contact Josh Lane

(o) 252-527-3052

Josh@eae-inc.com

BALANCE DUE

\$766.00

#### Craven County Geographic Information System

Craven County does NOT warrant the information shown on this page and should be used ONLY for tax assessment purposes. This report was created by Craven County GIS reporting services on 6/23/2021 8:20:31 AM

Parcel ID:

8-006 -256

Owner:

LEE, MICHAEL EARL & DOCIA M

Mailing Address:

1016 MECHANIC ST NEW BERN NC 28560

**Property Address:** 

901 EUBANKS ST

Description:

1/2 LOT 121 PAVIETOWN

Lot Description:

52 X 51

Subdivision:

Assessed Acreage:

0.135

Calculated Acreage: 0.060

Deed Reference:

2546-0867

Recorded Date:

12 21 2006

Recorded Survey:

**Estate Number:** 

Land Value:

\$2,100

Tax Exempt:

No

Improvement Value: \$27,000

# of Improvements:

Total Value:

\$29,100

City Name:

**NEW BERN** 

Fire tax District:

**Drainage District:** 

Special District:

Land use:

COMM - GENERAL COMMERCIAL USE

**Recent Sales Information** 

**SALE DATE** 

Sellers Name

**Buyers Name** 

Sale Type

Sale Price

12/21/2006

LEE, MICHAEL & DOCIA

STRAIGHT

\$30,000

RHODES, G D

**TRANSFER** 

List of Improvements to Site

Type of Structure

Year Built

Base Area 1st Floor Value

**RETAIL STORE** 

1956

1840

\$27,000

Review Account Information

MA410-01

Press Enter to continue.

Account Number . . . : 39915

Mailing Name . . . . : LEE, MICHAEL & DOCIA

T/A Name . . . . . :

Mailing Address . . . : 1016 MECHANIC ST City/State/Zip . . . : NEW BERN NC 28560

Residence Address . . :

F3=Exit F12=Previous

											,		
Enter	F01	F02	F03	F04	F05	F06	F07	F08	F09	F10	F11	F12	Reset
Close	Roll [		Roll U										

http://4.31.71.204/

#### **Enviro Assessments East Inc**

Invoice

450 Executive Parkway New Bern, NC 28562 US (252)527-3052

www.eae-inc.com



BILL TO	
City of New Bern	
00 Pollock Street	
New Bern, NC 28560 US	

INVOICE#	DATE	TOTAL DUE	DUE DATE	TERMS	ENCLOSED
8010	05/19/2021	\$766.00	05/19/2021	Due on receipt	

ACTIVITY	QTY	RATE	AMOUNT
Asbestos Inspection Full Asbestos Inspection 901 Eubanks Street, New Bern, NC 28560	1	250.00	250.00
Lab Analysis Fee Per sample and layer analyzed by lab	31	16.00	496.00
Shipping FedEx	1	20.00	20.00

Please Remit Payment To:

Enviro Assessments East, Inc.

450 Executive Parkway,

New Bern, NC 28562

Federal Tax ID # 22-3864208

For Billing Questions:

Contact Josh Lane

(o) 252-527-3052

Josh@eae-inc.com

BALANCE DUE

\$766.00



#### Aldermen

Sabrina Bengel Jameesha Harris Robert V. Aster Johnnie Ray Kinsey Barbara J. Best Jeffrey T. Odham



300 Pollock Street, P.O. Box 1129 New Bern, NC 28563-1129 (252) 636-4000 Dana E. Outlaw Mayor Foster Hughes Interim City Manager Brenda E. Blanco City Clerk

Date: 6/14/2021

### MEMO:

TO: City of New Bern, Board of Aldermen

FROM: Matt Boswell, Chief Building Inspector and Patrick Ezel, Building Inspector, Minimum Housing Officer

RE: 901 Eubanks Street, Condemnation Status

Ladies and Gentlemen,

This memo is to adhere the status of condemned to 901 Eubanks Street. Further identified by parcel identification number of 8-006-256. It is the believe of our office's that this building has sustained an amount of damage that makes this structure unsafe to the public and poses an immediate danger to the public. The damage is referenced in the memo dated 5/24/2021. If there are any questions, please let us know. Thank you again.

Respectfully Submitted,

### Matt Boswell

Matt Boswell Chief Building Inspector (o) 252-639-2945

### Patrick J Ezel

Patrick J. Ezel Building Inspector Minimum Housing Officer (o) 252-639-2943 (c) 252-671-1781

### DAVIS HARTMAN WRIGHT, PLLC Attorney's Report on Title

901 Eubanks Street (Tax Parcel #8-006-256) RE:

TITLE VESTED IN MICHAEL E. LEE AND WIFE, DOCIA LEE

#### BY THE FOLLOWING INSTRUMENT:

Type:

General Warranty Deed

Dated:

December 7, 2006

Recorded:

December 21, 2006

Book: 2546 Page: 867

Registry:

Craven County

#### LEGAL DESCRIPTION OF PROPERTY:

All that certain part of lot or parcel of land lying and being situate in the City of New Bern, said State and County, and in that portion of said City, known and designated as "Pavietown," as plotted and recorded in the public records in the office of the Register of Deeds for said Craven County, in Book No. 106, folio 385, and being one half of lot bearing the number one hundred twenty-one, (121) upon said plot or plan bounded as follows, viz:

BEGINNING at the Northwest corner of Main and Eubanks Street, and running Northwardly along the western line of Eubanks Street fifty-two (52) feet; thence westwardly and parallel with Main Street fifty-one (51) feet, thence Southwardly and parallel with Eubanks Street fifty-two (52) feet to the Northern line of said Main Street; thence Eastwardly along said Northern line fifty-one (51) feet to the point of beginning. It being part of same land conveyed by Mary E. Hawkins, divorcee, to said Lillie M. Green, by deed bearing date of June 16, 1923, and recorded in said public records in Book No. 259, folio 473, to which reference is hereby made.

TAXES LISTED IN THE NAME OF MICHAEL EARL & DOCIA M. LEE, 1016 MECHANIC STREET, NEW BERN, NC 28560:

Township:

Eight

2021 Real Valuation:

\$29,100

Municipality: New Bern

### ABOVE PROPERTY IS SUBJECT TO:

(a) Taxes and assessments: NONE.

- (b) Mortgages, deeds of trust, vendors, liens: Deed of trust in favor of Mary E. Samuel and Beatrice R. Small recorded in Book 2546 at Page 871 in the office of the Register of Deeds for Craven County.
- (c) Judgments: NONE.
- (d) Mechanics' and materialmen's liens, known or recorded: NONE.
- (e) Liens in favor of state or federal government: NONE.
- (f) Lis pendens: Craven County file number 08-M-210.

- (g) Leases, known or recorded: NONE.
- (h) Easements, restrictions, exceptions, reservations, limitations, conditions: NONE
- (i) Other objections and defects: Any matters that an accurate survey might show.
- (j) Period of title search: From February 25, 1947, through June 14, 2021 at 5:04 p.m.

THIS THE 15th DAY OF JUNE, 2021.

Respectfully submitted,

DAVIS HARTMAN WRIGHT, PLLC

Bv:

Jaimee Bullock Mosley

#### **EXHIBIT A**

All that certain part of lot or parcel of land lying and being situate in the City of New Bern, said State and County, and in that portion of said City, known and designated as "Pavietown," as plotted and recorded in the public records in the office of the Register of Deeds for said Craven County, in Book No. 106, folio 385, and being one half of lot bearing the number one hundred twenty-one, (121) upon said plot or plan bounded as follows, viz:

BEGINNING at the Northwest corner of Main and Eubanks Street, and running Northwardly along the western line of Eubanks Street fifty-two (52) feet; thence westwardly and parallel with Main Street fifty-one (51) feet, thence Southwardly and parallel with Eubanks Street fifty-two (52) feet to the Northern line of said Main Street; thence Eastwardly along said Northern line fifty-one (51) feet to the point of beginning. It being part of same land conveyed by Mary E. Hawkins, divorcee, to said Lillie M. Green, by deed bearing date of June 16, 1923, and recorded in said public records in Book No. 259, folio 473, to which reference is hereby made.

Workflow No. 684262

Image ID: 000001070874 Type: CRP
Recorded: 12/21/2006 et 02:20:01 PM
Fee Amt: \$26.00 Page 1 of 5
Craven, NC
Sherri B. Richard Register of Deeds
BK 2546 Pg 871

## NORTH CAROLINA DEED OF TRUST

SATISFACTION: The debt secured by together with the note(s) secured thereby This the day of Signed:	has been satisfied in full	
Parcel Identifier No. 8-006-256 By:		theday of, 20
	148 Westbrooke Shopping Center, Havelock,	
This instrument was prepared by: Strickl Brief description for the Index: 1/2 LOT	in Law Firm, P.A., 448 Westbrooke Shoppin 121 PAVIETOWN	g Center, Havelock, NC 28532
THIS DEED of TRUST made this 20T	H day of DECEMBER 20	06 by and between:
Michael Earl Lee Marwick, Docia M. Lee 1016 Mechanics Street New Bern, NC 28560	TRUSTEE Bobby J. Stricklin 448 Westbrooke Shopping Center Havelock, NC 28532	Mary E. Samuel and Beatrice R. Small  2724 Myrtle Ave Norfolk, VA 23504
Enter in appropriate block for each party	y: name address, and, if appropriate, character	of entity, e.g. corporation or partnership
The designation Grantor, Trustee, and Be shall include singular, plural, masculine, t	eneficiary as used herein shall include said par feminine or neuter as required by context.	ties, their heirs, successors, and assigns, and
WITNESSETH, That whereas theTwenty Thousand and 00/100 Promissory Note of even date berewith, the said Promissory Note, if not sooner paid,	e Grantor is indebted to the Ber  Dollars he terms of which are incorporated herein by r isApril !, 2007	neficiary in the principal sum of (\$\frac{*****20,000.00}{}, as evidenced by a eference. The final due date for payments of
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NOW, THEREFORE, as security for said indebtedness, advancence	nts and other sums expende	d by Beneficiary pt	usuant to this
Deed of Trust and costs of collection (including attorneys fees a	s provided in the Promiss	sory Note) and o	ther valuable
consideration, the receipt of which is hereby acknowledged, the Granto	r has bargained, sold, given	and conveyed and	does by these
presents bargain, sell, give, grant and convey to said Trustee, his heirs	, or successors, and assigns,	the parcel(s) of la	nd situated in
the City of New Bern	Township,	Craven	County,
North Carolina, (the "Premises") and more particularly described as fol	lows:		
See Attached		4	A PA

TO HAVE AND TO HOLD said Premises with all privileges and appurtenances thereunto belonging, to said Trustee, his hears successors, and assigns forever, upon the trusts, terms and conditions, and for the uses hereinafter set forth.

If the Grantor shall pay the Note secured hereby in accordance with its terms, together with interest thereon, and any renewals or extensions thereof in whole or in part, all other sums secured hereby and shall comply with all of the covenants, terms and conditions of this Deed of Trust, then this conveyance shall be null and void and may be canceled of record at the request and the expense of the Grantor.

If, however, there shall be any default (a) in the payment of any sums due under the Note, this Deed of Trust or any other instrument securing the Note and such default is not cured within ten (10) days from the due date, or (b) if there shall be default in any of the other covenants, terms or conditions of the Note secured hereby, or any failure or neglect to comply with the covenants, terms or conditions contained in this Deed of Trust or any other instrument securing the Note and such default is not cured within fifteen (15) days after written notice, then and in any of such events, without further notice, it shall be lawful for and the duty of the Trustee, upon request of the Beneficiary, to sell the land herein conveyed at public auction for cash, after having first giving such notice of hearing as to commencement of foreglosure proceedings and obtained such findings or leave of court as may then be required by law and giving such notice and advertising the time and place of such sale in such manner as may then be provided by law, and upon such and any resales and upon compliance with the law then relating to foreclosure proceedings under power of sale to convey title to the purchaser in as full and ample manner as the Trustee is empowered. The Trustee shall be authorized to retain an attorney to represent him in such proceedings.

