

WINCHESTER/CLARK COUNTY
ADMINISTRATIVE HEARING BOARD MINUTES

July 28, 2021

The meeting of Winchester/Clark County Administrative Hearing Board was held Monday, July 19, 2021 at 6:15p.m. in the Commission Chambers, City Hall, 32 Wall Street, Winchester, KY. Those present were:

Don McCarty, Board Member

Robert Pritchett, Board Member

Larry Long, Vice Chairman

Andrew Fugitt, Board Member

George Carruba, Chairman

William Dykeman, City Attorney

Shanda Cecil, Planning and Zoning/Code Enforcement

Rebecca Power, Code Enforcement

Dianna Layne, Admin. City Manager

CALL MEETING TO ORDER

Announced the present Board Members:

Don McCarty, Robert Pritchett, Larry Long, George Carruba and

Andrew Fugitt, City Attorney, Bill Dykeman

COMMENTS FROM THE GENERAL PUBLIC CONCERNING ITEMS NOT ON THE AGENDA- None

APPROVAL OF MINUTES (June 14, 2021 meeting) approved unanimously.

Ms. Cecil, Ms. Layne and Ms. Power- were sworn in.

NEW BUSINESS- None

PUBLIC HEARINGS

111 McCullough Ln- Ken Bradley, County Attorney's Office, presenting the case, was sworn in. County Attorney William Elkins also present. Ms. Harrison did not attend to represent this property. Ms. Harrison's nephew did come but he was not allowed to testify due to Mr. Elkin's objection that he is not the property owner. Mr. Fugitt made a motion of a \$500 fine and starting today \$100 per day until property is cleaned up. Mr. McCarty second the motion. Motion passed unanimously.

Colby Ridge Blvd.- Mr. Littrell, Rob Jefferies and Daron Stephens sworn in. Mr. Littrell said scheduling and weather were to blame for the delay on installing the conduit for the streetlights. The work has been rescheduled for "hopefully" this week and until 8/9/21. Each one will be about 120 feet and there are 12 of them. Mr. Pritchett made a motion that the work must be done in 30 days or it will be an automatic \$500 fine and then go to \$100/ per day until the work is done. Mr. Long second the motion. Motion passed unanimously.

504 Estes Dr.- Mr. Walker was sworn in to represent this property. Mr. Walker had many excuses and now has a mower hired to mow and has even cleaned up the bushes. Mr. Fugitt made a motion to uphold the original verdict that he pays the City \$50 per month until his fines are paid, and was told if he comes back in front of the board for lack of payment or not mowing they will reinstate his \$100/per day fine retroactive to April 19, 2021. Mr. Pritchett second the motion. Motion passed unanimously.

3 properties with no tax liens but do have maintenance liens- presented by Ms. Layne.

5 Sixth St.- Aley Lary Estate- Ms. Layne had spoke with one of the 3 children involved with this property. There is almost \$10,000 owing on this property. The one child Ms. Layne spoke to said she was fine giving the property to the City and was going to contact the other 2 and see if they would agree. This property was tabled until next month's meeting.

25 Sixth St.- Sarah Clark Estate- Nellie Lee and Cecillia Cooper were sworn in and representing this property. Ms. Lee's brother owned the property but has passed away, his wife Sarah Clark has also passed away. Ms. Nellie Lee has been paying the taxes and mowing the property for years. Mr. Pritchett made a motion to give them 60 days to get an attorney and look more into the ownership of the property and have a plan to pay back the City. Come to the September 20, 2021, meeting. Mr. Fugitt second the motion. Motion passed unanimously.

102 Fourth St.- Dianna has a contract with Margaret Allen's granddaughter, to pay the City \$100 a month until debt is paid off.

112 W Hickman St- Has new owners and no one at the meeting to represent this property. This was tabled because owners have the siding and should have it on by the end of the week.

231 S Highland St.- No one at the meeting to represent this property. Owners live in New York. Facia boards have been fixed but much still to do. Mr. Pritchett made a motion to give them 30 days to remove vines, pressure wash, and paint or there will be a \$500 fine and the \$100/per day until fixed. Mr. Fugitt second the motion. Motion passed unanimously.

UPDATE- 115 E Lexington Ave- Herb Booker owner- Brian Ward came to update about the property. Mr. Ward was sworn in. He presented drawings to the Board and explained Mr. Booker's intentions to put 3000 sq. ft. of retail space and one handicapped apartment on the ground level and 8 apartments on the top floor. The issue is parking, and he has been talking with Sergio about his building at 121 E. Lexington and also Ben Hayes lot on South Highland. Mr. Booker will be required to be at the August 16, 2021 meeting. Ms. Sarah Branham and Katrina Dillard came to voice their concerns to the Board. They hope the building is torn down; they also say there are homeless living in the building.

UPDATE- 66 S Main St.- Mr. Fugitt gave the update on this building. He said Baldwin Engineering has finished the final survey and the final drawing should be sent to Planning and Zoning by the end of the week. Then they will be able to proceed with closing.

BOARD COMMENTS- None

STAFF COMMENTS- None

MOTION TO ADJOURN- Motion made by Mr. McCarty, Mr. Fugitt second. Motion passed unanimously.

Next regular meeting- Monday, August 16, 2021 6:15pm

Chairman signature _____

George J. Carruba

