

NOTICE OF LIEN CLAIMED

LEXINGTON-FAYETTE URBAN COUNTY GOVERNMENT
CODE ENFORCEMENT LIEN AND AFFIDAVIT FOR A CIVIL PENALTY ON THE PROPERTY LOCATED
AT

215 CODELL DR

LEXINGTON-FAYETTE URBAN COUNTY GOVERNMENT

CLAIMANT

VS.

CEAI 300 AT THE CIRCLE LLC

OWNER(S)

ACTION TYPE: **Housing Citation**
ACTION DATE: **September 5, 2023**
ACTION COST: **\$125.00**

CASE#: 977074

COMES NOW, the undersigned Affiant, who is duly authorized to issue citations on behalf of the Lexington-Fayette Urban County Government's Division of Code Enforcement, and states the following:

1. That on or about the above "ACTION DATE", the Affiant, acting on behalf of the Lexington-Fayette Urban County Government ("LFUCG"), and pursuant to Kentucky Revised Statute (KRS) 65.8825 and Chapter 12 of the Code of Ordinances, Lexington-Fayette Urban County Government (the "Code"), issued a civil penalty in the amount of the above "ACTION COST", which includes any applicable administrative fee and/or cost of legal advertisement, against the OWNER(s) for the condition of real property located at

215 CODELL DR

(the "Property");

2. That: (a) at all relevant times the OWNER(s) was in violation of certain provisions of the Code due to certain condition(s) on the real property; (b) the OWNER(s) was provided the required legal notice of such violation(s) in accordance with the applicable law, but failed to timely and/or satisfactorily abate and/or correct or repair them or did not otherwise comply with the requirements of the Code such that the issuance of this civil penalty was appropriate; (c) the OWNER(s) either failed to exercise his or her right to



DIVISION OF CODE ENFORCEMENT
Issuance of Citation (Housing Violation)

**CEAI 300 AT THE CIRCLE LLC; C O COHEN ESREY APT
INVESTORS LLC
8500 SHAWNEE MISSION PKWY STE 150
SHAWNEE MISSION, KS 66202**

**Date & Time of Issuance: September 5, 2023, at 9:09 PM
Compliance Due Date: September 12, 2023
Case Number: 977074**

RE: 300 QUINTON CT, 14103, aka 215 CODELL DR, Lexington, KY 40509

On **June 16, 2023 at 11:52 AM**, 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 **September 5, 2023 at 9:09 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 **2 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 \$125. This amount includes a \$25.00 Administrative fee.** 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 and mailed or delivered 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.

Inspection Comments:

The window still cannot reasonably be opened in first left bedroom. Neither I nor the tenant could open it. If the window is not repaired by the due date, I may have to condemn this unit. You also





need to add a door sweep on the front common door. If these two things are done by the due date, I will extend upper front cornice repair for 30 days. There will be no more extensions. It is your responsibility to contact the Code Officer to set an appointment and inform the tenant when we will be entering their apartment, by the due date for all cases. I will not be contacting you or the tenant to get in for a re-inspection. If I am unable to get access inside the building or apartment, I will be issuing a Citation.

A handwritten signature in cursive script, appearing to read "Debra Phelps".

Debra Phelps
Code Enforcement Officer

Phone
(859) 797-6230

E-Mail Address
dphelps@lexingtonky.gov