The proceeds of the Sale shall after the Trustee retains his commission, together with reasonable attorneys fees incurred by the Trustee in such proceedings, be applied to the costs of sale, including, but not limited to, costs of collection, taxes, assessments, costs of recording, service fees and incidental expenditures, the amount due on the Note hereby secured and advancements and other sums expended by the Beneficiary according to the provisions hereof and otherwise as required by the then existing law relating to foreclosures. The Trustee's commission shall be five percent (5%) of the gross proceeds of the sale or the minimum sum of \$500.00 whichever is greater, for a completed foreclosure. In the event foreclosure is commenced, but not completed, the Grantor shall pay all expenses incurred by Trustee, including reasonable attorneys fees, and a partial commission computed on five per cent (5%) of the outstanding indebtedness or the above stated minimum sum, whichever is greater, in accordance with the following schedule, to-wit; one-fourth (%) thereof before the Trustee issues a notice of hearing on the right to foreclosure one-half (%) thereof after issuance of said notice, three-fourths (%) thereof after such hearing; and the greater of the full commission or minimum sum after the initial sale.

And the said Grantor does hereby covenant and agree with the Trustee as follows:

1. INSURANCE. Grantor shall keep all improvements on said land, now or hereafter erected, constantly insured for the benefit of the Beneficiary against loss by fire, windstorm and such other casualties and contingencies, in such manner and in such companies and for such amounts, not less than that amount necessary to pay the sum secured by this Deed of Trust, and as may be satisfactory to the Beneficiary. Grantor shall purchase such insurance, pay all premiums therefor, and shall deliver to Beneficiary such policies along with evidence of premium payments as long as the Note secured hereby remains unpaid. If Grantor fails to purchase such insurance, pay premiums therefor or deliver said policies along with evidence of payment of premiums thereon, then Beneficiary, at his option, may purchase such insurance. Such amounts paid by Beneficiary shall be added to the principal of the Note secured by this Deed of Trust, and shall be due and payable upon demand of Beneficiary. All proceeds from any insurance so maintained shall at the option of Beneficiary be applied to the debt secured hereby and if payable in installments, applied in the inverse order of maturity of such installments or to the repair or reconstruction of any improvements located upon the Property.

2. TAXES, ASSESSMENTS, CHARGES. Grantor shall pay all taxes, assessments and charges as may be lawfully levied against said Premises within thirty (30) days after the same shall become due. In the event that Grantor fails to so pay all taxes, assessments and charges as herein required, then Beneficiary, at his option, may pay the same and the amounts so paid shall be added to the principal of the Note secured by this Deed of Trust, and shall be due and payable upon demand of Beneficiary.

3. ASSIGNMENTS OF RENTS AND PROFITS. Grantor assigns to Beneficiary, in the event of default, all rents and profits from the land and any improvements thereon, and authorizes Beneficiary to enter upon and take possession of such land and improvements, to rent same, at any reasonable rate of rent determined by Beneficiari, and offer deduction from any such rents the cost of reletting and collection, to apply the remainder to the debt secure:

4. PARTIAL RELEASE. Grantor shall not be entitled to the partial rele:

specific provision providing therefor is included in this Deed of Trust. In the Page 2 of 5

in this Page 2 of 5

Deed of Trust, Grantor must strictly comply with the terms thereof. Notwit

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7609

not be entitled to any release of property unless Grantor is not in default and is in full compliance with all of the terms and provisions of the Note, this Deed of Trust, and any other instrument that may be securing said Note.

5. WASTE. The Grantor covenants that he will keep the Premises herein conveyed in as good order, repair and condition as they are now, reasonable wear and tear excepted, and will comply with all governmental requirements respecting the Premises

or their use, and that he will not commit or permit any waste.

6. CONDEMNATION. In the event that any or all of the Premises shall be condemned and taken under the power of eminent domain, Grantor shall give immediate written notice to Beneficiary and Beneficiary shall have the right to receive and collect all damages awarded by reason of such taking, and the right to such damages hereby is assigned to Beneficiary who shall have the discretion to apply the amount so received, or any part thereof, to the indebtedness due hereunder and if payable in installments, applied in the inverse order of maturity of such installments, or to any alteration, repair or restoration of the Premises by Grantor.

7. WARRANTIES. Grantor covenants with Trustee and Beneficiary that he is seized of the Premises in the simple, has the right to convey the same in fee simple, that title is marketable and free and clear of all encumbrances, and that he will warrant and defend the title against the lawful claims of all persons whomsoever, except for the exceptions hereinafter stated. Title to

the property hereinabove described is subject to the following exceptions:

8. SUBSTITUTION OF TRUSTEE. Grantor and Trustee covenant and agree to and with Beneficiary that in case the said Trustee, or any successor trustee, shall die, become incapable of acting, renounce his trust, or for any reason the holder of the Note desires to replace said Trustee, then the holder may appoint, in writing, a trustee to take the place of the Trustee; and upon the probate and registration of the same, the trustee thus appointed shall succeed to all rights powers and duties of the Trustee.

#### THE POLLOWING PARAGRAPH, 9. SALE OF PREMISES, SHALL NOT APPLY UNLESS THE BLOCK TO THE LEFT MARGIN OF THIS SENTENCE IS MARKED AND/OR INITIALED.

- 9. SALE OF PREMISES. Grantor agrees that if the Premises of any part thereof or interest therein is sold, assigned, transferred, conveyed or otherwise alienated by Grantor, whether voluntarily or involuntarily or by operation of law [other than: (i) the creation of a lien or other encumbrance subordinate to this Deed of Trust which does not relate to a transfer of rights of occupancy in the Premises; (ii) the creation of a purchase money security interest for household appliances; (iii) a transfer by devise, descent, or operation of law on the death of a joint tenant or tenant by the entirety; (iv) the grant of a leasehold interest of three (3) years or less not containing an option to purchase (v) a transfer to a relative resulting from the death of a Grantor; (vi) a transfer where the spouse or children of the Grantor become the owner of the Premises; (vii) a transfer resulting from a decree of a dissolution of marriage, legal separation agreement, or from an incidental property settlement agreement, by which the spouse of the Grantor becomes an owner of the Premises; (viii) a transfer into an inter vivos trust in which the Grantor is and remains a beneficiary and which does not relate to a transfer of rights of occupancy in the Premises], without the prior written consent of Beneficiary, Beneficiary, at its own option, may declare the Note secured hereby and all other obligations hereunder to be forthwith due and payable. Any change in the legal or equitable title of the Premises or in the beneficial ownership of the Premises, including the sale, conveyance or disposition of a majority interest in the Grantor if a corporation or partnership, whether or not of record and whether or not for consideration, shall be deemed to be the transfer of an interest in the Premises.
- 10. ADVANCEMENTS, If Grantor shall fall to perform any of the covenants or obligations contained herein or in any other instrument given as additional security for the Note secured hereby, the Beneficiary may, but without obligation, make advances to perform such covenants or obligations, and all such sums so advanced shall be added to the principal sum, shall bear interest at the rate provided in the Note secured hereby for sums due after default and shall be due from Grantor on demand of the Beneficiary. No advancement or anything contained in this paragraph shall constitute a waiver by Beneficiary or prevent such failure to perform from constituting an event of default.

11. INDEMNITY. If any suit or proceeding be brought against the Trustee or Beneficiary or if any suit or proceeding be brought which may affect the value or title of the Premises, Grantor shall defend, indemnify and hold harmless and on demand reimburse Trustee or Beneficiary from any loss, cost, damage or expense and any sums expended by Trustee or Beneficiary shall bear interest as provided in the Note secured hereby for sums due after default and shall be due and payable on demand.

12. WAIVERS. Grantor waives all rights to require marshaling of assets by the Trustee or Beneficiary. No delay or omission of the Trustee or Beneficiary in the exercise of any right, power or remedy arising under the Note or this Deed of Trust shall be deemed a waiver of any default or acquiescence therein or shall impair or waive the exercise of such right, power or remedy by Trustee or Beneficiary at any other time.

13. CIVIL ACTION. In the event that the Trustee is named as a party to any civil action as Trustee in this Deed of Trust, the Trustee shall be entitled to employ an attorney at law, including himself if he is a licensed attorney, to concesent him in said action and the reasonable attorney's fee of the Trustee in such action shall of the Note secured by this Deed of Trust and bear interest at the rate provi orincipal

14. PRIOR LIENS. Default under the terms of any instrument secured Image 10: 000001070876 Type: CRP Page 3 of 5 11. OTHER TERMS. ordinate

shall constitute default hereunder. 15. OTHER TERMS.

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27609

IN WITNESS WHEREOF, the Grantor has duly executed the foregoing as of the day and year first above written.

·	Michael Earl Lee  Opcia M See (SEAL)
(Entity Name)	Michael Earl Lee
y:	Opcia M Seo (SEAL)
Title:	Docia M. Lee
y: NOTABY	(SEAL)
Tide:	
PUBLIC /U	THE REPORT OF THE PARTY.
y: PUBLIC COUNTRICE TITLE COUNTRICE TO COUNT	(SEAL)
W. EN COUNTERS	
· · · · · · · · · · · · · · · · · · ·	
tate of North Carolina - County of Craven	contract to the second
I, the undersigned Notary Public of the County and State at	toresaid, certify mat. Michael harrices and wite. Docis w.  personally appeared before me this day and
cknowledged the due execution of the foregoing instrument for the	purposes therein expressed. Witness my hand and Notarial
tamp or seal this <u>20TH</u> day of <u>DECEMBER</u> , 20 06	
0.10T.10000	
Ay Commission Expires: 9/25/2009	Notary Public
	Hundy Audic
I, the undersigned Notary Public of the County and St  personally came before  of  corporation/limited liability company/get	me this day and acknowledged that he is the a North Carolina a North Carolina areal partnership/limited partnership (strike through the
I, the undersigned Notary Public of the County and Stepersonally came before  of  corporation/limited liability company/get papplicable), and that by authority duly given and as the act of suc ts behalf as its act and deed. Witness my hand and Notarial stamp	me this day and acknowledged that he is the a North Carolina a North Carolina areal partnership/limited partnership (strike through the hentity, he signed the foregoing instrument in its name on
personally came before  of  or corporation/limited liability company/ger napplicable), and that by authority duly given and as the act of suc ts behalf as its act and deed. Witness my hand and Notarial stamp	me this day and acknowledged that he is the a North Carolina a North Carolina areal partnership/limited partnership (strike through the hentity, he signed the foregoing instrument in its name on
I, the undersigned Notary Public of the County and Stepersonally came before  of  corporation/limited liability company/get napplicable), and that by authority duly given and as the act of such as behalf as its act and deed. Witness my hand and Notarial stamp  My Commission Expires:	me this day and acknowledged that he is the a North Carolina a North Carolina areal partnership/limited partnership (strike through the hentity, he signed the foregoing instrument in its name on or seal, this day of, 20
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I, the undersigned Notary Public of the County and St personally came before of	me this day and acknowledged that he is the a North Carolina a North Carolina areal partnership/limited partnership (strike through the hentity, he signed the foregoing instrument in its name on or seal, this day of  Notary Public  a County and State aforesaid, certify that
I, the undersigned Notary Public of the County and Stepersonally came before of corporation/limited liability company/get applicable), and that by authority duly given and as the act of such as behalf as its act and deed. Witness my hand and Notarial stamp by Commission Expires:  State of North Carolina - County of  I, the undersigned Notary Public of the Witness my hand and Notarial stamp or seal, this day of	me this day and acknowledged that he is the a North Carolina a North Carolina areal partnership/limited partnership (strike through the hentity, he signed the foregoing instrument in its name on or seal, this day of  Notary Public  a County and State aforesaid, certify that
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I, the undersigned Notary Public of the County and Step personally came before of	me this day and acknowledged that he is the a North Carolina a North Carolina areal partnership/limited partnership (strike through the hentity, he signed the foregoing instrument in its name on or seal, this day of, 20  Notary Public  Notary Public  Notary Public  Notary Public
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I, the undersigned Notary Public of the County and Stepersonally came before  of	me this day and acknowledged that he is the a North Carolina areal partnership/limited partnership (strike through the hentity, he signed the foregoing instrument in its name on or seal, this day of

#### **ATTACHMENT**

All that certain part of lot or parcel of land lying and being situate in the C ity of New Bern, said State and C ounty, and in that portion of said City, known and designated as "Pav letown," as plotted and recorded in the public records in the office of the Register of Deeds for said Craven County, in Book No. 106, folio 385, and being one half of lot bearing the number one hundred twenty-one, (121) upon said plot or plan bounded as f ollows, viz:

BEGINNING at the Northwest comer of Main and Eubank's Street, and running Northwardly along the western line of Eubank's Street fifty-two (52) feet; thence westwardly and parallel with Main Street fifty-one (51) feet, thence Southwardly and parallel with Eubank's Street fifty-two (52) feet to the Northern line of sald Main Street, thence Eastwardly along said Northern line fifty-one (51) feet to the point of beginning. It being part of same land conveyed by Mary E. Hawkins, divorcee, to said Lillie M. Green, by deed bearing date of June 16, 1923, and recorded in said public records in Book No. 259, folio 473, to which reference is hereby made.

