

CITY OF RICHLAWN

ORDINANCE NO. 2009-01

AN ORDINANCE repealing, reenacting, amending and codifying certain general ordinances of the CITY OF RICHLAWN, KENTUCKY

WHEREAS, the City of Richlawn is authorized and empowered to enact local ordinances and regulations, and

WHEREAS, the City of Richlawn finds it desirable to codify and amend the existing ordinances of the city,

BE IT ORDAINED BY THE CITY OF RICHLAWN:

- I. Commission Plan
 - A. The City of Richlawn shall be governed by the commission plan of government as outlined in KRS 83A.140, consisting of a Mayor and four City Commissioners.
 - B. The election of the Mayor and Commissioners shall be nonpartisan and shall be governed by KRS 83A.045(2)(b).
- II. Commission Meetings
 - A. Meetings of the Richlawn City Commission shall be held at 7:30 PM on the third Monday of each month.
 - B. Meetings of the Richlawn City Commission shall be held at the Old National Bank, 4201 Shelbyville Road, Richlawn, Kentucky.
- III. Traffic and Parking Regulations
 - A. Definitions
 1. The "Local Streets" of the City of Richlawn are defined as Blenheim Road, Don Allen Road, Gibson Road, Heady Avenue, Ledyard Road and Taggart Drive.
 2. "Public Right-of-way" is defined as that portion of land within the City dedicated to public use for street and drainage purposes. That includes the following streets and widths: Ledyard Road, fifty feet; Blenheim Road, Don Allen Road, Gibson Road, Heady Avenue and Taggart Drive, sixty feet; and Hubbards Lane, one hundred feet.
 3. "Front Yard" is defined as that portion of an individual lot that lies between the public right-of-way and an imaginary line parallel to said right-of-way, said portion being thirty feet in width on the east side of Hubbards Lane and twenty-five feet in width in all other instances. However, "Front Yard" shall not include any portion of the lot that is

clearly designated as a driveway or parking surface and is covered with a concrete, cement, asphalt, brick, stone or rock surface or other surface previously approved by the City.

B. The speed limit for vehicular traffic on the local streets of the City shall be twenty (20) miles per hour.

C. All vehicles shall stop fully at each stop sign.

D. No person shall drive any commercial vehicle [as defined in KRS 186.010(11)] upon any local streets in the City except for the purpose of making a visit or delivery to a residence in the City.

E. It shall be unlawful to obstruct the public right-of-way with any item other than a legally parked motor vehicle or items awaiting collection by the City sanitation service.

F. It shall be unlawful to park any motor vehicle:

1. In a front yard, except under the following circumstances:

a. When, because of special conditions such as a social gathering, the driveway of the property is or has been filled to capacity by motor vehicles, and there is no other reasonably convenient or safe place to park, or

b. For a period not to exceed fifteen minutes in length, or

c. When construction of, or resurfacing of, the driveway is in progress, or

d. During a bona fide emergency situation where health, life or property is endangered and access to or for an emergency or repair vehicle is necessary.

2. On the public right-of-way unless at least two wheels are positioned on the paved portion,

3. On the public right-of-way in such a manner as to obstruct the flow of more than one lane of traffic or to prevent access along the street,

4. On the public right-of-way along Hubbards Lane,

5. In any intersection,

6. On the public right-of-way for a longer time than fifteen minutes between the hours of 2:00 AM and 6:00 AM,

7. On the northeast or northwest side of Heady Avenue for a distance of 280 feet beginning at the stakes or property line on Shelbyville Road and extending northwardly to the intersection of Gibson and Don Allen Roads.

G. If any vehicle is found illegally parked in violation of this ordinance, and the identity of the driver cannot be readily determined, the owner or person in whose name such vehicle is registered shall be held prima facie responsible for such violation.

IV. Property Improvement Regulations

- A. There is hereby established a Richlawn Property Improvements Committee (hereinafter called the "Committee").
- B. The Committee shall be composed of no more than five residents of Richlawn who shall be appointed to membership by the City Commission for terms concurrent with the elected two-year terms of the Commission members.
- C. The Committee shall conduct business by majority vote at any meeting where a quorum (a majority or at least two members) is present.
- D. Detailed plans and specifications for the construction of any buildings, garages, additions to buildings, dormers, porches, decks, patios, stoops, swimming pools (either in-ground or above-ground), fences, poles, satellite receivers, exterior lighting, commercial signs, storage sheds, portable storage units, other outbuildings, driveways or parking areas; or for the exterior remodeling or reconstruction of any of the above items or their facades; or for any construction, grading or landscaping which may occur in the public right-of-way within the City of Richlawn; or for any landscaping which may affect the public safety on any roads within or abutting the City of Richlawn; must be submitted to the Committee for review. The Committee shall not approve any commercial signs higher than twenty feet without approval by the City Commission.
- E. No construction or activity described in paragraph D above may be commenced until approval is given by the City of Richlawn through the Committee or the City Commission.
- F. In reviewing any plans and specifications, the Committee shall consider the public health, safety and welfare of the City of Richlawn and of its individual residents and property owners before approving or denying any request.
- G. After proper review, the Committee may issue a permit for the proposed construction, make recommendations for needed changes or may deny the request. If the Committee fails to act within then calendar days from the submission of a request, the request is automatically approved and a permit must be issued.
- H. If the Committee fails to issue a permit either because of a denial or because changes are recommended, the applicant may appeal the decision to the City Commission, which shall have the power to review the decision of the Committee and may order a reconsideration by the Committee, or may order the issuance of a permit, or may deny the permit,
- I. The Committee shall prepare and make available proper forms to be used for the application and permit process.
- J. No fee shall be charged by the Committee unless it shows in advance to an applicant that outside, paid assistance will be necessary before the Committee can reach a decision.

- K. The Committee shall establish a process of reviewing all construction when completed.
- L. The Committee shall have the power to issue a stop-work order to any person in violation of any section of this ordinance.
- M. If any construction under this ordinance is performed in violation of or in non-conformance with the permit issued, the Committee shall order a correction of the condition or the removal of the non-conforming construction.

V. Health and Safety

- A. Every property owner and/or resident is required to keep all public drainage swales and ditches clean and free of all weeds, trash, dirt, or other obstructions.
- B. All approaches from the street onto a property shall be hard-surfaced and shall not interfere with drainage flow along the right-of-way.
- C. No animal shall be allowed to run at-large in the city limits.
- D. No person shall shoot, discharge, point or aim any firearm or air gun within the City unless necessary for the protection of life or property.
- E. No owner and/or resident shall permit a public nuisance, health hazard or source of filth to develop on a property through the accumulation of rubbish or the excessive growth of weeds or grass.

VI. Penalties

Any person violating any provision of these ordinances shall be guilty of a violation and shall be fined up to \$250.00 for each offense.

VII. Ordinance No. 03, Series 1994, establishing a Code of Ethics, is hereby ordained again in its entirety as published at the time of its passage.

This ordinance shall take effect from and after its passage and approval by the Mayor of the City of Richlawn and publication as required by law.

Passed and approved this 16th day of March, 2009

Gandra M. Banta
Mayor, City of Richlawn

ATTEST:

[Signature]
City Clerk

Prepared and Approved By:

[Signature]
Stephen T. Porter, Attorney for the City of Richlawn
2406 Tucker Station Road
Louisville, KY 40299-4529
(502) 297-9991