

COUNSEL: DAVID BRODERICK

CITY OF BOWLING GREEN
F O U N D E D 1 7 9 8
CODE ENFORCEMENT AND NUISANCE BOARD
(ADOPTED) MINUTES
CITY HALL COMMISSION CHAMBER
July 28, 2026 @ 4:30 PM CST/5:30 PM EST

CALL TO ORDER – The hearing was called to order at 4:28 PM by Chairperson, Anthony LaPointe.

ROLL CALL - The roll was called for Board members.

MEMBERS PRESENT – Anthony LaPointe, Ben Bruni, Jose Gonzalez, Jeff Holman, Kenan Mujkanovic.

MEMBERS ABSENT – None.

STAFF PRESENT – Brad Schargorodski, Pam Boose, Jessica Farris, BGPD Officer E.J. Smith

CENB LEGAL COUNSEL – David Broderick

APPROVAL OF MINUTES – The minutes for June 23, 2026, were approved as written without revisions.

SWEAR IN STAFF – Staff was sworn in.

HEARING AGENDA

➤ APPEALS

Agenda Item 2026-30 Bowling Green Police

Citation # BG-126851

Location: 5204 Bakers Spring St. Apt. 112

Respondent: Marlo/Brian Williams

Officer: EJ Smith – Badge #247

Citation Fine: \$25.00

The case was presented By Officer Smith.

On July 6, 2026, Smith was informed by Supervisors about complaints regarding 18 wheelers parking in the public roadway on Bakers Spring Street. Smith was informed the truck owners were asked to move the vehicles previously and had not. The complainants were now wanting a police officer to contact the truck owners to inform them of the city ordinance. Upon inspection of the site, two 18-wheel trucks were observed to be parked in the roadway. After knocking on doors, Smith was able to contact the respondent, Brian Williams. Smith explained the reason for his presence, and that he would be issuing a citation for violation of the City ordinance due to multiple complaints. Smith advised Williams he had also issued a citation to the owner of the other truck as well.

The respondent, Brian Williams, was sworn in at the podium.

Williams stated Smith said there had been multiple complaints and it was reported that Williams had been asked previously to move the vehicle.

Williams stated in the one year of living at the address, no one from the police department has ever left a notice, citation or knocked on my door until now. Williams said he was unsure if he was singled out due to the driver of the other truck since he parks his truck in the wrong direction on the street. Williams stated he has parked in front of his house for the last year since it is secure. Williams explained he usually comes home on a Friday evening and leaves on Monday morning. It just happened William's wife had a doctor's appointment and stayed a day over, explaining why Officer Smith was able to catch up with him when he knocked on their door. Williams claimed this is the first he has heard of the ordinance.

Marlo Williams, wife of the respondent, was sworn in.

Ms. Williams stated she had photos of the other truck parked in the wrong direction and figured the police were called because of that truck. Ms. Williams stated the driver of that truck repeatedly parks in the wrong direction on the street. Ms. Williams stated they had lived in the apartment for over one year and had never had a complaint. Ms. Williams stated they do not block driveways, fire hydrants and park properly on the street. Ms. Williams expressed her concern that they had never been notified this was a violation, there is no signage, and questioned how they should know it was a violation. Williams stated when he informed Smith that no one has ever said anything about parking there, Smith replied he could not issue a citation for the other truck driver and then not issue a citation for Williams's truck. Williams was understanding regarding that but then said there was a discrepancy as to the State of registration for the truck. The Iowa plate is for the trailer not the truck. Lapointe clarified with Smith saying since the ticket showed parking prohibited, it isn't that a car cannot park there just a semi-truck, and Smith agreed. Williams commented that Smith had described any vehicle over twenty feet could not be parked on the street. Smith agreed with that statement and said that was the ordinance he read to Williams at the property. Bruni asked for clarification regarding the registration. Williams verified the truck itself was registered in Kentucky. Bruni asked about the note written at the bottom of the citation that read "out of state – can't run". It was determined that it was a note from the police records division, where they were trying to run the plates. CENB attorney Broderick advised the board, whichever state the vehicle is registered in is irrelevant. If it is in Bowling Green, it is a violation of our city ordinance.

LaPointe made a motion to uphold the citation and waive the fine.

Mujkanovic seconded the motion.

The motion passed with a five to zero vote.

***VOTE: Yes – LaPointe, Bruni, Gonzalez, Holman, Mujkanovic
No – None.***

LaPointe explained the citation will stand, but they will not have to pay the fine, and asked Williams not to park there anymore. There was discussion regarding where they can park, the expenses they incur for parking and the lack of places available to park within the City. Williams commented they do not get reimbursed for parking fees and have no idea where else to go for legal parking. Officer Smith and another officer in the audience will discuss this with them afterward to try and come up with some location to try.

Agenda Item 2026-31 Code Compliance

Case #2026-5926, Citation #2026-9171

Location: 2096 Chesapeake Drive

Owner & Respondent: Janet Lou Burks

Officer: Jessica Farris

Citation Fine \$181.04

ACO Jessica Farris presented the case.