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F08-856

i Eubanks Street, New Bern, NC 28560

Workflow No. 684261

Image 1D: 000001070870 Type: CRP Recorded: 12/21/2008 at 02:18:19 PM Fee Amt: \$83.00 Page 1 of 4 Excise Tax: \$80.00 Craven, NC Sherri B. Richard Register of Deeds

вк**2546 р**в**867** 

by: STRICKLIN LAW FIRM, P.A. 48 Westbrocke Shopping Center Havelock, NC 28532

NORTH CAROLINA

Craven COUNTY

Parcel ID #8-006-256 Stamps \$60.00

THIS DEED, made this 7th day of December Rhodes, Unmarried, Mary E. Samuel, Unmarried, and Beatrice R. Small, Unmarried, parties of the first part, to Michael Earl Lee and wife, Docia M. Lee, whose address is 1016 Mechanics Street, New Bern, NC 28560, parties of the second part,

### WITNESSBTH:

THAT said parties of the first part for and in consideration of TEN DOLLARS (\$10.00) and other good and valuable consideration to it paid by said parties of the second part, the receipt of which is hereby acknowledged, have bargained and sold and by these presents does bargain sell and convey to said parties of the second part, their heirs and assigns, the following described property, to wit:

All that certain part of lot or parcel of land lying and being situate in the City of New Bern, said State and County, and in that portion of said City, known and designated as "Pavietown," as plotted and recorded in the public records in the office of the Register of Deeds for said Craven County, in Book No. 106, folio 385, and being one half of lot bearing the number one hundred twenty-one, (121) upon said plot or plan bounded as follows, viz:

BEGINNING at the Northwest corner of Main and Eubanks Street, and running Northwardly along the western line of Eubanks Street fifty-two (52) feet; thence westwardly and parallel with Main Street fifty-one (51) feet, thence Southwardly and



parallel with Eubanks Street fifty-two (52) feet to the Northern line of said Main Street; thence Eastwardly along said Northern line fifty-one (51) feet to the point of beginning. It being part of same land conveyed by Mary E. Hawkins, divorcee, to said Lillie M. Green, by deed bearing date of June 16, 1923, and recorded in said public records in Book No. 259, folio 473, to which reference is hereby made.

TO HAVE AND TO HOLD the aforesaid property, and all privileges and appurtenances thereunto belonging, to the said parties of the second part, their heirs and assigns, in fee simple, forever.

That the said parties of the first part, for themselves, their successors and assigns, covenants, with said parties of the second part, their heirs and assigns, that they are seized of said premises in fee simple, and has good right to convey the same in fee simple; that the same are free and clear from all encumbrances, except as set forth above, and that they will warrant and defend the title to the same against the claims of all persons whomsoever.

IN WITNESS WHEREOF, the parties of the first part have caused this instrument to be executed and has set hereinto their hand(s) and adopted as their seal(s), the typewritten word "SEAL" appearing beside their names, this the day and year first above written.

Image ID: 000001070871 Type: CRP Page 2 of 4

Loubell Rhodes, Unmarried

STATE: STATE: SOUNTY: STATE: SOUNTY: STATE: SOUNTY: STATE: SOUNTY: STATE: STATE: SOUNTY: STATE: STAT

I, a Notary Public in and for said County and personally appeared before me will day and acknowledged the due execution of the foregoing instrument.

Notary Public

My commission expires: 6-30.06

Mary & Roundseal)
MARY E. SAMUEL

I, Andraw Szymczak, a Notary Public mand for said County and State, do hereby certify that Mary E. Samuel, Unmarried, personally appeared before me this day and acknowledged the due execution of the foregoing instrument.

Witness my hand and official seal, this the 7 2006.

ANDREW SZYMCZAK NOTARY PUBLIC STATE OF NEW YORK NO. 018Z4985724

OUALIFIED IN QUEENS COUNTY

SEAT COMMISSION EXPIRES

Notary Public

My commission expires:

Image ID: 000001070872 Type: CRP Page 3 of 4

#2546 №869

STATE: COUNTY: I, And Win Dis L, a Notary Public in and for said County and State, do hereby certify that Beatrice R. Small, Unmarried, personally appeared before me this day and acknowledged the due execution of the foregoing instrument. Withessmy hand and official seal, this the 5th day of y commission expires: NORTH CAROLINA **CRAVEN COUNTY** SANDY BOWMAN & The foregoing certificates of ANDREW SZYMCZAK , a Notary Public of said County and State, is hereby certified to be correct. This instrument was presented for registration this day and hour and duly recorded in the office of the Register of Deeds of Craven County, North Carolina, in Book , Page . This the day of \_, of the year set above, at \_\_\_\_ Register of Deeds Deputy Register of Deeds Image ID: 000001070873 Type: CRP PARE 4 01 4

### **Peggy Garvick**

From:

Peggy Garvick [pdg@dhwlegal.com]

Sent:

Tuesday, May 12, 2009 10:35 AM

To:

'Janey Anderson'

Subject:

901 Eubanks Street

Attachments: 901 Eubanks St - deed of trust.pdf; 901 Eubanks St - deed to owners.pdf

You sent us copies of the Complaint and Order awhile back to do a collection. However, there is an outstanding deed of trust on this property, and Scott said you would need to start this over. The deed of trust was supposed to have been paid by April 1, 2007, but it hasn't been canceled, so apparently it hasn't been paid. Copy of deed of trust is attached, as well as a copy of the deed into the Lees – a married couple.

Peggy Garrick
Paralegal to Michael Scott Davis
Davis Hartman Wright, PLLC
209 Pollock Street
New Bern, NC 28560

Phone: (252) 514-2828 Fax: (252) 514-9878 Email: pdg@dhwlegal.com

### Coastal Dragline Services Inc.

Estimate

P.O. Box 1170 Bridgeton, NC 28519

Date Estimate#

Phone #

2526719327

cdslotandland&outlook.com

6/15/2021 81

- Adeles americalisado	45960366606666666666	www.deleckidalwich	NASARSELINARIANIA		
N aime	Address				
MANIO	/Address				
		AND CONTRACTOR CONTRAC	900000000000000000000000000000000000000	entamente mantenante de la	ni stiratanoman omo rationa
City of No	ew Bern				
•					

			Project
<b>Description</b> Demo building at 901 Eubanks Street; Demo and remove building; back fill with sand, wet haul contents to land fill	Qty	<b>Rate</b> 17,500.00	<b>Total</b> 17,500.00
		Total	\$17,500.00

### **Patrick Ezel**

From: cdslotandland@outlook.com
Sent: cdslotandland@outlook.com
Tuesday, June 15, 2021 4:12 PM

To: Patrick Ezel

**Subject:** Estimate 81 from Coastal Dragline Services Inc.

Attachments: Est\_81\_from\_Coastal\_Dragline\_Services\_Inc.\_17260.pdf

Dear Customer:

Please review the attached estimate-81. Feel free to contact us if you have any questions.

We look forward to working with you.

Sincerely, Coastal Dragline Services Inc.

2526719327

recipient, you must destroy this message and inform the sender immediately. This electronic mail message and any attachments, as well as any electronic mail message(s) sent in response to it may be considered public record and as

attachments, as well as any electronic mail message(s) sent in response to it may be considered public record and as such subject to request and review by anyone at any time. It also may contain information which is confidential within the meaning of applicable federal and state laws.

# Comp

### Certificate of Service

I hereby certify that on the this 17<sup>th</sup> Day of June 2021, I served a copy of the foregoing Complaint (Residential Building Or Structure) and Notice of Hearing/Notice of Lis Pendens upon the following persons by depositing a true and correct copy thereof in an envelope with proper postage affixed thereto for mailing by certified mail, return receipt requested, and also by placing a true and correct copy thereof in another envelope with proper postage affixed thereto for mailing by regular first class mail, and depositing said envelopes in a regular depository for the United States mail at New Bern, North Carolina, addressed as follows:

Michael Earl Lee Res
1016 Mechanic St Cert 6.18.701
New Bern, NC 28560
7020 0000 0000 2001 8861
Docia M. Lee
1016 Mechanic St

1016 Mechanic St cert - 6.18.22 New Bern, NC 28560

Mary E. Samuel 2724 Myrtle Ave cect 6.23.hall Norfolk, NE 23504VA

Beatrice R. Small Res 2724 Myrtle Ave cert. 6.33.75.1 Norfolk, NC 23504 Spouse of Michael Earl Lee, if any 1016 Mechanic St New Bern, NC 28560

Spouse of Docia M. Lee, if any 1016 Mechanic St

New Bern, NC 28560

Souse of Mary E. Samuel, if any 2724 Myrtle Ave
Norfolk, NG 23504 VACATOR NORFOLK NG 23504 VACATOR NG 2504 VACATOR NG 2504

Souse of Beatrice R. Small, if any 2724 Myrtle Ave
Norfolk, NC 23504 4
7070 0090 0002 2021 \$ 939

# Patrick J Ezel

Patrick J Ezel Building Inspector Minimum Housing Officer City of New Bern (252) 639-2943

STATE OF NORTH CAROLINA	A'	BE	FORE THE BUILI	DING INSPECTOR
			OF THE CITY C	F NEW BERN
COUNTY OF CRAVEN	FILE	ED	File No.	116
CITY OF NEW BERN,	2021 JUN 1/6	)A 10: 21	1	
	Plaintiff	)	COMPL	
	CRAVENCE	TY, C.S.C.	(RESIDENTIAL )	BUILDING OR
v.	DV (1)	()	STRUCT	ΓURE)
	BY		DWELLING UNF	IT FOR HUMAN
MICHAEL EARL LEE AND SP	OUSE, if	)	HABITA	TION)
any,		)	AN	D
DOCIA M. LEE AND SPOUSE,	if any,	)	NOTICE OF	HEARING/
Defenda	nt- Owners	)	NOTICE OF L	S PENDENS
		)		
MARY E. SAMUEL AND SPO	USE, if	)		
any,		)		
BEATRICE R. SMALL AND SI	POUSE, if	)		
any,		)		
•	-in-Interest	VACCE.		

