

CITY OF BOWLING GREEN  
F O U N D E D 1 7 9 8

MINUTES  
CODE ENFORCEMENT AND NUISANCE BOARD  
February 22, 2022 at 4:30 PM

- CALL TO ORDER
- ROLL CALL

**BOARD MEMBERS PRESENT:** Freida Eggleton, Randy Deere, Anthony LaPointe, Ryan Dearbone and Jeff Holman.

**BOARD MEMBERS NOT PRESENT:** N/A

**STAFF PRESENT:** Code Enforcement and Nuisance Board Clerk: Tabitha Joiner; Code Officials: Brad Schargorodski, Sanja Dudatic, Moe Hillard, Leyda Becker, James Heady and Ben Peterson.

**OTHER:** Code Enforcement & Nuisance Board Attorney: David Broderick

- APPROVAL OF MINUTES

November 23, 2021

*Deere made a motion to approve the minutes as written. Dearbone seconded motion which passed unanimously.*

- ❖ HEARING AGENDA

**CASE #1**

Case 2021-3446 – Citation 2021-10247.4 – 1874 Walden Rd – Owner: Evette Castro & Connie Brown – Respondent: Evette Castro - Officer: Moe Hillard

*Citation Fine: \$504.28*

Moe Hillard explained that this was a result of a complaint. Some of the violations observed at the time of the first inspection are listed below.

- Accumulation of Construction, Demolition or Landscape Debris

An NOV was sent to the PVA listed owner with a re-inspection date of November 11, 2022. At that inspection, more violations were noted.

- Accumulation of Construction, Demolition or Landscape Debris
- Accessory Structures
- Dilapidated Structures

A new NOV was sent out with updated violations with a new re-inspection date.

On the next inspection when the violations were not corrected, Hillard stopped to speak to who she was told was the owner. That individual stated that he would not be bringing the property into compliance. A citation was issued at that time.

A re-inspection was made on December 9<sup>th</sup>, the violations still existed so a second citation was issued. The owner, Evette Castro spoke to Hillard and said the property will be in compliance by Monday, February 21, 2022.

Evette Castro came to speak to the board. She explained that she owns the property and her brother lives at the property. She explained that there was a lot of material on the property, her brother has taken quite a bit of it out but is still working on completing the project. She explained that she needs more time to finish up the work.

*Deere made a motion to uphold the citation and fine of \$504.28. Holman seconded motion. Motion did not pass. 2-3*

*Eggleton made a new motion to table this case until March 22, 2022. LaPointe seconded motion which passed unanimously.*

❖ **OLD BUSINESS**

**CASE #2**

Case 2021-3573 – Citation 2021-10652.6 – 1110 Old Barren River Rd – Owner: Jose Rodriguez & Annaly Rodriguez – Respondent: Jose Rodriguez - Officer: Sanja Dudaric  
*Citation Fine: \$604.28*

Sanja Dudaric explained the case was the result of a proactive inspection, the violations she found on the property at her first inspection.

- **Unlicensed/Inoperable Motor Vehicles**
- **Accumulation of Rubbish or Garbage**
- **Accumulation of Construction, Demolition or Landscaping Debris**
- **Tires**

NOV was sent and re-inspected on November 18<sup>th</sup>. The property was still in violation at that time. On December 6<sup>th</sup> the property remained in violation, so Dudaric contacted Anna Rodriguez and gave an extension. On January 14, 2022 a citation was issued and new violations were found.

- **Major Overhaul**
- **Junk; Scrap Metal**
- **Duty of Maintenance of Private Property**
- **Glazing**
- **Exterior Walls**

On January 25, 2022 an inspection was made and another citation was issued because the property was still in violation. Jose Rodriguez then contacted Dudaric to let her know that



his father lives in the home and is hoarding items. Dudaric went back on February 7<sup>th</sup> and found the window, siding and back yard all remained in violation.

Jose Rodriguez came to speak to the board. He explained that they are planning to work on the vehicles and fix them up then sell them. They need the time to get that complete, but he doesn't know how much time as well as he doesn't have much time available. They had been on vacation some of the time which was around when the first citation was issued. That's when they started moving vehicles off of the neighbor's property and demolished a building on the property. Rodriguez further explained that he thought he was making good progress then he received the second citation so he felt that he should appeal. He asked for guidance.

It was mentioned to post some of the vehicles online to sell as is. Also, Brad Schargorodski explained that he would need to get a demolition permit as well as a building permit anytime they are demolishing or constructing or renovating a building. Nothing can be burned other than organic material.

***Deere made a motion to uphold the citation and fine of \$604.28. Dearbone seconded motion which passed unanimously.***

❖ **OLD BUSINESS**

**CASE #3**

Case 2020-5323 – Citation 2021-9896 – 1305 Lee Dr S – Owner: Sergio Castillo -  
Officer: James Heady

***Citation Fine: \$900.00***

James Heady explained to the board that the property has been brought into compliance.

Sergio Castillo came to the podium with Leyda Becker who interpreted for him. He thanked the board their time.

***Dearbone made a motion to uphold the citation and dismiss the fine of \$900.00. LaPointe seconded motion which passed unanimously.***

**COMMENTS / ANNOUNCEMENTS**

N/A

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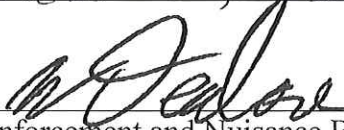
**ADJOURNMENT**

After all business had been conducted, Deere made a motion to adjourn at 5:30 PM. Eggleton seconded the motion which passed unanimously. The next scheduled meeting of the CENB will be on Tuesday, March 22, 2022 at 4:30 PM in the City Hall Commission Chambers located on the second floor of City Hall.

ADOPTED:

March 22, 2022

APPROVED:

  
Code Enforcement and Nuisance Board Chairperson

ATTEST:

Kamela Boone 11-17-22  
Code Enforcement and Nuisance Board Clerk

For more information a copy of the DVD can be reviewed upon request.

A handwritten signature in dark ink, appearing to be "R. J. [unclear]", located at the bottom center of the page.