The case is the result of a complaint. Farris was dispatched on 7/4/2026. Violations observed were dogs running at large and no confinement. There were two dogs running loose in the roadway on Campbell Lane. Farris met with BGPD Officer Hargrave and a citizen who were able to contain the dogs in a car until Farris arrived on scene. Farris was advised the dogs were impeding and stopping traffic.

Hargrave provided Farris dash cam footage that showed the dogs in the roadway walking against the flow of traffic. The dogs had been microchipped and the address from the microchip came back as 2096 Chesapeake Drive. The BGWC Humane Society identified the dogs as having been at the shelter two days prior, for running loose. A Notice of Violation was issued by ACO Collier on 3/2/2026 for the same dogs. The BGWC Humane Society has a record of five impounds for the same dogs for the same residence. A citation was issued on 7/4/2026 and posted on the property. The violations listed on the citation were dogs running at large in public and no confinement of dogs/puppies. On July 16th, the dogs were being held at the BGWC Humane Society and staff there were waiting for the owner to reclaim the dogs. Shelter staff made several attempts to contact the owner without success. One of the dogs was adopted out, the other was euthanized.

The tenant of the property and owner of the dogs, Willie Tyson, was sworn in at the podium.

Tyson said he did not dispute what the officer said. Tyson stated he has lived at the address for five years and this year the property incurred some storm damage where trees had to be removed. According to Tyson, the contractor hired to remove the trees, removed a portion of the fence so they could get their truck back there. Once they removed the debris, they did not replace the fence as it was before they removed it and it fell down. Tyson attempted to make repairs to the fence, without success. Tyson stated that twice the dogs got out when his son was mowing the property and a storm came through and knocked the fence down. Tyson said he was not intentionally allowing the dogs to get out, they were escaping through bad fencing. The fence has been repaired, and the shelter did contact Tyson, and he stated that he was better off not having the dogs citing health reasons.

The property owner Janet Burks was sworn in at the podium.

Ms. Burks stated Tyson had lived on the property for five years. Ms. Burks said she did not recall getting any other letters until the citation with fines came. Ms. Burks said she did have the tree removed as was explained, and she assumed the fence had been repaired. Ms. Burks did not realize how badly the fence was damaged until she received the citation. Ms. Burks said the fence had been repaired and Tyson got rid of the dogs. Ms. Burks stated that Tyson is a good renter, and she felt she should come to speak on his behalf.

Holman stated that Ms. Burks claims Tyson solved the problem by getting rid of the dogs, but it appears the community resolved the problem and asked Farris to clarify. Farris stated she was informed that shelter staff made several attempts to contact Tyson to determine if he was going to reclaim the or surrender the dogs and there was no response from Tyson. Therefore, due to a time lapse in the shelters policy the shelter moved forward with their procedures. Tyson stated he did not receive a call until a week later. Holman asked Tyson if he ever spoke to someone at the shelter and Tyson replied yes, after two weeks had passed. LaPointe asked Farris what was the reason the dog was euthanized? Farris replied the reason given was the german shepherd did not display people-friendly behavior when separated from the chihuahua. Tyson explained that the shepherd was never aggressive towards anyone, but the chihuahua was like the shepherds mother since they had been together since the shepherd was a puppy. Holman asked Tyson if he had friends or family that could've helped to fix the fence? Tyson replied he had no family here and he goes to work and comes home and is not socially involved with others.

Holman made a motion to uphold the citation and fine.

Mujkanovic seconded the motion.

The motion did not pass.

VOTE: Yes –Holman

No – LaPointe, Gonzalez, Mujkanovic

Abstain – Bruni

*LaPointe made a motion to uphold the citation and waive the fine.
Gonzalez seconded the motion.
The motion passed with a four to zero vote.*

*VOTE: Yes – LaPointe, Gonzalez, Holman, Mujkanovic
No – None.
Abstain - Bruni*

The Citation is upheld, the fine of \$181.04 is waived.

➤ OLD BUSINESS

➤ NEW BUSINESS

➤ COMMENTS / ANNOUNCEMENTS

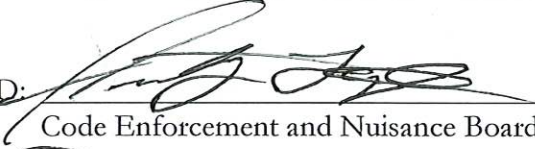
The next hearing will be on Tuesday, August 25th, 2026, at 4:30 PM CST/5:30 PM EST

➤ ADJOURNMENT - Motion to adjourn.

*LaPointe made a motion to adjourn the hearing at 4:55 PM CST/5:55 PM EST
Mujkanovic seconded the motion.
The motion passed with a five to zero vote.*

*VOTE: Yes – LaPointe, Bruni, Gonzalez, Holman, Mujkanovic
No – None.*

ADOPTED: August 25, 2026 _____

APPROVED:  _____
Code Enforcement and Nuisance Board Chairperson

ATTEST:  _____
Code Enforcement and Nuisance Board Clerk