

## CITY OF SOUTHGATE CIVIL CITATION

**DATE ISSUED:** 7/31/2019

**CASE #:** 2011139

**TIME ISSUED:** 9:00 a.m.

**SOUTHGATE PROPERTY ADDRESS:** 213 Evergreen Avenue

**PIDN#:** 999-99-10-915.00

**NAME:** MICHAEL HOFFMAN

**MAILING ADDRESS:** 213 EVERGREEN AVE, SOUTHGATE, KY 41071

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**Date and Time Offense(s) Committed:** 6/27/2019 through 7/30/2019

**International Property Maintenance Code and/or City Ordinance Section(s) Violated:** 302.7, 304.4, 304.6

**Fact(s) Constituting Offense(s):**

- Retaining Wall – repair and/or replace dilapidated / failing retaining wall in rear yard.
- Exterior wall at rear porch – repair and/or replace dilapidated exterior masonry wall at rear porch.

**TOTAL FINE:** \$1500.00

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**TO THE ABOVE NAMED PERSON(S):**

You are notified that you are in violation of the above section(s) of the City of Southgate Code of Ordinances and/or the International Property Maintenance Code as adopted by the City of Southgate.

**IF YOU DO NOT CONTEST THIS CITATION,** you must pay the amount shown above as "Total Fine" at the Office of the City Clerk, 122 Electric Avenue, Southgate, KY 41071, **within seven (7) calendar days from the date the Citation was issued.**

**IF YOU DO CONTEST THIS CITATION,** you must request a hearing before the City of Southgate Code Enforcement Board **within seven (7) calendar days from the date the Citation was issued.** Appeal forms are available from and may be submitted to the Office of the City Clerk, 122 Electric Avenue, Southgate, KY 41071. If the Board determines that no violation was committed, an order dismissing the Citation shall be entered. If the Board determines that a violation has been committed, an order may be issued upholding the Citation, and the Board may impose a fine up \$50.00 per day per violation, up to a maximum of \$10,000.00 per Citation, or require you to remedy a continuing violation to avoid a fine, or both.

**IF YOU FAIL TO PAY THE CIVIL FINE SET FORTH IN THIS CITATION OR CONTEST THE CITATION WITHIN THE TIME ALLOWED,** you shall be deemed to have waived the right to a hearing before the Code Enforcement Board to contest the citation; the determination that the violation was committed shall be final; the citation as issued shall be deemed a Final Order determining that the violation was committed and imposing the civil fine as set forth in this Citation; and you shall be deemed to have waived the right to appeal the final order to Campbell District Court.

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**Code Enforcement Officer's Name:** John Lauber

**Code Enforcement Officer's Signature:**





# City of Southgate

122 Electric Avenue  
Southgate, Kentucky 41071-3166  
Code Enforcement: (859) 760-0926 · Fax: (859) 441-0244

7/31/2019

MICHAEL HOFFMAN  
213 EVERGREEN AVE  
SOUTHGATE, KY 41071

RE: 213 Evergreen Avenue, Southgate, Kentucky 41071  
Case #: 2011139

PIDN#: 999-99-10-915.00

MICHAEL HOFFMAN:

On 10/31/2018 the City of Southgate issued you a Notice of Violation. This notice required you to correct all noted violations within a specified time period. A re-inspection of the property was conducted on 7/30/2019. The following violations were not corrected as required or have occurred again (see attached code sections and photographs for details):

- Retaining Wall – repair and/or replace dilapidated / failing retaining wall in rear yard.
- Exterior wall at rear porch – repair and/or replace dilapidated exterior masonry wall at rear porch.

Therefore, the City has issued a Citation for the violations that were not corrected. Attached for your review is the Citation. **Please submit payment for the amount listed under Total Fine. The fine must be paid within seven (7) calendar days of the date of the Citation. If you fail to respond, you shall be deemed to have waived the right to a hearing before the Code Enforcement Board to contest the citation; the determination that the violation was committed shall be final; the citation as issued shall be deemed a final order determining that the violation was committed and imposing the civil fine as set forth in this Citation; and you shall be deemed to have waived the right to appeal the final order to Campbell District Court. The fine may be submitted in person or by mail at the following address:**

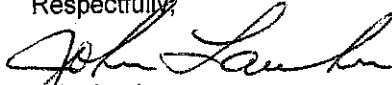
City of Southgate Clerk's Office  
122 Electric Avenue  
Southgate, KY 41071

Please remember that you are still required to correct any and all outstanding violations. The City shall conduct a re-inspection of the property on 9/3/2019. If any violations remain, additional Citations may be issued. The City may also pursue enforcement and resolution through appropriate legal action. *Any action taken by the City of Southgate to abate the violations shall be charged against the real estate upon which the structure is located and a lien shall be placed upon such real estate.*

*If you wish to appeal this Citation, you may submit an application for appeal within seven (7) calendar days from the date of this notice. Applications may be picked up and submitted to the City Clerk's office at 122 Electric Avenue, Southgate, KY, 41071 or obtained from the website at [www.southgateky.org](http://www.southgateky.org).*

The City appreciates your cooperation in this matter. Thank you for your efforts in keeping Southgate a clean and safe community in which to live, work and play. If I can be of assistance or you have any questions about this citation please feel free to contact me at 859-760-0926 or [codeofficer@southgateky.org](mailto:codeofficer@southgateky.org).

Respectfully,

  
John Lauber  
Code Enforcement Officer

[www.southgateky.org](http://www.southgateky.org)



cc: City Clerk's Office, Property Files

302.7 Accessory structures. All accessory structures, including detached garages, fences and walls, shall be maintained structurally sound and in good repair.

304.4 Structural members. All structural members shall be maintained free from deterioration, and shall be capable of safely supporting the imposed dead and live loads.

304.6 Exterior walls. All exterior walls shall be free from holes, breaks, and loose or rotting materials; and maintained weatherproof and properly surface coated where required to prevent deterioration.

