

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

Date of Hearing: 01/22/2020

Hearing Officer: JON HAMPTON

Case number: 430010

Address: 483 KINGSTON RD.

Owner: APARICIO PELICO VICENTE

Present / Not Present

Person Representing Property Owner: _____

Legal Standing: _____

Issuance Date of Civil Penalty: 12/12/2019

Case Officer: DAVID SPRINGSTON

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: Per testimony.

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Conclusions of Law

The civil penalty is:

Upheld

Dismissed

Other

Notes:

Reduced from \$250 to \$100. \$100 is connected to vehicle registration; remaining \$150 is dismissed.

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 2/6/20 within which to remedy the violations to avoid the assessment of a civil penalty of \$ 100. 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: Remaining penalty of \$100 is connected to vehicle registration. Other issues have been resolved.

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

Jon Hampton 1/22/20



DIVISION OF CODE ENFORCEMENT

Issuance of Citation

VICENTE APARICIO PELICO; GARNETT CRYSTAL
869 Ward Drive
Lexington, KY 40511

Date & Time of Issuance: December 12, 2019, at
12:40 PM
Compliance Due Date: December 26, 2019
Case Number: 430010

RE: 483 KINGSTON RD, Lexington, KY 40505

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 December 12, 2019 at 12:40 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	Junked, Wrecked, Non-Licensed, Improperly licensed or Inoperative Vehicle(s) or Machines(s)	Nuisance 004 Junked/Inoperable Vehicle	

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.

David Springston
Code Enforcement Officer

Phone
(859) 576-3836

E-Mail Address
dspringston@lexingtonky.gov
v





How to Pay a Citation

All payments related to citations, civil penalties 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. The Division of Code Enforcement cannot accept payment for any citations, liens or abatement costs.

Continued non-compliance after the above indicated "Compliance Due Date" may result in additional citations being issued until compliance is gained. If the property owner does not bring the property into compliance the violations may be abated/corrected by governmental operations and all abatement costs and related administrative fees will be invoiced to the property owner.

How to Appeal a Citation

A notice of Nuisance Violation is not appealable.

If a citation has been issued, the property owner may file a written appeal of this citation. The property owner must do so within 7 days of the listed "Issuance Date". Appeals 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 will be accepted. 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 a citation, which is not on appeal, and/or invoice abatement costs are not paid within 14 days following its issuance, a Notice of Lien Claimed may be recorded in the Office of the Fayette County Clerk against the property.





Lexington
Fayette
Urban
County
Government

Department of Planning,
Preservation and
Development,

Division of Engineering

Land Disturbance Permit (LDP) - Residential Construction Less than one acre

LDP Permit#: ND-LDRES-20-00004

Project Name:

Project Address: 483 KINGSTON RD, LEXINGTON, KY 40505

Date Issued: 1/9/2020

Expiration Date: 1/9/2021

Contractor Reg. #: 02020202

LDP HOME OWNER AS BUILDER ACCOUNT
, LEXINGTON, KY

LDP Home Owner Builder

Owner

Vicente Aparicio Pelico
869 WARD DR, LEXINGTON, KY 40511
email: VICENTE APARICIO PELICO

Watershed Project is located in: CR

Zoning: R-1B

Land disturbance area (ac): 0.7

Proposed Building Area (ft²):

No. of lots: 1

Permit Conditions:

