

ORDINANCE NO. _____ - 2024

AN ORDINANCE DIRECTING THE LEXINGTON-FAYETTE URBAN COUNTY COUNCIL CLERK TO ENTER THE FAYETTE COUNTY BOARD OF ELECTION'S CERTIFICATION OF THE RESULTS FROM THE NOVEMBER 5, 2024, REFERENDUM AUTHORIZED BY KRS 97.590 AND KRS 67A.160 REGARDING THE ESTABLISHMENT OF A DEDICATED PARK FUND TO FUND PUBLIC PARKS IN FAYETTE COUNTY, TO BE FINANCED BY THE LEVY OF AN ADDITIONAL TWO AND ONE QUARTER CENTS (\$0.0225) PER ONE HUNDRED DOLLARS (\$100) VALUATION ON ALL TAXABLE REAL PROPERTY, INTO THE RECORDS OF THE LEXINGTON-FAYETTE URBAN COUNTY GOVERNMENT.

WHEREAS, KRS 97.590 provides that an urban-county government may levy taxes not exceeding five cents (\$.05) on each one hundred dollars (\$100) of all taxable property "for the purpose of purchasing and maintaining public parks within [its] jurisdictional limits" pursuant to a successful voter referendum held in accordance with KRS 67A.160;

WHEREAS, KRS 67A.160 provides that a public parks purchase and maintenance program proposal authorized by KRS 97.590 may be submitted to the voters of Fayette County by a resolution of the Urban County Council;

WHEREAS, Resolution No. 188-2024 submitted a proposal for the establishment of a dedicated park fund to fund public parks in Fayette County, to be financed by the levy of an additional two and one quarter cents (\$0.0225) per one hundred dollars (\$100) valuation on all taxable real property, effective January 1, 2025, to the electorate of Fayette County in the form of a public referendum pursuant to KRS 97.590 and KRS 67A.160 ("the referendum");

WHEREAS, the referendum was placed on the ballot for the November 5, 2024, general election in Lexington-Fayette County;

WHEREAS, a majority of the electorate voting on the referendum approved the proposal, resulting in the ad valorem tax levy becoming effective on January 1, 2025;

WHEREAS, the Fayette County Board of Elections has certified the results of the referendum and delivered the certification to the Mayor of the Lexington-Fayette Urban County Government, through the Fayette County Clerk, on or about November 12, 2024, pursuant to KRS 67A.160; and

WHEREAS, KRS 67A.160 requires that the certification be "entered upon the records of the urban-county government during the next regular meeting of the . . . legislative body."

NOW THEREFORE, BE IT ORDAINED BY THE COUNCIL OF THE LEXINGTON-FAYETTE URBAN COUNTY GOVERNMENT:

Section 1 – That the preamble to this Ordinance be and hereby is incorporated by reference as if the same had been fully stated herein.

Section 2 – That the Lexington-Fayette Urban County Council Clerk be and hereby is directed to enter the certification provided by the Fayette County Board of Elections, through the Fayette County Clerk, of the results from the November 5, 2024, referendum, which is attached hereto and incorporated by reference, into the records of the Lexington-Fayette Urban County Government, as required by KRS 67A.160.

Section 3 – That this Ordinance shall become effective on the date of its passage.

PASSED URBAN COUNTY COUNCIL:

MAYOR

ATTEST:

CLERK OF URBAN COUNTY COUNCIL
Published: