



EC 110 451 - 457

TO CLERK: Please Index as follows:  
Grantor: Davls, Casey D.  
Grantee: County of Henderson

**NOTICE OF LIEN CLAIMED**

**HENDERSON COUNTY GOVERNMENT CODE ENFORCEMENT LIEN  
AND AFFIDAVIT OF CIVIL PENALTY AND/OR ABATEMENT AGAINST THE  
PROPERTY LOCATED AT**

**3814 Old Madisonville Road, Henderson KY 42420**

COUNTY OF HENDERSON, KENTUCKY

CLAIMANT

VS.

CASEY D. DAVIS

OWNER(S)

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**ACTION TYPE: Citation & Abatement**

**ACTION DATE: 9/20/2024**

**ACTION COST: \$800.00 (\$450 Civil Penalty + \$350 Abatement Cost)**

**CASE#: HC2024-47-3**

COMES NOW, the undersigned Affiant, who is duly authorized to issue citations on behalf of the Henderson County Government's Division of Code Enforcement, and, *after being duly sworn*, states the following:

1. That on or about the above "ACTION DATE", the Affiant, acting on behalf of the Henderson County Government, and pursuant to Kentucky Revised Statute (KRS) 65.8838(6) and Chapter 13, Article V, of the Code of Ordinance of Henderson County, Kentucky, Henderson County Government (the "Code"), issued a civil penalty in the amount of the above "ACTION COST", which includes any applicable administrative fee and/or cost of legal advertisement and/or any accrued abatement cost, against the OWNER(s) for the condition of real property located at:

**3814 OLD MADISONVILLE ROAD, HENDERSON, KY 42420**

(the "Property");

2. That: (a) at all relevant time the OWNER(s) was in violation of certain provisions of the Code due to certain condition(s) on the real property; (b) the OWNER(s) was provided the required legal notice of such violation(s) in accordance with the applicable law, but failed to timely and/or satisfactorily abate and/or correct or repair them or did not otherwise comply with the requirements of the Code such that the issuance of this civil penalty was appropriate; (c) the OWNER(s) either failed to exercise his or her right to an administrative hearing as provided under the Code to contest the violation(s), or appealed said violation(s) to an administrative hearing officer, who entered an order upholding this civil penalty; and (d) this lien is consistent with the provisions of any Administrative Hearing Order that may have been issued in this matter;
3. That a lien on the Property in the principal amount of the ACTION COST is hereby noticed, asserted, and confirmed as provided in the aforementioned laws;
4. That pursuant to KRS 65.8835(1) (c) and KRS 65.8838(8), *this lien shall be superior to and have priority over all other liens on the property, except state, county, school board, and city taxes;*
5. That pursuant to KRS 360.010, this lien shall accrue interest at the rate of eight percent (8%) per annum from the date of recordation; and
6. That the OWNER(s) shall also be responsible for any costs or expenses incurred by the Henderson County Government in recording or releasing this lien plus court costs, if any, for collection until paid.

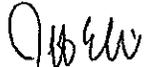
BY:   
 Randy Tasa  
 Code Enforcement Officer

COMMONWEALTH OF KENTUCKY )

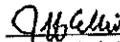
COUNTY OF HENDERSON )

The foregoing instrument was subscribed, sworn to and acknowledged before me by Randy Tasa, the Code Enforcement Officer with the Division of Code Enforcement, Henderson County Government, on this the 28<sup>th</sup> day of October, 2024.

My commission expires: Sept. 9, 2025

  
 Notary Public – Jeff Ellis  
 Kentucky, State-at-Large  
 Notary ID# KYNP36263

PREPARED BY:

  
 Jeff Ellis, Code Enforcement Board Sec.  
 20 N. Main Street, Ste. 201  
 Henderson, KY 42420  
 Phone: (270) 631-0000 EXT 1228  
 Email: jellis@hendersonky.us

← CONTACT FOR PAYOFF INFORMATION

**HENDERSON COUNTY CODES DEPARTMENT**  
**RANDY TASA – CODES ADMINISTRATOR**  
1990 BARRETT CT., SUITE H  
(270) 827-6030  
[rtasa@hendersonky.us](mailto:rtasa@hendersonky.us)  
**CITATION**

**Issued to:**

Casey D Davis  
516 Washington St  
Henderson, KY 42420

**Citation No:** HC2024-47-3  
**Date of Issuance:** 9/20/2024

**Physical Address of Property:** 3814 Old Madisonville Road, Henderson, KY 42420  
**Date and Time Violation Noted:** 9/20/2024 at 10:43 AM

On the date and time noted above, the property at 3814 Old Madisonville Road was found to be in violation of one or more sections of the Henderson County Nuisances and Unsafe Structures Ordinance as adopted by Henderson County Fiscal Court as described below:

**Violation(s):**  
176-8 Public Nuisance (3<sup>rd</sup> Offense), 176-13 Weeds (3<sup>rd</sup> Offense), 176-14 Harborage (3<sup>rd</sup> Offense)

**Facts Constituting the Offense:**

The property is detrimental to the safety, welfare and convenience of the inhabitants of the County of Henderson. The weeds and grass are not being mowed and it is unlawful for a property owner to cause a nuisance due to rodent, insect, reptile or mosquito harborage.

