



Louisville Metro Government
 Develop Louisville
 Office of Planning & Design Services
 444 S. 5th Street, Louisville, KY 40202

07/20/2022
 05:00 PM

Owner:
 Cardinal Transportation Services c/o Amel Mehic. Registered Agent
 13013 Dixie Highway
 Louisville, KY 40272

Subject Property: 13013 Dixie Highway
Zoning Enforcement Case: 18PM11015-ZM-28 Visit #28
Inspection Date: 07/20/2022
Inspection Time: 10:33 AM
Civil Fine: \$1,000.00

**ZONING ENFORCEMENT
 CITATION – BINDING ELEMENT**

As observed during an inspection and/or discovered through subsequent investigation, a violation(s) exists that requires attention.

In accordance with Section 11.10.3 of the Land Development Code, Section 153.99 of Louisville Metro Code of Ordinances, and Sections 100.401 and 100.409 of Kentucky Revised Statutes (KRS), you are hereby subject to a civil fine of \$1,000.00. You must immediately stop using this property in violation of the Binding Elements that have been approved as part of the land use development plan associated with the subject property. Please contact the Office of Planning & Design Services to determine what steps must be taken to remedy the violation(s). Failure to comply with this Citation will result in additional citations and fines. Each day of violation constitutes a separate offense.

If you disagree with this Citation, you may file an appeal to the Planning Commission. Appeals must be filed within 14 days of the date of this Citation by submittal to the Office of Planning & Design Services. Please contact the Office of Planning & Design Services for more information concerning this process.

KRS Section 100.409

When a citation is issued, the person to whom the citation is issued shall respond to the citation within fourteen (14) days of the date the citation is issued by either paying the civil fine set forth in the citation or requesting, in writing, a hearing before the planning commission to contest the citation. If the person fails to respond to the citation within fourteen (14) days, the person shall be deemed to have waived the right to a hearing to contest the citation and the determination that a violation was committed shall be considered final. In this event, the planning commission shall enter a final order determining that the violation was committed and imposing the civil fine set forth in the citation.

A zoning enforcement officer will re-inspect the property on or after 14 days from the date of this Citation to determine if you have complied with this Citation. Should you have any questions, please email or call me at the number below.

Fines must be made payable to Louisville Metro Finance and hand delivered, or sent by mail, to the Office of Management & Budget, 611 West Jefferson Street, Louisville, Kentucky 40202.

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HEARING REQUEST

Property Address:

I hereby contest the *Binding Element Violation Citation* and request a hearing before the Planning Commission. I dispute the citation based on the following:

~~Nothing~~ See Attached.

Name: Cardinal Transportation Services
Address: 13013 Dixie Hwy
City, State & Zip: Louisville Ky 40272
Signature: R. Heick
Date: 7/29/22

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Numerous plantings have died due to ground conditions and hot dry conditions this summer. I have contacted three landscaping companies with no luck finding trees or shrubs that will survive in the low laying areas along the north property line. It will be necessary for me to submit a revised plan requesting variances and waivers to the existing landscape plan for me to comply with the plan. I may need to replace some areas of landscaping with a solid fence to provide necessary screening because of standing water. Other areas are limited on the number of plantings possible in those areas. These revisions will be included in my request.

I also seek a reduction in the civil fine of \$1000. It is hard enough to conduct business with inflation without having exorbitant fines levied against me. I appreciate your understanding and look forward to working with you to get in compliance.

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Rocky Mehic

From: Mike Perryman <502lawnandleaf@gmail.com>
Sent: Thursday, July 28, 2022 9:26 PM
To: Rocky Mehic
Subject: Ditch area for proposed tree line

Rocky,

After surveying the area between your lot and the adjoining business lot, arborvitaes are not going to be able to thrive in that area due to the amount of water (run off) that would flood that area during heavy rain. Arborvitaes (emerald green/green giant) do not thrive in areas with large amounts of water. I would not be able to stand behind planting them in this proposed area as they will burn up from too much water and I can't I'm good faith install 49 trees that are to be planted in an area I know they won't survive. I also wouldn't want someone to see my trucks working at your lot and then a week later see 49 dead trees. However I do think that Rip Rap rock (used for erosion and decoration) would serve for both function and design in the ditch area. I have attached images of pictures I took on sight as well as images for what the Rip Rap design could possibly look like once installed.

Please let me know if you have any questions regarding this matter or if I can be of any further help.

Mike Perryman
502 Lawn and Leaf
(502)523-1519

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