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ADMITTED TO PRACTICE IN
* WEST VIRGINIA
† PENNSYLVANIA
‡ OHIO

March 15, 2023

Allegheny County Health Department
Attn: Hearing Officer
542 4th Avenue
Pittsburgh, PA 15219

RE: Notice of Appeal – 402 Violet Way, Pittsburgh, PA

Dear Sir and/or Madam;

Enclosed please find a Notice of Appeal being filed on behalf of West End Village Properties, LLC with regard to property located at 402 Violet Way, Pittsburgh, PA 15220.

Should you have any questions or concerns, please feel free to contact our office. Thank you in advance for your attention to this matter.

Sincerely,

FRANKOVITCH, ANETAKIS
SIMON, DECAPIO & PEARL, LLP


Amber Swain, Legal Assistant to
CARL A. FRANKOVITCH

/ans
Enclosure



Notice of Appeal

This form is used to file an appeal of an order, notice, decision, determination, or ruling by the Allegheny County Health Department. Please complete this form (use additional pages as necessary). If more than one person or entity is filing this appeal, please attach a separate form for each additional appellant. **A copy of the order, notice, decision, determination, or ruling must be attached to the Notice of Appeal.**

Name West End Village Properties, LLC

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If you are represented by an attorney, please provide contact information for your attorney:

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Describe your objections to the Department's actions and a statement describing the relief you want the Hearing Officer to grant. *(The objections may be factual or legal and must be specific. If you fail to state an objection here, you may be barred from raising it later in your appeal. Use additional pages if necessary.)*

West End Village Properties, LLC (WEVA) objects to the civil penalty levied against it in SR# HCE-20220818-4032 regarding the the property located at 402 Violet Way, Pittsburgh, PA 15220 for the following reasons:

1. The alleged violation of Section 650 D is impermissibly vague in violation of due process as it did not sufficiently identify the location of the alleged water-holding container to allow WVEP to abate the violation.
2. The alleged violation of Section 652 is impermissibly vague in violation of due process as it did not sufficiently identify the location of the alleged rodent haborages to allow WVEP to abate the violation.

By filing this Notice of Appeal with the Allegheny County Health Department, I hereby certify that the information submitted is true and correct to the best of my information and belief.

Signature  Date 3/15/23

Appeals should be submitted in person or by mail to:
Allegheny County Health Department
Attention: Hearing Officer
542 4th Avenue
Pittsburgh, PA 15219