



**BOARD OF BUILDING APPEALS  
AGENDA**

**Monday, November 4, 2024 at 4:00 PM**  
Council Chambers, City Hall, 114 North Broad Street, Salem, Virginia 24153

**AGENDA**

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1. Call to Order
  - A. Pledge of Alligence
2. Election of Officers
3. Approval of Minutes
  - A. Minutes from the May 29, 2024 meeting
4. Public Hearing
  - A. **311 7th Street, Salem (Tax Map #185-2-4.1)**

Hold a public hearing to determine if the accessory structure located at 311 7th Street (Tax Map number 185-2-4.1) is dangerous to the inhabitants of the City and should be ordered to comply with the Uniform Statewide Building Code or demolished.
5. Adjournment

**Board of Building Appeals**  
**May 29, 2024**  
Minutes

A meeting of the Board of Building Appeals of the City of Salem, Virginia, was held on, May 29, 2024, in Council Chambers, City Hall, 114 North Broad Street, Salem, Virginia, at 4:00 p.m. concerning the dilapidated accessory structure on the property located at 702 Front Avenue in the City of Salem, Virginia.

The Board— Nathan Routt, Robert Fry III, Patrick Snead, and Steve Poff; presided together with Troy D. Loving, Building Official; Krystal M. Graves, Secretary, and Tammy Dunn; the following business was transacted:

It was noted that the item was continued from the September 21, 2023, meeting.

Nathan Routt called the meeting to order at 4:00 p.m.

Tammy Dunn stated that the first item on the agenda was to hear the case of the dilapidated accessory structure located at 702 Front Avenue.

Tammy Dunn stated that there was old business. The minutes from the previous meeting were presented.

Robert Fry III, made a motion to approve the minutes.

Nathan Routt seconded the motion.

Tammy Dunn called the roll: Patrick Snead; Aye, Robert Fry III; Aye, Nathan Routt; Aye, and Steve Poff; Aye.

Nathan Routt acknowledged that no one representing 702 Front Avenue was present. Mr. Routt then asked Troy Loving to give a brief summary, in his words, of what he would like done today at this meeting.

Troy Loving stated that the City had given as much time as it could to see if anyone was going to try and fix, tear down, or even sell the property. The owners of the property had put ratchet straps on the structure trying to hold it together. Emails were exchanged between the owner/beneficiary asking them to be at the meeting. Nobody showed up or emailed me back.

Nathan Routt asked what the last conversation was between Mr. Loving and Mr. Mathews. Rather to tear the structure down or fix it.

Mr. Loving stated that Mr. Mathews said he was going to tear it down.

Mr. Routt asked Mr. Loving if the owner/beneficiary was going to sell the property.

Mr. Loving answered with a yes, and the owner/ beneficiary stated that it had been sold.

Mr. Poff asked what would be done in the interim, to the transfer of the deed.

Mr. Loving stated that it would become the new owners' responsibility and the case would have to start all over again.

Mr. Fry, to clarify asked if Mr. Loving had not heard anything from the owner/beneficiary.

Mr. Loving answered he had not heard anything. According to the City's GIS system the property was still in the name of the owner/beneficiary.

Mr. Routt wanted to know if the motion was made today whatever happens, happens. If the property is sold, then the order is to transfer to the new owners.

Mr. Loving stated that he didn't know the answer. That would be a question for the City Attorney, who was unable to attend the meeting.

Mr. Fry made a motion to tear the accessory structure down in 30 days max.

Mr. Loving asked if the board wanted him to send out another letter giving the current owner/beneficiary 30 days to obtain a demo permit and tear it down.

Mr. Routt wanted to know if it could be a short window of time for tearing the accessory structure down.

Mr. Loving stated that a 30-day notice in writing had to be given.

Mr. Routt seconded the motion.

Mr. Routt stated that the owner/beneficiary has 30 days from the date to tear down the accessory structure.

Mr. Snead questioned the fact that this accessory structure was helping to contain what was is going on in the back yard and would tearing down this structure cause a future concern.

Mr. Loving answered yes, then it would be a zoning issue.

Mr. Loving questioned the board about what to do, or what would happen if the property were to be sold.

Mr. Fry stated that the accessory structure had been a eyesore for so long the board needs to take positive action and no matter what may or may not happen needs to be ignored and the plan needs to be to tear it down. The response is not ours, it is somebody else's.

Mr. Fry stated that if the owner/beneficiary sells it, that consideration needs to be given that this accessory structure is going to be torn down, or that contract is going to go to pieces. That is not the board's responsibility.

Tammy Dunn made clarification that only one dilapidated accessory structure was going to be demolished. The motion is to read that the board is giving 30 days, until June 28, 2024 for the owner/beneficiary or future buyer to demolish the white accessory structure with the ratchet straps holding it together.

Mr. Routt seconded the motion.

Tammy Dunn called roll: Mr. Snead; Aye, Mr. Fry; Aye, Mr. Routt; Aye, and Mr. Poff; Aye.

Mr. Routt closed the meeting at 4:09 p.m.





## LEGAL NOTICE OF PUBLIC HEARING

Notice is hereby given to all interested persons that the Board of Appeals (Building) of the City of Salem, Virginia will hold a public hearing, in accordance with the provisions of Section 18-38 Code of City of Salem, Virginia, on **November 4, 2024, at 4:00pm** in the **Council Chambers at City Hall, 114 North Broad Street**, in the City of Salem, Virginia. The purpose of the meeting and hearing shall be to determine if certain structures are dangerous to the inhabitants of the City and whether such structures should be ordered to be repaired or demolished. The structure is located as follows:

- (1) Unsafe accessory structure located at 311 7<sup>th</sup> Street, Salem, Virginia (Tax Map # 185-2-4.1)**

All parties in interest at the public hearings will be given an opportunity to be heard, present evidence, and show cause why action by the City and Board to remedy a potentially dangerous situation should or should not be granted. For additional information, contact the Building Official's Office, 21 South Bruffey Street, Salem, Virginia (Phone 375-3036).

THE BOARD OF BUILDING APPEALS OF THE CITY OF SALEM

BY **Troy D. Loving**

Troy D. Loving, Building Official

(Please Publish in the October 17 and 24, 2024, issues of the "Salem Times-Register". Please send statement to: Building Inspections, 21 S. Bruffey Street, Salem, VA 24153)

# SALEM VA



## BUILDING INSPECTIONS

### OFFICIAL NOTICE OF VIOLATION

Case#: 2023-00000161

Notice Date: 08/13/2024

Property Location: Tax Map #185-2-4.1  
311 7th Street  
Salem, VA 24153

Responsible Party: Daniel Perkins  
311 7th Street  
Salem, VA 24153



### DESCRIPTION OF VIOLATION

Description of Violation	Code Section
<p>Work performed without permit in an unsafe construction method.</p> <p>RE: The wood structure built over the outside dining area.</p>	<p>Section 18-38 (1)b. 2., 4., and 5. Section 18-38 - Amendments.</p> <p>The Virginia Uniform Statewide Building Code is amended and reordained in the following respects:</p> <p>(1) Unsafe buildings or structures. In addition to the administrative and enforcement provisions contained in the Virginia Property Maintenance Code, adopted in the Uniform Statewide Building Code, as amended from time to time, the provisions of this section shall apply to unsafe buildings and structures. The following words when used in this section for the purposes of this section shall have the meanings respectively ascribed to them in this section, except in those instances where the context clearly indicates a different meaning:</p> <p>b. Building means every building or structure which:</p> <p>2) Has improperly distributed loads upon the floors or roof or is otherwise overloaded, or which has insufficient strength to be reasonably safe for the purpose for which it is used;</p> <p>4) Is so dilapidated, decayed or unsafe as to become dangerous to the safety of the inhabitants of the city; or</p> <p>5) Has parts thereof which are so attached that they may fall or otherwise become detached and cause personal injury or damage to other property.</p>

For further information contact the City of Salem VA

Name Daniel Perkins

Personal Service

Being unable to make personal service, a copy was delivered in the following manner:

Delivered to person found in charge of usual place of business or employment during business hours and giving information of the purport.

Delivered to family member (not temporary sojourner or guest) age 16 or older at usual place of abode of party named above after giving information of its purport. List name, age of recipient, and relation of recipient to party named above.

Posted on front door or such other door as appears to be the main entrance of usual place of abode, address listed above. (Other authorized recipient not found)

Not found Date 10/21/24  
By [Signature] 207 Deputy Sheriff

For Jonathan D. Branson, Sheriff of City of Salem, VA.

## CORRECTIVE ACTION REQUIRED

You are hereby notified that you have thirty (30) days to submit and obtain the corresponding permit(s) with a set of plans stamped by a registered design professional.

It is the determination by the Building Official that you are in violation of Section 18-38(1) b. 2., 4., and 5. of the City of Salem Code.

If you wish to contest this determination, you must file a written request for appeal to the Local Board of Building Appeals by submitting an application, the basis for your appeal, and a copy of this violation notice within thirty (30) days of the date on this notice to the Office of the Building Official. Failure to submit the written appeal within thirty (30) days shall constitute acceptance of this decision and notice of violation.

If you have questions about the violation or the required corrective action, please contact our office at (540) 375-3036.

Thank you for your prompt attention to this matter.