**Total of fines: \$450.00**

**Civil Fines:**

- (a) Uncontested- If the citation of the violation noted above is not contested, the penalties set forth are as follows in Offense/Fine schedule below.
- (b) Contested- If the citation of the violation noted above is contested and a hearing before the Henderson County Code Enforcement Board is required, the maximum penalties set forth are as follows in Offense/Fine schedule below.

**HENDERSON COUNTY CODES DEPARTMENT**  
**RANDY TASA – CODES ADMINISTRATOR**  
 1990 BARRETT CT., SUITE H  
 (270) 827-6030  
[rtasa@hendersonky.us](mailto:rtasa@hendersonky.us)

**CITATION**

<b>VIOLATION (Uncontested)</b>	<b>1<sup>st</sup> Offense</b>	<b>2<sup>nd</sup> Offense</b>	<b>All Others</b>
§176-6	\$125.00	\$150.00	\$200.00
§176-7	\$125.00	\$150.00	\$200.00
§176-8	\$50.00	\$100.00	\$150.00
§176-9	\$30.00	\$60.00	\$100.00
§176-10	\$30.00	\$60.00	\$100.00
§176-11	\$50.00	\$100.00	\$200.00
§176-12	\$30.00	\$60.00	\$100.00
§176-13	\$50.00 (plus \$5 per acre)	\$75.00 (plus \$5 per acre)	\$100.00 (plus \$5 per acre)
§176-14	\$50.00	\$100.00	\$200.00

<b>VIOLATION (Contested)</b>	<b>1<sup>st</sup> Offense</b>	<b>2<sup>nd</sup> Offense</b>	<b>All Others</b>
§176-6	\$200.00	\$225.00	\$300.00
§176-7	\$200.00	\$225.00	\$300.00
§176-8	\$100.00	\$150.00	\$200.00
§176-9	\$30.00	\$60.00	\$100.00
§176-10	\$30.00	\$60.00	\$100.00
§176-11	\$50.00	\$100.00	\$250.00
§176-12	\$30.00	\$60.00	\$100.00
§176-13	\$50.00 (plus \$5 per acre)	\$75.00 (plus \$5 per acre)	\$150.00 (plus \$5 per acre)
§176-14	\$50.00	\$100.00	\$250.00

**HENDERSON COUNTY CODES DEPARTMENT**

**RANDY TASA – CODES ADMINISTRATOR**

1990 BARRETT CT, SUITE H

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**CITATION**

Unless the citation is contested, all fines shall be paid in full to Henderson County within seven (7) days of the date of issuance, either in person or by mail to the office of Henderson County Fiscal Court located at 20 N. Main Street, Henderson, KY 42420.

**Include a copy of the citation with payment of fines.**

**TOTAL OF FINES: \$450.00**

**Procedure to Contest the Citation:**

The person to whom the citation is issued has the right to request, in writing, a hearing to contest the citation within seven (7) days of the date of issuance. The request for a hearing shall be submitted to the office of Henderson County Codes Department at 1990 Barret Court, Suite C, Henderson, KY 42420.

**If you choose to contest the citation, a hearing will be held on October 28th at 4pm in the Fiscal Court Room at 20 North Main Street, Henderson, KY 42420 on the third floor.**

**Failure to Respond:**

If the person to whom the citation is issued fails to respond to the citation within seven (7) days, the person shall be deemed to have waived the right to a hearing and the determination that a violation was committed shall be considered final. In this event, 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 the citation, and the person shall be deemed to have waived the right to appeal the final order to Henderson District Court.

**Authority to Abate:**

The code enforcement officer has the authority to abate any and all deficiencies contained in the citation with all charges and fees incurred by the County in connection with the enforcement of the ordinance billed to the owner.

