

AN ORDINANCE AMENDING SECTION 17-164 OF THE LEXINGTON-FAYETTE URBAN COUNTY CODE OF ORDINANCES TO REQUIRE APPLICANTS TO THE SIDEWALK REPLACEMENT GRANT PROGRAM TO RESIDE UPON THE PROPERTY FOR WHICH THEY SEEK ASSISTANCE, DIRECTING THAT GRANTS BE AWARDED FOR REPLACEMENT PROJECTS COMPLETED WITHIN THE FISCAL YEAR THE GRANTS ARE AWARDED, AND REQUIRING THAT APPLICANTS FOR A 100% GRANT RECEIVE APPROVAL FROM THE DIVISION OF CODE ENFORCEMENT PRIOR TO UNDERTAKING SIDEWALK REPLACEMENT; FURTHER AMENDING SECTION 17-165 OF THE CODE OF ORDINANCES TO DECREASE THE PERCENTAGE OF GRANT FUNDS THAT MUST BE RESERVED FOR QUALIFIED INDIVIDUALS, AND PERMITTING ANY UNUSED, RESERVED GRANT FUNDS TO BE MADE AVAILABLE TO ALL INDIVIDUALS THIRTY (30) DAYS BEFORE THE END OF THE FISCAL YEAR.

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

Section 1 – That Section 17-164 of the Lexington-Fayette Urban County Government Code of Ordinances be and hereby is amended to read as follows:

Sec. 17-164 – Sidewalk replacement grant program.

- (a) The sidewalk replacement grant program is hereby established, subject to annual appropriations by the urban county council, to provide sidewalk replacement grants to owners of owner-occupied residential properties notified pursuant to section 17-148(a). The program will continue each fiscal year as long as appropriated funds remain available.
- (b) Qualified property owners notified pursuant to section 17-148(a) may receive a grant for one hundred (100) percent of the reasonable cost of sidewalk replacement for their owner-occupied residential property as required by section 17-147. In order to be eligible for a 100% grant, an owner must submit a bid from a licensed contractor to and receive the approval of the Division of Code Enforcement prior to the sidewalk replacement.
- (c) Other property owners notified pursuant to section 17-148(a) may receive a grant for up to fifty (50) percent of the reasonable cost of sidewalk replacement for their owner-occupied residential property as required by section 17-147.
- (d) Grants shall only be awarded for sidewalk replacement projects that have been or shall be completed within the fiscal year the grant is awarded. Approval shall be granted based upon the availability of funds and the reasonableness of the submitted bid, as considered in light of prevailing regional market rates per square foot.

Section 2 – That Section 17-165 of the Lexington-Fayette Urban County Code of Ordinances be and hereby is amended to read as follows:

Sec. 17-165 Administration.

1242-19

No less than twenty (20) percent of the funds appropriated for the sidewalk replacement grant program shall be reserved for grants to qualified property owners with the remainder of the appropriated funds available for grants to all residential property owners. In the final thirty (30) days of each fiscal year, any funds reserved pursuant hereto that have not been dispersed and are not expected to be disbursed before the new fiscal year may be made available for grants to all residential property owners. The Departments of Finance and Social Services shall be responsible for administration of the program consistent with all provisions of this article.

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

PASSED URBAN COUNTY COUNCIL: November 21, 2019

Linda Gorton

MAYOR

ATTEST:

Adella

CLERK OF URBAN COUNTY COUNCIL

PUBLISHED: November 27, 2019- 1t