Sincerely,



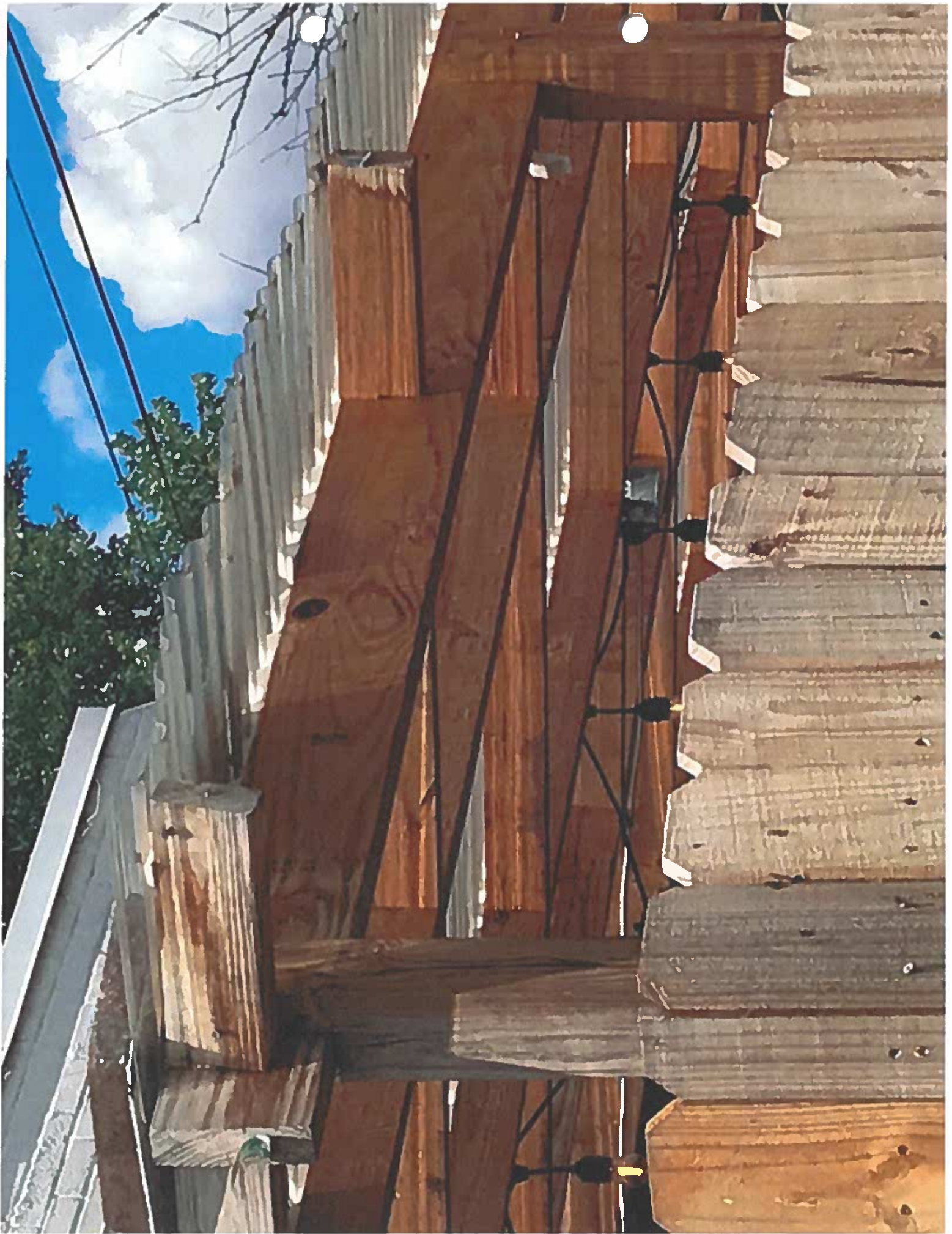
Troy Loving, CBO  
Building Official

c: Thomas Bowers, Commonwealth Attorney  
Jim H. Guynn, Jr., City Attorney



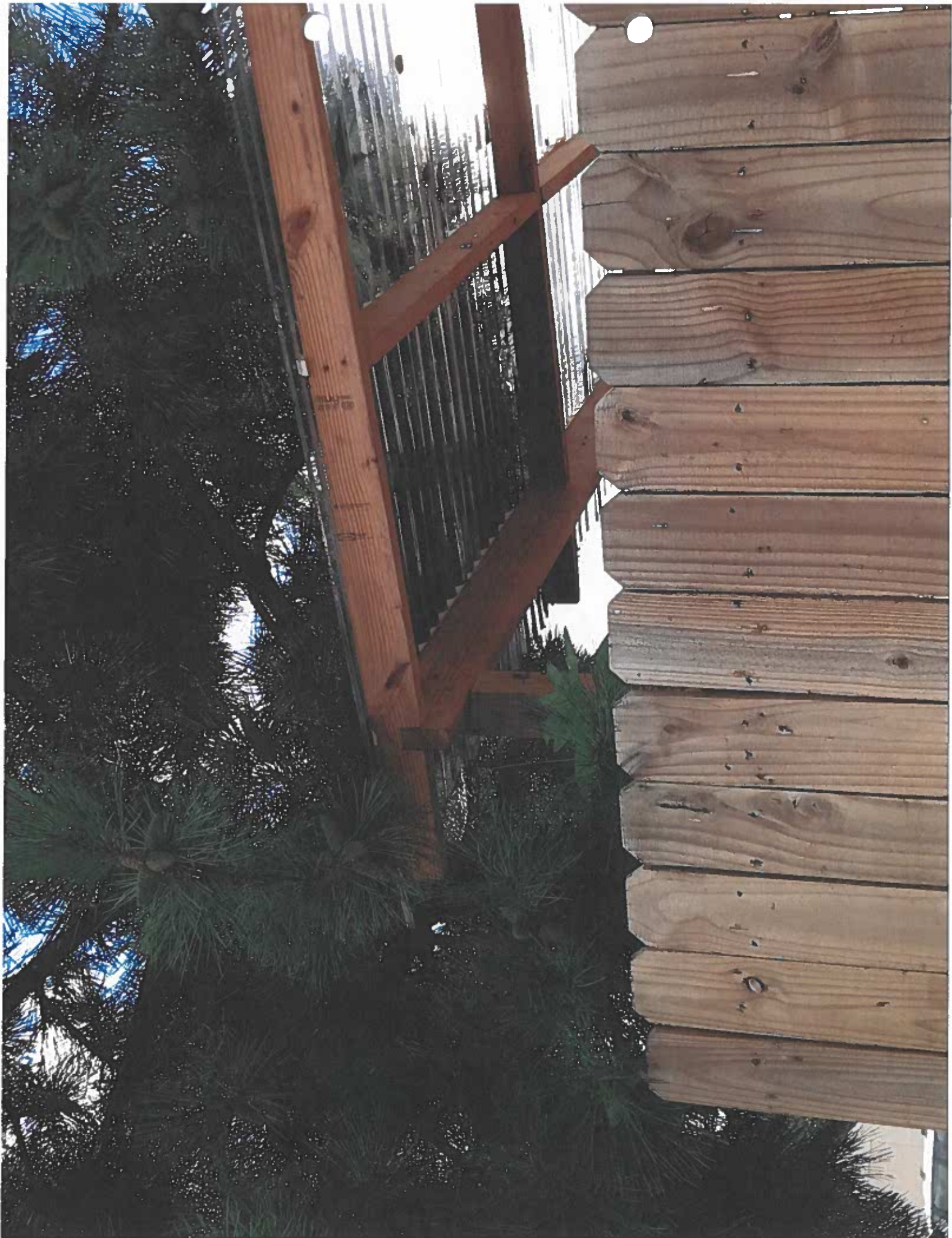




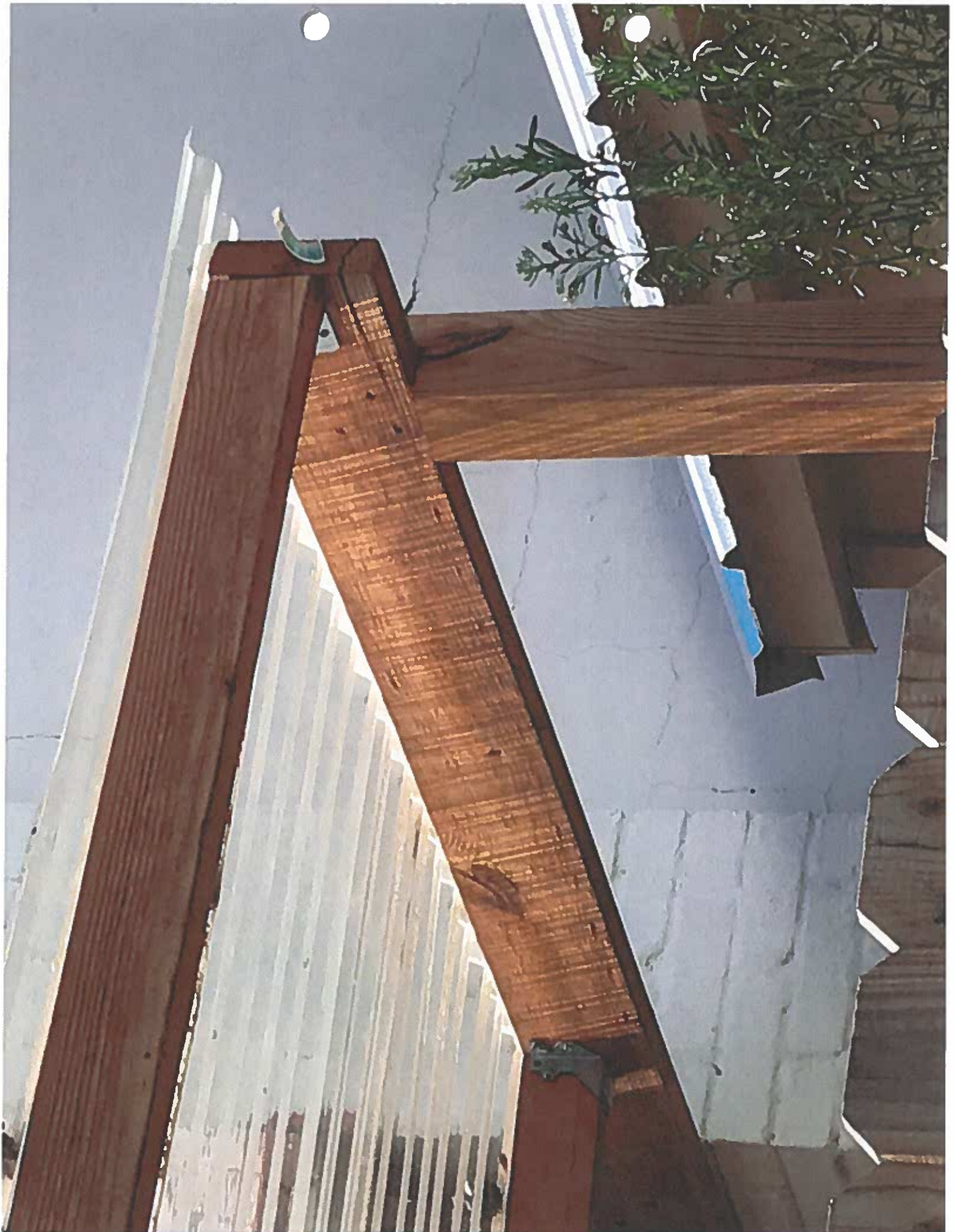












**From:** [Curtis N Richert](#)  
**To:** [myoustopizzasalem@gmail.com](mailto:myoustopizzasalem@gmail.com)  
**Cc:** [Troy D Loving](#)  
**Subject:** 311 7th Street - Gusto's Pizza  
**Date:** Tuesday, July 11, 2023 11:04:00 AM  
**Attachments:** [image001.png](#)

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Adam,

Thank you for meeting myself and Troy at your location yesterday afternoon.

As we discussed, I'm sending this email to follow up on the structural addition that has been added to the front of your restaurant.

The addition has fully replaced the one present before. Because the structure was replaced, a building permit is required. We discussed a few options that you thought you might do to move forward.

I look forward to your email by Friday morning to let us know how you want to proceed.

Thank you,

**Curt Richert**

Building Inspector  
Community Development Department  
City of Salem, VA

540.375.3036  
P.O. Box 869  
Salem, VA 24153-0869





## OFFICIAL NOTICE OF VIOLATION

Case#: 2023-00000161

Notice Date: 10/05/2023

Property Location: Tax Map #185-2-4.1  
311 7th Street  
Salem, VA 24153

Responsible Party: One Brother & Two Sisters, LLC  
4441 Stonewall Road, NW  
Roanoke, VA 24017

### DESCRIPTION OF VIOLATION

Description of Violation	Code Section
Work done without permit in an unsafe construction method.	<p>Section 18-38 (1)b. 2., 4., and 5.</p> <p>Section 18-38 - Amendments. "The Virginia Uniform Statewide Building Code is amended and reordained in the following respects:</p> <p>(1) Unsafe buildings or structures. In addition to the administrative and enforcement provisions contained in the Virginia Property Maintenance Code, adopted in the Uniform Statewide Building Code, as amended from time to time, the provisions of this section shall apply to unsafe buildings and structures. The following words when used in this section for the purposes of this section shall have the meanings respectively ascribed to them in this section, except in those instances where the context clearly indicates a different meaning:</p> <p style="padding-left: 20px;">b. Building means every building or structure which:</p> <p style="padding-left: 40px;">2. Has improperly distributed loads upon the floors or roof or is otherwise overloaded, or which has insufficient strength to be reasonably safe for the purpose for which it is used;</p> <p style="padding-left: 40px;">4. Is so dilapidated, decayed or unsafe as to become dangerous to the safety of the inhabitants of the city; or</p> <p style="padding-left: 40px;">5. Has parts thereof which are so attached that they may fall or otherwise become detached and cause</p>

## CORRECTIVE ACTION REQUIRED

You are hereby notified that you have thirty (30) days to submit and obtain the corresponding permit(s) with a set of plans stamped by a registered design professional.

It is the determination by the Building Official that you are in violation of Section 18-38(1) b. 2., 4., and 5. of the City of Salem Code.

If you wish to contest this determination, you must file a written request for appeal to the Local Board of Building Appeals by submitting an application, the basis for your appeal, and a copy of this violation notice within thirty (30) days of the date on this notice to the Office of the Building Official. Failure to submit the written appeal within thirty (30) days shall constitute acceptance of this decision and notice of violation.

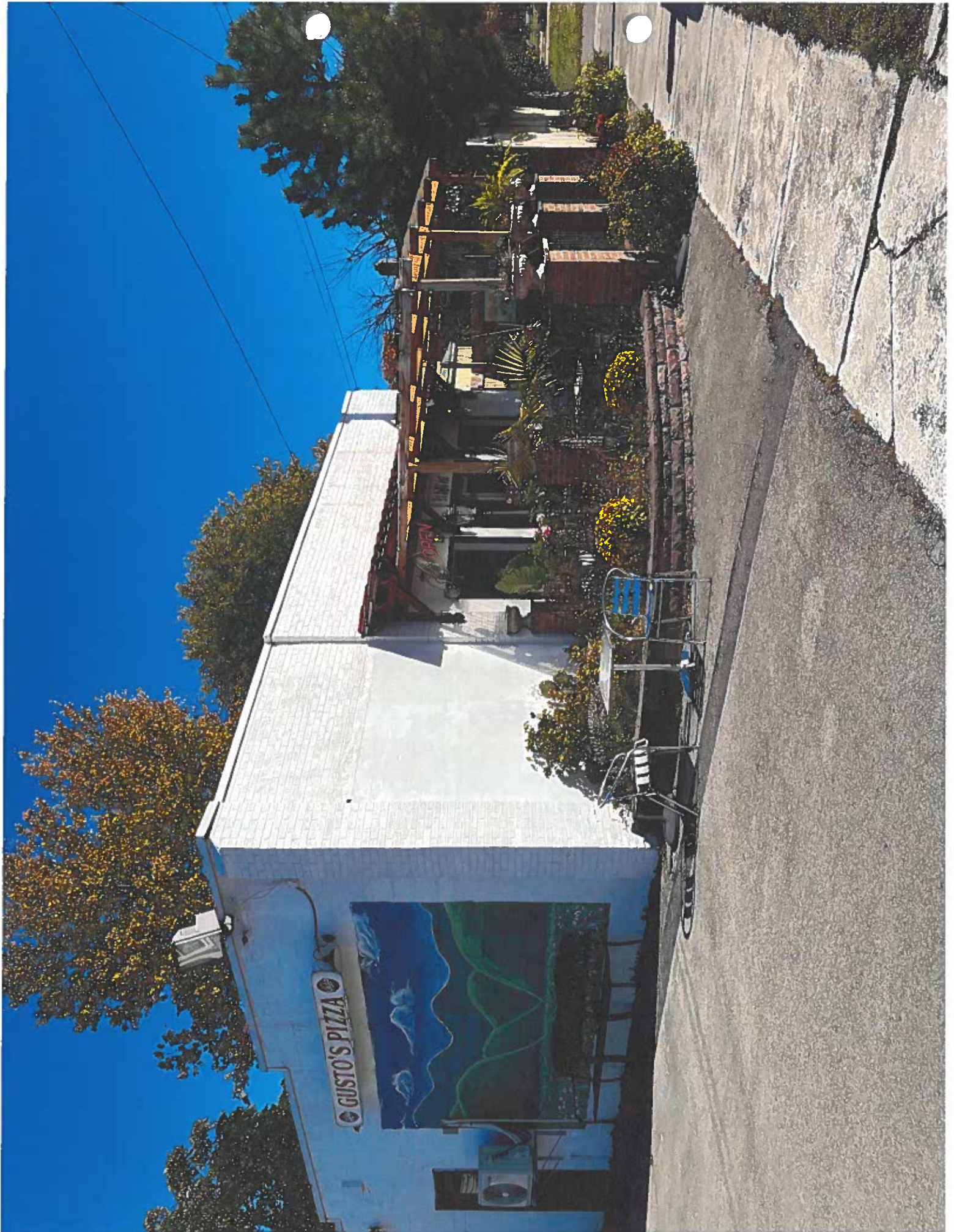
If you have questions about the violation or the required corrective action, please contact our office at (540) 375-3036.

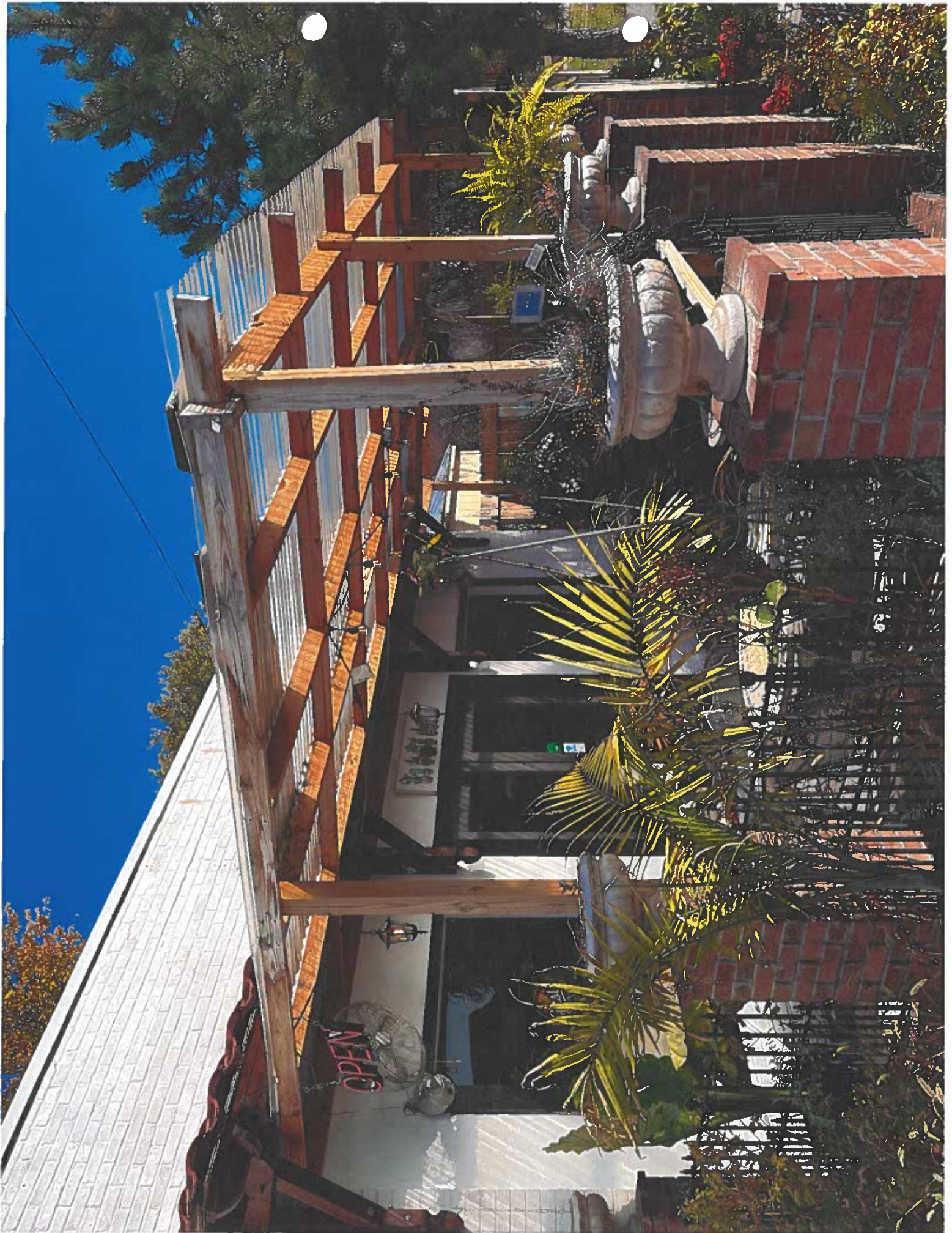
Thank you for your prompt attention to this matter.