### THE CITY OF NEW BERN ALLEGES AND SAYS THAT:

- 1. In accordance with North Carolina General Statutes Section 160D-1203 and Chapter 38 of the Code of the City of New Bern ("Chapter 38"), the undersigned Building Inspector for the City of New Bern has done a preliminary investigation to determine if the dwelling identified herein has been properly maintained so that the safety and health of its occupants are not jeopardized for failure of the property to meet the minimum standards established by Chapter 38 and to determine if the dwelling identified is unfit for human habitation.
- 2. The preliminary investigation has disclosed that there is a basis for believing that the residential building or structure located at 901 Eubanks Street, New Bern, North Carolina, which bears Craven County parcel identification number 8-006-256, is in violation of the minimum standards established by Chapter 38 and is unfit for human habitation as evidenced by the following:
- a. The roof of the structure and or dwelling has not been properly maintained allowing the entrance of moisture.
- b. The interior of the structure and or dwelling has not been properly maintained resulting in damage to sub-floor, floor joist, holes in the floor, damage to walls, damage to ceiling, and holes in the interior walls and floor.

- c. Part of the roof and part of the second floor of the structure and or dwelling has collapsed into the first floor. This now leaves the exterior walls with no structural support and has caused them bow.
- d. The structure and or dwelling does not have the required insulation within the floors, walls, and ceiling.
- e. The electrical system has not been properly maintained resulting in signs of damage to various electrical receptacles and or missing components of interior electrical system to include missing the required Ground Fault Circuit Interrupter (GFCI) outlets and or circuit breakers. The dwelling does not have electrical services.
- f. The structure and or dwelling does not have the ability to produce hot water for any sanitary reasons.
- g. The structure and or dwelling does not have a mechanical system capable of maintaining required internal temperature required of a structure and or dwelling.
- h. The structure and or dwelling does not have a bathroom or fixtures and or capabilities to properly remove sewage waste from the structure and or dwelling.
  - i. The structure and or dwelling does not have water and sewer services.
  - i. The structure and or dwelling does not have smoke detectors.
- 3. A hearing will be held on the 1<sup>st</sup> Day of July 2021, at 2:00 p.m. in the office of the City Building Inspector located at 303 First Street, New Bern, North Carolina 28560.
- 4. You have the right to file an answer to this complaint by writing to the Building Inspector of the City of New Bern, P.O. Box 1129, New Bern, NC 28563-1129.
- 5. You have the right to appear at the above-scheduled hearing, in person or otherwise, and give testimony.
- 6. The rules of evidence prevailing in courts of law or equity shall not be controlling in hearings before the City Building Inspector.
- 7. Following the hearing, the undersigned Building Inspector may issue an order to repair, alter, improve, vacate and close, or remove or demolish the structures and clear the debris therefrom, as appears appropriate. Failure to comply with an Order of the Building Inspector will result in the assessment of the following civil penalties as required by Code Section 38-5 of the Code of Ordinances of the City of New Bern:

- The sum of \$500.00 for failure to comply with said order within thirty-one (31) days of its expiration;
- An additional sum of \$1,000.00 (for a total sum of \$1,500.00) for failure to comply with said order within sixty-one (61) days of its expiration;
- An additional sum of \$1,500.00 (for a total sum of \$3,000.00) for failure to comply with said order within ninety-one (91) days of its expiration;
- An additional sum of \$2,000.00 (for a total sum of \$5,000.00) for failure to comply with said order within one hundred twenty-one (121) days of its expiration; and
- An additional sum of \$2,000.00 (\$5,000.00 plus \$2,000.00 per month) for each additional thirty (30) days, or fraction thereof, for failure to comply with said order after one hundred twenty-one (121) days of its expiration.

This 16<sup>th</sup> Day of June 2021.

Patrick J Ezel

Patrick J Ezel
Building Inspector
Minimum Housing Officer
City of New Bern
(252) 639-2943

#### Certificate of Service

I hereby certify that on the this 17<sup>th</sup> Day of June 2021, I served a copy of the foregoing Complaint (Residential Building Or Structure) and Notice of Hearing/Notice of Lis Pendens upon the following persons by depositing a true and correct copy thereof in an envelope with proper postage affixed thereto for mailing by certified mail, return receipt requested, and also by placing a true and correct copy thereof in another envelope with proper postage affixed thereto for mailing by regular first class mail, and depositing said envelopes in a regular depository for the United States mail at New Bern, North Carolina, addressed as follows:

Michael Earl Lee 1016 Mechanic St New Bern, NC 28560

Docia M. Lee 1016 Mechanic St New Bern, NC 28560

Mary E. Samuel 2724 Myrtle Ave Norfolk, VA 23504

Beatrice R. Small 2724 Myrtle Ave Norfolk, VA 23504 Spouse of Michael Earl Lee, if any 1016 Mechanic St New Bern, NC 28560

Spouse of Docia M. Lee, if any 1016 Mechanic St New Bern, NC 28560

Souse of Mary E. Samuel, if any 2724 Myrtle Ave Norfolk, VA 23504

Souse of Beatrice R. Small, if any 2724 Myrtle Ave Norfolk, VA 23504

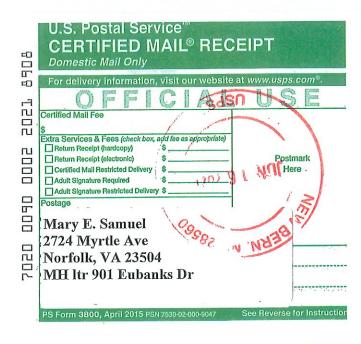
# Patrick J Ezel

Patrick J Ezel Building Inspector Minimum Housing Officer City of New Bern (252) 639-2943







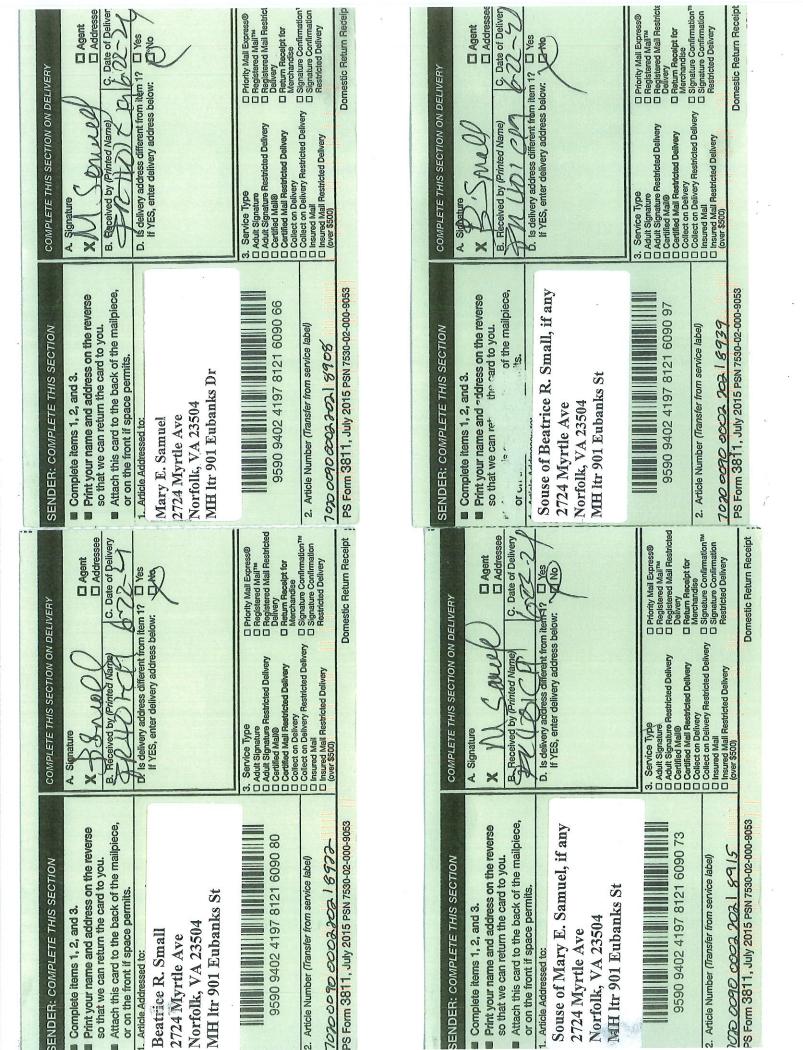












Article Addressed to:

2724 Myrtle Ave

Article Addressed to:

#### COMPLETE THIS SECTION ON DELIVERY SENDER: COMPLETE THIS SECTION A. Signature Complete items 1, 2, and 3. ☐ Agent Print your name and address on the reverse ☐ Addressee so that we can return the card to you. B. Received by (Printed Name) C. Date of Delivery Attach this card to the back of the mailpiece, 118/21 or on the front if space permits, ☐ Yes 1. Article Addressed to: D. Is delivery address different from item 17 Spouse of Michael Earl Lee, if any If YES, enter delivery address below: 1016 Mechanic St New Bern, NC 28560 MH ltr 901 Eubanks St ☐ Priority Mail Express®☐ Registered Mail™☐ Registered Mail Restricted Delivery☐ Return Receipt for Merchandise☐ Storetter Configuration™ 3. Service Type 3. Service Type Adult Signature Adult Signature Restricted Delivery Certified Mail® Certified Mail Restricted Delivery Collect on Delivery Collect on Delivery Restricted Delivery Insured Mail Insured Mail Restricted Delivery (over \$500) ☐ Signature Confirmation™ ☐ Signature Confirmation Restricted Delivery 2. Article Number (Transfer from service label) 7020 0090 0002 202 8878 **Domestic Return Receipt** PS Form 3811, July 2015 PSN 7530-02-000-9053

SENDER: COMPLETE THIS SECTION	COMPLETE THIS SECTION ON DELIVERY
<ul> <li>Complete items 1, 2, and 3.</li> <li>Print your name and address on the reverse so that we can return the card to you.</li> <li>Attach this card to the back of the mailpiece, or on the front if space permits.</li> <li>1. Article Addressed to:</li> <li>Michael Earl Lee</li> <li>1016 Mechanic St</li> <li>New Bern, NC 28560</li> <li>MH ltr 901 Eubanks St</li> </ul>	A. Signature    Agent   Addressee   Addressee   Addressee
9590 9402 4197 8121 6090 28  2. Article Number (Transfer from service label)  7070 0090 0002 2021 986	3. Service Type  □ Adult Signature □ Adult Signature Restricted Delivery □ Certified Mail Restricted Delivery □ Collect on Delivery □ Collect on Delivery Restricted Delivery □ Insured Mail Restricted Delivery □ Insured Mail Restricted Delivery (over \$500)
PS Form 3811, July 2015 PSN 7530-02-000-9053	Domestic Return Receipt

### Track Another Package +

Tracking Number: 70200090000220218878

Remove X

Your item was delivered to an individual at the address at 4:40 pm on June 18, 2021 in NEW BERN, NC 28560.

### **Oblivered**, Left with Individual

June 18, 2021 at 4:40 pm NEW BERN, NC 28560 Feedbac

Get Updates ✓

### **Text & Email Updates**

### **Tracking History**

 $\wedge$ 

June 18, 2021, 4:40 pm

Delivered, Left with Individual NEW BERN, NC 28560

Your item was delivered to an individual at the address at 4:40 pm on June 18, 2021 in NEW BERN, NC 28560.

June 18, 2021, 9:28 am

Out for Delivery NEW BERN, NC 28562 June 18, 2021, 9:17 am Arrived at Post Office NEW BERN, NC 28562

June 18, 2021, 3:50 am

Departed USPS Regional Facility
FAYETTEVILLE NC DISTRIBUTION CENTER ANNEX

June 17, 2021, 11:02 am

Arrived at USPS Regional Facility
FAYETTEVILLE NC DISTRIBUTION CENTER ANNEX

June 16, 2021, 11:58 pm Arrived at USPS Regional Facility CHARLOTTE NC DISTRIBUTION CENTER

### **Product Information**

**~** 

See Less ^

### Can't find what you're looking for?

Go to our FAQs section to find answers to your tracking questions.

**FAQs** 

## **USPS Tracking**<sup>®</sup>

### Track Another Package X

Enter up to 35 tracking numbers separated by commas or enter a barcode number

### Track

Tracking Number: 70200090000220218861

Remove Aback

Your item was delivered to an individual at the address at 4:40 pm on June 18, 2021 in NEW BERN, NC 28560.

