

ORDINANCE NO. \_\_\_\_\_-2016

AN ORDINANCE AMENDING SECTION 18-113.4 OF THE CODE OF ORDINANCES RELATED TO HANDICAP PARKING SIGNAGE TO REPLACE THE WORD HANDICAPPED WITH THE WORD ACCESSIBLE, TO DELETE REFERENCES TO OUTDATED BUILDING CODES, TO ALLOW BLUE HASH LINES, TO DELETE SECTION (3) AND RENUMBER THE REMAINING SECTIONS AND TO ESTABLISH AN APEAL PROCESS.

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NOW, THEREFORE, 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 of the Lexington-Fayette Urban County Government be and hereby amended to read as follows:

Section 18-113.4. ~~Handicapped~~ Accessible 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 current Kentucky Building Code, ~~as of April 30, 1987.~~
- (2) A designated ~~handicapped~~ accessible 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~~ accessible 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-accessible~~ parking space, this space shall be painted with yellow, ~~or~~ white or blue hash lines and No Parking Anytime. In addition it ~~should~~ 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 an handicapped accessible 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.~~

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~~(4) This section shall apply to all buildings described in section 2501.1 and 2502.1 of the current Kentucky Building Code as they existed on April 30, 1987. Regulations regarding number and size of designated handicapped accessible parking spaces and their dimensions are set out in section 2513.1 of the current Kentucky Building Code.~~

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~~(5) Any person failing to provide or maintain required handicapped accessible parking space signs shall be fined not less than ten dollars (\$10.00) nor more than one hundred (\$100.00) for each missing or non-maintained sign; however, any person failing to provide the number of handicapped accessible parking spaces required in Section 2513.1 of the current Kentucky Building Code shall be fined as required in KRS 198B.990(1). Appeal of a citation for missing or nonmaintained accessible parking signs shall be taken pursuant to Sections 18-174 and 18-175 of the Revised Code of Ordinances.~~

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~~(6) Parking in an handicap accessible 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:

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MAYOR

ATTEST:

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CLERK OF URBAN COUNTY COUNCIL

Published:

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