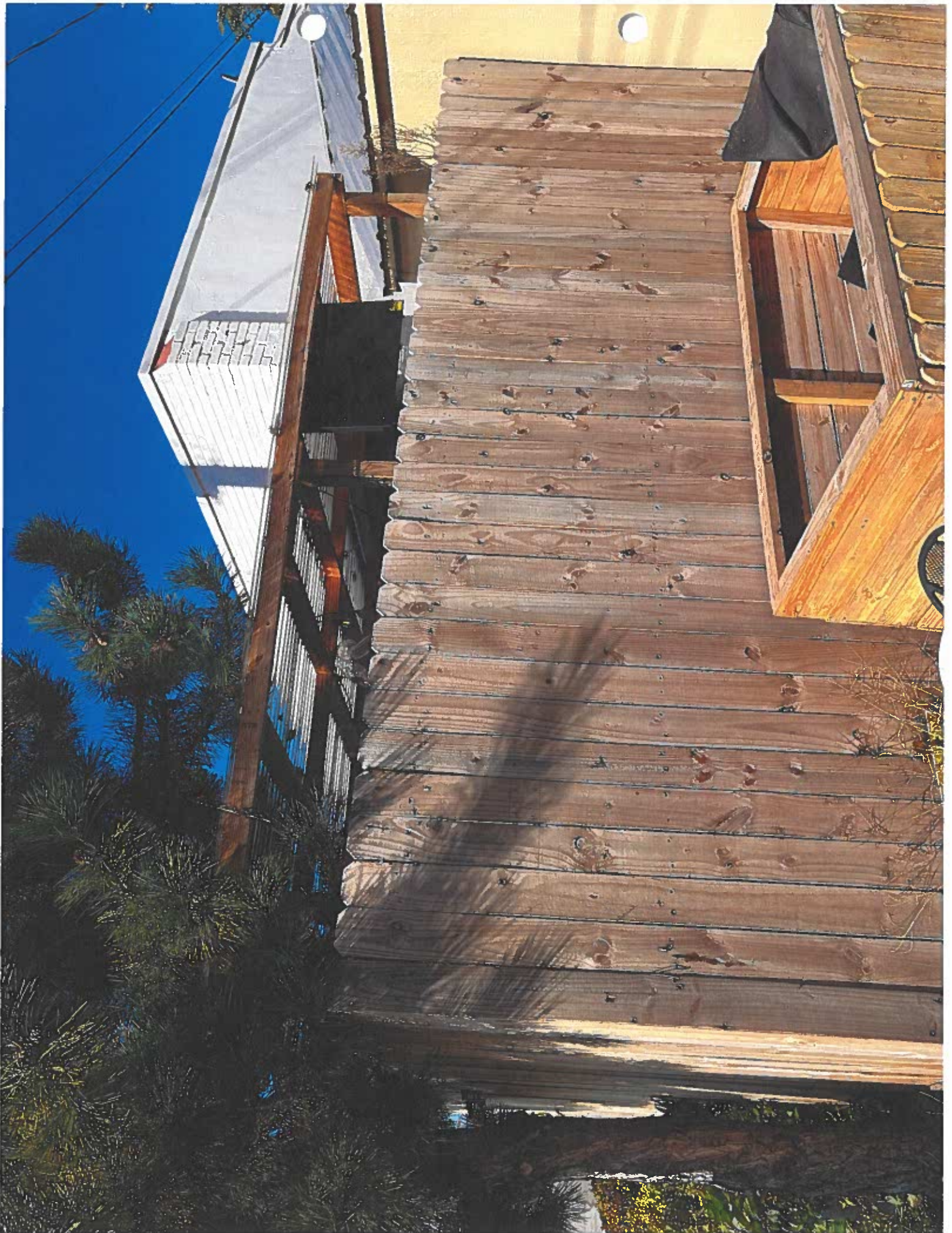
Sincerely,

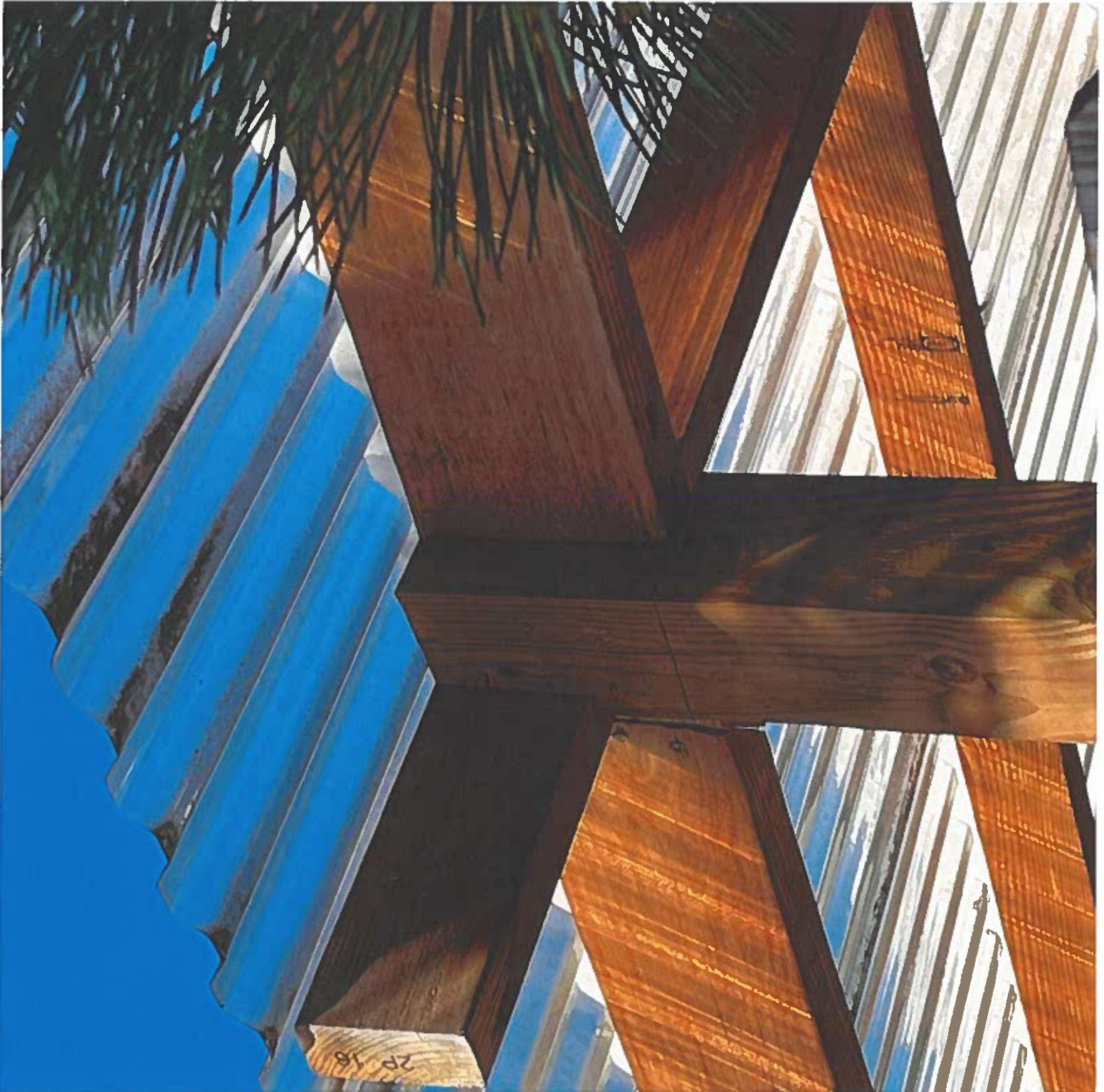
Troy Loving, CBO  
Building Official

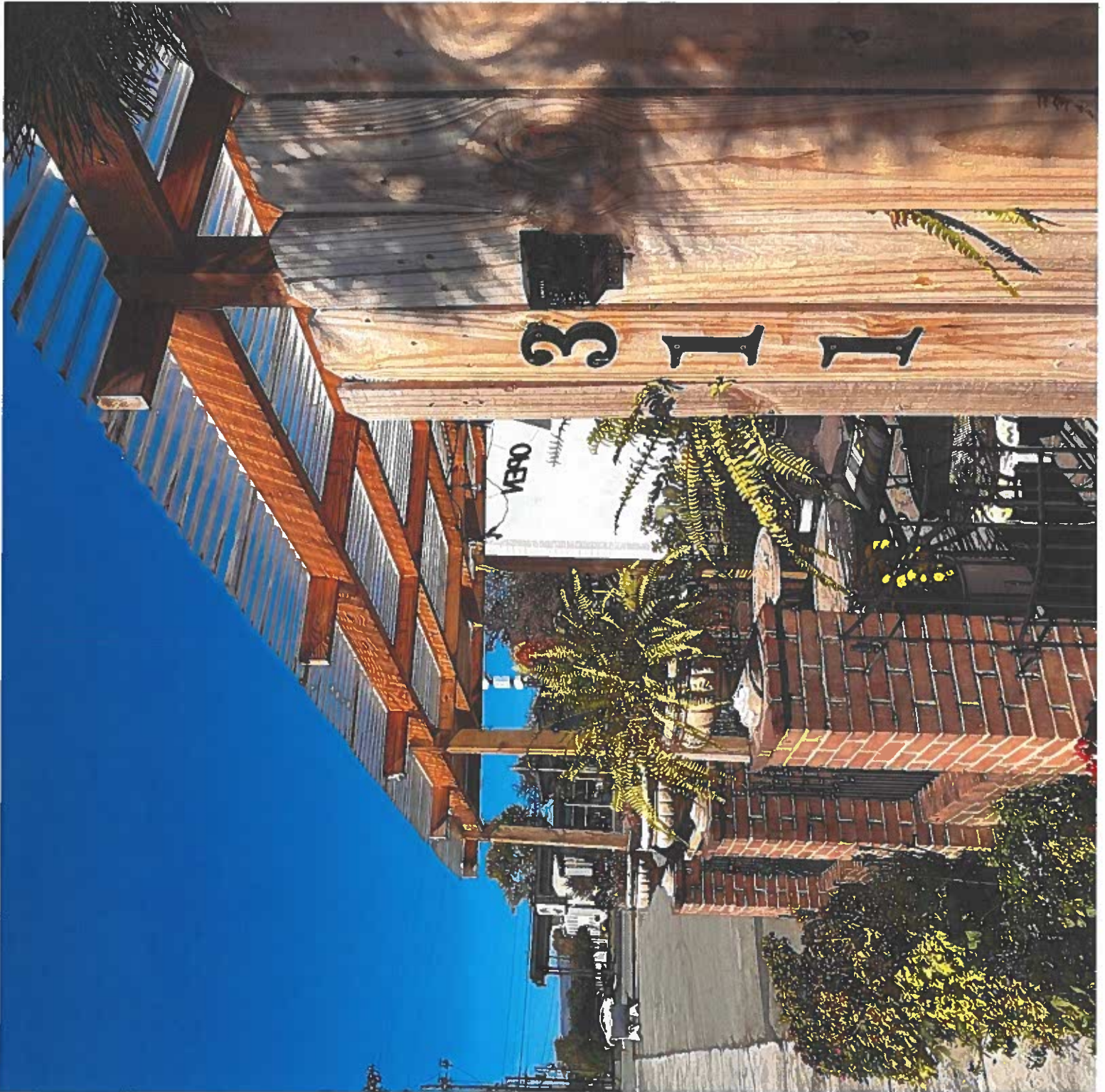
c: Thomas Bowers, Commonwealth Attorney  
Jim H. Guynn, Jr., City Attorney

