

AN ORDINANCE CREATING SECTION 18-113.4 (6) OF THE CODE OF ORDINANCES RELATED TO HANDICAP PARKING SIGNAGE TO PROHIBIT PARKING IN A DESIGNATED HANDICAP ACCESS AISLE AND ESTABLISHING A FINE FOR VIOLATION OF THIS SECTION.

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

Section 1 - That Section 18-113.4 of the Code of Ordinances, Lexington-Fayette Urban County Government, be and hereby is amended to read as follows:

Sec. 18-113.4. Handicapped parking space sign.

- (1) For purposes of this section, the following terms shall have the following meanings unless the context requires otherwise:
 - (a) *International symbol of accessibility* shall mean the stylized wheelchair stick figure drawn in white on a blue background or in blue on a white background as adopted by the 1969 Eleventh World Congress on Rehabilitation of the Disabled in Helsinki, Finland, and copies of which are available in the division of building inspection.
 - (b) Person shall mean the owner, developer, or manager of any building described in section 2501.1 and 2502.1 of the Kentucky Building Code as of April 30, 1987.

- (2) A designated handicapped parking space in any parking area other than a public street shall be marked permanently with a metal, vinyl, or durable wood sign the dimensions of which are at least twelve (12) inches by eighteen (18) inches and which is attached to a pole at least sixty (60) inches, measured from the bottom of the sign, above the ground; provided, however, that the sign may be affixed to any wall immediately adjacent to a sidewalk which abuts a handicapped parking space. All handicapped parking space signs shall be marked with the international symbol of accessibility.
 - (a) In area with "Van accessible space" additional space located beside the handicapped parking space, this space shall be painted with yellow or white hash lines and No Parking Anytime. In addition it should be marked permanently with a metal, vinyl or durable wood sign the dimensions of which are at least twelve (12) inches by eighteen (18) inches and which is attached to a pole at least sixty (60) inches, measured from the bottom of the sign, above the ground; provided however, that the sign may be affixed to any wall immediately adjacent to a sidewalk which abuts a handicapped parking space. All van accessible access aisle signs shall be marked with No Parking Anytime.
 - (b) Compliance with section (2) (a) will be required of all new development and subsequent re-developments. For all existing parking lots and structures, compliance will be required at the time that they are resurfaced, restriped, or remodeled/reconfigured.

- (3) Handicapped parking space signs which do not meet the requirements of subsection (2) above shall be brought into compliance within sixty (60) days of April 30, 1987; however, signs which meet all criteria except color may be brought into compliance by affixing a blue and white decal using the international symbol of accessibility on the face of the sign.

- (4) This section shall apply to all buildings described in sections 2501.1 and 2502.1 of the Kentucky Building Code as they existed on April 30, 1987. Regulations regarding number and size of designated handicapped parking spaces and their dimensions are set out in section 2513.1 of the Kentucky Building Code.
- (5) Any person failing to provide or maintain required handicapped parking space signs shall be fined not less than ten dollars (\$10.00) nor more than one hundred dollars (\$100.00) for each missing or nonmaintained sign; however, any person failing to provide the number of handicapped parking spaces required in section 2513.1 of the Kentucky Building Code shall be fined as required in KRS 198B.990(1).
- (6) Parking in a handicap access aisle designated as No Parking Anytime is prohibited. Any person who shall violate this section shall be subject to the fine in Section 18-166(i).

Section 2 - That this Ordinance shall become effective on the date of its passage.

PASSED URBAN COUNTY COUNCIL: May 22, 2014

/s/ Jim Gray
MAYOR

ATTEST:

/s/ Meredith Nelson
CLERK, URBAN COUNTY COUNCIL
PUBLISHED: May 29, 2014-1t
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