

**CITY OF ERLANGER, KENTUCKY**

**ERLANGER CODE ENFORCEMENT BOARD**

**FEBRUARY 15, 2023 HEARING**

**CITATIONS: # 244, #245, AND #246**

**4022 Sherbourne Drive, Independence, KY 41051**

**FINDINGS OF FACTS and FINAL ORDER OF THE ERLANGER CODE  
ENFORCEMENT BOARD OF THE CITY OF ERLANGER, KENTUCKY**

Upon request of a hearing of the Erlanger Code Enforcement Board by Respondents, John Holt & Linda Holt, this case came for a hearing on February 15, 2023 pursuant to K.R.S. 65.8801 to 65.8840; and present were the Respondent, John Holt, Attorney for the Respondent, Michael Schulkens, the City Code Officer, Darryl Jouett, City Attorney, Jack Gatlin, Public Works Director, Peter Glenn, Assistant Public Works Director, Ed Millican, Public Works Operations Manager, Kevin Quinn, and Public Works Office Technician, Steve Canfield.

The Erlanger Code Enforcement Board having heard and carefully considered the evidence of the testimony of the Codes Enforcement Officer who issued the referenced citations, the Respondent, and others, and from the evidence provided, the Erlanger Code Enforcement Board hereby concludes as follows, and being in all ways being sufficiently advised, makes the following:

**FINDINGS OF FACT**

1. The hearing began at approximately 6:30 P.M.
2. The citations were issued to John and Linda Holt (Respondents) on January 9, 2023, who requested a hearing thereto on January 16, 2023. John Holt was present at the hearing and testified on behalf of himself and his wife, Linda Holt, who is deceased.
3. That at the time and date specified in the reference civil citations, the Respondents, John and Linda Holt were the owners, occupants, or other persons with the authority and the responsibility to control and manage the property known as 4022 Sherbourne Drive, Independence, KY 41051.
4. That at the time and date specified in Civil Citation #244, the Respondents, John and Linda Holt, in violation of Erlanger Ordinance 104.02(S), did allow

inoperative motor vehicles to be parked in the rear area of the listed property.  
Third Occurrence.

5. That at the time and date specified in Civil Citation #245, the Respondents, John and Linda Holt, in violation of Erlanger Ordinance 104.02(D), did allow an accumulation of rubbish on the listed property. Second Occurrence.
6. That at the time and date specified in Civil Citation #246, the Respondents, John and Linda Holt, in violation of Erlanger Ordinance 104.02(R), did allow a number of vehicles to be parked on an unpaved surface on the listed property. Second Occurrence.
7. That the violations of Erlanger Ordinance No. 104.02 described above were committed or allowed by the Respondents, John and Linda Holt.

### **RECOMMENDED ORDER**

IT IS RECOMMENDED BY THE ERLANGER CODE ENFORCEMENT BOARD THE FOLLOWING:

1. That Civil Citations #244, #245, and #246 be upheld.
2. That the Respondents, John and Linda Holt, shall pay civil fines to the City of Erlanger in the amount of \$500 for Citation #244, \$250 for Citation #245, and \$250 for Citation #246, plus all recording fees and costs of collection and attorney fees, if any, for the violations specified in Civil Citations #244, #245, and #246.
3. That the Respondents, John and Linda Holt must remediate the violations, by removing the inoperative motor vehicles in the rear of the property (#244), in compliance with No. Ordinance 104.02(S), clean up the accumulation of rubbish on the property (#245), in compliance with Ordinance No. 104.02(D), and move the vehicles that are parked on an unpaved surface to a paved surface (#246), in compliance with Ordinance No.104.02(R).
4. That Officer Jouett be allowed on the property to inspect the property for compliance.