

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

MINUTES
CODE ENFORCEMENT AND NUISANCE BOARD
June 28, 2022 at 4:30 PM

➤ **CALL TO ORDER** – hearing began at 4:33 PM

➤ **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: Pamela Boose;
Code Officials: Brad Schargorodski, and Heather Lashley.

OTHER: Code Enforcement & Nuisance Board Attorney: David Broderick, Officer Tyler Gentry - BCPD, Officer Benjamin Craig - BCPD.

➤ **APPROVAL OF MINUTES**

March 22, 2022

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

❖ **HEARING AGENDA**

CASE #1

BCPD Parking Citation BG-122115 –1200 Block of Durbin Drive –Respondent:
Roland Shabani, Officer Tyler Gentry

Citation Fine: \$50

Officer Gentry explained the citation was for prohibited parking, and parking in the opposite direction, but the citation was inaccurately marked as parking on the sidewalk and prohibited parking. Officer Gentry was asked by the board members if Mr. Shabani had been issued a warning. His response was he personally did not issue a warning to Mr. Shabani. The board members then asked Mr. Shabani if he received a warning regarding parking restrictions, to which he replied “no”. Mr. Shabani then proceeded to make the argument there were recently new “no parking” signs installed and was not aware they were installed. The date of the new sign installation was not confirmed, and Board member Deere asked Mr. Shabani if he would be parking there again in that manner. Mr. Shabani replied he would not.

➤ NEW BUSINESS

CASE #4

Case #2022-0687 – 1207 Fair St. – Owner: Aceland Holdings, Officer: Heather Lashley

Code Compliance staff requests per-day fine and demolish accessory structure (shed).

- This case has been open 138 days
- On 02/11/22 an NOV was sent to the PVA listed owner and he was notified via phone regarding the fire on the property, and his responsibility to clean it up.
- On 2/23/22 the property was re-inspected and remained in violation.
- A citation was issued and posted on the property as well as sent by first-class and certified mail to the PVA-listed owner and address.
- On 03/7/22 the property was re-inspected and remained in violation. A second citation was issued and posted on the property as well as sent by first-class and certified mail to the PVA-listed owner and address. Also on 3/7/22 a work order request was submitted for a city contractor to clean up the rubbish, junk, debris and garbage on the property, as well as board-up and secure the structure(s). Two bids were obtained from contractors, and \$400 was the winning bid to complete this work.
- On 04/01/22 the property was re-inspected and remained in violation. A third citation was issued and posted on the property as well as sent by first-class and certified mail to the PVA-listed owner and address on 04/11/22. The compliance re-inspection date listed on the citation was 03/07/22.
- The property has not had utility service since 05/25/2021.

Dearbone made the motion to approve the per-day fine and proceed with the demo of the accessory shed.

Second: Lapointe, Passed with a unanimous vote.

➤ NEW BUSINESS

CASE #5

Case #2022-0435 – 1541 N. Sunrise Dr. Owner: F.O. Hoffman, Officer: Heather Lashley

Code Compliance staff request per-day fine.

- This case has been open for 147 days.
- On 2/01/22 an NOV was sent to the PVA-listed owner and address.
- On 02/14/2022 the property was re-inspected and remained in violation.
- On 02/22/2022 the property was re-inspected and remained in violation.
- On 03/04/22 the property was re-inspected and remained in violation.
- On 03/07/22 A door hanger was left as all of the violations remained and had not been corrected. The property owner's son, Kyrus Huffman came out right after the door hanger was posted. Officer Lashley explained the door hanger was left because all of the code violations remained and had not been corrected. Officer Lashley went over all of the violations with the respondent verbally explaining all of the violations on the front and back of the property. Officer Lashley explained they were encroaching onto Lifeskills property on Cove Drive with fencing, two vehicles, tires, and junk.

- explained what needed to be done to avoid additional fines/citations within the next ten days.
- On 03/29/22 the property was re-inspected and remained in violation. A second citation was issued and posted on the property as well as sent by first-class and certified mail to the PVA-listed owner and address
 - On 04/11/22 the property was re-inspected and remained in violation. A third citation was issued and posted on the property as well as sent by first-class and certified mail to the PVA-listed owner and address on 04/11/22.

*LaPointe made the motion to approve the per-day fine.
Second: Eggleton
Passed with a unanimous vote*

COMMENTS / ANNOUNCEMENTS

Dearbone welcomed the new CENB Clerk Pam Boose and invited her to say a few words. She expressed she was very excited to come to NCS. She was given the opportunity to work with staff previously during the tornados, which she very much enjoyed, and very grateful for the opportunity.

Dearbone announced this would be the last hearing for Freida Eggleton. He expressed gratitude both personally and for the board for her service during her tenure on the board. All agreed she has been of great value to the board and she would be missed.

Next CENB board hearing is scheduled for July 26, 2022 at 4:30 PM, in the City Hall Commission Chamber located on the third floor of City Hall, 1001 College St.

ADJOURNMENT

After all business had been conducted, Dearbone asked for a motion to adjourn at 5:36 PM.

Eggleton made the motion.

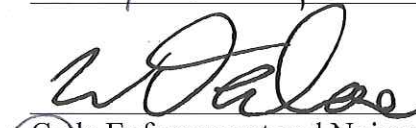
LaPointe seconded.

Hearings were adjourned, unanimously.

ADOPTED:

July 26th, 2022

APPROVED:


Code Enforcement and Nuisance Board Chairperson

ATTEST:

Pamela Boose
Code Enforcement and Nuisance Board Clerk

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