



**CODE OF ORDINANCE ENFORCEMENT BOARD
CITY OF HOPKINSVILLE, KENTUCKY**

UNIFORM CODE CITATION

Reference # 2021-04-0370

THE UNDERSIGNED CODE OF ORDINANCE ENFORCEMENT OFFICER OF THE CITY OF HOPKINSVILLE CERTIFIES THAT HE/SHE HAS JUST AND REASONABLE GROUNDS TO BELIEVE, AND DOES BELIEVE THAT ON:

Date: 5/13/21

THE FOLLOWING PERSON:

Name: MICHAEL E KISSNER
Street Address: 312 FAIRVIEW DR
City/State/Zip: HOPKINSVILLE, KY 42240

DID UNLAWFULLY COMMIT THE FOLLOWING OFFENSE:

CHAPTER 163 APPENDIX A SECTION 108
PROPERTY MAINTENANCE CODE – UNSAFE STRUCTURE

Location of Violation: 2334 FORT CAMPBELL BLVD Parcel Number 228-00 05 013.00
HOPKINSVILLE, KY, 42240, (ALL STRUCTURES, DEBRIS)

NOTICE

Pursuant to the provisions of the Hopkinsville Code of Ordinances, as amended December 19, 2017 through Ordinance 22-2017, a hearing before the CODE OF ORDINANCE ENFORCEMENT BOARD has been scheduled for May 25, 2021 at 5:45 p.m., in the Council Chambers of the Hopkinsville Municipal Center, 715 South Virginia Street, Hopkinsville, Kentucky. At said time, the Board will make a determination whether the issuance of this *Uniform Code Citation* is appropriate under the circumstances. If the Owner(s) wishes to contest this Citation or to request time to cure the violation, the Owner(s) MUST appear at the above hearing. Failure to appear at the hearing will result in a waiver of the right to appeal.

FAILURE TO COMPLY

Failure to comply with a FINAL ORDER of the Board may result in causing the Unsafe Structure to be repaired or removed at the expense of the Owner(s). In addition, the Owner(s) will be subject to civil penalties as provided in the Code of Ordinances, Section 33.192. Such civil penalties and expenses may be enforced against the property and the City of Hopkinsville shall have a lien for such civil penalties and expenses on the real estate or property involved. Failure to satisfy said charges could result in the property being sold to enforce the lien.

CONSENT AND RELEASE

The Owner(s) may stop the above process by signing a Consent and Release Form. This form will grant permission for the City of Hopkinsville to remove the above Unsafe Structure(s) and to remove all debris from the lot, with the City placing a lien on the property as described above. For more information concerning the Consent and Release process, contact the Code Enforcement Officer at P.O. Box 1125, 710 South Main Street, Hopkinsville, Kentucky 42241-1125. Voice 270-887-4285, Fax 270-887-4019, TDD 270-887-4287 or email pwood@comdev-services.com.

Date and Time of Issuance: 5/13/21 8:47
Signature of Issuing Code Enforcement Officer: Zak Owen
Print Name: Zak Owen

For further information regarding this matter, you may contact the Community and Development Services at (270) 887-4285 during normal business hours.

Pursuant to KRS 65.8838 the City is not prohibited from taking immediate action to remedy a violation of its ordinances if there is reason to believe the violation presents a serious threat to public health, safety, and welfare, or if in the absence of immediate action, the effects will be irreparable or irreversible. In this event, the City will charge the property owner to cover the City's expenses. This is above and beyond possible fines imposed by the Code of Ordinance Enforcement Board.



**CODE OF ORDINANCE ENFORCEMENT BOARD
CITY OF HOPKINSVILLE, KENTUCKY**

CASE # 2021-04-0370

CITY OF HOPKINSVILLE, KENTUCKY

Petitioner

v

MICHAEL E KISSNER

Respondent

Property address:

2334 FORT CAMPBELL BLVD (PARCEL NO. 228-00 05 013.00), Hopkinsville, KY
42240

FINDINGS OF FACT, CONCLUSIONS OF LAW AND FINAL ORDER

The Respondent, MICHAEL E KISSNER, being properly notified of the violation(s) on property located at, 2334 FORT CAMPBELL BLVD, HOPKINSVILLE, KY 42240, and exercising his/her rights as contained in section KRS 65.8825(6) and the Hopkinsville Code of Ordinances, a hearing having been held on May 25, 2021, and the Board being otherwise well and sufficiently advised, hereby issues the following Findings of Fact, Conclusions of Law and Final Order:

FINDINGS OF FACT

The Respondent, MICHAEL E KISSNER, is the owner or person in charge of property located at 2334 FORT CAMPBELL BLVD, HOPKINSVILLE, KY 42240.

The Respondent was issued a citation by Zak Dunn, Code Enforcement Officer, dated May 13, 2021 which charged the Respondent with a violation of Chapter 163 of the City of Hopkinsville, Kentucky Code of Ordinances, described as follows: Appendix A, Basic Property Maintenance Code, Section 108, Unsafe Structures.

The Respondent has requested to perform the demolition of the structure(s) in order to cure the listed violation.

The Board finds that the condition described in the citation did, in fact, exist at the time the citation was issued, and that the condition was caused by the Respondent, or was the responsibility of the Respondent.

CONCLUSIONS OF LAW

It is concluded, based on the foregoing Findings of Fact, that Respondent, MICHAEL E KISSNER has committed a violation of Chapter 163, Appendix A, Basic Property Maintenance Code, of the City of Hopkinsville, Kentucky Code of Ordinances, as charged in the citation.

FINAL ORDER

Respondent, MICHAEL E KISSNER, is ordered to pay \$300.00, which includes \$250.00 civil fine and a \$50.00 administrative fee. Payment shall be made to City of Hopkinsville, c/o Tax Office, 715 South Virginia Street, P.O. Box 707, Hopkinsville, KY 42240.

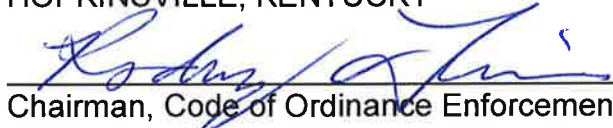
The Respondent will be given 90 days to perform the demolition of the said structure(s) to cure the violation. In the event Respondent fails to cure said violation within 90 days, the City may take action to cure the violation and abate the nuisance, pursuant to Section 33.189 (G) of the Hopkinsville Code of Ordinances.

This is a final and appealable order.

DONE AND ORDERED THIS 25 day of MAY, 2021.

CODE OF ORDINANCE ENFORCEMENT BOARD
HOPKINSVILLE, KENTUCKY

By:


Chairman, Code of Ordinance Enforcement Board

I HEREBY CERTIFY that a true and correct copy of the foregoing Findings of Fact, Conclusions of Law and Final Order has been served on the Respondent, MICHAEL E KISSNER, on this the 25 day of MAY, 2021.


CDS Director/Designee

I HEREBY ACKNOWLEDGE that I have read and understand the foregoing Findings of Fact, Conclusions of Law and Final Order, and that I have received a copy of the same. I understand my rights to appeal this Order within a period of thirty (30) days from this date. I am also aware that I am personally responsible for the amount of the civil fine and the City may enforce the fine by recording a lien at the Christian County Clerk's Office or by bringing a civil action against me. The City, in its discretion and without obligation, may enter upon the real estate and take such action as it deems appropriate to cure the violation and abate the nuisance.

DATED THIS 25 day of MAY, 2021.


Respondent