



The City of
LANSING
City Council

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March 1, 2021

Mr. Steven R. Harry
3125 Tecumseh River Rd.
Lansing, MI 48906
517.703.2638
stevenrharry@gmail.com

RE: FOIA Request #21-327

Mr. Harry,

In reviewing your Freedom of Information Act (FOIA) request #21-237, it is my recommendation to affirm the determination of the Office of the City Attorney and deny your appeal in its entirety.

In your appeal, you assert that records you describe exist, even though we do not possess them to turn over. The records you have described—documents exist from an inspection that occurred in “April or May 2018” before the roof on Ms. Arend’s house was replaced through a City administered HUD program—do not exist. We have confirmed this with the Development Office.

We are aware that records exist from inspections that occurred after Ms. Arend’s roof was replaced, as those have been previously requested through FOIA and released. Those reports, from June 2018 and November 2019, are attached for your benefit. However, those are not what was requested.

After a review of the relevant details, it is my decision, as the City Council President, to deny your appeal as it was proper, however, we can provide previously released documents that may be germane to your request.

If you choose to pursue this through the Circuit Court and if the Court determines that records have been arbitrarily and capriciously denied or redacted, please be aware there may be actual or compensatory damages, punitive damages (in the amount \$1,000.00), reasonable attorney fees, costs and disbursements.

Sincerely

Peter Spadafore
City Council President