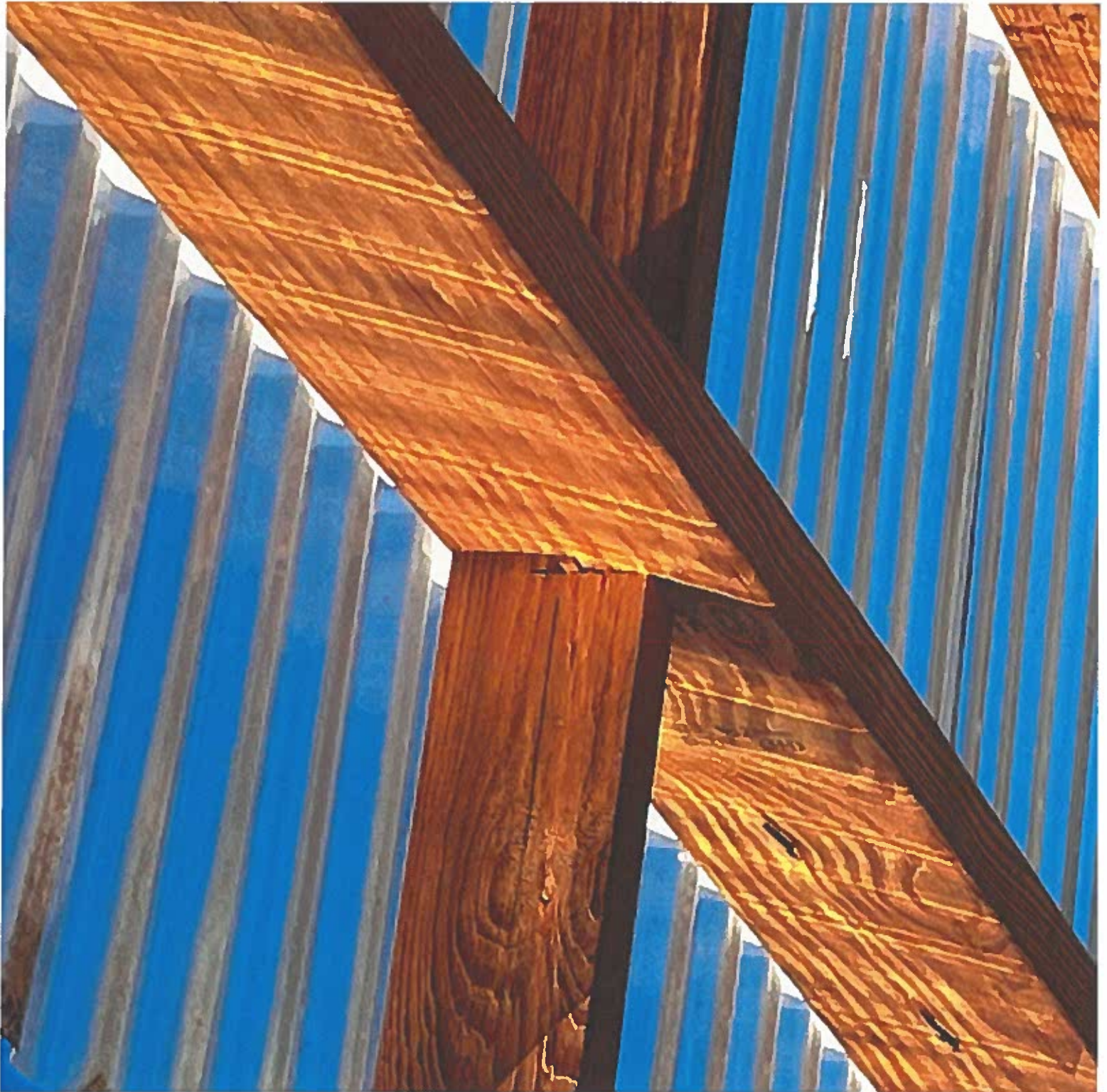


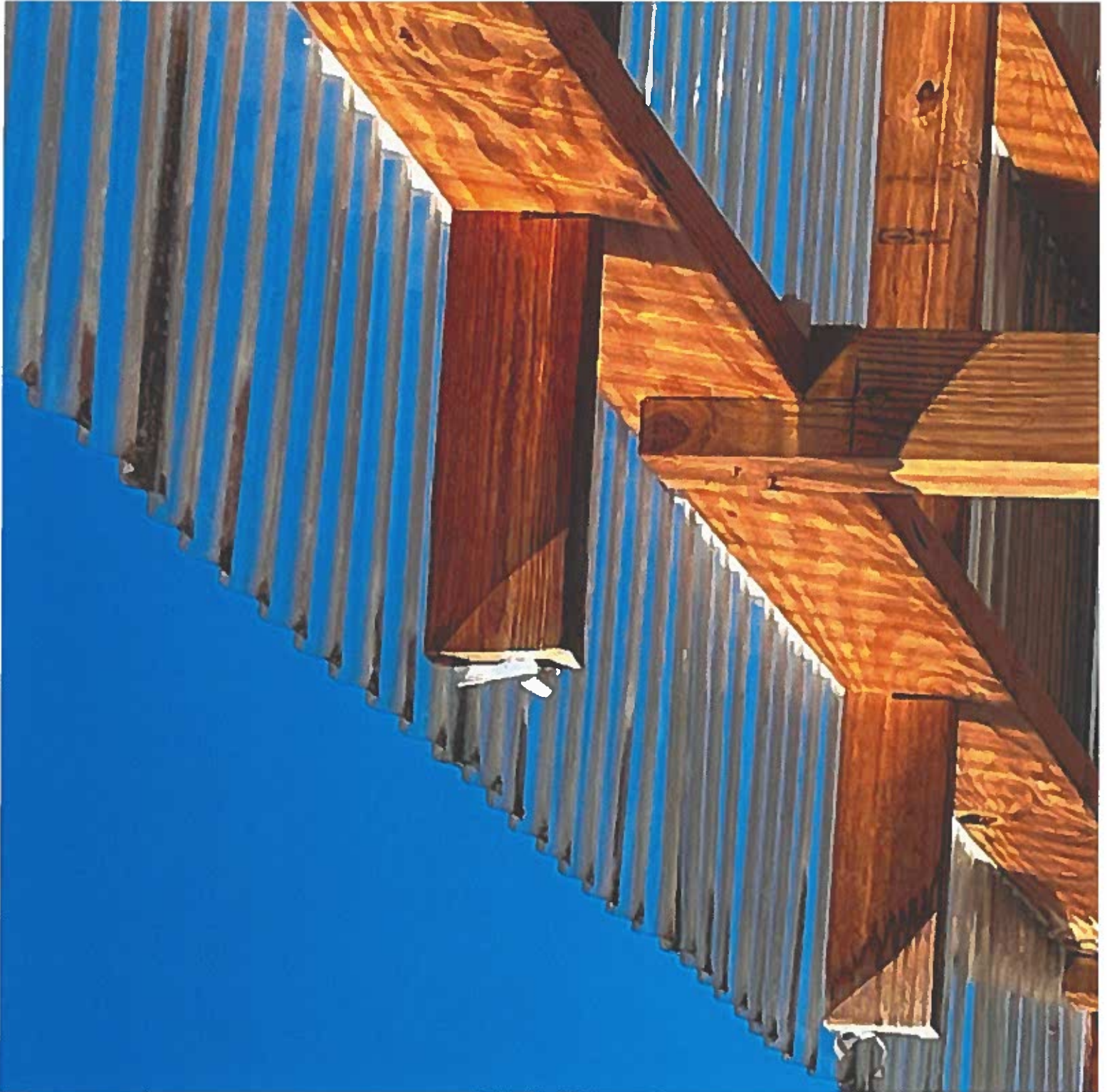














Department of Community Development  
 21 South Bruffey Street  
 P.O. Box 869  
 Salem, VA 24153  
 Phone: 540-375-3036 Fax: 540-375-4042  
 Email: communitydev@salemva.gov

Permit Number: \_\_\_\_\_

### COMMERCIAL PERMIT APPLICATION

Date of Application November 3, 2023

NEW CONSTRUCTION/ADDITIONS	
New Area	220 sf rebuild
Area Sq. Feet	
No. of stories	one
No. of Units	n/a

TYPE OF WORK	
<input type="checkbox"/> New Construction	<input type="checkbox"/> Change of Use / Occupancy
<input type="checkbox"/> Addition	<input checked="" type="checkbox"/> Alteration <input type="checkbox"/> Demolition

FLOODZONE (check one)	
<input type="checkbox"/> Floodway	<input type="checkbox"/> AE (100 yr) <input type="checkbox"/> Zone (500 yr) <input checked="" type="checkbox"/> N/A

BUILDING USE	
<input type="checkbox"/> Building Primary Use (describe):	
<input checked="" type="checkbox"/> Building Secondary Use (describe):	patio framing replacement
<input checked="" type="checkbox"/> Accessory Structure (describe):	
<input checked="" type="checkbox"/> Other (describe):	

ZONING APPROVAL	
	_____
Signature	Date

SCOPE OF WORK	
Removal of non conforming structure and replace with new roof framing.	

JOB SITE INFORMATION	
Job Address: 311 7th Street	
City/State/Zip: Salem, VA	
Subdivision Name:	
Tax Map/Parcel #: 185-2-4.1	
Lot #: lot 15, lot 16 and partial lot 14	Block#: _____ Section #: 21

OWNER INFORMATION	
Name: Tenant Adam Elsayed	
Mailing Address: 311 7th Street	
City/State/Zip: Salem, VA. 24153	
Phone #: 1-540-397-8975	Cell: same E-mail:

CONTRACTOR INFORMATION	
Contractor: Not yet selected	Contact Name:
Address:	
City/State/Zip:	
Phone #:	Cell:
State License #:	E-mail:
Expiration Date:	City License #

APPLICANT INFORMATION (if other than the owner or contractor)	
Applicant Name: Ray Craighead, Architect/ Agent	
Letter From Owner Giving Permission To Pull Permit:	<input checked="" type="checkbox"/> YES <input type="checkbox"/> NO
Address: 3959 Electric Road, Suite 360	
City/State/Zip: Roanoke, VA 24018	
Phone #: 1-540-774-5326	Fax:
Cell: 1-540-797-6792	E-mail: rcraigheadarchitect@yahoo.com

ESTIMATED COST BREAKDOWN		REMARKS (Office Use Only)
Building	\$ 12,500.00	
Electrical	\$ _____	
Plumbing	\$ _____	
Mechanical	\$ _____	
Cross Connection	\$ _____	
Sprinkler/Alarm	\$ _____	
Sign	\$ _____	
<b>TOTAL:</b>	<b>\$ 12,500.00</b>	

**ASBESTOS**

Was structure built prior to January 1, 1985?  Yes  No

**If Yes, then asbestos survey must be submitted**

Scope of work (continued):

Work is on the exterior of the structure. No asbestos in the work area.

REMARKS (Office Use Only)

**CERTIFICATION**

I understand that this permit will become null and void if work or construction authorized is not commenced within 6 months, or if construction or work is suspended or abandoned for a period of 6 months at any time after work is commenced. I understand that by obtaining this permit, it may be necessary for certain City of Salem Officials to visit my property in conjunction with required inspections, tax assessments, etc.

I understand that all work is to conform to the current edition of the Virginia Uniform Statewide Building Code.

I further understand that all permit holders shall call for all required inspections as required by code; and must provide the permit number, job address, and inspection type or the inspection may be rejected.

I hereby certify that I am the owner of record of the herein described property, or that the proposed work has been authorized by the owner of record and that I have been authorized to make this application as a designated agent. I agree to conform to all applicable state and local regulations, rules and policies and such shall be deemed a condition entering into the exercise of the permit. In addition, if a permit is issued, I certify that the code official or his authorized representative shall have the authority to enter the area(s) described herein at any reasonable hour for the purpose of enforcing the provisions of the applicable code(s).

APPLICANT: \_\_\_\_\_ DATE: 11/3/2023

**OWNERS AFFIDAVIT: (Complete if Owner is Not a Licensed Contractor)**

I affirm that I am the owner of the property described in this application and that I am familiar with the prerequisites of Section 54.1-111 of the Code of Virginia, as amended, and I am not subject to licensure as a contractor or subcontractor. I am also aware that it is a violation of State Law to hire or award a contract to an unlicensed contractor.

SIGNED: (Must be Notarized if Owner is Not Present in Person) \_\_\_\_\_

Subscribed and sworn before me in the \_\_\_\_\_ of \_\_\_\_\_, this \_\_\_\_\_ day of \_\_\_\_\_, 20\_\_\_\_\_.

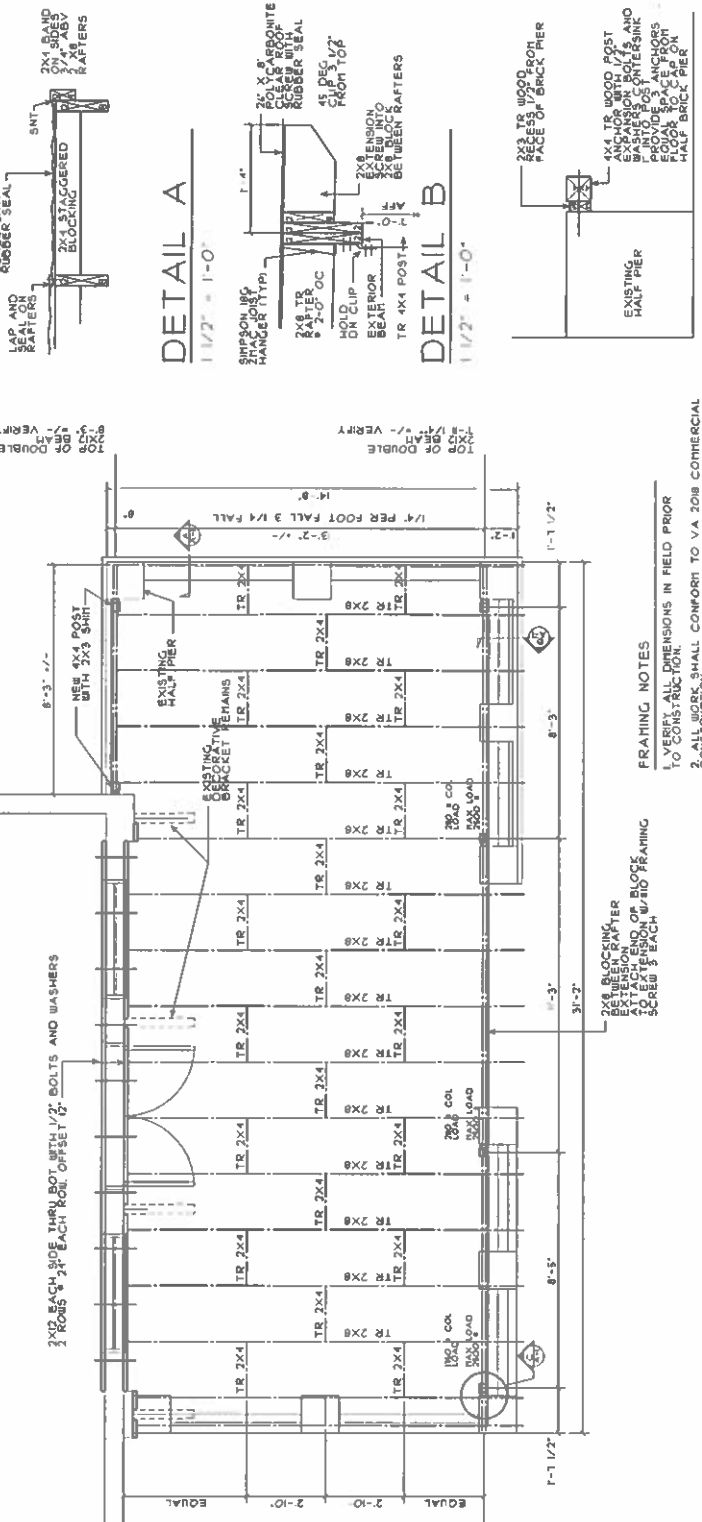
My commission expires \_\_\_\_\_ Notary Public \_\_\_\_\_



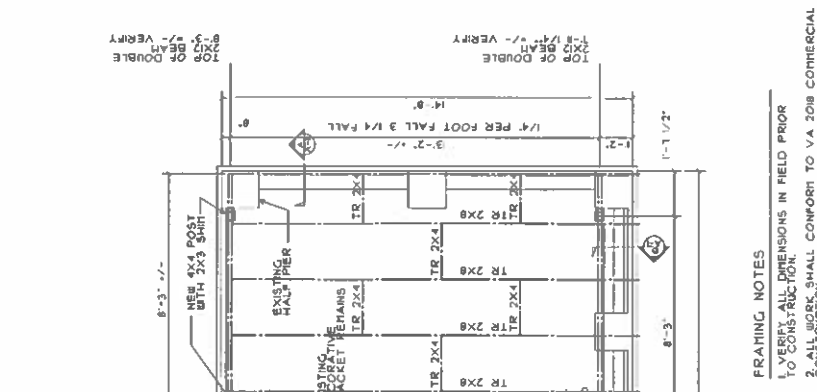
PROPOSED  
 ROOF FRAMING  
 ADAM ELSAYED  
 SALES VA  
 PROJECT NO. 202304  
 DATE: 10/22/2023  
 DRAWN BY: EJC  
 CHECKED BY: EJC  
 APPROVED FOR THE OWNER: \_\_\_\_\_ DATE: \_\_\_\_\_  
 PLANS  
 SCALE AS NOTED  
 GRAPHIC



**KEY PLAN**  
 NTS



**ROOF FRAMING PLAN**  
 SCALE: 1/2" = 1'-0"  
 220 SF



**DETAIL A** 1/2" = 1'-0"  
**DETAIL B** 1/2" = 1'-0"



**DETAIL C** 1/2" = 1'-0"

- FRAMING NOTES**
1. VERIFY ALL DIMENSIONS IN FIELD PRIOR TO CONSTRUCTION.
  2. ALL WORK SHALL CONFORM TO VA 2018 COMMERCIAL CONSTRUCTION.
  3. DESIGN IS BASED ON 40LB LIVE LOAD AND 18LB DEAD LOAD.
  4. TREAT WOOD TO BE EXTERIOR RATED PRESSURE TREATED WOOD.
  5. ALL SCREWS SHALL BE STAINLESS STEEL OR GALVANNEED STEEL STRUCTURAL STEEL.
  6. ANCHORS INTO BRICK PIERS SHALL BE STAINLESS STEEL EXPANSION ANCHORS MIN 2" EMBED INTO MASONRY.