### **⊘** Delivered, Left with Individual

June 18, 2021 at 4:40 pm NEW BERN, NC 28560

Get Updates ✓

Text & Email Updates

Tracking History

June 18, 2021, 4:40 pm Delivered, Left with Individual NEW BERN, NC 28560 Your item was delivered to an individual at the address at 4:40 pm on June 18, 2021 in NEW BERN, NC 28560. June 18, 2021, 9:28 am Out for Delivery NEW BERN, NC 28562 June 18, 2021, 9:17 am Arrived at Post Office NEW BERN, NC 28562 June 18, 2021, 3:50 am Departed USPS Regional Facility FAYETTEVILLE NC DISTRIBUTION CENTER ANNEX June 17, 2021, 11:02 am Arrived at USPS Regional Facility FAYETTEVILLE NC DISTRIBUTION CENTER ANNEX June 16, 2021, 11:58 pm Arrived at USPS Regional Facility CHARLOTTE NC DISTRIBUTION CENTER **Product Information** 

#### See Less ^

### Can't find what you're looking for?

Go to our FAQs section to find answers to your tracking questions.

# **USPS Tracking**<sup>®</sup>

### Track Another Package +

**Tracking Number:** 70200090000220218885

Remove X

Your item was delivered to an individual at the address at 4:40 pm on June 18, 2021 in NEW BERN, NC 28560.

### **Oblivered, Left with Individual**

June 18, 2021 at 4:40 pm NEW BERN, NC 28560 **Feedbac** 

Get Updates ✓

### **Text & Email Updates**

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### **Tracking History**

 $\wedge$ 

June 18, 2021, 4:40 pm

Delivered, Left with Individual

NEW BERN, NC 28560

Your item was delivered to an individual at the address at 4:40 pm on June 18, 2021 in NEW BERN, NC 28560.

June 18, 2021, 9:28 am

Out for Delivery

NEW BERN, NC 28562

June 18, 2021, 9:17 am

Arrived at Post Office NEW BERN, NC 28562

June 18, 2021, 3:50 am

Departed USPS Regional Facility FAYETTEVILLE NC DISTRIBUTION CENTER ANNEX

June 17, 2021, 11:02 am

Arrived at USPS Regional Facility FAYETTEVILLE NC DISTRIBUTION CENTER ANNEX

June 16, 2021, 11:58 pm

Arrived at USPS Regional Facility CHARLOTTE NC DISTRIBUTION CENTER

**Product Information** 

See Less ^

### Can't find what you're looking for?

Go to our FAQs section to find answers to your tracking questions.

**FAQs** 

### Track Another Package +

Tracking Number: 70200090000220218892

Remove X

Your item was delivered to an individual at the address at 4:40 pm on June 18, 2021 in NEW BERN, NC 28560.

### **Oblivered, Left with Individual**

June 18, 2021 at 4:40 pm NEW BERN, NC 28560 Feedbac

Get Updates ✓

### **Text & Email Updates**

**\** 

### **Tracking History**

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June 18, 2021, 4:40 pm

Delivered, Left with Individual

NEW BERN, NC 28560

Your item was delivered to an individual at the address at 4:40 pm on June 18, 2021 in NEW BERN, NC 28560.

June 18, 2021, 9:28 am

Out for Delivery

NEW BERN, NC 28562

June 18, 2021, 9:17 am Arrived at Post Office NEW BERN, NC 28562

June 18, 2021, 3:50 am
Departed USPS Regional Facility
FAYETTEVILLE NC DISTRIBUTION CENTER ANNEX

June 17, 2021, 11:02 am

Arrived at USPS Regional Facility
FAYETTEVILLE NC DISTRIBUTION CENTER ANNEX

June 16, 2021, 11:58 pm
Arrived at USPS Regional Facility
CHARLOTTE NC DISTRIBUTION CENTER

# Product Information

See Less ∧

### Can't find what you're looking for?

Go to our FAQs section to find answers to your tracking questions.

**FAQs** 

# **USPS Tracking**®

### Track Another Package +

Tracking Number: 70200090000220218939

Remove X

Your item was delivered to an individual at the address at 10:53 am on June 23, 2021 in NORFOLK, VA 23504.

### **⊘** Delivered, Left with Individual

June 23, 2021 at 10:53 am NORFOLK, VA 23504

reedbac

Get Updates ✓

### **Text & Email Updates**

**\** 

### **Tracking History**

**^** 

June 23, 2021, 10:53 am

Delivered, Left with Individual

NORFOLK, VA 23504

Your item was delivered to an individual at the address at 10:53 am on June 23, 2021 in NORFOLK, VA 23504.

June 23, 2021, 7:56 am

Out for Delivery

NORFOLK, VA 23509

June 23, 2021, 7:45 am

June 22, 2021

In Transit to Next Facility

June 18, 2021, 4:45 pm

Departed USPS Regional Facility NORFOLK VA DISTRIBUTION CENTER

June 18, 2021, 7:56 am

Arrived at USPS Regional Facility NORFOLK VA DISTRIBUTION CENTER

June 16, 2021, 11:58 pm

Arrived at USPS Regional Facility
CHARLOTTE NC DISTRIBUTION CENTER

reedbac

**Product Information** 

See Less ^

### Can't find what you're looking for?

Go to our FAQs section to find answers to your tracking questions.

**FAQs** 

## Track Another Package +

Tracking Number: 70200090000220218922

Remove X

Your item was delivered to an individual at the address at 10:53 am on June 23, 2021 in NORFOLK, VA 23504.

# **Oblivered, Left with Individual**

June 23, 2021 at 10:53 am NORFOLK, VA 23504 Feedbac

Get Updates ∨

## **Text & Email Updates**

**\** 

## **Tracking History**

 $\wedge$ 

June 23, 2021, 10:53 am

Delivered, Left with Individual

NORFOLK, VA 23504

Your item was delivered to an individual at the address at 10:53 am on June 23, 2021 in NORFOLK, VA 23504.

June 23, 2021, 7:56 am

Out for Delivery

NORFOLK, VA 23509

#### June 23, 2021, 7:45 am

Arrived at Post Office NORFOLK, VA 23509

#### June 22, 2021

In Transit to Next Facility

#### June 18, 2021, 4:45 pm

Departed USPS Regional Facility NORFOLK VA DISTRIBUTION CENTER

## June 18, 2021, 7:56 am

Arrived at USPS Regional Facility
NORFOLK VA DISTRIBUTION CENTER

#### June 16, 2021, 11:58 pm

Arrived at USPS Regional Facility
CHARLOTTE NC DISTRIBUTION CENTER

**Product Information** 

See Less ^

# Can't find what you're looking for?

Go to our FAQs section to find answers to your tracking questions.

# **USPS Tracking®**

## Track Another Package +

# Tracking Number: 70200090000220218915

Remove X

Your item was delivered to an individual at the address at 10:53 am on June 23, 2021 in NORFOLK, VA 23504.

# **⊘** Delivered, Left with Individual

June 23, 2021 at 10:53 am NORFOLK, VA 23504 Feedba

### Get Updates ✓

## **Text & Email Updates**

**\** 

## **Tracking History**

 $\wedge$ 

June 23, 2021, 10:53 am

Delivered, Left with Individual NORFOLK, VA 23504

Your item was delivered to an individual at the address at 10:53 am on June 23, 2021 in NORFOLK, VA 23504.

June 23, 2021, 7:56 am

Out for Delivery

NORFOLK, VA 23509

## June 23, 2021, 7:45 am Arrived at Post Office NORFOLK, VA 23509

June 22, 2021
In Transit to Next Facility

June 18, 2021, 4:45 pm
Departed USPS Regional Facility
NORFOLK VA DISTRIBUTION CENTER

June 18, 2021, 7:56 am

Arrived at USPS Regional Facility

NORFOLK VA DISTRIBUTION CENTER

June 16, 2021, 11:58 pm

Arrived at USPS Regional Facility
CHARLOTTE NC DISTRIBUTION CENTER

# Product Information

See Less ∧

# Can't find what you're looking for?

Go to our FAQs section to find answers to your tracking questions.

## Track Another Package +

Tracking Number: 70200090000220218908

Remove X

Your item was delivered to an individual at the address at 10:53 am on June 23, 2021 in NORFOLK, VA 23504.

# **⊘** Delivered, Left with Individual

June 23, 2021 at 10:53 am NORFOLK, VA 23504 Feedbac

Get Updates ✓

### **Text & Email Updates**

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### **Tracking History**

 $\wedge$ 

June 23, 2021, 10:53 am

Delivered, Left with Individual NORFOLK, VA 23504

Your item was delivered to an individual at the address at 10:53 am on June 23, 2021 in NORFOLK, VA 23504.

June 23, 2021, 7:56 am

Out for Delivery

NORFOLK, VA 23509

June 22, 2021

In Transit to Next Facility

June 18, 2021, 4:45 pm

Departed USPS Regional Facility NORFOLK VA DISTRIBUTION CENTER

June 18, 2021, 7:56 am

Arrived at USPS Regional Facility
NORFOLK VA DISTRIBUTION CENTER

June 16, 2021, 11:58 pm

Arrived at USPS Regional Facility
CHARLOTTE NC DISTRIBUTION CENTER

Feedback

**Product Information** 

**>** 

See Less ∧

# Can't find what you're looking for?

Go to our FAQs section to find answers to your tracking questions.

#### Certificate of Service

Re: 901 Eubanks St, New Bern, NC

Amendul

I hereby certify that on the 17<sup>th</sup> Day of June 2021, I served a copy of the foregoing **Order of the Building Inspector** upon the following persons by depositing a true and correct copy thereof in an envelope with proper postage affixed thereto for mailing by certified mail, return receipt requested, and also by placing a true and correct copy thereof in another envelope with proper postage affixed thereto for mailing by regular first class mail, and depositing said envelopes in a regular depository for the United States mail at New Bern, North Carolina, addressed as follows:

Michael Earl Lee Reg 1016 Mechanic St Cost 6.26. 221 New Bern, NC 28560 Docia M. Lee 1016 Mechanic St New Bern, NC 28560 70200090 0002 20218953 Mary E. Samuel cent 6.29.201 2724 Myrtle Ave Norfolk, VA 23504 70200090000220218977 Beatrice R. Small Cest 6.29.201 2724 Myrtle Ave Norfolk, VA 23504 70200090 0002 202 18991

Spouse of Michael Earl Lee, if any Cert Codown 1016 Mechanic St New Bern, NC 28560 7020 0090 0002202 18946 Spouse of Docia M. Lee, if any Cart (20,2021 1016 Mechanic St New Bern, NC 28560 7020 0090 0002 20218960 Souse of Mary E. Samuel, if any (prt 6-29-2021) 2724 Myrtle Ave Norfolk, VA 23504 Souse of Beatrice R. Small, if any Cert 6.29.2021 2724 Myrtle Ave Norfolk, VA 23504 702000900007202190041

# Patrick J Ezel

Patrick J Ezel
Building Inspector
Minimum Housing Officer
City of New Bern
252-639-2943

STATE OF NORTH CARC	FILED DLINA 2021 JUN 16 P CRAVEN COUNTY,	12: 10	BEFORE THE BUILDING INSPECTOR OF THE CITY OF NEW BERN File No. <u>08 M 210</u>
CITY OF NEW BERN,	BYPlaintiff	) 0	ORDER OF THE
v.		)	BUILDING INSPECTOR
MICHAEL EARL LEE AND SPOUSE, if		)	OF THE
any, DOCIA M. LEE AND SPOUSE, if any,		)	CITY OF NEW BERN
Defendant- Owners  MARY E. SAMUEL AND SPOUSE, if any, BEATRICE R. SMALL AND SPOUSE, if any, Parties-in-Interest		) ) ) )	AMENDED
		)	

THIS MATTER came on to be heard and was heard before the undersigned Building Inspector of the City of New Bern, at a hearing in the office of the Building Inspector of the City of New Bern on the 1<sup>st</sup> Day of July 2021. This hearing is being scheduled as a result of the reclassification of deteriorated is needed because of neglect and further deterioration. File Number **08 M 210** has been refiled under file number **21 M 176**. This amendment will serve as the notification of such for the below sections and all other sections remain the same; and

6. It is the opinion of the Inspections Department of the City of New Bern that the dwelling cannot be repaired, altered, or improved to comply with the minimum standards established by Chapter 38 of

the Code of the City of New Bern at a cost less than seventy-five (75%) percent of the value, and, therefore, it is a **dilapidated** dwelling as defined by Chapter 38 of the Code of the City of New Bern. As a result, thereof, no one shall reside in or occupy said dwelling.

