

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

Date of Hearing: 03/05/2019 Hearing Officer: JAMES WOMACK

Case number: 234234 Address: 3801 BOSTON RD.

Owner: REALTY UNLIMITED BLUE GRASS LLC Present / Not Present

Person Representing Property Owner: Matt Mumford  
Legal Standing: owner

Issuance Date of Civil Penalty: 01/30/2019 Case Officer: GERRY HAMILTON

- Housing with \$ \_\_\_\_\_ Civil Penalty Amount
- Nuisance with \$ 250.00 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: \_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

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Hearing Officer: JAMES WOMACK

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Address: 3801 BOSTON RD.

**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 May 5, 2019 within which to remedy the violations to avoid the assessment of a civil penalty of \$ 250.00. 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: 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.**

James B. Womack  
Hearing Officer's Signature

3/5/19  
Date

\_\_\_\_\_ Supplementary Page  
Completed



**DIVISION OF CODE ENFORCEMENT****Issuance of Citation**REALTY UNLIMITED BLUE GRASS LLC  
PO BOX 910470  
LEXINGTON, KY 40591Date & Time of Issuance: January 30, 2019, at 9:42  
AM  
Compliance Due Date: February 13, 2019  
Case Number: 234234**RE: 3801 BOSTON RD, Lexington, KY 40514**

**Issuance of Citation:** Due to continued non-compliance, a citation in the amount of \$250 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 January 30, 2019 at 9:42 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".

	<b>Violation</b>	<b>Code</b>	<b>References</b>
1	Rubbish, Garbage, Debris, Ashes, Trash or Waste	Nuisance 001 Trash/Debris	
2	High Weeds/Grass (not to exceed 10" in height)	Nuisance 002 – Tall Grass/Weeds	

**Inspection Comments:**

Still have a problem with overgrowth damaging fences, tall weeds and grass, and trash and debris
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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  
Nuisance Control OfficerPhone  
(859) 576-3845E-Mail Address  
ghamilto@lexingtonky.gov