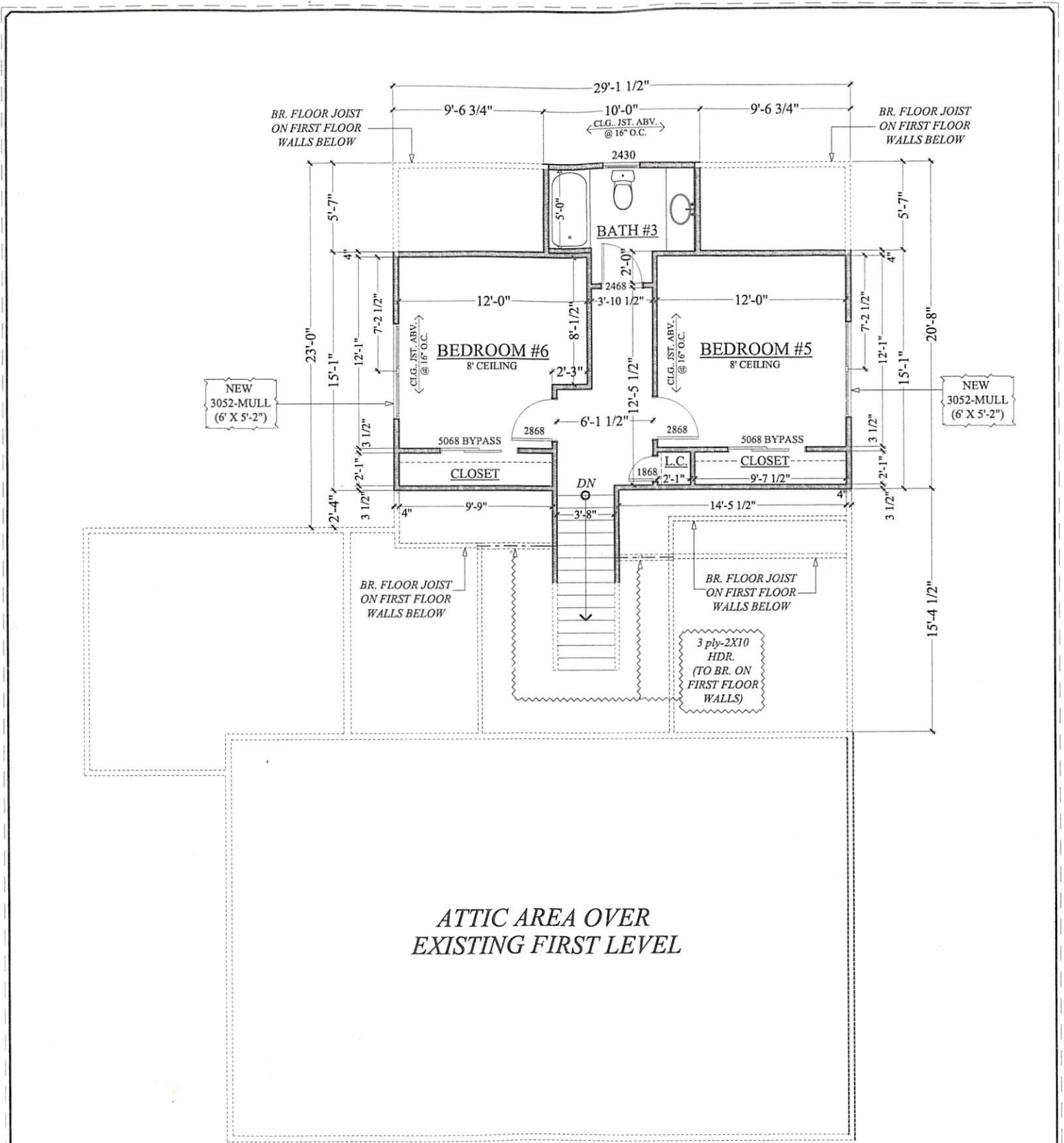
1. The permittee shall comply with Section 16-104 of Article X of Chapter 16 of LFUCG's Code of Ordinances and this permit.
2. **Issuance of this permit does not relieve the permittee from the responsibility of obtaining any other permits or licenses required by the Urban County Government or other state or federal agencies.**
3. The permittee shall implement the Erosion and Sediment Control Plan submitted to and accepted by the LFUCG Division of Engineering (DOE), pursuant to Section 16-102 of Article X of Chapter 16 of LFUCG's Code of Ordinances. The permittee shall modify the Erosion and Sediment Control Plan as necessary during construction to minimize impacts to stormwater runoff.
4. The permittee shall conduct soil stabilization in any area within 14 days after land disturbing activities have permanently or temporarily ceased. Soil stabilization shall be generally be defined as a uniform vegetative cover with a density of at least 70%.
5. The permittee shall protect curb and surface inlets from sediment.
6. The permittee shall maintain construction entrances to prevent tracking of mud onto public streets.
7. The permittee shall submit a Notice of Termination to DOE when final stabilization has been achieved. Final soil stabilization shall be generally defined as a uniform perennial vegetative cover with a density of at least 70%.
8. A copy of this permit shall be posted at the job site.
9. Noncompliance with this permit shall subject the permittee to enforcement actions pursuant to Article XII of Chapter 16 of LFUCG's Code of Ordinances.

