

October 6, 2017

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I would like to appeal the fine levied against me on September 19, 2017, at 4915 Spring Farm Road. I had coordinated the grading, irrigation installation, landscaping and sod to be performed on the address on Spring Farm Road, based on the weather forecast at that time which showed no rain until mid week.

The silt fence had to be removed in order for the grading of the property which took place on 9/19/17 . On Monday, 9/19/17, I had landscapers working and sod scheduled to arrive when we had an unexpected thunderstorm and heavy downpour. There was an attempt to lay sod and some completed before the crew had to be called off due to the ground saturation. At this point six bails of straw were positioned to try and thwart the run off. This was the best I could do under the circumstances.

The inspector told me that if I did not have sod the next day that I would be fined. Due to the rain, the sod farm was unable cut sod on 9/20/17, as the fields were too wet. The following day, September 21, 2017, both landscaping and sod were completed.

I had grader, landscaper, irrigation and sod all on hand the morning of the 19th. I, like other builders, got caught by the storm that morning. Weather forecast was for no rain this side of Hwy 65.

I had four other yards above my project that dump water onto the lot as the street runs down hill. It had finally gotten dry enough to grade and finish the exterior, as previous rains had prevented. This was a sensitive issue with the neighboring property which had experience a silt fence breach. Mud overflowed the silt fence due to six inches of rain that fell over night on approximately July 23, 2017 . Due to this history, I was trying to complete this project as quickly as possible to avoid further issues.

I am not sure why I was not given the time to finish the job given time to finish the job as I was not the only builder in the development that got caught by the rain.

I believe due to the fact that I had previously received a \$3000.00 fine because of negligence on the part of an independent subcontractor, and the complaints by the next door neighbors, is the reason I was under such scrutiny from the inspector and not given adequate leeway to complete the project.

Stan Humphrey