This 16<sup>th</sup> Day June 2021

Patrick J Ezel

Patrick J Ezel
Building Inspector
Minimum Housing Officer
City of New Bern
252-639-2943

### Certificate of Service

Re: 901 Eubanks St, New Bern, NC

I hereby certify that on the 17<sup>th</sup> Day of June 2021, I served a copy of the foregoing **Order of the Building Inspector** upon the following persons by depositing a true and correct copy thereof in an envelope with proper postage affixed thereto for mailing by certified mail, return receipt requested, and also by placing a true and correct copy thereof in another envelope with proper postage affixed thereto for mailing by regular first class mail, and depositing said envelopes in a regular depository for the United States mail at New Bern, North Carolina, addressed as follows:

Michael Earl Lee 1016 Mechanic St New Bern, NC 28560

Docia M. Lee 1016 Mechanic St New Bern, NC 28560

Mary E. Samuel 2724 Myrtle Ave Norfolk, VA 23504

Beatrice R. Small 2724 Myrtle Ave Norfolk, VA 23504 Spouse of Michael Earl Lee, if any 1016 Mechanic St New Bern, NC 28560

Spouse of Docia M. Lee, if any 1016 Mechanic St New Bern, NC 28560

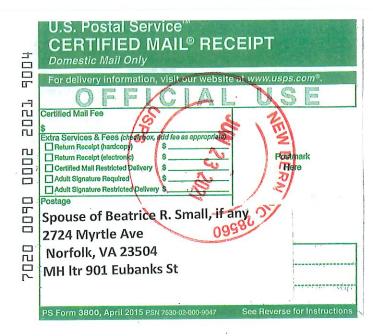
Souse of Mary E. Samuel, if any 2724 Myrtle Ave Norfolk, VA 23504

Souse of Beatrice R. Small, if any 2724 Myrtle Ave Norfolk, VA 23504

# Patrick J Ezel

Patrick J Ezel
Building Inspector
Minimum Housing Officer
City of New Bern
252-639-2943



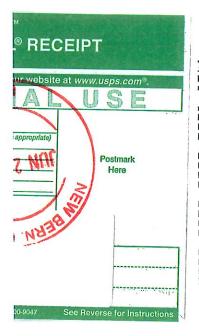


















# **USPS Tracking®**

# Track Another Package +

Tracking Number: 70200090000220219004

Remove X

Your item was delivered to an individual at the address at 10:47 am on June 29, 2021 in NORFOLK, VA 23504.

# **Objective** Delivered, Left with Individual

June 29, 2021 at 10:47 am NORFOLK, VA 23504 Feedbac

Get Updates ✓

## **Text & Email Updates**

**\** 

## **Tracking History**

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June 29, 2021, 10:47 am

Delivered, Left with Individual

NORFOLK, VA 23504

Your item was delivered to an individual at the address at 10:47 am on June 29, 2021 in NORFOLK, VA 23504.

June 29, 2021, 6:10 am

Out for Delivery

NORFOLK, VA 23509

#### June 29, 2021, 4:01 am

Arrived at Post Office NORFOLK, VA 23509

#### June 28, 2021

In Transit to Next Facility

#### June 26, 2021, 7:51 pm

Departed USPS Regional Facility NORFOLK VA DISTRIBUTION CENTER

### June 26, 2021, 8:24 am

Arrived at USPS Regional Facility NORFOLK VA DISTRIBUTION CENTER

## June 25, 2021, 1:08 am

Arrived at USPS Regional Facility
CHARLOTTE NC DISTRIBUTION CENTER

**Product Information** 

See Less ∧

# Can't find what you're looking for?

Go to our FAQs section to find answers to your tracking questions.

# Track Another Package +

Tracking Number: 70200090000220218991

Remove X

Your item was delivered to an individual at the address at 10:47 am on June 29, 2021 in NORFOLK, VA 23504.

# **Objective** Delivered, Left with Individual

June 29, 2021 at 10:47 am NORFOLK, VA 23504 Feedbac

Get Updates ∨

## **Text & Email Updates**

**\** 

#### **Tracking History**

 $\wedge$ 

June 29, 2021, 10:47 am

Delivered, Left with Individual

NORFOLK, VA 23504

Your item was delivered to an individual at the address at 10:47 am on June 29, 2021 in NORFOLK, VA 23504.

June 29, 2021, 6:10 am

Out for Delivery

NORFOLK, VA 23509

### June 29, 2021, 4:01 am

Arrived at Post Office NORFOLK, VA 23509

#### June 28, 2021

In Transit to Next Facility

### June 26, 2021, 7:51 pm

Departed USPS Regional Facility NORFOLK VA DISTRIBUTION CENTER

#### June 26, 2021, 8:24 am

Arrived at USPS Regional Facility NORFOLK VA DISTRIBUTION CENTER

## June 25, 2021, 1:08 am

Arrived at USPS Regional Facility
CHARLOTTE NC DISTRIBUTION CENTER

**Product Information** 

See Less ^

# Can't find what you're looking for?

Go to our FAQs section to find answers to your tracking questions.

# Track Another Package +

Tracking Number: 70200090000220218984

Remove X

Your item was delivered to an individual at the address at 10:47 am on June 29, 2021 in NORFOLK, VA 23504.

# **Objective** Delivered, Left with Individual

June 29, 2021 at 10:47 am NORFOLK, VA 23504 Feedbac

Get Updates ∨

## **Text & Email Updates**

V

### **Tracking History**

June 29, 2021, 10:47 am

Delivered, Left with Individual

NORFOLK, VA 23504

Your item was delivered to an individual at the address at 10:47 am on June 29, 2021 in NORFOLK, VA 23504.

June 29, 2021, 6:10 am

Out for Delivery

NORFOLK, VA 23509

## June 29, 2021, 4:01 am Arrived at Post Office NORFOLK, VA 23509

#### June 28, 2021

In Transit to Next Facility

#### June 26, 2021, 7:51 pm

Departed USPS Regional Facility NORFOLK VA DISTRIBUTION CENTER

### June 26, 2021, 8:24 am

Arrived at USPS Regional Facility NORFOLK VA DISTRIBUTION CENTER

## June 25, 2021, 1:08 am

Arrived at USPS Regional Facility
CHARLOTTE NC DISTRIBUTION CENTER

## **Product Information**

See Less ^

# Can't find what you're looking for?

Go to our FAQs section to find answers to your tracking questions.

# Track Another Package +

**Tracking Number:** 70200090000220218977

Remove X

Your item was delivered to an individual at the address at 10:47 am on June 29, 2021 in NORFOLK, VA 23504.

# **OVER INTERIOR SET OF THE PROPERTY OF THE PROP**

June 29, 2021 at 10:47 am NORFOLK, VA 23504 Feedbac

Get Updates ✓

## **Text & Email Updates**

**>** 

### **Tracking History**

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June 29, 2021, 10:47 am

Delivered, Left with Individual

NORFOLK, VA 23504

Your item was delivered to an individual at the address at 10:47 am on June 29, 2021 in NORFOLK, VA 23504.

June 28, 2021

In Transit to Next Facility

June 26, 2021, 7:51 pm

Departed USPS Regional Facility

June 26, 2021, 8:24 am
Arrived at USPS Regional Facility
NORFOLK VA DISTRIBUTION CENTER

June 25, 2021, 1:08 am
Arrived at USPS Regional Facility
CHARLOTTE NC DISTRIBUTION CENTER

### **Product Information**

V

See Less ∧

# Can't find what you're looking for?

Go to our FAQs section to find answers to your tracking questions.

**FAQs** 

Feedback

# **USPS Tracking**®

# Track Another Package +

Tracking Number: 70200090000220218960

Remove X

Your item was delivered to an individual at the address at 3:50 pm on June 26, 2021 in NEW BERN, NC 28560.

# **Objective** Delivered, Left with Individual

June 26, 2021 at 3:50 pm NEW BERN, NC 28560 Feedbac

Get Updates ✓

### **Text & Email Updates**

**\** 

### **Tracking History**

 $\wedge$ 

June 26, 2021, 3:50 pm

Delivered, Left with Individual

NEW BERN, NC 28560

Your item was delivered to an individual at the address at 3:50 pm on June 26, 2021 in NEW BERN, NC 28560.

June 26, 2021, 8:42 am

Out for Delivery

NEW BERN, NC 28562

June 26, 2021, 8:31 am Arrived at Post Office

NEW BERN, NC 28562

June 26, 2021, 4:21 am

Departed USPS Regional Facility
FAYETTEVILLE NC DISTRIBUTION CENTER ANNEX

June 25, 2021, 9:43 am

Arrived at USPS Regional Facility
FAYETTEVILLE NC DISTRIBUTION CENTER ANNEX

June 25, 2021, 1:08 am

Arrived at USPS Regional Facility
CHARLOTTE NC DISTRIBUTION CENTER

**Product Information** 

**~** 

See Less ∧

# Can't find what you're looking for?

Go to our FAQs section to find answers to your tracking questions.

# Track Another Package +

Tracking Number: 70200090000220218953

Remove X

Your item was delivered to an individual at the address at 3:50 pm on June 26, 2021 in NEW BERN, NC 28560.

# **⊘** Delivered, Left with Individual

June 26, 2021 at 3:50 pm NEW BERN, NC 28560 Feedbac

Get Updates ✓

### **Text & Email Updates**

**\** 

#### **Tracking History**

 $\wedge$ 

June 26, 2021, 3:50 pm

Delivered, Left with Individual

NEW BERN, NC 28560

Your item was delivered to an individual at the address at 3:50 pm on June 26, 2021 in NEW BERN, NC 28560.

June 26, 2021, 8:42 am

Out for Delivery

NEW BERN, NC 28562

June 26, 2021, 8:31 am Arrived at Post Office NEW BERN, NC 28562

June 26, 2021, 4:21 am

Departed USPS Regional Facility FAYETTEVILLE NC DISTRIBUTION CENTER ANNEX

June 25, 2021, 9:43 am

Arrived at USPS Regional Facility FAYETTEVILLE NC DISTRIBUTION CENTER ANNEX

June 25, 2021, 1:08 am

Arrived at USPS Regional Facility CHARLOTTE NC DISTRIBUTION CENTER

**Product Information** 

See Less ∧

# Can't find what you're looking for?

Go to our FAQs section to find answers to your tracking questions.

## Track Another Package +

**Tracking Number:** 70200090000220218946

Remove X

Your item was delivered to an individual at the address at 3:50 pm on June 26, 2021 in NEW BERN, NC 28560.

# **⊘** Delivered, Left with Individual

June 26, 2021 at 3:50 pm NEW BERN, NC 28560 Feedbac

Get Updates ✓

### **Text & Email Updates**

**\** 

#### **Tracking History**

 $\wedge$ 

June 26, 2021, 3:50 pm

Delivered, Left with Individual

NEW BERN, NC 28560

Your item was delivered to an individual at the address at 3:50 pm on June 26, 2021 in NEW BERN, NC 28560.