NOTES: THE DESIGNER AND/OR ARCHITECT ASSUMES NO LIABILITY FOR ANY AND ALL CONSTRUCTION DEFECTS OR OMISSIONS THAT MAY BE THE RESULT OF ANY AND ALL INFORMATION PROVIDED BY THE CLIENT OR ANY OTHER PARTY. THE DESIGNER AND/OR ARCHITECT ASSUMES NO LIABILITY FOR ANY AND ALL CONSTRUCTION DEFECTS OR OMISSIONS THAT MAY BE THE RESULT OF ANY AND ALL INFORMATION PROVIDED BY THE CLIENT OR ANY OTHER PARTY.

**Tammy R Dunn**

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**From:** Curtis N Richert  
**Sent:** Monday, March 25, 2024 3:24 PM  
**To:** Troy D Loving  
**Subject:** 311 7th Street - violation

Permit was approved on Gusto's Pizza on 11/30/23, but not paid for.

Curt Richert  
Building Inspector  
Community Development Department  
City of Salem, VA

(540) 375.3036  
P.O. Box 869  
Salem, VA 24153-0869

**Tammy R Dunn**

---

**From:** Troy D Loving  
**Sent:** Monday, June 24, 2024 3:25 PM  
**To:** gustopizzasalem@gmail.com  
**Subject:** RE: Work performed without a permit - 311 7th Street (Gusto Pizza LLC)

To whom it may concern,

RE: Violation against section 108 (Application For Permit) of the 2021 Virginia Construction Code

Upon reviewing your New Business Zoning Verification Form it has come to our attention that this business has a violation against the Building code and permit was applied for to remedy the violation but has since expired. We will need the new owners to resubmit a building permit application along with architect stamped plans to rebuild the roof structure over the outside eating area. If you have questions, please call 540-375-3036. We will hold your New Business Zoning Verification Form until we hear from you with a plan to become code compliant, or a new permit is applied for.

Respectfully,

Troy D. Loving  
City of Salem  
Building Official

**From:** Gusto's Pizza Salem <[gustopizzasalem@gmail.com](mailto:gustopizzasalem@gmail.com)>  
**Sent:** Monday, June 24, 2024 3:40 PM  
**To:** Troy D Loving <[tloving@salemva.gov](mailto:tloving@salemva.gov)>  
**Subject:** [Ext.] Re: Work performed without a permit - 311 7th Street (Gusto Pizza LLC)

**CAUTION:** This message has originated from an external source. Please use proper judgment and caution when opening attachments, clicking links or responding to this email.

Hi Troy,

What do we need to do to remedy this?

On Mon, Jun 24, 2024 at 3:25 PM Troy D Loving <[tloving@salemva.gov](mailto:tloving@salemva.gov)> wrote:

To whom it may concern,

**RE: Violation against section 108 (Application For Permit) of the 2021 Virginia Construction Code**

Upon reviewing your New Business Zoning Verification Form it has come to our attention that this business has a violation against the Building code and permit was applied for to remedy the violation but has since expired. We will need the new owners to resubmit a building permit application along with architect stamped plans to rebuild the roof structure over the outside eating area. If you have questions, please call 540-375-3036. We will hold your New Business Zoning Verification Form until we hear from you with a plan to become code compliant, or a new permit is applied for.

Respectfully,

Troy D. Loving

City of Salem

While I understand your point is there a way to renew it? To be sure it's submitted the same. We aren't sure who did it or when they asked.

On Mon, Jun 24, 2024 at 4:44 PM Troy D Loving <[tloving@saalemva.gov](mailto:tloving@saalemva.gov)> wrote:

The old owner never called in any inspections on the permit they had. You will have to start from the beginning by applying for a new permit and turn in plans for the project. Sorry, we cannot use the previous permit or plans from the previous owner.

**From:** Gusto's Pizza Salem <[gustopizzasalem@gmail.com](mailto:gustopizzasalem@gmail.com)>  
**Sent:** Monday, June 24, 2024 4:23 PM  
**To:** Troy D Loving <[tloving@saalemva.gov](mailto:tloving@saalemva.gov)>  
**Subject:** Re: [Ext.] Re: Work performed without a permit - 311 7th Street (Gusto Pizza LLC)

The work is already done by a GC Before we bought it

On Mon, Jun 24, 2024 at 4:20 PM Troy D Loving <[tloving@saalemva.gov](mailto:tloving@saalemva.gov)> wrote:

Yes, you can hire a general contractor to do the work.

**From:** Gusto's Pizza Salem <[gustopizzasalem@gmail.com](mailto:gustopizzasalem@gmail.com)>  
**Sent:** Monday, June 24, 2024 4:06 PM  
**To:** Troy D Loving <[tloving@saalemva.gov](mailto:tloving@saalemva.gov)>  
**Subject:** Re: [Ext.] Re: Work performed without a permit - 311 7th Street (Gusto Pizza LLC)

This was done before we bought it :/

We know a GC can they do that?

On Mon, Jun 24, 2024 at 3:48 PM Troy D Loving <[tloving@saalemva.gov](mailto:tloving@saalemva.gov)> wrote:

Apply for a permit and submit plans stamped by an architect. This will need to be submitted electronically to the Community Development office via [communitydev@saalemva.gov](mailto:communitydev@saalemva.gov) email.

Yes. If you go onto building inspections website, you will need to fill out the commercial building permit application. One of my previous emails sent to you has the email that you will need to send the application and the architect stamped plans to.

Hope this has helped.

Troy D. Loving

City of Salem

Building Official

**From:** Gusto's Pizza Salem <[gustopizzasalem@gmail.com](mailto:gustopizzasalem@gmail.com)>  
**Sent:** Tuesday, June 25, 2024 7:44 AM  
**To:** Troy D Loving <[tloving@salemva.gov](mailto:tloving@salemva.gov)>  
**Cc:** Tammy R Dunn <[trdunn@salemva.gov](mailto:trdunn@salemva.gov)>  
**Subject:** Re: [Ext.] Re: Work performed without a permit - 311 7th Street (Gusto Pizza LLC)

Thank you for the clarification.

Is there a permit online?

On Tue, Jun 25, 2024 at 7:38 AM Troy D Loving <[tloving@salemva.gov](mailto:tloving@salemva.gov)> wrote:

No, it must be resubmitted in the new owner's name if you are changing the ownership. Once we have reviewed all required documentation and you have paid for the permit you can then call in for inspections on this permit to get it finalized.

**From:** Gusto's Pizza Salem <[gustopizzasalem@gmail.com](mailto:gustopizzasalem@gmail.com)>  
**Sent:** Monday, June 24, 2024 5:16 PM  
**To:** Troy D Loving <[tloving@salemva.gov](mailto:tloving@salemva.gov)>  
**Cc:** Tammy R Dunn <[trdunn@salemva.gov](mailto:trdunn@salemva.gov)>  
**Subject:** Re: [Ext.] Re: Work performed without a permit - 311 7th Street (Gusto Pizza LLC)

Troy Loving

City of Salem

Building Official

**From:** Gusto's Pizza Salem <[gustopizzasalem@gmail.com](mailto:gustopizzasalem@gmail.com)>

**Sent:** Wednesday, July 17, 2024 9:37 AM

**To:** Troy D Loving <[tloving@salemva.gov](mailto:tloving@salemva.gov)>

**Subject:** Re: [Ext.] Re: Work performed without a permit - 311 7th Street (Gusto Pizza LLC)

We have a contractor that is going to inspect the structure with a letter.

Is that what you needed ?

On Wed, Jul 17, 2024 at 9:16 AM Troy D Loving <[tloving@salemva.gov](mailto:tloving@salemva.gov)> wrote:

Gusto's Pizza,

Do you have a timeline on when this violation will be resolved?

Troy Loving

City of Salem

Building Official

**From:** Troy D Loving

**Sent:** Tuesday, June 25, 2024 7:57 AM

**To:** Gusto's Pizza Salem <[gustopizzasalem@gmail.com](mailto:gustopizzasalem@gmail.com)>

**Cc:** Tammy R Dunn <[trdunn@salemva.gov](mailto:trdunn@salemva.gov)>

**Subject:** RE: [Ext.] Re: Work performed without a permit - 311 7th Street (Gusto Pizza LLC)

**From:** Gusto's Pizza Salem <[gustopizzasalem@gmail.com](mailto:gustopizzasalem@gmail.com)>  
**Sent:** Wednesday, July 17, 2024 10:50:33 AM  
**To:** Troy D Loving <[tloving@salemva.gov](mailto:tloving@salemva.gov)>  
**Cc:** Curtis N Richert <[cnrichert@salemva.gov](mailto:cnrichert@salemva.gov)>; Tammy R Dunn <[trdunn@salemva.gov](mailto:trdunn@salemva.gov)>  
**Subject:** Re: [Ext.] Re: Work performed without a permit - 311 7th Street (Gusto Pizza LLC)

We have been trying to work on this.

Getting the business into compliance with no grace to having a previous owner not follow through has been challenging

We will have a GC Stamped plan not an architect.

Thank you for your grace and understanding in this matter

On Wed, Jul 17, 2024 at 9:50 AM Troy D Loving <[tloving@salemva.gov](mailto:tloving@salemva.gov)> wrote:

Gusto Pizza,

Required Documentation:

New owners to resubmit a building permit application along with architect stamped plans to rebuild the roof structure over the outside eating area.

This was mentioned in a previous email. We need this documentation because this structure was previously built by the old owner without a permit.

Respectfully,

How many days will you need to get the required documentation turned into us for review?

**From:** Gusto's Pizza Salem <[gustopizzasalem@gmail.com](mailto:gustopizzasalem@gmail.com)>  
**Sent:** Wednesday, July 17, 2024 2:11 PM  
**To:** Troy D Loving <[tloving@salemva.gov](mailto:tloving@salemva.gov)>  
**Subject:** Re: [Ext.] Re: Work performed without a permit - 311 7th Street (Gusto Pizza LLC)

I guess I'm really not sure what that means. I'll do my best to see what we can find.

On Wed, Jul 17, 2024 at 12:52 PM Troy D Loving <[tloving@salemva.gov](mailto:tloving@salemva.gov)> wrote:

A general contractor can do the work on the structure but an architects stamp is required on the plans before we can accept.

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---

**From:** Gusto's Pizza Salem <[gustopizzasalem@gmail.com](mailto:gustopizzasalem@gmail.com)>  
**Sent:** Wednesday, July 17, 2024 12:39:38 PM  
**To:** Troy D Loving <[tloving@salemva.gov](mailto:tloving@salemva.gov)>  
**Subject:** Re: [Ext.] Re: Work performed without a permit - 311 7th Street (Gusto Pizza LLC)

You told us before that a GC could do it

On Wed, Jul 17, 2024 at 10:54 AM Troy D Loving <[tloving@salemva.gov](mailto:tloving@salemva.gov)> wrote:

An architects stamp is required for our review.

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---

You can apply for a demo permit and remove the outside dining roof structure to make it code compliant or you can apply for a permit to make what's there code compliant. This would involve applying for a building permit and turning in architectural plans for us to review.

Sorry that the old owner left you with this violation but this issue needs to be addressed so that it will be compliant with the building code and the City of Salem Ordinance.

If I do not hear from you in a week with an update I will go ahead send notice of violation against City Ordinance section 18-38 and proceed accordingly.

Respectively,

Troy Loving

City of Salem

Building Official

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---

**From:** Gusto's Pizza Salem <[gustopizzasalem@gmail.com](mailto:gustopizzasalem@gmail.com)>

**Sent:** Wednesday, July 17, 2024 2:46 PM

**To:** Troy D Loving <[tloving@salemva.gov](mailto:tloving@salemva.gov)>

**Subject:** Re: [Ext.] Re: Work performed without a permit - 311 7th Street (Gusto Pizza LLC)

I have no idea. I don't even have contact information for a local architect. I'm just completely annoyed at the whole situation that you're requiring us to complete that was not our business.

On Wed, Jul 17, 2024 at 2:25 PM Troy D Loving <[tloving@salemva.gov](mailto:tloving@salemva.gov)> wrote:

Sorry, I'm not sure what you mean.

---

**From:** Gusto's Pizza Salem <[gustopizzasalem@gmail.com](mailto:gustopizzasalem@gmail.com)>  
**Sent:** Monday, August 5, 2024 5:00 PM  
**To:** Troy D Loving <[tloving@salemva.gov](mailto:tloving@salemva.gov)>  
**Cc:** Curtis N Richert <[cnrichert@salemva.gov](mailto:cnrichert@salemva.gov)>; Robert A Paxton <[rpaxton@salemva.gov](mailto:rpaxton@salemva.gov)>; Tammy R Dunn <[trdunn@salemva.gov](mailto:trdunn@salemva.gov)>  
**Subject:** Re: [Ext.] Re: Work performed without a permit - 311 7th Street (Gusto Pizza LLC)

This week.

We also had a couple of questions.

Is it a possibility to just detach the structure from the awning?

On Mon, Aug 5, 2024 at 2:25 PM Troy D Loving <[tloving@salemva.gov](mailto:tloving@salemva.gov)> wrote:

Ok. When will you be applying for the Demo permit?

**From:** Gusto's Pizza Salem <[gustopizzasalem@gmail.com](mailto:gustopizzasalem@gmail.com)>  
**Sent:** Monday, July 22, 2024 2:03 PM  
**To:** Troy D Loving <[tloving@salemva.gov](mailto:tloving@salemva.gov)>  
**Cc:** Curtis N Richert <[cnrichert@salemva.gov](mailto:cnrichert@salemva.gov)>; Robert A Paxton <[rpaxton@salemva.gov](mailto:rpaxton@salemva.gov)>; Tammy R Dunn <[trdunn@salemva.gov](mailto:trdunn@salemva.gov)>  
**Subject:** Re: [Ext.] Re: Work performed without a permit - 311 7th Street (Gusto Pizza LLC)

We have decided to tear down the structure

On Wed, Jul 17, 2024 at 3:02 PM Troy D Loving <[tloving@salemva.gov](mailto:tloving@salemva.gov)> wrote:

Gusto's,

# Affidavit for Demolition of a Structure

City of Salem, Virginia  
Community Development  
Building Inspections

This form must be completed and signed by the property owner or owner's agent prior to the issuance of a demolition permit for a structure.

