



# Lexington-Fayette Urban County Government

200 E. Main St  
Lexington, KY 40507

## Legislation Details

<b>File #:</b>	1198-21	<b>Version:</b>	1	<b>Name:</b>	Street Seating
<b>Type:</b>	Ordinance	<b>Status:</b>	Approved		
<b>File created:</b>	11/15/2021	<b>In control:</b>	Urban County Council		
<b>On agenda:</b>	12/7/2021	<b>Final action:</b>	12/7/2021		
<b>Enactment date:</b>	12/7/2021	<b>Enactment #:</b>	O-135-2021		

**Title:** An Ordinance amending Sections 17-29 through 17-29.5 of the Code of Ordinances, related to permits for outdoor cafes, as follows: amending Section 17-29 of the Code to define "on-street parking" and to include the term in the definition of "outdoor cafe"; amending Section 17-29.1 of the Code to create a permit for the use of on-street parking as part of an outdoor cafe and to require any furnishings or objects used by the permittee to be removable from, and cannot damage, on-street parking locations; amending Section 17-29.2 of the Code to require a scaled drawing or plan for all applicants and proof of approval by the Lexington and Fayette County Parking Authority to use on-street parking as part of a business' outdoor cafe, to clarify that the administrator may request review of applications from Divisions it deems necessary, and to amend the fee structure for outdoor cafe permits to include the separate permit for use of on-street parking as part of a business' outdoor cafe; amending Section 17-29.3 of the Code to include, as prohibited conduct, failing to keeping water inlets cleared of debris, trash, and refuse, failing to erect crashworthy barriers if utilizing on-street parking, and failing to pay any fees required by the Lexington and Fayette County Parking Authority; amending Section 17-29.4 of the Code to change reference from the "Lexington-Fayette Urban County Special Events Commission" to the "Urban County Government" in relation to the authorization of community or special events for which the administrator may suspend or modify the terms of existing outdoor cafe permits to accommodate the events, and to require the approved outdoor cafe plan be posted or visibly displayed on the premises; creating Section 17-29.45 of the Code to allow the administrator to promulgate regulations not inconsistent with Sections 17-29 through 17-29.5 of the Code; amending Section 17-29.5 of the Code to include failure to pay fees required by the Lexington and Fayette County Parking Authority for the use of on-street parking, failure to erect crashworthy barriers when using on-street parking as part of a business' outdoor cafe, and failure to abide by the regulations promulgated by the administrator as reasons for denial, revocation, suspension, modification, or conditional approval of an outdoor cafe permit, and to clarify when furnishings and vestiges of businesses may be removed by the Urban County Government upon revocation of a permit; and amending Sections 17-29 through 17-29.5 to include gender neutral references throughout, and to provide the current name for the Dept. of Environmental Quality and Public Works. [Mayor's Office, Peacher]

### Sponsors:

### Indexes:

### Code sections:

**Attachments:** 1. 2021\_Nov Cafe Ordinance Amendment, 2. 2021\_Nov12\_Street Seating Standards, 3. BS\_Memo 11.12.pdf, 4. 00744311.pdf, 5. Ordinance #135-2021

Date	Ver.	Action By	Action	Result
12/7/2021	1	Urban County Council	Approved	Pass
12/2/2021	1	Urban County Council	Received First Reading	
11/30/2021	1	Urban County Council Work Session		