



GRETCHEN WHITMER
GOVERNOR

STATE OF MICHIGAN
DEPARTMENT OF LICENSING AND REGULATORY AFFAIRS
LANSING

MARLON I. BROWN, DPA
DIRECTOR

May 14, 2024

Daniel McNeill
PO Box 68
Fenton, MI 48430

RE: License #: AF250404622
Investigation #: 2024A0580033
Serenity Gardens

Dear Daniel McNeill:

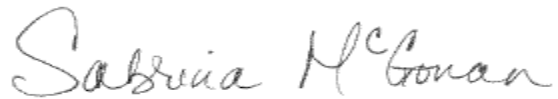
Attached is the Special Investigation Report for the above referenced facility. Due to the violations identified in the report, a written corrective action plan is required. The corrective action plan is due 15 days from the date of this letter and must include the following:

- How compliance with each rule will be achieved.
- Who is directly responsible for implementing the corrective action for each violation.
- Specific time frames for each violation as to when the correction will be completed or implemented.
- Indicate how continuing compliance will be maintained once compliance is achieved.
- Be signed and dated.

If you desire technical assistance in addressing these issues, please feel free to contact me. In any event, the corrective action plan is due within 15 days.

Please review the enclosed documentation for accuracy and contact me with any questions. In the event that I am not available and you need to speak to someone immediately, please contact the local office at (517) 284-9730.

Sincerely,

A handwritten signature in cursive script that reads "Sabrina McGowan". The signature is written in black ink on a white background.

Sabrina McGowan, Licensing Consultant
Bureau of Community and Health Systems
611 W. Ottawa Street
P.O. Box 30664
Lansing, MI 48909
(810) 835-1019

enclosure

**MICHIGAN DEPARTMENT OF LICENSING AND REGULATORY AFFAIRS
BUREAU OF COMMUNITY AND HEALTH SYSTEMS
SPECIAL INVESTIGATION REPORT**

I. IDENTIFYING INFORMATION

License #:	AF250404622
Investigation #:	2024A0580033
Complaint Receipt Date:	04/30/2024
Investigation Initiation Date:	05/03/2024
Report Due Date:	06/29/2024
Licensee Name:	Daniel McNeill
Licensee Address:	110 Lansing St. Gaines, MI 48436
Licensee Telephone #:	(810) 931-8466
Administrator:	N/A
Licensee Designee:	N/A
Name of Facility:	Serenity Gardens
Facility Address:	110 Lansing St. Gaines, MI 48436
Facility Telephone #:	(810) 931-8644
Original Issuance Date:	08/27/2020
License Status:	REGULAR
Effective Date:	02/27/2023
Expiration Date:	02/26/2025
Capacity:	6
Program Type:	PHYSICALLY HANDICAPPED DEVELOPMENTALLY DISABLED MENTALLY ILL

II. ALLEGATION(S)

	Violation Established?
Licensee has dug a hole on his property that is about 6ft deep, and it is on the side of the sidewalk posing a safety hazard.	Yes

III. METHODOLOGY

04/30/2024	Special Investigation Intake 2024A0580033
05/03/2024	Special Investigation Initiated - Letter Referral to APS.
05/09/2024	Inspection Completed On-site Contact with direct staff, Julie Davis.
05/09/2024	Contact - Face to Face Spoke with Resident's A, B, and C.
05/09/2024	Contact - Telephone call made Call to licensee, Dan McNeil.
05/13/2024	Contact - Telephone call made Call to the complainant.
05/13/2024	Exit Conference Exit conference with licensee, Dan McNeil.

ALLEGATION:

Licensee has dug a hole on his property that is about 6ft deep, and it is on the side of the sidewalk posing a safety hazard.

INVESTIGATION:

On 04/30/2024, I received a complaint via BCAL Online Complaints.

On 05/03/2024, I made a referral to Adult Protective Services (APS), sharing the allegations.

On 05/09/2024, I conducted an onsite inspection at Serenity Gardens AFC. Contact was made with direct staff Julie Davis.

On 5/09/2024, the property was observed. There is an hole, estimated at 1 ft deep, an 4 x 4 in width, with standing water, located on the adjacent lot next to the home, which is also owned by the licensee, Dan McNeil. This area is accessible to the public, an estimated 1ft. from the sidewalk, as it is not contained and presents as a safety hazard. Photos were taken.

On 05/09/2024, while onsite, I spoke with Residents A, B, and C. Each resident expressed that they were doing well in the home. Resident A was observed at the kitchen table while eating lunch. Resident A was adequately dressed, groomed, and appeared to be receiving adequate care. Residents B and C were observed in their bedrooms watching television. They too were adequately dressed, groomed, and appeared to be receiving adequate care.

On 05/13/2024, I placed a call to Dan McNeil, licensee, who denied the allegations. Licensee McNeil stated that the township has had engineers out to address the water that pools in his yard. He adds that the hole is about 1 foot deep and is being used to catch rainwater until the village installs a new drainage system. There have been no resident safety concerns.

On 05/13/2024, I spoke with the complainant who stated that hole on the property was dug by the licensee Dan McNeil and poses a hazard for dogs, small children, etc. The complainant acknowledges the draining issues on that road. Spicer Group engineering will be fixing the draining issue, which is underground.

APPLICABLE RULE	
R 400.1426	Maintenance of premises.
	Maintenance of premises. (11) A yard area shall be kept reasonably free from all hazards, nuisances, refuse, and litter.
ANALYSIS:	It was alleged that location has dug a hole on his property that is about 6ft. deep, and it is on the side of the sidewalk it is dangerous.

	<p>Licensee Dan McNeil stated that the hole is about 1 foot deep and is being used to catch rainwater until the village installs a new drainage system.</p> <p>The complainant stated that hole on the property was dug by the licensee Dan McNeil and poses a hazard for dogs, small children, etc.</p> <p>The property was observed, having a hole, estimated at 1 ft deep, an 4 x 4 in width, with standing water, located on the adjacent lot next to the home, which is also owned by the licensee, Dan McNeil. This area is accessible to the public, an estimated 1ft. from the sidewalk, as it is not contained and presents as a hazard.</p> <p>Based on the interviews conducted with the complainant and the licensee as well as an observation of the property, there is enough evidence to support the rule violation.</p>
CONCLUSION:	VIOLATION ESTABLISHED

On 05/09/2024, I conducted an exit conference with the licensee designee, Dan McNeil. Licensee McNeil was informed of the findings of this investigation.

IV. RECOMMENDATION

Upon the receipt of an approved corrective action plan, no change to the status of the license is recommended.

Sabrina McGowan

May 13, 2024

Sabrina McGowan
Licensing Consultant

Date

Approved By:

Mary Holton

May 14, 2024

Mary E. Holton
Area Manager

Date