

ORDINANCE NO. 4 SERIES 2016
CITY OF LA GRANGE, KENTUCKY

MODIFYING § 91.70 CONCERNING ENCROACHMENT PERMITS

Whereas, the City Council of the City of La Grange, Kentucky, has the authority pursuant to statute to enact Ordinances relating to the City, and

Whereas, it is desirable that specific terms concerning encroachment permit fees and penalties be amended.

THEREFORE, BE IT ENACTED AND ORDAINED THAT § 91.70 PARTS (A), (C) AND (E) OF THE CODE OF ORDINANCES BE MODIFIED AS FOLLOWS:

§ 91.70 ENCROACHMENT PERMIT.

(A) Before any encroachment is allowed upon city streets or alleys, a permit must be granted by the Public Works Director. A fee of one hundred dollars (\$100.00) must be paid at the time of the application. Failure to obtain the encroachment permit may result in appropriate proceedings in the Oldham District Court including a "stop work order" being issued and/or issuance of a violation citation with penalties of ~~between not less than fifty dollars (\$50.00) nor more than five hundred dollars (\$500.00)~~ with each day the encroachment is maintained without a permit constituting a separate offense.

(B) [REMAINS THE SAME.]

(C) If the property owner disagrees with the decision of the ~~Superintendent~~ Public Works Director concerning the location of the proposed access, he may ~~petition the City Council in writing for a review of the findings of the Superintendent~~ appeal that decision to the Code Enforcement Board. ~~The City Council will then set a hearing on the petition within thirty (30) days of the written petition.~~

(D) [REMAINS THE SAME.]

(E) The City of LaGrange will be charging one hundred dollars (\$100.00) for an encroachment permit for residential, ~~uses only~~. ~~The City of LaGrange will be charging five hundred dollars (\$500.00) for an encroachment permit for commercial and industrial uses.~~ Applicants for residential uses will be required to submit a plat, but it does not have to be certified by an engineer. Applicants for commercial and industrial uses will be required to submit a plat prepared, signed and certified by an engineer, registered to do business in the State of Kentucky.

This Ordinance shall become effective upon its passage and publication.

FIRST READING: March 7, 2016

SECOND READING: April 4, 2016

City of La Grange, Kentucky

Original signature on file

BY: Joe Davenport, Mayor

ATTEST:

To be a true Ordinance enacted by the City Council of the City of La Grange,
Kentucky on this 4th day of April, 2016.

Original signature on file
Stephanie Cooper, City Clerk
City of La Grange, Kentucky

VOTE:

FOR:	8
AGAINST:	0
ABSTAINED:	0
PRESENT:	8