

ORDINANCE NO. _____ - 2019

AN ORDINANCE ABOLISHING THE ADDRESS HEARING BOARD; AMENDING SECTIONS 17-3(C) AND 17-4.2 OF THE LEXINGTON-FAYETTE URBAN COUNTY CODE OF ORDINANCES TO ASSIGN THE DUTIES OF THE ADDRESS HEARING BOARD TO THE ADMINISTRATIVE HEARING BOARD ESTABLISHED IN SECTION 12-6 OF THE CODE OF ORDINANCES; AND STRIKING SECTION 17-4.3 OF THE CODE OF ORDINANCES IN ITS ENTIRETY.

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

Section 1 - That the Address Hearing Board, established under Section 17-4.2 of the Lexington-Fayette Urban County Government Code of Ordinances be and hereby is abolished.

Section 2 - That Section 17-3(c) of the Lexington-Fayette Urban County Code of Ordinances be and hereby is amended to read as follows:

Sec. 17-3 - Renumbering.

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(c) Any property owner requesting a change or modification to a property or site address shall be responsible for the payment of all costs incurred as a result of the change or modification. All such requests shall be submitted in writing to the addressing office of the division of enhanced 911, and shall be reviewable and subject to a determination by the address committee, which determination may ~~be~~ appealed to the ~~address~~ board established in Sec. 12-6 of the Lexington-Fayette Urban County Code of Ordinances. ~~as further provided herein.~~

Section 3 - That Section 17-4.2 of the Lexington-Fayette Urban County Code of Ordinances be and hereby is amended to read as follows:

Sec. 17-4.2 Appealing Fines or Penalties ~~Address enforcement administrative hearing board.~~

Any fine or penalty issued under Sections 17-2 through 17-4 of the Lexington-Fayette Urban County Code of Ordinances may be appealed to the administrative hearing board established in Sec. 12-6 of the Code in accordance with the process and procedures established in Chapter 2B of the Code. A hearing board is hereby created pursuant to KRS 65.8801 through 65.8839, to be known and referred to as the address enforcement administrative hearing board or address hearing board, with any administrative appeals to be

~~heard by an assigned hearing officer pursuant to chapter 2B of the Code, to address matters regarding enforcement of ordinances by the department of public safety through its division of enhanced 911, as specified in code sections 17-2 through 17-4. The board shall be composed of three (3) members. Two (2) alternate members may serve on the board in the absence of regular members. The board shall operate under and be subject to the provisions of chapter 2B of the Code.~~

Section 4 - That Section 17-4.3 of the Lexington-Fayette Urban County Government Code of Ordinances be and hereby is stricken in its entirety.

Section 5 - That this Ordinance shall become effective on the date of its passage.

PASSED URBAN COUNTY COUNCIL:

MAYOR

ATTEST:

CLERK OF URBAN COUNTY COUNCIL

PUBLISHED: