

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

Date of Hearing: 03/13/2019

Hearing Officer: GERALD ROSS

Case number: 287136

Address: 2100 HARRODSBURG RD.

Owner: ATLAS I LLC

Present/Not Present

Person Representing Property Owner: _____

Tom Johnston

Legal Standing: Principle Atlas I

Issuance Date of Civil Penalty: 02/06/2019

Case Officer: GERRY HAMILTON

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: Nuisance

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Conclusions of Law

The civil penalty is:

Upheld

Dismissed

Other

Notes: Hold in abeyance ~~for~~ until April, 2019

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 April, 2019 within which to remedy the violations to avoid the assessment of a civil penalty of \$ 100⁰⁰. 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: Need proof of compliance

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: As 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

Date

Supplementary Page Completed

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Supplementary Notes (If Needed)

Hearing Officer's Signature Date



DIVISION OF CODE ENFORCEMENT

Issuance of Citation

**ATLAS I LLC
3952 PALOMAR BLVD
LEXINGTON, KY 40513**

**Date & Time of Issuance: February 6, 2019, at 3:04 PM
Compliance Due Date: February 20, 2019
Case Number: 287136**

RE: 2100 HARRODSBURG RD, Lexington, KY 40503

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 February 6, 2019 at 3:04 PM, 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	
2	Indoor Furniture/Appliances not designed or manufactured for outside but is located outside	Nuisance 003 IFO/Indoor Furniture	

Inspection Comments:

[Empty box for inspection comments]

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.

Gerry Hamilton

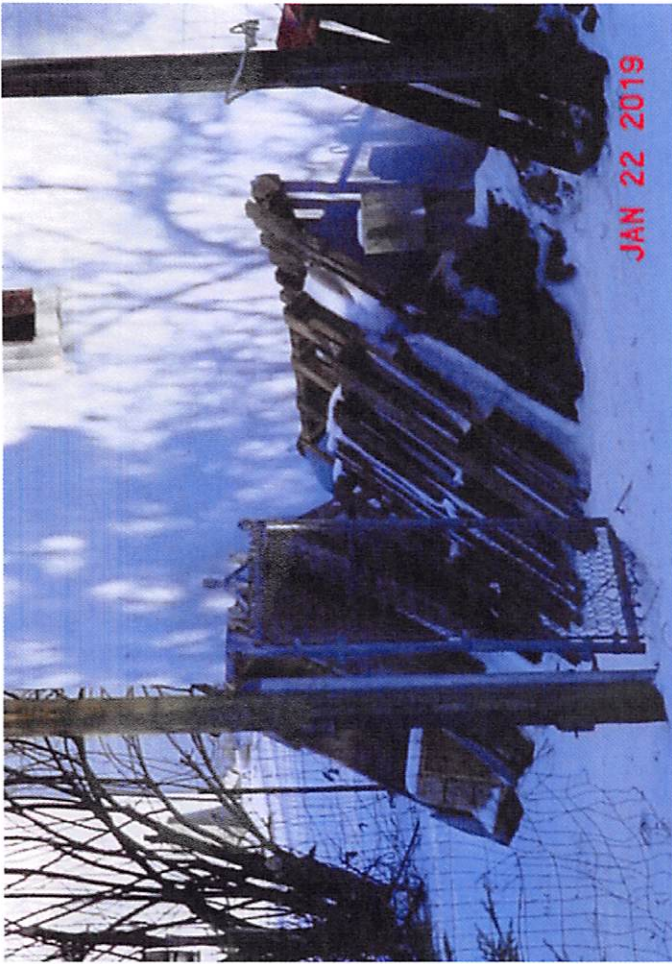
Gerry Hamilton
Nuisance Control Officer

Phone
(859) 576-3845

E-Mail Address
ghamilto@lexingtonky.gov



EXHIBIT /
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