The applicant is required to provide a completed Demolition Utility Release section from the utility company(s) that the electric, gas, sewer or water has been properly disconnected. Otherwise, the applicant shall certify that no utilities have ever served the structure. By signing this affidavit, you are affirming that either the attached written utility disconnection verification is accurate, or that the structure has not ever been served by electricity, gas, water, or sewer to the best of your knowledge.

I, DANIEL PERKINS, am the property owner/owner's agent and I understand this affidavit is signed and submitted as a true and accurate verification that no utilities are connected to the structure located at the address below. This structure is to be demolished and I accept full responsibility of the work performed at the following address:  
311 7TH ST SALEM VA 24153

Signature of Owner/Owner's agent:

Daniel Perkins, member

Date: 7/22/24

## Submittal Documents

- A signed and completed building permit application.
- This completed form, signed and dated.
- A copy of the site plan or physical survey of the property.
- If the building was built prior to 1985, a letter of asbestos inspection conducted by a certified asbestos abatement company is required. This does not apply to single family dwellings or residential housing with four or fewer units unless the demolition of such buildings is for commercial or public development purposes.

## Demolition and Site Requirements:

- Residential: Removal of all above-ground structure, foundations, footings, sidewalks
- Commercial (Check one):
  - Removal of all above and below-ground structure, foundations, footings, sidewalks
  - ✓ Removal of all above-ground structure with no land disturbance (commercial only).
- If sidewalks to be reused, this must be indicated on site plans.
- Sewer line must be sealed. The end must have a post at the location with "sewer" written on it. Post must be installed so that it cannot be readily removed.
- All debris must be hauled off-site.
- Dust control must be implemented to avoid disturbing nearby properties.
- Disturbed area must be stabilized, i.e. seed and straw, or hydro-seeding, etc.
- Any grading outside the footprint of the building may require additional permitting. Please contact City of Salem Engineering for further info.

If you have questions, please call the Community Development Office at 540.375.3036.

# Demolition Utility Release

**Notice to Applicant:**

**This form must be completed and submitted with the building permit application for demolition or moving a structure. All utility companies having service connections and/or equipment relating to this structure must issue a release stating that their respective service connections and appurtenant equipment have been removed, or sealed and plugged in a safe manner.**

<b>1.</b>	<b>LOCATION &amp; APPLICANT INFORMATION</b>	
Address: _____		Parcel number: _____
Owner Name: _____		Contact Number: _____
Address: _____		_____
(If different from owner) Contractor Name: _____		Contact Number: _____

<b>2.</b>	<b>UTILITY RELEASE</b>	<p><i>All utilities are listed, only those pertaining to the job above, need signatures. The signatures from the following utility agencies certify that <u>notification</u> or <u>authorization</u> for the removal of utility services and/or related equipment have been provided for:</i></p>		
<b>Services</b>				
Roanoke Gas Company Phone: 540.777.4427 Fax: 540.777.7952 <input checked="" type="checkbox"/> Not Applicable  <i>David Perkins, member</i> _____ Authorized Signature <u>8/6/2024</u> Date	Salem Electric Department Phone: 540-375-3030 Fax: 540-387-4584 Email: electric@salemva.gov <input checked="" type="checkbox"/> Not Applicable  <i>David Perkins, member</i> _____ Authorized Signature <u>8/6/2024</u> Date	Salem Water Department Phone: 540.375.3029 Email: water@salemva.gov <input checked="" type="checkbox"/> Not Applicable  <i>David Perkins, member</i> _____ Authorized Signature <u>8/6/2024</u> Date	Other: _____ Phone: _____ Email: _____ <input checked="" type="checkbox"/> Not Applicable  <i>David Perkins, member</i> _____ Authorized Signature <u>8/6/2024</u> Date	

<b>3.</b>	<b>CERTIFICATION</b> (Please read before signing)	
<p>The owner/contractor is required to give written notice to any adjoining property owners that may be affected by the temporary removal of utilities caused by the demolition.</p> <p>To comply with the provisions of the Virginia Statewide Building Code, all utility companies have been advised of the proposed demolition and have removed their meters and/or other service equipment prior to issuance of this permit. The undersigned hereby certifies that he/she has read and examined this application and that the statements made herein are accurate and true to the best of his/her knowledge and belief.</p>		
Daniel Perkins _____ Applicant/ Contractors Name (please print)		
<i>David Perkins, member</i> _____ Applicant/ Contractors Signature		<u>8/6/2024</u> Date

## Tammy R Dunn

---

**From:** Gusto's Pizza Salem <[gustopizzasalem@gmail.com](mailto:gustopizzasalem@gmail.com)>  
**Sent:** Monday, August 19, 2024 11:24 AM  
**To:** Troy D Loving; Engineering  
**Cc:** Curtis N Richert; Robert A Paxton; Tammy R Dunn; Todd Bedwell  
**Subject:** Re: [Ext.] Re: Work performed without a permit - 311 7th Street (Gusto Pizza LLC)

Why did we receive a certified letter? We have applied for a permit and have had the contractor reach out to you directly.

We are trying to remedy this situation and you are killing our business. Is there a reason you haven't responded to our application?

On Tue, Aug 6, 2024 at 3:50 PM Gusto's Pizza Salem <[gustopizzasalem@gmail.com](mailto:gustopizzasalem@gmail.com)> wrote:  
You all are unbelievable! We have been trying to figure out the best course of action for this situation. Here is the request for demo.

On Tue, Aug 6, 2024 at 2:35 PM Troy D Loving <[tloving@salemva.gov](mailto:tloving@salemva.gov)> wrote:

Gusto's Pizza,

If we do not receive an application by this Friday (8/6/2024) for a demo permit or a building permit to make the violation code compliant, we will be sending an official notice of violation out by mail to the owner of the property and the tenant. Then if no efforts are made after receiving the notice we will have to proceed with taking this matter to our Local Board of Appeals to get this violation resolved.

Respectfully,

Troy Loving

City of Salem

Building Official

---

**From:** Troy D Loving  
**Sent:** Tuesday, August 6, 2024 7:41 AM  
**To:** Gusto's Pizza Salem <[gustopizzasalem@gmail.com](mailto:gustopizzasalem@gmail.com)>  
**Cc:** Curtis N Richert <[cnrichert@salemva.gov](mailto:cnrichert@salemva.gov)>; Robert A Paxton <[rpaxton@salemva.gov](mailto:rpaxton@salemva.gov)>; Tammy R Dunn <[trdunn@salemva.gov](mailto:trdunn@salemva.gov)>  
**Subject:** RE: [Ext.] Re: Work performed without a permit - 311 7th Street (Gusto Pizza LLC)

## Tammy R Dunn

---

**From:** Engineering  
**Sent:** Monday, August 19, 2024 11:48 AM  
**To:** Tammy R Dunn  
**Subject:** FW: [Ext.] Re: Work performed without a permit - 311 7th Street (Gusto Pizza LLC)

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**From:** Engineering  
**Sent:** Monday, August 19, 2024 11:48 AM  
**To:** Gusto's Pizza Salem <[gustopizzasalem@gmail.com](mailto:gustopizzasalem@gmail.com)>  
**Cc:** Troy D Loving <[tloving@salemva.gov](mailto:tloving@salemva.gov)>  
**Subject:** RE: [Ext.] Re: Work performed without a permit - 311 7th Street (Gusto Pizza LLC)

Good morning,

The letter was sent out to notify you that you have 30 days to complete the Commercial Application for Demolition and a Demolition Affidavit. The prior commercial application was not filled out completely. The name, address, VA state license number and the City of Salem business license number all must be filled out. We need the contractor to sign on the 2<sup>nd</sup> page. Or if you plan to pull the permit yourself you may sign in the last block of page 2, but you need to completely fill out the owner's information on page 1 and have a letter from them giving you permission to pull the permit. The demolition Affidavit must be filled out and signed off by the water, electric, and gas company. If you have any further questions, please call our office at 540-375-3036.

Thank you

---

**From:** Gusto's Pizza Salem <[gustopizzasalem@gmail.com](mailto:gustopizzasalem@gmail.com)>  
**Sent:** Monday, August 19, 2024 11:24 AM  
**To:** Troy D Loving <[tloving@salemva.gov](mailto:tloving@salemva.gov)>; Engineering <[Engineering@salemva.gov](mailto:Engineering@salemva.gov)>  
**Cc:** Curtis N Richert <[cnrichert@salemva.gov](mailto:cnrichert@salemva.gov)>; Robert A Paxton <[rpaxton@salemva.gov](mailto:rpaxton@salemva.gov)>; Tammy R Dunn <[trdunn@salemva.gov](mailto:trdunn@salemva.gov)>; Todd Bedwell <[tbedwell@salemva.gov](mailto:tbedwell@salemva.gov)>  
**Subject:** Re: [Ext.] Re: Work performed without a permit - 311 7th Street (Gusto Pizza LLC)

Why did we receive a certified letter? We have applied for a permit and have had the contractor reach out to you directly.

We are trying to remedy this situation and you are killing our business. Is there a reason you haven't responded to our application?

On Tue, Aug 6, 2024 at 3:50 PM Gusto's Pizza Salem <[gustopizzasalem@gmail.com](mailto:gustopizzasalem@gmail.com)> wrote:

You all are unbelievable! We have been trying to figure out the best course of action for this situation. Here is the request for demo.

On Tue, Aug 6, 2024 at 2:35 PM Troy D Loving <[tloving@salemva.gov](mailto:tloving@salemva.gov)> wrote:

Gusto's Pizza,



Department of Community Development  
 21 South Bruffey Street  
 P.O. Box 869  
 Salem, VA 24153  
 Phone: 540-375-3036 Fax: 540-375-4042  
 Email: communitydev@salemva.gov

Permit Number: \_\_\_\_\_

**COMMERCIAL PERMIT APPLICATION**

Date of Application 8/9/24

NEW CONSTRUCTION/ADDITIONS	
New Area	
Area Sq. Feet	
No. of stories	
No. of Units	
FLOODZONE (check one)	
<input type="checkbox"/> Floodway	<input type="checkbox"/> AE (100 yr) <input type="checkbox"/> Zone (500 yr) <input type="checkbox"/> N/A
ZONING APPROVAL	
_____	_____
Signature	Date

TYPE OF WORK	
<input type="checkbox"/> New Construction	<input type="checkbox"/> Change of Use / Occupancy
<input type="checkbox"/> Addition	<input type="checkbox"/> Alteration <input checked="" type="checkbox"/> Demolition
BUILDING USE	
<input type="checkbox"/> Building Primary Use (describe):	
<input checked="" type="checkbox"/> Building Secondary Use (describe):	
<input checked="" type="checkbox"/> Accessory Structure (describe): awning	
<input checked="" type="checkbox"/> Other (describe):	

SCOPE OF WORK	
REMOVE UNPERMITTED AWNING ON PATIO THAT WAS PLACED BY PREVIOUS OWNER	

JOB SITE INFORMATION	
Job Address: 311 7TH ST	
City/State/Zip: SALEM VA 24153	
Subdivision Name:	
Tax Map/Parcel #:	
Lot #: _____	Block#: _____ Section #: _____

OWNER INFORMATION	
Name: NINA GUILLERMINO	
Mailing Address:	
City/State/Zip:	
Phone #: _____	Cell: _____ E-mail: _____

CONTRACTOR INFORMATION	
Contractor: L A CONSTRUCTION	Contact Name: LARY CANTRELL
Address:	
City/State/Zip:	
Phone #: _____	Cell: 5405204123
State License #: _____	E-mail: _____
Expiration Date: _____	City License # _____

APPLICANT INFORMATION (if other than the owner or contractor)	
Applicant Name: DANIEL PERKINS	
Letter From Owner Giving Permission To Pull Permit:	<input checked="" type="checkbox"/> YES <input type="checkbox"/> NO
Address: 311 7TH ST	
City/State/Zip: SALEM VA 24153	
Phone #: 5406320767	Fax: _____
Cell: _____	E-mail: GUSTOPIZZASALEM@GMAIL.COM



On Mon, Sep 9, 2024 at 1:43 PM Gusto's Pizza Salem <[gustopizzasalem@gmail.com](mailto:gustopizzasalem@gmail.com)> wrote:

I'll attach the letter from the owner on the next email

On Fri, Aug 9, 2024 at 3:31 PM Gusto's Pizza Salem <[gustopizzasalem@gmail.com](mailto:gustopizzasalem@gmail.com)> wrote:

----- Forwarded message -----

**From:** Gusto's Pizza Salem <[gustopizzasalem@gmail.com](mailto:gustopizzasalem@gmail.com)>  
**Date:** Fri, Aug 9, 2024 at 10:04 AM  
**Subject:** Re: [Ext.] Re: Demo Application  
**To:** Engineering <[Engineering@salemva.gov](mailto:Engineering@salemva.gov)>  
**CC:** Troy D Loving <[tloving@salemva.gov](mailto:tloving@salemva.gov)>

On Thu, Aug 8, 2024 at 11:18 AM Engineering <[Engineering@salemva.gov](mailto:Engineering@salemva.gov)> wrote:

Good morning,

This application along with the demo affidavit and a sketch of what is being demolished are all that we need to start the review process.

<https://www.salemva.gov/DocumentCenter/View/148/Building-Permit-Application---Commercial-PDF>

Thank you

---

**From:** Gusto's Pizza Salem <[gustopizzasalem@gmail.com](mailto:gustopizzasalem@gmail.com)>  
**Sent:** Thursday, August 8, 2024 10:51 AM  
**To:** Engineering <[Engineering@salemva.gov](mailto:Engineering@salemva.gov)>  
**Cc:** Troy D Loving <[tloving@salemva.gov](mailto:tloving@salemva.gov)>  
**Subject:** Re: [Ext.] Re: Demo Application

# SALEM VA



## BUILDING INSPECTIONS

### OFFICIAL NOTICE OF VIOLATION

Case#: 2023-00000161

Notice Date: 08/13/2024

Property Location: Tax Map #185-2-4.1  
311 7th Street  
Salem, VA 24153

Responsible Party: Daniel Perkins  
311 7th Street  
Salem, VA 24153

### DESCRIPTION OF VIOLATION

Description of Violation	Code Section
<p>Work performed without permit in an unsafe construction method.</p> <p>RE: The wood structure built over the outside dining area.</p>	<p>Section 18-38 (1)b. 2., 4., and 5. Section 18-38 - Amendments. *The Virginia Uniform Statewide Building Code is amended and reordained in the following respects:</p> <p>(1) Unsafe buildings or structures. In addition to the administrative and enforcement provisions contained in the Virginia Property Maintenance Code, adopted in the Uniform Statewide Building Code, as amended from time to time, the provisions of this section shall apply to unsafe buildings and structures. The following words when used in this section for the purposes of this section shall have the meanings respectively ascribed to them in this section, except in those instances where the context clearly indicates a different meaning:</p> <p style="margin-left: 40px;">b. Building means every building or structure which:</p> <p style="margin-left: 80px;">2) Has improperly distributed loads upon the floors or roof or is otherwise overloaded, or which has insufficient strength to be reasonably safe for the purpose for which it is used;</p> <p style="margin-left: 80px;">4) Is so dilapidated, decayed or unsafe as to become dangerous to the safety of the inhabitants of the city; or</p> <p style="margin-left: 80px;">5) Has parts thereof which are so attached that they may fall or otherwise become detached and cause personal injury or damage to other property.</p>

## CORRECTIVE ACTION REQUIRED

You are hereby notified that you have thirty (30) days to submit and obtain the corresponding permit(s) with a set of plans stamped by a registered design professional.