June 26, 2021, 8:42 am

Out for Delivery

NEW BERN, NC 28562

June 26, 2021, 8:31 am Arrived at Post Office NEW BERN, NC 28562

June 26, 2021, 4:21 am

Departed USPS Regional Facility
FAYETTEVILLE NC DISTRIBUTION CENTER ANNEX

June 25, 2021, 9:43 am

Arrived at USPS Regional Facility
FAYETTEVILLE NC DISTRIBUTION CENTER ANNEX

June 25, 2021, 1:08 am

Arrived at USPS Regional Facility
CHARLOTTE NC DISTRIBUTION CENTER

**Product Information** 

**\** 

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See Less ^

# Can't find what you're looking for?

Go to our FAQs section to find answers to your tracking questions.

## Track Another Package +

**Tracking Number:** 70200090000220218526

Remove X

Your item was delivered to an individual at the address at 3:50 pm on June 26, 2021 in NEW BERN, NC 28560.

# **Objective** Delivered, Left with Individual

June 26, 2021 at 3:50 pm NEW BERN, NC 28560 Feedbac

Get Updates V

### **Text & Email Updates**

**\** 

### **Tracking History**

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June 26, 2021, 3:50 pm

Delivered, Left with Individual

NEW BERN, NC 28560

Your item was delivered to an individual at the address at 3:50 pm on June 26, 2021 in NEW BERN, NC 28560.

June 26, 2021, 8:42 am

Out for Delivery

NEW BERN, NC 28562

June 26, 2021, 8:31 am Arrived at Post Office NEW BERN, NC 28562

June 26, 2021, 4:21 am

Departed USPS Regional Facility

FAYETTEVILLE NC DISTRIBUTION CENTER ANNEX

June 25, 2021, 9:43 am

Arrived at USPS Regional Facility

FAYETTEVILLE NC DISTRIBUTION CENTER ANNEX

June 25, 2021, 1:08 am
Arrived at USPS Regional Facility
CHARLOTTE NC DISTRIBUTION CENTER

Product Information

**~** 

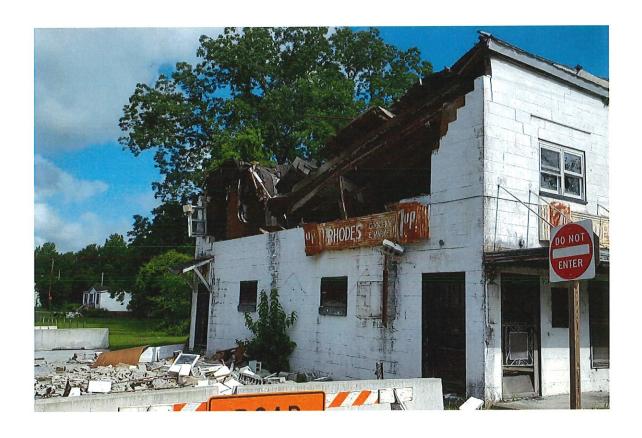
#### See Less ∧

# Can't find what you're looking for?

Go to our FAQs section to find answers to your tracking questions.

6.28.221 901 Eubanks St





# HEARING 21 M 176

DATE: 7-1-202   ADDRESS: 901 Bubanks St Parcel IN# 8-006-250
ATTENDEES: Valorok Brel-Chy of New Born Michael Lee
OBSERVERS_
MOTIFIED BUT NOT PRESENT: Pocia Lee Sporse of Michael Lee  Sporse of Docia Lee  Mary Samuel and growse  Beat rice Smell and sporse  VIOLATIONS: Roof well, pertot and grad of Second Plux fell into host  Slows, insulation, electrical, plumbing, mechanical, and single delectors enternal  walls are bowing out.
OWNERS: INTENTIONS: Keep land; no means to Demo understands building nowls to
NOTES: 6.28.2021 pic of partial collages was weekend; exp OBI 08 M 210 defectionated amended showing change to 21 M 1760 (estimate current penillus & 220.000.000.
· Comp gay no bathorom or mechanal units. the orepresent just not in operational use
- Amended OBI state "was heard" instead of will be heard
- actiled per request to rute objections.
· · · · · · · · · · · · · · · · · · ·
·
STATUS OF DWELLING: Dilapidated FINDINGS:
ORDER WILL READ: Vacant 30 days compliance. 2 Aug 2021

OBI Pilp.
exp 2 Aug 2021

## Certificate of Service

Re: 901 Eubanks St, New Bern, NC

I hereby certify that on the 2<sup>nd</sup> Day of July 2021, I served a copy of the foregoing **Order of the Building Inspector** upon the following persons by depositing a true and correct copy thereof in an envelope with proper postage affixed thereto for mailing by certified mail, return receipt requested, and also by placing a true and correct copy thereof in another envelope with proper postage affixed thereto for mailing by regular first class mail, and depositing said envelopes in a regular depository for the United States mail at New Bern, North Carolina, addressed as follows:

Michael Earl Lee Res
1016 Mechanic St Cert 7.6 2021
New Bern, NC 28560
7020 0002 2021 9165

Docia M. Lee
1016 Mechanic St
New Bern, NC 28560
7020 0000 2002 2021 9189

Mary E. Samuel Res
2724 Myrtle Ave Cert
Norfolk, VA 23504
7020 0000 2002 2021 9202

Beatrice R. Small Res
2724 Myrtle Ave Cert
Norfolk, VA 23504

7020090000270219226

Spouse of Michael Earl Lee, if any 1016 Mechanic St
New Bern, NC 28560
TODO COMO COOD JODA 1917A

Spouse of Docia M. Lee, if any 1016 Mechanic St
New Bern, NC 28560
TODO COOD JODA 19196

Souse of Mary E. Samuel, if any 2724 Myrtle Ave
Norfolk, VA 23504
TODO COOD JODA 1919

Souse of Beatrice R. Small, if any 2724 Myrtle Ave
Norfolk, VA 23504
TODO COOD JODA 1923

Patrick J Ezel

Patrick J Ezel
Building Inspector
Minimum Housing Officer
City of New Bern
252-639-2943

	FIL	FN
STATE OF NORTH CAROLINA	· · · · · · · · · · · · · · · · · · ·	BEFORE THE BUILDING INSPECTOR
COUNTY OF CRAVEN	: <b>2021</b> JUL -2 : Craven gou	File No. 21 M 176
CITY OF NEW BERN, Plai	intiff )	ORDER OF THE
v.	)	BUILDING INSPECTOR
MICHAEL EARL LEE AND SPOUSE	E, if )	OF THE
any, DOCIA M. LEE AND SPOUSE, if any Defendant- Ow	•	CITY OF NEW BERN
MARY E. SAMUEL AND SPOUSE, i any,	f )	
BEATRICE R. SMALL AND SPOUSI	E, if )	
Parties-in-Int	erest )	

THIS MATTER came on to be heard and was heard before the undersigned Building Inspector of the City of New Bern, at a hearing in the office of the Building Inspector of the City of New Bern on the 1<sup>st</sup> Day of July 2021; and

**UPON HEARING** evidence and testimony in this matter, the Building Inspector of the City of New Bern found the following facts:

- 1. Patrick J Ezel, Building Inspector, Minimum Housing Officer appeared on behalf of the City of New Bern. Michael Earl Lee, defendant-owner was present.
- 2. The following were properly notified but not present, Spouse of Michael Earl Lee, if any, Docia M. Lee, and Spouse of Docia M. Lee, if any, Mary E. Samuel, Spouse of Mary E. Samuel, if any, Beatrice R. Small, and Spouse of Beatrice R. Small.

- 3. Michael Earl Lee and spouse, if any and Docia M Lee and spouse, if any are the real property owners located at 901 Eubanks Street, New Bern, North Carolina, and further identified by Craven County Tax Identification number 8-006-256. Mary E. Samuel and spouse, if any and Beatrice R. Small and spouse, if any are parties-in-interest.
- 4. The dwelling/structure located at 901 Eubanks Street, New Bern, North Carolina does not meet the Minimum housing standard set forth in Chapter 38 of the City of New Bern's Ordinance due to deterioration and defects, increasing the hazard of fire, accidents, or other calamities. The deficiencies are set forth in the Complaint (Residential Building or Structure) (Dwelling Unfit for Human Habitation) and Notice of Hearing/Notice of Lis Pendens.
- 5. The dwelling is presently vacant and is to remain vacant until this order is cancelled.
- 6. It is the opinion of the Inspections Department of the City of New Bern that the dwelling cannot be repaired, altered, or improved to comply with the minimum standards established by Chapter 38 of the Code of the City of New Bern at a cost less than seventy-five (75%) percent of the value, and, therefore, it is a **dilapidated** dwelling as defined by Chapter 38 of the Code of the City of New Bern. As a result, thereof, no one shall reside in or occupy said dwelling.
- 7. The aforesaid dwelling must remain vacated, closed, secured, and must be repaired, altered, improved **or** demolished/removed to comply with the minimum standards established by Chapter 38 of the Code of the City of New Bern.
- 8. The Subject dwelling may require work to be performed by subcontractors to bring it into compliance with the minimum standards established by Chapter 38 of the Code of the City of New Bern. All work such as electrical, plumbing, gas, heating, and air conditioning may be performed by persons licensed by the State of North Carolina to perform such work and shall be inspected as required

by law. Electrical service will only be provided with a temporary service pole or a generator with city noise restrictions applying.

- 9. After finding the aforementioned facts, the Building Inspector ordered that the Owner (s) shall:
- a. Repair, alter, improve, or remove/demolish said dwelling to comply with the minimum standards, established by Chapter 38 of the Code of the City of New Bern no later than **02 August 2021.** 
  - b. Ensure all permits are obtained prior to work beginning.
- c. Ensure that all new systems for mechanical, plumbing, gas, and or electrical work be performed by persons licensed by the State of North Carolina to perform such work, and that all such work is inspected as required by law.
- d. Ensure that lead paint, if any, on the exterior of said dwelling is abated in compliance with the regulations enforced by the Craven County Health Department.
  - e. Property and structure (s) to be brought into compliance with Article XVI of the Appendix A of the Land Use Ordinance of the City of New Bern, which is commonalty, called the Flood Plain Ordinance.
    - f. Shall be assessed a civil penalty as required by the City Code Section 38-5 as follows:
- The sum of \$500.00 for failure to comply with said order within thirty-one (31) days of its expiration;
- An additional sum of \$1,000.00 (for a total sum of \$1,500.00) for failure to comply with said order within sixty-one (61) days of its expiration;
- An additional sum of \$1,500.00 (for a total sum of \$3,000.00) for failure comply with said order within ninety-one (91) days of its expiration;

- An additional sum of \$2,000.00 (for a total sum of \$5,000.00) for failure to comply with said order within one hundred twenty-one (121) days of its expiration; and
- An additional sum of \$2,000.00 (\$5,000.00 plus \$2,000.00 per month) for each additional 30-days or fraction thereof for failure to comply with said order after one hundred twenty-one (121) days of its expiration.

