

CITY OF RUSSELLVILLE, KENTUCKY
ORDINANCE 2013-08

AN ORDINANCE AMENDING ORDINANCES 2000-02 & 2001-05 BY ELIMINATING THE REQUIREMENT OF ISSUING A NOTICE OF VIOLATION TO REPEAT OFFENDERS WITHIN THREE YEARS AND INCREASING THE FINES FOR CERTAIN OFFENSES RELATED TO PROPERTY MAINTENANCE

** * * * *

BE IT ORDAINED BY THE CITY OF RUSSELLVILLE, KENTUCKY, THAT:

WHEREAS, the Code Enforcement Board has recommended to the City Council and the Mayor that the amount of the fine for certain offenses be increased; AND

WHEREAS, the Code Enforcement Board has recommended to the City Council and the Mayor that individuals receiving multiple NOV's for the same violation be penalized.

NOW, THEREFORE, be it ordained as follows:

I. SUBSTANTIVE AMENDMENTS.

(A) Ordinance 2000-02 is hereby amended as follows:

SECTION 9. Enforcement Proceedings.

i) In the event the Code Enforcement Officer determines that a Notice of Violation has been issued for the same property, to the same property owner, regarding the same violation, within the past three (3) years, then the Code Enforcement Officer shall not issue another Notice of Violation, but instead shall issue a citation, and if necessary, take steps to abate said violation.

(B) Ordinance 2001-05, Section 13, Ordinance Fine Schedule, paragraph (a) is hereby amended to increase the fines for violations of the property maintenance code as follows:

<u>VIOLATION OF CITY ORDINANCE</u>	* EACH DAY CONSTITUTES A SEPARATE VIOLATION	<u>1ST OFFENSE</u>	<u>2ND OFFENSE</u>	<u>> 3RD OFFENSE</u>
Property Maintenance (Ord. 94-9)	*	\$25.00 \$50.00	\$50.00 \$100.00	\$100.00 \$200.00
Garbage, Refuse & Litter (Ord. 85-15)	*	\$10.00 \$50.00	\$25 \$100.00	\$50.00 \$200.00
Junk, Scrap Metal & Motor Vehicles (Ord 92.03)	*	\$25.00 \$50.00	\$50.00 \$100.00	\$100.00 \$200.00

C) Ordinance 2001-05, Section 13, Ordinance Fine Schedule, paragraph (b) is hereby amended to increase the fines for violations of the property maintenance code as follows:

<u>VIOLATION OF CITY ORDINANCE</u>	* EACH DAY CONSTITUTES A SEPARATE VIOLATION	<u>1ST OFFENSE</u>	<u>2ND OFFENSE</u>	<u>> 3RD OFFENSE</u>
Property Maintenance (Ord. 94-9)	*	\$50.00 \$100.00	\$100.00 \$200.00	\$200.00 \$400.00
Garbage, Refuse & Litter (Ord. 85-15)	*	\$25.00 \$100.00	\$50.00 \$200.00	\$100.00 \$400.00
Junk, Scrap Metal & Motor Vehicles (Ord 92.03)	*	\$50.00 \$100.00	\$100.00 \$200.00	\$200.00 \$400.00

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II: SEVERABILITY.

If any provision of this Ordinance is deemed by a court of competent jurisdiction to be unenforceable, the remaining provisions of this Ordinance shall continue in full force and effect.

III: REPEALER CLAUSE.

Any and all parts of Ordinances now in effect which conflict with this Ordinance are hereby repealed.

IV: EFFECTIVE DATE.

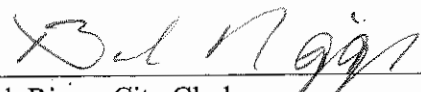
This Ordinance shall become effective upon publication.

FIRST READING conducted on the 22nd day of October 2013.

SECOND READING conducted on the 5th day of November 2013.

APPROVED BY:

ATTEST:


Bob Riggs, City Clerk


Mark Stratton, Mayor

At a meeting of the City Council of the City of Russellville, Kentucky, held on November 5, 2013, the foregoing ordinance was adopted, after full discussion, by the following vote:

AYES:
Jimmy Davenport
Pat Bell
Sandra Kinser
Jack Whipple
Bill Decker
Darlene Gooch

NAYS:

ABSENT:

ABSTAINING: