

**CITY OF MANOR CREEK,
KENTUCKY**

CITY CODE

OCTOBER, 2019

CITY OF MANOR CREEK

KENTUCKY ORDINANCE CODE

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100.0 GOVERNMENT ORGANIZATION

110.0 BOUNDARIES

110.1 Incorporation Area

That a City to be known as Manor Creek, Kentucky, be, and the same hereby is established as a municipal corporation of the Sixth (6th) Class now known as Home Rule Class city within the following described boundaries shown on the map filed with the Petition filed herein, to-wit:

BEGINNING at a point in the Southerly line of Manor Creek Section 1, recorded in subdivision and plat Book 22, Page 96 in the Office of the County Clerk of Jefferson County, Kentucky, said point being N. 53° 50' 48" E., 127.0' from the Easterly Right-of-Way line of Goose Creek Road as shown on aforementioned Plat of Manor Creek Section 1, thence leaving aforesaid Southerly line of Manor Creek Section 1, in a Northerly direction N. 36° 09' 12" W., 871.0' to a point, said point being 3' more or less from the Northerly line of aforementioned Manor Creek Section 1, thence in an Easterly direction N. 53° 50' 48" E., 871.0' along a line extending through said Manor Creek Section 1 to a point in Manor Creek Section 2, as recorded in Subdivision and Plat Book 25, Page 29 in the aforementioned County Clerk's Office, said point being 1' more or less from the Northerly line of aforementioned Manor Creek Section 2, thence in a Southerly direction S. 36° 09' 12" E., 871.0' to a point in the Southerly line of aforementioned Manor Creek Section 2, thence in a Westerly direction, along the aforementioned Southerly lines of Manor Creek Sections 1 and 2, S. 53° 50' 48" W., 871.0 to the point of beginning.

Containing 17.416 acres, and being a part of aforementioned Manor Creek Sections 1 and 2.

120.0 LEGISLATIVE BODY

120.1 Meetings

A. The Legislative Body shall hold regular monthly meetings at 7:30 p.m. on the fourth Tuesday of each month at the New Life Church, 3402 Goose Creek Road, Louisville, Kentucky; there being no suitable meeting place within the City.

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B. If the regular meeting date falls on a legal holiday defined by Kentucky Revised Statutes, KRS 2.110, the regular meeting shall be on the succeeding day that is not a legal holiday.

C. Special meetings may be called as provided by law.

120.2 Open Meetings and Records

All meetings of a quorum of the City Legislative Body shall be open to the public and all public records of the City shall be available for inspection by any person in accordance with KRS 61.805 to KRS 61-884.

120.3 Form of Government

Section 1. The City shall be governed under the Commission form of government as provided by KRS Chapter 83A.

Section 2. The City shall be governed by an elective official who shall be called Mayor and be elected legislative body members who shall be called City Commissioners and which together shall be known as the City Commission and by such other officers and employees as may be provided for by statute or City Ordinance.

Section 3. All legislative, executive and administrative authority of the City shall be vested in and exercised by the City Commission. The Commission shall enforce the commission plan, ordinances, and orders of the city and all applicable statutes. The Commission shall maintain liaison with related units of local government respecting interlocal contracting and joint activities. The Commission shall supervise all departments of city government and the conduct of all city officers and employees under its jurisdiction and may require each department to make such reports to it as it finds necessary.

Section 4. The Mayor shall preside at all meetings of the Commission and may vote in all proceedings. All bonds, notes, contracts and written obligations of the City authorized by ordinance or resolution shall be executed by the Mayor on behalf of the City.

Section 5. Regular meetings of the City Commission shall be held at least once a month at such times and places as are fixed by ordinances. Special meetings may be called by the Mayor or a majority of the City Commissioners. In the call, the Mayor or City Commissioner shall designate the purpose, time and place of the special meeting with sufficient notice for the attendance of commission members and for compliance with KRS Chapter 61. At a special meeting no business may be considered other than that set forth in a designation of purpose.

Section 6. The Commission shall by ordinance establish all appointive offices and the duties and responsibilities of those offices and codes, rules and regulations for the public health,

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safety and welfare. The Commission shall by ordinance provide for sufficient revenue to operate city government and shall appropriate such funds in a budget which shall provide for the orderly management of city resources. The Commission shall promulgate procedures to insure orderly administration of the functions of city government in compliance with statute, ordinance or order.

120.4 Creation and Supervision of Departments

1. Ordinance Enforcement and Financial Administration
2. City Engineering/Roads and Grounds
3. Sanitation
4. Security and Safety

120.5 Construction and Application of Ordinance

Section 1. Whenever reference is made to “the City” or “this City” or to “City Commissioner” or “Commission”, or to a city officer, it shall be construed as referring to the City of Manor Creek.

A. The term “ordinance” or “these ordinances” refers to the ordinances of this city.

B. The term “code” or “this code” refers to the compilation of the body of ordinances of this city.

C. All provisions of these ordinances are limited in application to the territorial boundaries of the city.

Section 2. Unless otherwise provided herein, the rules of construction, application and definitions set forth in KRS Chapter 446 and KRS 83A.010 shall apply to these ordinances.