This 1st Day July 2021

Patrick J Ezel

Patrick J Ezel
Building Inspector
Minimum Housing Officer
City of New Bern
252-639-2943

#### Certificate of Service

Re: 901 Eubanks St, New Bern, NC

I hereby certify that on the 2<sup>nd</sup> Day of July 2021, I served a copy of the foregoing **Order of the Building Inspector** upon the following persons by depositing a true and correct copy thereof in an envelope with proper postage affixed thereto for mailing by certified mail, return receipt requested, and also by placing a true and correct copy thereof in another envelope with proper postage affixed thereto for mailing by regular first class mail, and depositing said envelopes in a regular depository for the United States mail at New Bern, North Carolina, addressed as follows:

Michael Earl Lee 1016 Mechanic St New Bern, NC 28560

Docia M. Lee 1016 Mechanic St New Bern, NC 28560

Mary E. Samuel 2724 Myrtle Ave Norfolk, VA 23504

Beatrice R. Small 2724 Myrtle Ave Norfolk, VA 23504 Spouse of Michael Earl Lee, if any 1016 Mechanic St New Bern, NC 28560

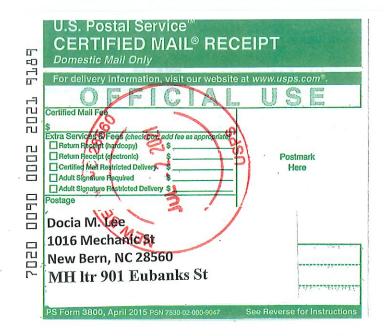
Spouse of Docia M. Lee, if any 1016 Mechanic St New Bern, NC 28560

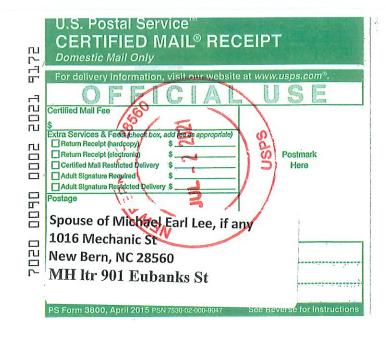
Souse of Mary E. Samuel, if any 2724 Myrtle Ave Norfolk, VA 23504

Souse of Beatrice R. Small, if any 2724 Myrtle Ave Norfolk, VA 23504

# Patrick J Ezel

Patrick J Ezel
Building Inspector
Minimum Housing Officer
City of New Bern
252-639-2943

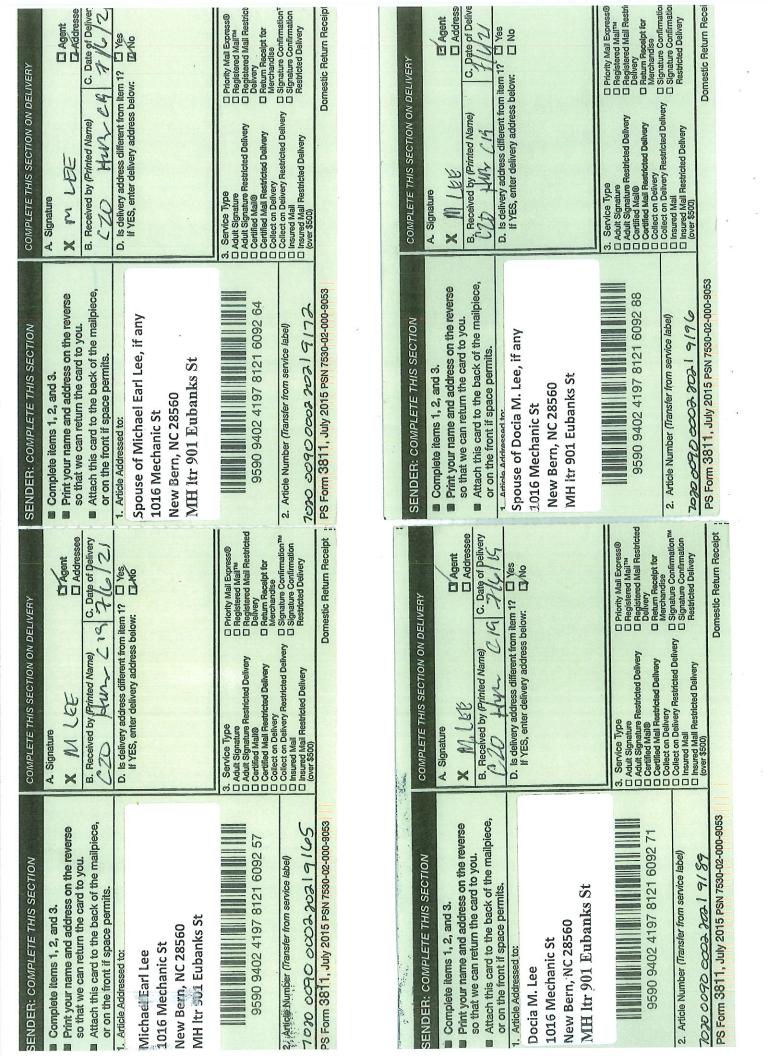




U.S. Postal Service™ CERTIFIED MAIL® RECEIPT  Domestic Mail Only	
For delivery information, visit our website at www.usps.com.  Certified Mall Fee  Extra Services & Fees (stack box, add fee as appropriate)	
Return Receipt (hard quy)   Return Receipt (electronic)   Postmark   Here	
1016 Mechanic St  New Bern, NC 28560  MH Itr 901 Eubanks St  PS Form 3800, April 2015 PSN 7530-02-000-9047 See Reverse for Instruc	tions







#### Track Another Package +

Tracking Number: 70200090000220219233

Remove X

The delivery status of your item has not been updated as of July 8, 2021, 12:10 am. We apologize that it may arrive later than expected.

# Awaiting Delivery Scan July 8, 2021 at 12:10 am Get Updates Text & Email Updates Tracking History Product Information

See Less ^

Tracking Number: 70200090000220219219

Remove X

### **Arrived at Post Office**

July 7, 2021 at 5:34 am NORFOLK, VA 23509

Text & Email Updates	~
Tracking History	~
Product Information	~

See Less ^

Feedback

**Tracking Number:** 70200090000220219226

Remove X

The delivery status of your item has not been updated as of July 8, 2021, 12:10 am. We apologize that it may arrive later than expected.

## **Awaiting Delivery Scan**

July 8, 2021 at 12:10 am

Get Updates ✓

See More ✓

Tracking Number: 70200090000220219202

Your item arrived at the Post Office at 5:34 am on July 7, 2021 in NORFOLK, VA 23509.

#### **Arrived at Post Office**

July 7, 2021 at 5:34 am NORFOLK, VA 23509

Get Updates ∨

See More ✓

Tracking Number: 70200090000220219165

7.6.7021

Remove X Your item was delivered to an individual at the address at 3:40 pm on July 6, 2021 in NEW BERN, NC 28560.

## **⊘** Delivered, Left with Individual

July 6, 2021 at 3:40 pm NEW BERN, NC 28560

Get Updates ∨

See More ∨

**Tracking Number:** 70200090000220219189

Remove X

Your item was delivered to an individual at the address at 3:40 pm on July 6, 2021 in NEW BERN, NC 28560.

## **⊘** Delivered, Left with Individual

July 6, 2021 at 3:40 pm NEW BERN, NC 28560

Get Updates ✓

See More ∨

**Tracking Number:** 70200090000220219196

Remove X

Your item was delivered to an individual at the address at 3:40 pm on July 6, 2021 in NEW BERN, NC 28560.

Feedback

# **Oblivered, Left with Individual**

July 6, 2021 at 3:40 pm NEW BERN, NC 28560

Get Updates ✓

See More ∨

**Tracking Number:** 70200090000220219172

Remove X

Your item was delivered to an individual at the address at 3:40 pm on July 6, 2021 in NEW BERN, NC 28560.

# **Oblivered, Left with Individual**

Get Updates ✓

See More ✓

# Can't find what you're looking for?

Go to our FAQs section to find answers to your tracking questions.

**FAQs** 

#### **Patrick Ezel**

From:

Colleen Roberts

Sent: To: Thursday, July 22, 2021 5:35 PM Matthew Boswell; Patrick Ezel

Cc:

Jeffrey Ruggieri

Subject:

RE: [EXT] RE: NewsChannel 12 Inquiry

You're wonderful. I sent your remarks to Lucy. Thanks!

Colleen

From: Matthew Boswell <boswellm@newbernnc.gov>

Sent: Thursday, July 22, 2021 4:17 PM

To: Colleen Roberts <robertsc@newbernnc.gov>; Patrick Ezel <ezelp@newbernnc.gov>

Cc: Jeffrey Ruggieri < ruggierij@newbernnc.gov> Subject: RE: [EXT] RE: NewsChannel 12 Inquiry

Of course we can...

- 1. The condition of this structure was recently brought to our attention, at that time we began the Minimum Housing enforcement process. A hearing with the owner was held on July 1, 2021. The structure was identified as "dilapidated" meaning that it is unfit for human habitation and cannot be repaired, altered, or improved to comply with all of the minimum housing standards, at a cost not in excess of 75 percent of its value. An Order of the Building Inspector was issued with a 30 day timeline for compliance, this expires on August 2, 2021. If the owner fails to comply with the order, an ordinance will be submitted to the Board of Aldermen for the structure to be demolished.
- 2. The structure was built in 1956 with general commercial use on the first floor and residential on the second.
- 3. Michael Earl & Docia Lee
- 4. The weekend of June 26<sup>th</sup> is when the debris first started falling into the road. The City's Public Works Department placed the barricades on the road that following Monday and will remain until the building is demolished. I would recommend the public continue to stay outside of the containment area established by Public Works.

Matt Boswell Chief Building Inspector- City of New Bern (252) 639-2945

From: Colleen Roberts < robertsc@newbernnc.gov >

Sent: Thursday, July 22, 2021 3:05 PM

To: Matthew Boswell < boswellm@newbernnc.gov >; Patrick Ezel < ezelp@newbernnc.gov >

Subject: FW: [EXT] RE: NewsChannel 12 Inquiry

Can you two help me answer these questions for WCTI 12?

#### Colleen

From: Lucy Nelson < <a href="mailto:lunelson@sbgtv.com">lunelson@sbgtv.com</a>>
Sent: Thursday, July 22, 2021 2:45 PM

To: Colleen Roberts < <a href="mailto:robertsc@newbernnc.gov">roberts: Re: [EXT] RE: NewsChannel 12 Inquiry</a>

I so appreciate it! It's the old market at 901 Main Street in New Bern. I'm trying to help get some things cleared up for residents there who have been asking us what's going to be done about it since it's started collapsing a few weeks ago!

Here are my questions:

- -Is anything going to be done by the city regarding the collapsing building and rubble on Main Street? Why or Why not? Why has it not been torn down yet?
- -When was it built and what was there/when was it abandoned?
- -Who is the property owner?
- -Neighbors are saying it started collapsing badly a few weeks ago. When did it start collapsing? Do we know why and if it gets worse with rain? Any safety concerns?

I've attached a photo if that's helpful.

Thanks again, Lucy (252)671-1892

From: Colleen Roberts < robertsc@newbernnc.gov >

Sent: Thursday, July 22, 2021 2:24 PM
To: Lucy Nelson < lunelson@sbgtv.com >
Subject: [EXT] RE: NewsChannel 12 Inquiry

**CAUTION:** This email originated from outside of Sinclair. Do not click links or open attachments unless you recognize the sender and know the content is safe.

What is the address? And what questions do you have? I'm happy to help.

#### Colleen

From: Lucy Nelson < <a href="mailto:lunelson@sbgtv.com">lunelson@sbgtv.com</a>>
Sent: Thursday, July 22, 2021 2:16 PM

To: Colleen Roberts < robertsc@newbernnc.gov>

Subject: NewsChannel 12 Inquiry

Hi Colleen,

My name is Lucy Nelson and I'm a reporter with NewsChannel 12. I'm doing a story today on an abandoned building on Main Street that appears to be collapsing. I have a couple of questions and would love your help trying to answer them as soon as possible!

Please let me know or give me a call when you can.

Thanks so much,
Lucy
(252)671-1892

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recipient, you must destroy this message and inform the sender immediately. This electronic mail message and an attachments, as well as any electronic mail message(s) sent in response to it may be considered public record and such subject to request and review by anyone at any time. It also may contain information which is confidential with meaning of applicable federal and state laws.	ıy as
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recipient, you must destroy this message and inform the sender immediately. This electronic mail message and an attachments, as well as any electronic mail message(s) sent in response to it may be considered public record and such subject to request and review by anyone at any time. It also may contain information which is confidential we the meaning of applicable federal and state laws.	ıy as
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recipient, you must destroy this message and inform the sender immediately. This electronic mail message and ar attachments, as well as any electronic mail message(s) sent in response to it may be considered public record and such subject to request and review by anyone at any time. It also may contain information which is confidential we the meaning of applicable federal and state laws.	ny Las