

Lexington Fayette Urban County Government
Administrative Hearing Board Finding of Fact Form and Final Order

Date of Hearing: 01/08/2019

Hearing Officer: JOSEPH BUCKLES

Case number: 261313

Address: 438 KENTON ST.

Owner: FOX DEN PROPERTIES LLC

Present /Not Present

Person Representing Property Owner:

Alman Shelash member
Fox Den Properties LLC

Legal Standing: _____

Issuance Date of Civil Penalty: 11/29/18

Case Officer: CHARLES REED

Housing with \$ _____ Civil Penalty Amount

Nuisance with \$ 100.00 Civil Penalty Amount

Sidewalk with \$ _____ Civil Penalty Amount

Emergency Abatement \$ _____ Nuisance Housing

Other: _____ \$ _____ Civil Penalty Amount

Findings of Fact:

Appellant owns the subject property. Notice was properly served on Appellant and notice of appeal was timely filed.

_____ A violation(s) of the Ordinance was not committed. To Wit: _____

A violation(s) of the Ordinance was committed. To Wit: trash and debris

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Conclusions of Law

The civil penalty is:

Upheld

Dismissed

Other

Notes: _____

Civil Penalty Assessed

1) Appellant is assessed a civil penalty of \$ _____. Failure to make payment on this civil penalty within 30 days of the issuance of this ruling may result in the placement of lien against the indicated property.

Civil Penalty held in abeyance

2) Appellant is granted until _____ within which to remedy the violations to avoid the assessment of a civil penalty of \$ _____. The appellant shall contact the Case Officer and request a confirmation inspection to ensure compliance has been gained on or before the above indicated date as well. Notes: _____

Civil Penalty assessed in part with remaining balance held in abeyance

3) Appellant is assessed a civil penalty of \$ _____, and is ordered to remedy the violation by _____, and in the event he/she fails to do so, an additional amount of \$ _____ will be assessed, and the Lexington-Fayette County Government will abate (when applicable) the nuisance, at the expense of the Appellant.

Notes: _____

****Notice: Has indicated in Kentucky Revised Statute 65.8831, any appeal of this order must be made to the Fayette District Court within thirty (30) days from the date this order is issued.**

Hearing Officer's Signature

1/8/2019
Date

Supplementary Page Completed

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Supplementary Notes (If Needed)

Hearing Officer's Signature Date

MAYOR JIM GRAY



LEXINGTON

DIRECTOR ALEX C. OLSZOWY III
CODE ENFORCEMENT

DIVISION OF CODE ENFORCEMENT

Issuance of Citation

FOX DEN PROPERTIES LLC
1029 KIAWAH DR
LEXINGTON, KY 40515

Date & Time of Issuance: November 29, 2018, at
10:08 AM
Compliance Due Date: December 13, 2018
Case Number: 261313

RE: 438 KENTON ST, Lexington, KY 40508

Issuance of Citation: Due to continued non-compliance, a citation in the amount of \$100 has been assessed pursuant to chapter 12 of the code of Ordinances. Please review the second page of this document to obtain details regarding the payment or appeal of this citation.

An inspection was made of the above-referenced property on November 29, 2018 at 10:08 AM, and, pursuant to Chapter 12-2 of the Lexington-Fayette Urban County Government Code of Ordinances the below indicated nuisance violation was located that must to be corrected/abated before the listed "Compliance Due Date".

	Violation	Code	References
1	Rubbish, Garbage, Debris, Ashes, Trash or Waste	Nuisance 001 Trash/Debris	

Inspection Comments:

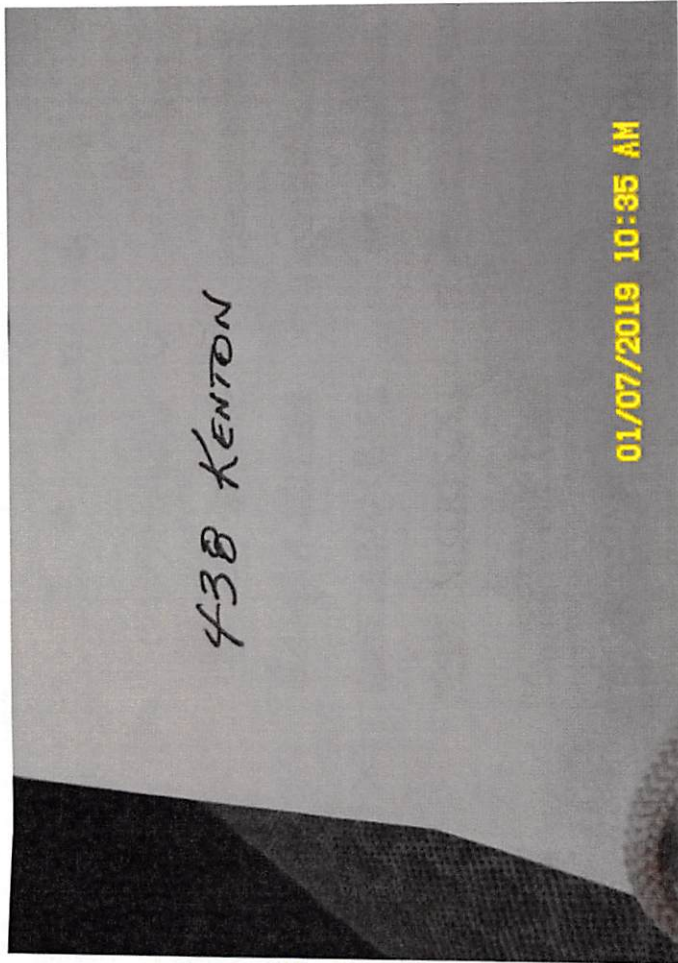
Trash and debris on the property

Please contact me if you have any questions or concerns regarding this notice/citation. If you do not receive a response from me within 36 hours of calling/emailing, please call our office and ask to speak to my supervisor.

Charles Reed
Nuisance Control Officer

Phone
(859) 576-3843

E-Mail Address
creed@lexingtonky.gov



438 KENTON St



01/07/2019 10:35 AM