

CITY OF PARK HILLS, KENTUCKY

ORDINANCE NO. 9, 2014

AN ORDINANCE OF THE CITY OF PARK HILLS, KENTUCKY, AMENDING CHAPTER 101 OF THE CITY'S MUNICIPAL CODE OF ORDINANCES TO INCORPORATE INTERLOCAL COOPERATION AGREEMENTS FOR CODE ENFORCEMENT

WHEREAS, the City believes that as a matter of good public policy, a Joint Code Enforcement Board is the best and most efficient method to provide for administration of the City's zoning ordinances, building code, property maintenance code, and other applicable local ordinances;

WHEREAS, the City of Park Hills desires to take advantage of cost savings and the availability of expertise in the area of code enforcement from multiple jurisdictions, and join the Kenton County Joint Code Enforcement Board;

BE IT ORDAINED BY THE CITY OF PARK HILLS, KENTUCKY:

SECTION I

Chapter 101.02 of the City's Municipal Code is amended as follows:

§ 101.02 Powers

(A) The Board shall have all powers, authority and duties granted pursuant to the Act and related statutes, and all powers, authority and duties granted in this Chapter.

(B) The Board shall have the power to issue remedial orders and impose civil fines as a method of enforcing city ordinances when a violation of the ordinance has been classified as a civil offense.

(C) The Board shall also have the following powers:

1. To adopt rules and regulations to govern its operations and the conduct of its hearings;
2. To conduct hearings to determine if there has been a violation of an ordinance over which it has jurisdiction to enforce;
3. To subpoena alleged violators, witnesses and evidence to its hearings (subpoenas issued by the Board may be served by the Code Enforcement Officer (as defined at KRS §65.8805(3)) or as otherwise provided in Kentucky Rules of Civil Procedure);

4. To take testimony under oath; and
5. To make findings of fact and issue orders necessary to remedy any violation of a city ordinance or code provision which the Board is authorized to enforce.

(D) Upon authorization by the Park Hills City Council and upon execution by the Mayor to enter into any Interlocal Cooperation Agreement per KRS 65.210 to 65.300 in order to join a multi-jurisdictional Code Enforcement Board, then:

1. The powers described in this section shall be granted to the multi-jurisdictional board;
2. The interlocal cooperation agreement shall be incorporated by reference into the City of Park Hills' Code of Ordinances as if fully written herein;
3. Any provision of any ordinances that are in conflict with the interlocal cooperation agreement shall be set aside to the extent of said conflict as long as the interlocal cooperation agreement remains in effect.

SECTION 3

If any provision of this Ordinance as now or later amended or its application to any person or circumstance is held invalid, the invalidity does not affect other provisions that can be given effect without the invalid provision or application.

SECTION 4

Any and all ordinances in conflict with this Ordinance shall be, and hereby are, repealed to the extent of said conflict.

SECTION 5

This Ordinance shall take effect and be in full force from and after its passage, publication, which may be in summary form, and recording, according to law.

Passed by the City Council this ____ day of _____, 2014.

CITY OF PARK HILLS, KENTUCKY

A municipal corporation of the fourth class

BY: Don Calhoun
MAYOR

FIRST READING: 4/14/14

SECOND READING: 5/14/14

ATTEST: Julie A. Dlig
CITY CLERK/ADMINISTRATOR