It is the determination by the Building Official that you are in violation of Section 18-38(1) b. 2., 4., and 5. of the City of Salem Code.

If you wish to contest this determination, you must file a written request for appeal to the Local Board of Building Appeals by submitting an application, the basis for your appeal, and a copy of this violation notice within thirty (30) days of the date on this notice to the Office of the Building Official. Failure to submit the written appeal within thirty (30) days shall constitute acceptance of this decision and notice of violation.

If you have questions about the violation or the required corrective action, please contact our office at (540) 375-3036.

Thank you for your prompt attention to this matter.

Sincerely,



Troy Loving, CBO  
Building Official

c: Thomas Bowers, Commonwealth Attorney  
Jim H. Guynn, Jr., City Attorney

# SALEM VA



## BUILDING INSPECTIONS

### OFFICIAL NOTICE OF VIOLATION

Case#: 2023-00000161

Notice Date: 08/13/2024

Property Location: Tax Map #185-2-4.1  
311 7th Street  
Salem, VA 24153

Responsible Party: One Brother & Two Sisters, LLC  
4441 Stonewall Road, NW  
Roanoke, VA 24017

### DESCRIPTION OF VIOLATION

Description of Violation	Code Section
<p>Work performed without permit in an unsafe construction method.</p> <p>RE: The wood structure built over the outside dining area.</p>	<p>Section 18-38 (1)b. 2., 4., and 5. Section 18-38 - Amendments. *The Virginia Uniform Statewide Building Code is amended and reordained in the following respects:</p> <p>(1) Unsafe buildings or structures. In addition to the administrative and enforcement provisions contained in the Virginia Property Maintenance Code, adopted in the Uniform Statewide Building Code, as amended from time to time, the provisions of this section shall apply to unsafe buildings and structures. The following words when used in this section for the purposes of this section shall have the meanings respectively ascribed to them in this section, except in those instances where the context clearly indicates a different meaning:</p> <p style="padding-left: 40px;">b. Building means every building or structure which:</p> <p style="padding-left: 80px;">2) Has improperly distributed loads upon the floors or roof or is otherwise overloaded, or which has insufficient strength to be reasonably safe for the purpose for which it is used;</p> <p style="padding-left: 80px;">4) Is so dilapidated, decayed or unsafe as to become dangerous to the safety of the inhabitants of the city; or</p> <p style="padding-left: 80px;">5) Has parts thereof which are so attached that they may fall or otherwise become detached and cause personal injury or damage to other property.</p>

## CORRECTIVE ACTION REQUIRED

You are hereby notified that you have thirty (30) days to submit and obtain the corresponding permit(s) with a set of plans stamped by a registered design professional.

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If you wish to contest this determination, you must file a written request for appeal to the Local Board of Building Appeals by submitting an application, the basis for your appeal, and a copy of this violation notice within thirty (30) days of the date on this notice to the Office of the Building Official. Failure to submit the written appeal within thirty (30) days shall constitute acceptance of this decision and notice of violation.

If you have questions about the violation or the required corrective action, please contact our office at (540) 375-3036.

Thank you for your prompt attention to this matter.

Sincerely,



Troy Loving, CBO  
Building Official

c: Thomas Bowers, Commonwealth Attorney  
Jim H. Guynn, Jr., City Attorney

# SELF-AFFIDAVIT

Community Development  
Building Inspections  
21 S. Bruffey Street, Salem, VA 24153  
(540) 375-3036

I, (print name), Danielle Perkins, affirm that I have made permit application for:  
 Building     Electrical     Mechanical     Plumbing

As a prerequisite for obtaining this permit, I am filing this written statement indicating I am not subject to license or certification requirements as a contractor or subcontractor in accordance with the Code of Virginia Section 54.1-1111. I affirm that I am qualified in accordance with the Code of Virginia section 54.1-1101 to meet the identified exemption as noted below:

- Any government agency performing work with its own forces;
- Work bid upon or undertaken for the armed services of the United States under the Armed Services Procurement Act;
- Work bid upon or undertaken for the United States government on land under the exclusive jurisdiction of the federal government either by statute or deed of cession;
- Work bid upon or undertaken for the Department of Transportation on the construction, reconstruction, repair or improvement of any highway or bridge;
- Any other persons who may be specifically excluded by other laws but only to such an extent as such laws provide;
- Any material supplier who renders advice concerning use of products sold and who does not provide construction or installation services;
- Any person who performs or supervises the construction, removal, repair or improvement of no more than one primary residence owned by him and for his own use during any 24 month period;
- Any person who performs or supervises the construction, removal, repair or improvement of a house upon his own real property as a bona fide gift to a member of his immediate family provided such member lives in the house. For purposes of this section, "immediate family" includes one's mother, father, son, daughter, brother, sister, grandchild, grandparent, mother-in-law, and father-in-law;
- Any person who performs or supervises the repair or improvement of industrial or manufacturing facilities, or a commercial or retail building, for his/her own use;
- Any person who performs or supervises the repair or improvement of residential dwelling units owned by him/her that are subject to the Virginia Residential Landlord and Tenant Act (§ 55-248.2 et seq.);
- Any owner-developer, provided that any third party purchaser is made a third party beneficiary to the contract between the owner-developer and a licensed contractor whereby the contractor's obligation to perform the contract extends to both the owner-developer and the third party; and
- Work undertaken by students as part of a career and technical education project as defined in § 22.1-228 established by any school board in accordance with Article 5 (§ 22.1-228 et seq.) of Chapter 13 of Title 22.1 for the construction of portable classrooms or single family homes.

I realize that I am liable to ensure all contractors and/or subcontractors performing more than \$1,000.00 work on my project are licensed by the State Board of Contractors in accordance with the Code of Virginia Section 54.1-1115. Failure to do so constitutes the commission of a Class 1 misdemeanor.

Signature: *Danielle Perkins*

Date: 9/9/24

Permit # \_\_\_\_\_

Address: \_\_\_\_\_

### NOTE TO PROPERTY OWNERS BEFORE SIGNING

If you've made arrangements with a contractor to do the work intended by this permit(s), the City of Salem strongly recommends that the contractor be the responsible party to secure the permits required by the Uniform Statewide Building Code (USBC). When contractors apply for permits, the City will verify that he/she is properly licensed by the State and City to perform the intended work. Unwillingness by the contractor to obtain required permits may be an indication that he/she is not properly licensed.

**For your protection, don't deal with unlicensed contractors**

If you have any questions about licensing regulations, please contact the Community Development Office at 540.375.3036 or DPOR/State Board for Contractors, on 804.367.8511 or [www.dpor.virginia.gov](http://www.dpor.virginia.gov).



Department of Community Development  
 21 South Bruffey Street  
 P.O. Box 869  
 Salem, VA 24153  
 Phone: 540-375-3036 Fax: 540-375-4042  
 Email: communitydev@salemva.gov

Permit Number: 2024-0282 \$36.40

**COMMERCIAL PERMIT APPLICATION**

Date of Application \_\_\_\_\_

NEW CONSTRUCTION/ADDITIONS	
New Area	_____
Area Sq. Feet	_____
No. of stories	_____
No. of Units	_____
FLOODZONE (check one)	
<input type="checkbox"/> Floodway	<input type="checkbox"/> AE (100 yr) <input type="checkbox"/> Zone (500 yr) <input type="checkbox"/> N/A
ZONING APPROVAL	
_____	_____
Signature	Date

TYPE OF WORK	
<input type="checkbox"/> New Construction	<input type="checkbox"/> Change of Use / Occupancy
<input type="checkbox"/> Addition	<input type="checkbox"/> Alteration <input checked="" type="checkbox"/> Demolition
BUILDING USE	
<input type="checkbox"/> Building Primary Use (describe):	_____
<input type="checkbox"/> Building Secondary Use (describe):	_____
<input checked="" type="checkbox"/> Accessory Structure (describe):	<u>awning patio</u>
<input type="checkbox"/> Other (describe):	_____

SCOPE OF WORK	
<u>demo of awning on patio</u>	

JOB SITE INFORMATION		
Job Address:	<u>311 E 7th St</u>	
City/State/Zip:	<u>Salem VA 24153</u>	
Subdivision Name:	_____	
Tax Map/Parcel #:	<u>185-2-4.1</u>	
Lot #:	Block#:	Section #:

OWNER INFORMATION		
Name:	<u>Gusto's Pizza LLC - Daniel Perkins</u>	
Mailing Address:	<u>311 E 7th St</u>	
City/State/Zip:	<u>Salem VA 24153</u>	
Phone #:	<u>540 818 1617</u>	Cell: <u>540 632 0767</u> E-mail: <u>gustopizza@salem@gmail.com</u>

CONTRACTOR INFORMATION	
Contractor:	Contact Name:
Address:	_____
City/State/Zip:	_____
Phone #:	Cell:
State License #:	E-mail:
Expiration Date:	City License #

APPLICANT INFORMATION (if other than the owner or contractor)	
Applicant Name:	<u><del>XXXXXXXXXX</del></u>
Letter From Owner Giving Permission To Pull Permit:	<u>YES</u> <u>NO</u>
Address:	_____
City/State/Zip:	_____
Phone #:	Fax:
Cell:	E-mail:

ESTIMATED COST BREAKDOWN		REMARKS (Office Use Only)
Building	\$ <u>1,800</u>	
Electrical	\$ <u>0</u>	
Plumbing	\$ <u>0</u>	
Mechanical	\$ <u>0</u>	
Cross Connection	\$ <u>0</u>	
Sprinkler/Alarm	\$ <u>0</u>	
Sign	\$ <u>0</u>	
<b>TOTAL:</b>	\$ <u>1,800</u>	

**ASBESTOS**

Was structure built prior to January 1, 1985?     Yes     No

If Yes, then asbestos survey must be submitted

Scope of work (continued):

*demo awning on exterior of patio wood & Balts to be placed in dumpster*

*(REMARKS column is empty)*

**CERTIFICATION**

I understand that this permit will become null and void if work or construction authorized is not commenced within 6 months, or if construction or work is suspended or abandoned for a period of 6 months at any time after work is commenced. I understand that by obtaining this permit, it may be necessary for certain City of Salem Officials to visit my property in conjunction with required inspections, tax assessments, etc.

I understand that all work is to conform to the current edition of the Virginia Uniform Statewide Building Code.

I further understand that all permit holders shall call for all required inspections as required by code; and must provide the permit number, job address, and inspection type or the inspection may be rejected.

I hereby certify that I am the owner of record of the herein described property, or that the proposed work has been authorized by the owner of record and that I have been authorized to make this application as a designated agent. I agree to conform to all applicable state and local regulations, rules and policies and such shall be deemed a condition entering into the exercise of the permit. In addition, if a permit is issued, I certify that the code official or his authorized representative shall have the authority to enter the area(s) described herein at any reasonable hour for the purpose of enforcing the provisions of the applicable code(s).

APPLICANT: \_\_\_\_\_ DATE: \_\_\_\_\_

**OWNERS AFFIDAVIT: (Complete if Owner is Not a Licensed Contractor)**

I affirm that I am the owner of the property described in this application and that I am familiar with the prerequisites of Section 54.1-111 of the Code of Virginia, as amended, and I am not subject to licensure as a contractor or subcontractor. I am also aware that it is a violation of State Law to hire or award a contract to an unlicensed contractor.

SIGNED: (Must be Notarized if Owner is Not Present in Person) *Dawn [Signature]*

Subscribed and sworn before me in the \_\_\_\_\_ of \_\_\_\_\_, this \_\_\_\_\_ day of \_\_\_\_\_, 20\_\_\_\_.

My commission expires \_\_\_\_\_ Notary Public \_\_\_\_\_

## Tammy R Dunn

---

**From:** Engineering  
**Sent:** Thursday, September 12, 2024 8:52 AM  
**To:** Tammy R Dunn  
**Subject:** FW: [Ext.] Fwd: We need a permit

---

**From:** Gusto's Pizza Salem <[gustopizzasalem@gmail.com](mailto:gustopizzasalem@gmail.com)>  
**Sent:** Tuesday, September 10, 2024 3:04 PM  
**To:** Engineering <[Engineering@salemva.gov](mailto:Engineering@salemva.gov)>; Troy D Loving <[tloving@salemva.gov](mailto:tloving@salemva.gov)>  
**Subject:** [Ext.] Fwd: We need a permit

**CAUTION:** This message has originated from an external source. Please use proper judgment and caution when opening attachments, clicking links or responding to this email.

This is the attached email from the building owner.

----- Forwarded message -----

**From:** DooMzDay <[wlai125@gmail.com](mailto:wlai125@gmail.com)>  
**Date:** Tue, Sep 10, 2024 at 2:54 PM  
**Subject:** Re: We need a permit  
**To:** Gusto's Pizza Salem <[gustopizzasalem@gmail.com](mailto:gustopizzasalem@gmail.com)>

Yes you are permitted to make these changes.

On Mon, Sep 9, 2024 at 2:09 PM Gusto's Pizza Salem <[gustopizzasalem@gmail.com](mailto:gustopizzasalem@gmail.com)> wrote:

----- Forwarded message -----

**From:** Gusto's Pizza Salem <[gustopizzasalem@gmail.com](mailto:gustopizzasalem@gmail.com)>  
**Date:** Mon, Sep 9, 2024 at 1:50 PM  
**Subject:** We need a permit  
**To:** <[Ninascleansv95@yahoo.com](mailto:Ninascleansv95@yahoo.com)>

Hi Nina!

We were contacted by the City of Salem and they told us we have to pay for the awning on the patio to be removed. Unfortunately we have had NOTHING but issues with the equipment and building since May! We have found a contractor to demo the awning for us but they want your permission before they can issues us the permit.

We don't have a choice to remove the awning, they were trying to fine us and we need to get this taken care of

Please respond to this email letting me know you give Daniel and I permission to pay for and pull the permit to demo the awning.

