



# Uniform Code Citation

## CV-24-205

**CITY OF BERA**  
 Codes & Planning Department  
 212 Chestnut Street  
 Berea, KY 40403  
 (859) 986-8528

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

Date: November 13, 2024:

The following person:

Owner: PINGLETON DONNA FAYE  
 Street Address: 122 PENNINGTON ST  
 City, State, Zip: BERA KY 40403-1630

DID UNLAWFULLY COMMIT THE FOLLOWING OFFENSE:			
Ordinance / Code No:	IPMC 308.1 IPMC 302.8 / BCO 50.001(12)	ACCUMULATION OF RUBBISH OR GARBAGE PARKING IN YARD, GRASS, RV, MOTOR VEHICLE, NUISANCE, CAR	- Exterior property and premises, and the interior of every structure, shall be free from any accumulation of rubbish or garbage. IPMC 302.8 Motor Vehicle: Except as provided for in other regulations, no inoperative or unlicensed motor vehicle shall be parked, kept or stored on any premises, and no vehicle shall at any time be in a state of major disassembly, disrepair, or in the process of being stripped or dismantled. Painting of vehicles is prohibited unless conducted inside an approved spray booth. Ord. 50.001(12) Public Nuisance Defined: Any vehicle parked on private property except on a wood-free surface made of gravel, crushed stone, asphalt or Portland cement concrete.

Description of Violation: 119 Phillips St. Remove vehicles parked on grass in the yard or transfer them to an area of concrete or gravel. Remove building materials, rubbish, garbage, tires, and other household items stored all around the property along with the makeshift tarp structure found between two outbuildings in the rear of the property.

Offense: 1st

### NOTICE

#### Ord. 22.608 APPEALS

(A) Any person affected by a decision, notice, or order, of the Office of Code Enforcement, except for zoning matters, or any person affected by a decision, notice, or order, of a city official or agent who is acting under the applicable building code (except appeals under the Kentucky Building Code, KRS 198B.070), property maintenance code, electrical code, plumbing code, or fire prevention code, shall have the right to appeal to the Code Enforcement Board by filing a written notice of appeal with the City Clerk within fourteen (14) days after the decision, notice, or order was served or made effective. The filing fees for a Notice of Appeal shall be twenty-five dollars (\$25.00) and shall be paid upon filing the Notice of Appeal. The Administrative Assistant of the Codes and Planning Department shall be the records custodian and administrator of all appeals to the Code Enforcement Board.

#### Ord. 22.609 FINE SCHEDULE

In all matters brought before the Code Enforcement Board for hearing, the board, upon a finding that a violation has been committed, shall impose a fine of one hundred dollars (\$100.00) for a first violation, three hundred dollars (\$300.00) for a second violation, and five hundred dollars (\$500.00) for a third and each succeeding violation;

provided, however, that the board may waive all or any portion of a penalty for an uncontested violation, if in its discretion, the board determines that such waiver will promote compliance with the ordinance in issue. Each day during which the violation at issue continues in existence shall constitute a separate violation. When a violation concerns the condition of a tract of real property or of a structure thereon, any assessed fine remaining unpaid sixty (60) days after a final decision shall be added to the City ad valorem tax bill pertaining to the property, and shall bear interest and penalties as applicable to delinquent ad valorem property taxes, and shall constitute a lien on the property the same as for ad valorem property taxes.

**An appeal or a correction of the violation must be made within seven (7) calendar days or a Code Enforcement Board Hearing will be scheduled to consider abatement of the violation and applicable fine(s).**

Respectfully,

Bryan Maniscalco

Code Enforcement Officer