

RESOLUTION NO. _____-2021

A RESOLUTION REQUESTING THAT THE MAYOR NEGOTIATE AN AGREEMENT WITH KENTUCKY UTILITIES COMPANY RELATED TO CLEAR CUTTING OR REMOVING TREES IN CERTAIN AREAS OF LEXINGTON-FAYETTE COUNTY.

WHEREAS, the Lexington-Fayette Urban County Council previously adopted Resolution No. 531-2020, which condemned Kentucky Utilities Company's practice of clear cutting trees, demanded reconsideration of the practice, requested that this practice be proportionate to the actual threat, and requested that the company enter into meaningful, collaborative, and cooperative dialogue with the Lexington-Fayette Urban County Government to discuss these issues; and

WHEREAS, in some instances the company has continued or planned to continue this practice of clear cutting or removing trees from underneath its transmission lines in Lexington-Fayette County, which has resulted in additional concern among impacted residents; and

WHEREAS, the Lexington-Fayette Urban County Government does not currently regulate in a significant manner the trimming, clear cutting or removal of trees other than in public rights-of-way pursuant to Chapter 17C of the Lexington-Fayette Urban County Government Code of Ordinances; and

WHEREAS, as a result of the company's clear cutting and tree removal practices in certain areas of Lexington-Fayette County, the Urban County Council is considering adopting significant regulations related to eliminating or reducing these practices; and

WHEREAS, the Lexington-Fayette Urban County Government would prefer to amicably resolve these issues by entering into an agreement with the company related to these practices.

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

Section 1 - That the above recitals are incorporated herein by reference as if fully stated.

Section 2 – That the Mayor, on behalf of the Lexington-Fayette Urban County Government, be and hereby is requested to negotiate an agreement with the Kentucky

Utilities Company pertaining to regulating the practice of clear cutting or removing trees within certain areas of Lexington-Fayette County, with content substantially similar to the attached agreement, which is incorporated herein by reference.

Section 3 - That this Resolution shall become effective on the date of its passage.

PASSED URBAN COUNTY COUNCIL:

MAYOR

ATTEST:

CLERK OF URBAN COUNTY COUNCIL

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