Thank you

## Tammy R Dunn

---

**From:** Engineering  
**Sent:** Monday, September 16, 2024 12:16 PM  
**To:** Tammy R Dunn  
**Subject:** FW: [Ext.] Re: Demo Application  
**Attachments:** Self\_Affidavit\_PDF\_.pdf

---

**From:** Gusto's Pizza Salem <[gustopizzasalem@gmail.com](mailto:gustopizzasalem@gmail.com)>  
**Sent:** Sunday, September 15, 2024 11:00 AM  
**To:** Engineering <[Engineering@salemva.gov](mailto:Engineering@salemva.gov)>  
**Cc:** Troy D Loving <[tloving@salemva.gov](mailto:tloving@salemva.gov)>  
**Subject:** Re: [Ext.] Re: Demo Application

On Tue, Sep 10, 2024 at 2:53 PM Engineering <[Engineering@salemva.gov](mailto:Engineering@salemva.gov)> wrote:

Good afternoon,

Our records show that One Brother and Two Sisters LLC own the property at 311 7<sup>th</sup> Street. I have attached a copy of the affidavit you signed. The choice you marked states: Any person who performs or supervises the repair or improvement of residential dwelling units owned by him/her that are subject to the Virginia Residential Landlord and Tenant Act. You do not own the property, and this is a commercial building. We are going to need an email or letter from one of the owners of the property and a new signed self-affidavit from you before we can proceed.

Thank you

---

**From:** Gusto's Pizza Salem <[gustopizzasalem@gmail.com](mailto:gustopizzasalem@gmail.com)>  
**Sent:** Tuesday, September 10, 2024 2:34 PM  
**To:** Engineering <[Engineering@salemva.gov](mailto:Engineering@salemva.gov)>  
**Cc:** Troy D Loving <[tloving@salemva.gov](mailto:tloving@salemva.gov)>  
**Subject:** Re: [Ext.] Re: Demo Application

Why is my choice wrong?

We are landlords

On Tue, Sep 10, 2024 at 11:33 AM Engineering <[Engineering@salemva.gov](mailto:Engineering@salemva.gov)> wrote:

Good morning,

Please ask the owner of the property to email or send us a letter with her signature stating that she gives her permission for the demolition. We can not accept a screen shot of a text. Also, I am attaching another copy of the self-affidavit for you to fill out. The choice you marked yesterday does not match why you are applying for the permit.  
<https://www.salemva.gov/DocumentCenter/View/131/Self-Affidavit-PDF>

Thank you

**From:** Gusto's Pizza Salem <[gustopizzasalem@gmail.com](mailto:gustopizzasalem@gmail.com)>

**Sent:** Tuesday, September 10, 2024 10:53 AM

**To:** Engineering <[Engineering@salemva.gov](mailto:Engineering@salemva.gov)>

**Subject:** Re: [Ext.] Re: Demo Application

Yes you have the permission to do the demo, just want to let you know that we never had issues with the city before and this is all news to us. If there are any kind of additions or any type of remodeling, that is going to be covered by your party. Just to keep that transparent. Please forward any emails needed for permission to [w lai125@gmail.com](mailto:wlai125@gmail.com). My son takes care of all of those and he has permission to give approvals as well. Thank you.

On Mon, Sep 9, 2024 at 1:43 PM Gusto's Pizza Salem <[gustopizzasalem@gmail.com](mailto:gustopizzasalem@gmail.com)> wrote:

I'll attach the letter from the owner on the next email

On Fri, Aug 9, 2024 at 3:31 PM Gusto's Pizza Salem <[gustopizzasalem@gmail.com](mailto:gustopizzasalem@gmail.com)> wrote:

----- Forwarded message -----

**From:** Gusto's Pizza Salem <[gustopizzasalem@gmail.com](mailto:gustopizzasalem@gmail.com)>  
**Date:** Fri, Aug 9, 2024 at 10:04 AM  
**Subject:** Re: [Ext.] Re: Demo Application  
**To:** Engineering <[Engineering@salemva.gov](mailto:Engineering@salemva.gov)>  
**CC:** Troy D Loving <[tloving@salemva.gov](mailto:tloving@salemva.gov)>

On Thu, Aug 8, 2024 at 11:18 AM Engineering <[Engineering@salemva.gov](mailto:Engineering@salemva.gov)> wrote:

Good morning,

This application along with the demo affidavit and a sketch of what is being demolished are all that we need to start the review process.

<https://www.salemva.gov/DocumentCenter/View/148/Building-Permit-Application---Commercial-PDF>

Thank you

**From:** Gusto's Pizza Salem <[gustopizzasalem@gmail.com](mailto:gustopizzasalem@gmail.com)>  
**Sent:** Thursday, August 8, 2024 10:51 AM  
**To:** Engineering <[Engineering@salemva.gov](mailto:Engineering@salemva.gov)>  
**Cc:** Troy D Loving <[tloving@salemva.gov](mailto:tloving@salemva.gov)>

# SELF-AFFIDAVIT

Community Development  
Building Inspections  
21 S. Bruffey Street, Salem, VA 24153  
(540) 375-3036

I, (print name), Guillermina Molina De Lainez, affirm that I have made permit application for:

- Building
- Electrical
- Mechanical
- Plumbing

As a prerequisite for obtaining this permit, I am filing this written statement indicating I am not subject to license or certification requirements as a contractor or subcontractor in accordance with the Code of Virginia Section 54.1-1111. I affirm that I am qualified in accordance with the Code of Virginia section 54.1-1101 to meet the identified exemption as noted below:

- Any government agency performing work with its own forces;
- Work bid upon or undertaken for the armed services of the United States under the Armed Services Procurement Act;
- Work bid upon or undertaken for the United States government on land under the exclusive jurisdiction of the federal government either by statute or deed of cession;
- Work bid upon or undertaken for the Department of Transportation on the construction, reconstruction, repair or improvement of any highway or bridge;
- Any other persons who may be specifically excluded by other laws but only to such an extent as such laws provide;
- Any material supplier who renders advice concerning use of products sold and who does not provide construction or installation services;
- Any person who performs or supervises the construction, removal, repair or improvement of no more than one primary residence owned by him and for his own use during any 24-month period;
- Any person who performs or supervises the construction, removal, repair or improvement of a house upon his own real property as a bona fide gift to a member of his immediate family provided such member lives in the house. For purposes of this section, "immediate family" includes one's mother, father, son, daughter, brother, sister, grandchild, grandparent, mother-in-law, and father-in-law;
- Any person who performs or supervises the repair or improvement of industrial or manufacturing facilities, or a commercial or retail building, for his/her own use;
- Any person who performs or supervises the repair or improvement of residential dwelling units owned by him/her that are subject to the Virginia Residential Landlord and Tenant Act (§ 55-248.2 et seq.);
- Any owner-developer, provided that any third party purchaser is made a third party beneficiary to the contract between the owner-developer and a licensed contractor whereby the contractor's obligation to perform the contract extends to both the owner-developer and the third party; and
- Work undertaken by students as part of a career and technical education project as defined in § 22.1-228 established by any school board in accordance with Article 5 (§ 22.1-228 et seq.) of Chapter 13 of Title 22.1 for the construction of portable classrooms or single family homes.

I realize that I am liable to ensure all contractors and/or subcontractors performing more than \$1,000.00 work on my project are licensed by the State Board of Contractors in accordance with the Code of Virginia Section 54.1-1115. Failure to do so constitutes the commission of a Class 1 misdemeanor.

Signature: Guillermina Molina De Lainez, Member Date: 09/12/2024

Permit # \_\_\_\_\_ Address: \_\_\_\_\_

### NOTE TO PROPERTY OWNERS BEFORE SIGNING

If you've made arrangements with a contractor to do the work intended by this permit(s), the City of Salem strongly recommends that the contractor be the responsible party to secure the permits required by the Uniform Statewide Building Code (USBC). When contractors apply for permits, the City will verify that he/she is properly licensed by the State and City to perform the intended work. Unwillingness by the contractor to obtain required permits may be an indication that he/she is not properly licensed.

**For your protection, don't deal with unlicensed contractors**

If you have any questions about licensing regulations, please contact the Community Development Office at 540.375.3036 or DPOR/State Board for Contractors, on 804.367.8511 or [www.dpor.virginia.gov](http://www.dpor.virginia.gov).

# SALEM VA



## BUILDING INSPECTIONS

### OFFICIAL NOTICE OF VIOLATION

Case#: 2023-00000161

Notice Date: 10/05/2024

Property Location: Tax Map #185-2-4.1  
311 7th Street  
Salem, VA 24153

Responsible Party: Daniel Perkins  
311 7th Street  
Salem, VA 24153

### DESCRIPTION OF VIOLATION

Description of Violation	Code Section
<p>Work performed without permit in an unsafe construction method.</p> <p>RE: The wood structure built over the outside dining area.</p>	<p>Section 18-38 (1)b. 2., 4., and 5. Section 18-38 - Amendments. *The Virginia Uniform Statewide Building Code is amended and reordained in the following respects:</p> <p>(1) Unsafe buildings or structures. In addition to the administrative and enforcement provisions contained in the Virginia Property Maintenance Code, adopted in the Uniform Statewide Building Code, as amended from time to time, the provisions of this section shall apply to unsafe buildings and structures. The following words when used in this section for the purposes of this section shall have the meanings respectively ascribed to them in this section, except in those instances where the context clearly indicates a different meaning:</p> <p style="padding-left: 20px;">b. Building means every building or structure which:</p> <p style="padding-left: 40px;">2) Has Improperly distributed loads upon the floors or roof or is otherwise overloaded, or which has insufficient strength to be reasonably safe for the purpose for which it is used;</p> <p style="padding-left: 40px;">4) Is so dilapidated, decayed or unsafe as to become dangerous to the safety of the inhabitants of the city; or</p> <p style="padding-left: 40px;">5) Has parts thereof which are so attached that they may fall or otherwise become detached and cause personal injury or damage to other property.</p>

## **CORRECTIVE ACTION REQUIRED**

You are hereby notified that you have thirty (30) days to submit and obtain the corresponding permit(s) with a set of plans stamped by a registered design professional.

It is the determination by the Building Official that you are in violation of Section 18-38(1) b. 2., 4., and 5. of the City of Salem Code.

If you wish to contest this determination, you must file a written request for appeal to the Local Board of Building Appeals by submitting an application, the basis for your appeal, and a copy of this violation notice within thirty (30) days of the date on this notice to the Office of the Building Official. Failure to submit the written appeal within thirty (30) days shall constitute acceptance of this decision and notice of violation.

If you have questions about the violation or the required corrective action, please contact our office at (540) 375-3036.

Thank you for your prompt attention to this matter.

Sincerely,



Troy Loving, CBO  
Building Official

c: Thomas Bowers, Commonwealth Attorney  
Jim H. Guynn, Jr., City Attorney



## OFFICIAL NOTICE OF VIOLATION

Case#: 2023-00000161

Notice Date: 10/05/2023

Property Location: 

Tax Map #185-2-4.1 311 7th Street Salem, VA 24153
---

Responsible Party: 

One Brother & Two Sisters, LLC 4441 Stonewall Road, NW Roanoke, VA 24017
--

### DESCRIPTION OF VIOLATION

Description of Violation	Code Section
<p>Work done without permit in an unsafe construction method.</p>	<p>Section 18-38 (1)b. 2., 4., and 5.</p> <p>Section 18-38 - Amendments. "The Virginia Uniform Statewide Building Code is amended and reordained in the following respects:</p> <p>(1) Unsafe buildings or structures. In addition to the administrative and enforcement provisions contained in the Virginia Property Maintenance Code, adopted in the Uniform Statewide Building Code, as amended from time to time, the provisions of this section shall apply to unsafe buildings and structures. The following words when used in this section for the purposes of this section shall have the meanings respectively ascribed to them in this section, except in those instances where the context clearly indicates a different meaning:</p> <p style="padding-left: 40px;">b. Building means every building or structure which:</p> <p style="padding-left: 80px;">2. Has improperly distributed loads upon the floors or roof or is otherwise overloaded, or which has insufficient strength to be reasonably safe for the purpose for which it is used;</p> <p style="padding-left: 80px;">4. Is so dilapidated, decayed or unsafe as to become dangerous to the safety of the inhabitants of the city; or</p> <p style="padding-left: 80px;">5. Has parts thereof which are so attached that they may fall or otherwise become detached and cause</p>



*Charles E. VanAllman, PE, LS*  
*Director*

*Department of Community Development*  
*Engineering/GIS, Inspections, Planning & Zoning*

*Troy D. Loving, CBO*  
*Building Official*

October 14, 2024

Daniel Perkins  
311 7<sup>th</sup> Street  
Salem, Virginia 24153

**RE: 311 7<sup>th</sup> Street (Tax Map #185-2-4.1)**

Dear Property Owner(s):

**PLEASE TAKE NOTICE THAT A HEARING** of the Board of Building Appeals of the City of Salem, Virginia, will be held in the Council Chambers of City Hall, 114 North Broad Street Roano, Salem, Virginia at **4:00 pm on Monday, November 4, 2024**. This hearing is to determine whether action should be taken against you for violations of Section 18-38 of THE CODE OF THE CITY OF SALEM, VIRGINIA.

Upon recent inspection of the property located at 311 7<sup>th</sup> Street in the City of Salem, Virginia, the accessory structure was found to have been built in an unsafe construction method with out a permit and posing a danger to the safety of the inhabitants of the City.

You or your agent may appear to show cause why this structure can or cannot be repaired, should not be demolished, and why further legal action should not be taken.

If you have questions in this regard, please contact this office at (540) 375-3036.

Sincerely,

*Troy D. Loving*

Troy D. Loving, CBO  
Building Official

C: James E. Taliaferro, II, City Manager  
Charles E. VanAllman, Jr., Director, Community Development  
Jim Guynn, City Attorney  
Board of Appeals Members



*Charles E. VanAllman, PE, LS*  
*Director*

*Department of Community Development*  
*Engineering/GIS, Inspections, Planning & Zoning*

*Troy D. Loving, CBO*  
*Building Official*

October 14, 2024

One Brother & Two Sisters, LLC  
4441 Stonewall Road, NW  
Roanoke, Virginia 24017

**RE: 311 7<sup>th</sup> Street (Tax Map #185-2-4.1)**

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Sincerely,

*Troy D. Loving*

Troy D. Loving, CBO  
Building Official

C: James E. Taliaferro, II, City Manager  
Charles E. VanAllman, Jr., Director, Community Development  
Jim Guynn, City Attorney  
Board of Appeals Members

## Engineering

---

**From:** Gusto's Pizza Salem <gustopizzasalem@gmail.com>  
**Sent:** Monday, October 21, 2024 3:01 PM  
**To:** Engineering  
**Cc:** wlai125@gmail.com; Troy D Loving  
**Subject:** [Ext.] Re: 311 7th Street

**CAUTION:** This message has originated from an external source. Please use proper judgment and caution when opening attachments, clicking links or responding to this email.

We applied for the demo permit and it was approved. We have had holidays and sickness to deal with. We got your notice of violation today and need to make arrangements to pay for the permit.

On Tue, Oct 8, 2024 at 11:03 AM Engineering <[Engineering@salemva.gov](mailto:Engineering@salemva.gov)> wrote:

Good morning,

We notified you by email on September 25, 2024 to let you know that the permit for the above address has been processed and to call our office at 540-375-3036 to remit payment. This email is to notify you that if the permit is not paid for by Friday October 11, 2024 we will have no other alternative but to take this matter to the Board of Building Appeals.

Thank you

---

This e-mail message is for the sole use of the intended recipient(s) and may contain privileged and/or confidential information. If you are not the intended recipient, please contact the sender by reply e-mail and destroy all copies of the original message.

## Engineering

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