<u>Lexington Fayette Urban County Government</u> Administrative Hearing Board Finding of Fact Form and Final Order

Date of Hearing: <u>03/26/2019</u>	Hearing Officer: JON HAMPTON
Case number: <u>237870</u>	Address: 417 E. FOURTH ST.
Owner: JOSEPH E. JOHNSON	Present /Not Present
Daniel Da	
Person Representing Property Owner:	Legal Standing:
Issuance Date of Civil Penalty: 02/14/2019	Case Officer: THAD SCOTT
⊠ Housing with \$ 100.00	Civil Penalty Amount
Nuisance with \$	Civil Penalty Amount
Sidewalk with \$	Civil Penalty Amount
Emergency Abatement \$	Nuisance Housing
Other:\$	Civil Penalty Amount
Findi	ngs of Fact:
	v. Notice was properly served on Appellant and
A violation(s) of the Ordinance was i	not committed. To Wit:
A violation(s) of the Ordinance was	committed. To Wit:

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Case number: <u>237870</u>		Address: 417 E. FOUR	TH ST.
	Conclusions	of Law	<u> </u>
The civil penalty is: Notes: Degan	Upheld 	Dismissed	Other
Civil Penalty Assessed			
1) Appellant is assessed a ci	ivil penalty of \$	Failure to make	payment on this civil
penalty within 30 days of the issuar	nce of this ruling may	result in the placement	of lien against the
indicated property.			
2) Appellant is granted unti the assessment of a civil pe Officer and request a confir before the above indicated	enalty of \$ $\frac{100}{100}$	The appellant ensure compliance has	shall contact the Case been gained on or
Civil Penalty assessed in part wi	th remaining balan	ce held in abeyance	
3) Appellant is assessed a c	ivil penalty of \$, and is ordered	to remedy the violation
by	$_{ extstyle \prime}$, and in the event he/	she fails to do so, an ad	dditional amount of \$
will be assessed	l, and the Lexington-F	ayette County Governn	nent will abate (when
applicable) the nuisance, at	the expense of the A	ppellant.	
Notes:			
**Notice: As indicated in Kentucky the Fayette District Court within the	nirty (30) days from th	6 19	ued. Supplementary Page
Hearing Officer's Signature	· · · · · · · · · · · · · · · · · · ·	Date	Completed

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Case number: <u>237870</u>		Address:	417 E. FOURTH ST.	
	Supplementary N	otes (If Need	ed)	
	 			
				<u> </u>
				· · · · · · · · · · · · · · · · · · ·
Hearing Officer's Signature		Da	te	





ALEX "CASH" OLSZOWY DIRECTOR CODE ENFORCEMENT



DIVISION OF CODE ENFORCEMENTIssuance of Citation (Housing Violation)

JOHNSON JOSEPH E 138 JEFFERSON ST LEXINGTON, KY 40508 Date & Time of Issuance: February 14, 2019, at 3:05 PM

Compliance Due Date: March 16, 2019

Case Number: 237870

RE: 417 E FOURTH ST, 3, aka 417 E FOURTH ST, Lexington, KY 40508

On **December 19, 2018 at 1:42 PM**, the above referenced property was placed under a Notice of Violation regarding required repairs or corrections pursuant to Chapter 12 of the Lexington-Fayette Urban County Government Code of Ordinances.

On February 14, 2019 at 3:05 PM, I conducted a re-inspection of the property and found that not all of the cited repairs/corrections have been completed. The purpose of this document is to formally notify you that due to the continued non-compliance and the presence of 4 violation(s) on the property during the above indicated "Date of Issuance", you are being issued a citation. As established in Chapter 12-1 of the Code of Ordinances you have been issued a citation in the amount of \$100. Our records indicate you have received 1 citation(s) in this case.

The property owner may file a written appeal of this action, but must do so within 7 days of the above listed "Date of Issuance". Appeals, which should indicate why the citation should be dismissed, may be filed via U.S. Mail or by delivering the request to: Division of Code Enforcement, C/O Secretary of Administrative Hearing Board, 101 East Vine Street, Suite 500, Lexington, KY 40507, or by faxing the appeal request to (859-425-2274)—No emails. Failure to appeal this citation within the indicated time shall result in the determination the property owner has waived their right to appeal, the violations were present on the property, and the issuance of the citation was proper.

If this citation is not paid within 14 days of its issuance and it is not on appeal, a Notice of Lien Claimed may be filed. If a Notice of Lien is filed, then the property owner will be responsible for all fees and administrative costs associated with the lien as well. All payments related to citations or liens should be made to the Lexington-Fayette Urban County Government, Division of Revenue, 218 East Main Street, Lexington, Kentucky 40507. Please include a copy of this citation and/or documents clearly identifying the referenced property and this citation with the payment to ensure proper credit occurs.

Please note that as outlined in Chapter 12-1 of the Code of Ordinances, if the cited repairs are not completed and the property is not brought into compliance before the above indicated "Compliance Due Date", additional penalties ranging between \$100.00 and \$2,500.00 may be assessed. Please take immediate steps to correct these violations to ensure no additional citations or liens are issued.

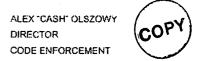
Please contact me if you have any questions or concerns regarding this citation. If you do not receive a response from me within 36 Hours of calling/emailing, please call our office and ask to speak to my supervisor.

nspection Comments:	•		
<u> </u>		 	



MAYOR LINDA GORTON





That State

Thad Scott

Code Enforcement Supervisor

Phone

(859) 576-3852

E-Mail Address

tscott@lexingtonky.gov