**Section 13-44 Transfer of ownership:**

It shall be unlawful for the owner of any dwelling unit or structure who has received a notice of violation, or upon whom a citation or final order has been served to sell, transfer, mortgage, lease or otherwise dispose of such dwelling unit or structure to another until the provisions of the notice of violation, citation or final order have been complied with, or until such owner or the owner's authorized agent shall first furnish the

**HENDERSON COUNTY CODES DEPARTMENT**

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**CITATION**

grantee, transferee, mortgagee or lessee a true copy of any notice of violation, citation or final order issued by the code enforcement officer and shall furnish to the code enforcement officer a signed and notarized statement from the grantee, transferee, mortgagee or lessee, acknowledging the receipt of such notice of violation, citation or final order and fully accepting the responsibility without condition for making the corrections or repairs required by such notice of violation, citation or final order.

*Randy Tasa*

\_\_\_\_\_  
Randy Tasa, Henderson County Codes Administrator



**Tompkins Hauling & Excavating**  
 7955 State Route 66  
 Sebree, KY 42455 USA  
 +12705211005

Mr. Randy Tasa  
 Henderson County Codes Office  
 5682 Airline Road  
 Henderson, KY 42420

INVOICE #	DATE	TOTAL DUE	DUPLICATE	TERMS	RECORDED
411573	07/25/2024	\$350.00	08/24/2024	Net 30	

ACTIVITY	AMOUNT
1 - 4052r with Bushhog 3814 Old Madisonville Road - bush hogging property	350.00
<b>SUBTOTAL</b>	<b>350.00</b>
<b>TAX (0%)</b>	<b>0.00</b>
<b>TOTAL</b>	<b>350.00</b>
<b>BALANCE DUE</b>	<b>\$350.00</b>



**2024005921**  
 HENDERSON CO, KY FEE \$20.00  
 PRESENTED / LODGED: 11-04-2024 01:26:30 PM  
 RECORDED: 11-04-2024  
 RENESAABNER  
 CLERK  
 BY: KELLY SHADE  
 DEPUTY CLERK  
**BK: EC 110**  
**PG: 451-457**

**HENDERSON COUNTY**  
**CODE ENFORCEMENT BOARD**  
**DEFAULT ORDER**

**Issued to:**

CASEY D. DAVIS  
516 WASHINGTON ST  
HENDERSON, KY 42420

**Citation No:** HC2024-47-3  
**Date of Issuance:** 9/20/2024

**Physical Address of Property:** 3814 Old Madisonville Road., Henderson, KY 42420

**Date and Time Violation Noted:** 9/20/2024 at 10:43 AM.

WHEREAS, a Citation for Violation of the Henderson County Nuisances and Unsafe Structures Ordinance as adopted by Henderson County Fiscal Court was served upon the above-named owner(s) and/or occupier(s) of the above listed property on September 20, 2024 for the following violation(s):

**Violation(s):**

**176-8 Public Nuisance (3<sup>rd</sup> Offense), 176-13 Weeds (3<sup>rd</sup> Offense), 176-14 Harborage (3<sup>rd</sup> Offense)**

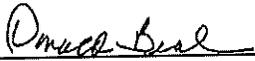
**Facts Constituting the Offense:**

**The property is detrimental to the safety, welfare and convenience of the inhabitants of the County of Henderson. The weeds and grass are not being mowed and it is unlawful for a property owner to cause a nuisance due to rodent, insect, reptile or mosquito harborage.**

The Respondent, CASEY D. DAVIS, having failed to pay the fine herein and/or to appeal the citation to the Code Enforcement Board within seven (7) days of the date of the Citation; and thus having waived her right to appeal this matter to the Code Enforcement Board or the Henderson District Court.

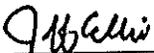
IT IS HEREBY ORDERED that the above-named owner(s) and/or occupier(s) of the listed property are hereby fined the amount of \$450.00 and Citation HC2024-47-3 is hereby adopted and incorporated herein pursuant to the Henderson County Nuisances and Unsafe Structures Ordinance 21-13 Section 13-36(7).

Said fine shall continue to be a lien against the property for ten (10) years from the date of lien recordation, or unless the full lien amount is paid, including any and all costs associated with the enforcement and entry of this order, and any and all abatement costs which may be expended by the County to remedy the nuisance; and shall bear interest at the statutory rate until paid in full.

  
\_\_\_\_\_  
Donnie Beal  
Code Enforcement Board Chairman

Date: 10/28/2024

This Instrument Prepared By:

  
\_\_\_\_\_  
Jeff Ellis, Code Enforcement Board Sec.  
20 N. Main Street, Ste. 201  
Henderson, KY 42420  
PH: (270) 631-0000 EXT 1228  
Email: jellis@hendersonky.us