10. Builder Responsibilities as outlined in the LFUCG Procedures Manual apply.

Issued by:
Jake Stephens

LFUCG Division of Engineering





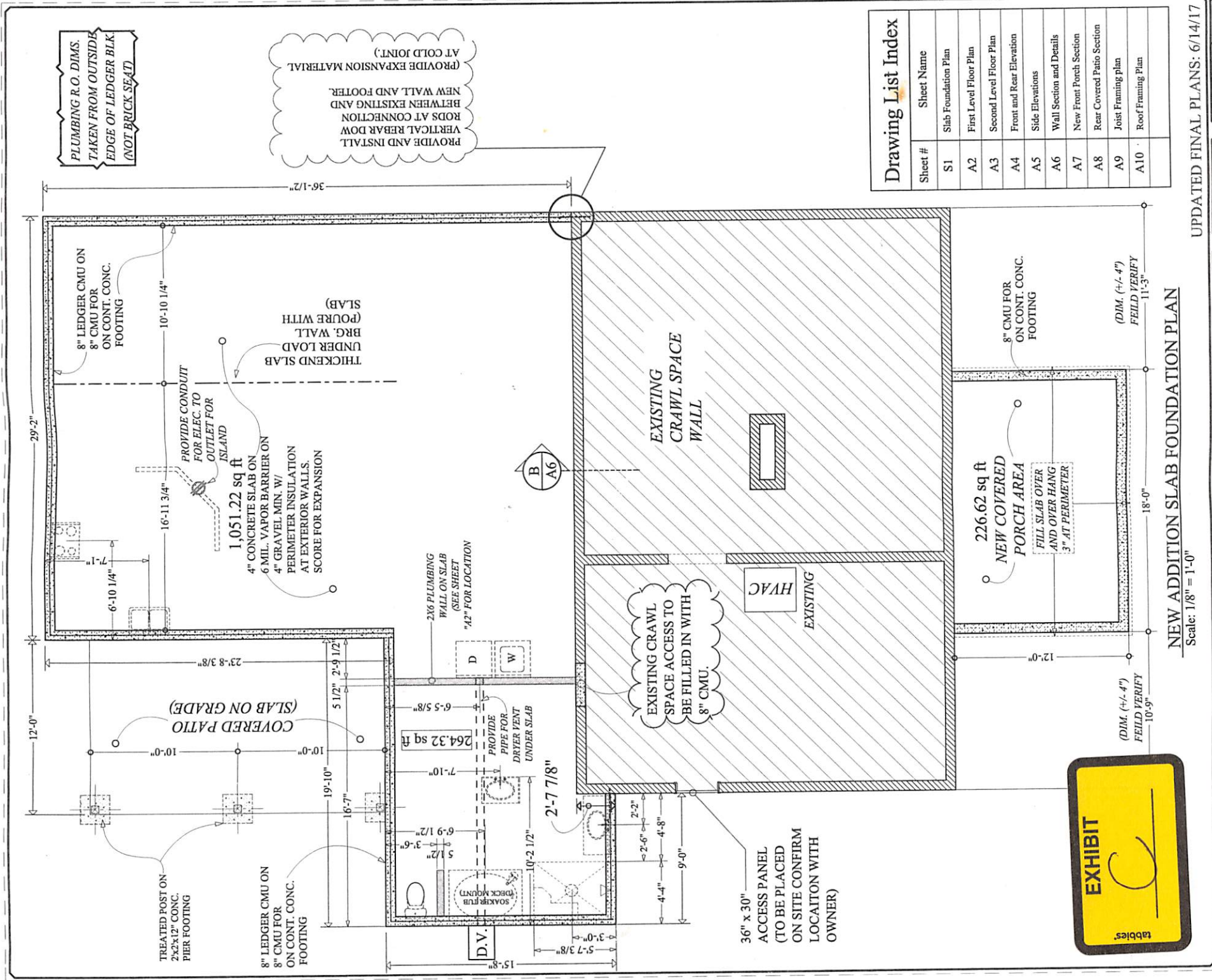
NEW ADDITION SECOND LEVEL FLOOR PLAN

Scale: 1/8" = 1'-0"



UPDATED FINAL PLANS: 6/14/17

REVISIONS	REMODEL AND ADDITION Mr. and Mrs. Pelico 483 Kingston Road/ Lexington, KY	F4 Plan Design, Inc. 6144 J. O'Connell Lexington, KY 40502 606-253-1111	NEW ADDITION SECOND LEVEL FLOOR PLAN	CHECKED BY DRAWN ES BY DATE	A3
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PLUMBING R.O. DIMS.
TAKEN FROM OUTSIDE
EDGE OF LEDGER BLK.
(NOT BRICK SEAT)

PROVIDE AND INSTALL
VERTICAL REBAR DOWN
RODS AT CONNECTION
BETWEEN EXISTING AND
NEW WALL AND FOOTER.
(PROVIDE EXPANSION MATERIAL
AT COLD JOINT.)

EXISTING CRAWL
SPACE ACCESS TO
BE FILLED IN WITH
8" CMU.

36" x 30"
ACCESS PANEL
(TO BE PLACED
ON SITE CONFIRM
LOCATION WITH
OWNER)



Sheet #	Sheet Name
S1	Slab Foundation Plan
A2	First Level Floor Plan
A3	Second Level Floor Plan
A4	Front and Rear Elevation
A5	Side Elevations
A6	Wall Section and Details
A7	New Front Porch Section
A8	Rear Covered Patio Section
A9	Joist Framing plan
A10	Roof Framing Plan

NEW ADDITION SLAB FOUNDATION PLAN

Scale: 1/8" = 1'-0"

UPDATED FINAL PLANS: 6/14/17

REVISIONS		CHECKED BY: _____ DRAWN BY: ES DATE: _____	S1 SLAB FOUNDATION PLAN
		REMODEL AND ADDITION Mr. and Mrs. Pelico 483 Kingston Road / Lexington, KY	