

# City of Marion Code Enforcement

217 S Main St. Marion, KY 42064

**Citation Number:**

CE26-03011

**Location of Violation:**

402 E Bellville St

**Property Owner Name/Address:**

Harley Mullen

402 E Belleville St.

Marion KY 42064, C

**Date of Violation:**

27 May 2026

**Date issued;**

29 May 2026

**Time of Violation:**

11:00 am

**Time issued:**

3:00

**Description of Violation:**

Piles of trash bags against house. Trash around yard and in burn pile. Burn pile has items that are illegal to burn, trash blowing onto neighboring properties.

<u>Ordinance No.</u>	<u>Violation</u>	<u>Fine (Per Violation)</u>
91.45	Street address to be displayed	\$25.00
92.02 (A)	Junked furniture/appliances prohibited	\$50.00
92.16 (A)	Accumulation of grass/weeds	\$50.00
92.16 (B)	Accumulation of rubbish	\$50.00
94.07	Litter on private property	\$50.00
	Administrative Fee	\$185.00

If you choose to pay this penalty within seven (7) days and do not contest this citation, the fine that you currently owe for this offense is:

**\$410.00**

The City of Marion is allowed by law to issue addition citations for each day that a code violation exists or is permitted to continue. Violations must be corrected regardless of fines being paid. Failure to abate issues may result in the city taking action to abate the violations on your behalf. Property owners shall be responsible for the cost of such abatement action.

If you choose to contest this citation and request a hearing before the Code Enforcement Board or hearing officer, the maximum fine that may be imposed for this violation is: \$ 785.00 (plus applicable costs and fees).

Citation issued by:

Tanya Scholtz-Byers

Code Enforcement/  
Zoning Administrator  
270-704-0054

tbyers@marionky.gov

\_\_\_\_\_  
Signature of Issuing Authority

Personal Service     Copy to Person >18

\_\_\_\_\_  
Signature of Receipt if Personal Service

Copy Mailed     Posted on property

This citation is issued pursuant to KRS 65.8801 et.seq. and the City of Marion Code of Ordinances. The violation with which you have been charged is a civil offense. You must respond to this citation within seven (7) days of the date issued by either paying the civil fine or requesting, in writing, a hearing to contest the citation. Such requests shall be filed at Marion City Hall during normal office hours or by requesting an appeal via the City's website at [www.marionky.gov](http://www.marionky.gov). Failure to pay the applicable civil penalty or request a hearing within seven (7) days shall constitute a waiver of your rights to contest the citation. The determination that a violation has been committed shall be final and cannot be appealed to the Code Enforcement Board or to District Court.



**CODE ENFORCEMENT BOARD  
CITY OF MARION, KENTUCKY**

CASE # CE26-03011

CITY OF MARION, KENTUCKY

PETITIONER

V

Harley Mullen

RESPONDENT

**FINDINGS OF FACT, CONCLUSIONS OF LAW AND FINAL ORDER**

This cause was presented at a public hearing before the Code Enforcement Board on June 17, 2026, after due notice to the Respondent, and the Board having heard testimony under oath, received evidence, considered stipulations, and heard arguments, now issues its Finding of Fact, Conclusions of Law and Final Order, as follows:

**FINDINGS OF FACT**

The Respondent, Harley Mullen, is the owner or person in charge of the property located at 402 E Bellville St, Marion, KY 42064.

The Respondent was issued a citation by Tanya Scholtz-Byers, Code Enforcement Officer, dated May 29, 2026 which charged the Respondent with the following violation(s) of the City of Marion, Kentucky Code of Ordinances:

- § 91.45 NUMERICAL STREET ADDRESSES DISPLAYED
- § 92.02 (A) PUBLIC NUISANCE- JUNKED FURNITURE/APPLIANCES
- § 92.16 (A) EXCESSIVE GROWTH OF GRASS/WEEDS PROHIBITED
- § 92.16 (B) ACCUMULATION OF RUBBISH PROHIBITED
- § 94.07 LITTER ON PRIVATE PROPERTY

The Board finds, based on all of the testimony and evidence presented at the hearing, that the condition described in the citation did, in fact, exist at the time the citation was issued, that the condition did constitute a violation of the Code of Ordinances of the City of Marion, Kentucky, and that the conditions was caused by, or was the responsibility of the Respondent as owner, or person in charge, of the property on which the violation occurred.

**CONCLUSIONS OF LAW**

It is concluded, based on the foregoing Findings of Fact, that Respondent, Harley Mullen, has committed the following violation(s) of the City of Marion, Kentucky Code of Ordinances as charged in the citation:

- § 91.45 NUMERICAL STREET ADDRESSES DISPLAYED
- § 92.02 (A) PUBLIC NUISANCE- JUNKED FURNITURE/APPLIANCES
- § 92.16 (A) EXCESSIVE GROWTH OF GRASS/WEEDS PROHIBITED
- § 92.16 (B) ACCUMULATION OF RUBBISH PROHIBITED
- § 94.07 LITTER ON PRIVATE PROPERTY

It is also concluded that all violations have been abated by the property owner and that no violations currently exist.

**FINAL ORDER**

It is hereby ordered that all related fines and related fees be dismissed by this Board.

DONE AND ORDERED THIS 17<sup>th</sup> day of June, 2026.

**CODE ENFORCEMENT BOARD  
CITY OF MARION, KENTUCKY**

By:

  
Chairman, Marion Code Enforcement Board

Attest:

  
Secretary, Marion Code Enforcement Board

I HEREBY CERTIFY that a true and correct copy of the foregoing Findings of Fact, Conclusions of Law and Final Order has been mailed First Class, postage paid to Harley Mullen, 402 E Belleville St., Marion KY 42064 pursuant to Chapter 37.17(E)(2) of the Marion Code of Ordinances, on this the

24<sup>th</sup> day of June, 2026.

  
Secretary/Designee