A. The words “this state” or “the state” or the “Commonwealth” shall be construed to mean the Commonwealth of Kentucky.

B. The words “statutes”, “these statutes”, “revised statutes” or “KRS” refers to the Kentucky Revised Statutes.

C. A general term following specific enumeration of terms is not to be limited to the class enumerated unless expressly so limited.

D. A word importing the singular number only may extend and be applied to

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several persons or things as well as to one person or thing, and a word importing the plural number only may extend and be applied to one person or thing as well as to several persons or things.

E. A word importing the masculine gender only may extend and be applied to females as well as males.

Section 3. Severability. It shall be considered that it is the intent of the legislative body, in enacting any ordinance, that if any part of the ordinance be held unconstitutional the remaining parts shall remain in force unless the ordinance provides otherwise, or unless the remaining parts are so essentially and inseparably connected with and dependent upon the unconstitutional part that it is apparent that the legislative body would not have enacted the remaining parts without the unconstitutional part, or unless the remaining parts standing are incomplete and incapable of being executed in accordance with the intent of the legislative body.

120.52 Policy on Enforcement of Ordinances.

Section 1. Enforcement as used herein refers to legal action taken to achieve a remedy in those instances where violation of or non-compliance with an ordinance is not corrected following notice of same, or to impose a penalty where such response is appropriate for the violation or non-compliance. Legal action is required as such forced remedies or penalties must rely on the power of the Courts for execution.

Section 2. As provided for by Kentucky Revised Statute, any aggrieved party may undertake enforcement of the provisions of a municipal ordinance through legal action filed in the Jefferson District Court. In this instance the costs of and time required for such action must be borne by the filing party.

120.6 Alterations in Ordinances Permitted on Publication

120.7 Adoption of Code of Ordinances

Section 1. The code or composite index of ordinances is hereby adopted for the city as a new and original comprehensive ordinance and superseding all other general ordinances of the city adopted before the effective date of this code or composite index of ordinances.

Section 2. Any and all additions, deletions and amendments to this code or composite index of ordinances, when enacted into law, shall be so incorporated therein that any reference to the code or composite index of the city shall be deemed to include such amendments. Any ordinance in this code or composite index of ordinances shall be numbered in accordance with the Kentucky Ordinance Code topical numbering system and may be referred to by said number.

Section 3. A copy of such code or composite index shall be kept on file in the office

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of the City Clerk, maintained in accordance with the guidelines of the Kentucky Department for Local Government or its successor and available as part of the public records of the city.

120.8 Permanent Records

Section 1. The City Clerk is responsible for maintaining and safekeeping the permanent records of the city including ordinances and municipal orders; and shall sign the official records of each meeting.

Section 2. All ordinances adopted by the City shall be numbered in accordance with the Kentucky Ordinance Code Topical Numbering System.

- A. The city budget, appropriations of money and tax levies shall be maintained and indexed by fiscal year.
- B. All ordinances shall be kept in an ordinance book in the order adopted.
- C. The text of each general ordinance shall be kept in a loose leaf binder with tabbed dividers arranged and numbered according to the Kentucky Ordinance Code Topical Numbering System with an alphabetical index.
- D. Each month every ordinance or amendment adopted during the month shall be assigned a KOC number, listed by topic and date of passage and publication and placed in the appropriate place in the binder.
- E. Once a year all additions or amendments shall be incorporated in the text of the code and in the table of contents.
- F. At least once every five (5) years the text of the code shall be examined for consistency with state law, and with other provisions and revised to eliminate redundant, obsolete, inconsistent and invalid provisions.

Section 3. Every action of the legislative body shall be made part of the permanent records of the city and on passage of an ordinance the vote of each member of the city legislative body shall be entered on the official record of the meeting.

130.0 EXECUTIVE OFFICIALS

130.01 Code of Ethics. An ordinance establishing a code of ethical conduct applicable to the officers and employees of the City is **attached hereto** and incorporated into this Code.

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130.1 Mayor

Section 1. The Mayor shall preside at all meetings of the Commission and may vote in all proceedings.

Section 2. Appointment of all non-elected City officers shall require nomination by a Commission member and approved (majority vote) by the City Commission.

130.2. City Clerk

Section 1. There is hereby created a non elective city office to be known as the Office of City Clerk.

Section 2. The City Clerk shall be appointed by the Commission.

Section 3. The City Clerk shall be at least twenty-one (21) years of age and of good moral character.

Section 4. The duties and responsibilities of the City Clerk shall include, but not be limited to the following:

- A. Maintenance and safekeeping of the permanent records of the city;
- B. Performance of all duties and responsibilities required by a city clerk by statute or ordinance.

Section 5. The salary of the City Clerk is to be determined by the Commission.

130.3 City Treasurer

Section 1. The City Treasurer shall receive and safely keep all city funds coming into his hands. He shall pay out city funds for debts of the city.

Section 2. The Treasurer shall make monthly reports to the City Commission showing the state of the finances of the City, and the amounts received and spent during the month.

Section 3. The City Treasurer shall be appointed by the Commission.

Section 4. The salary of the City Treasurer is to be determined by the Commission.

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130.4 Bonds of Clerk and Treasurer

The City Clerk and Treasurer shall each execute bond before entering upon the duties of their respective offices, conditioned for the faithful performance of his duties, including the duties of all offices of which he or she is ex-officio incumbent. The amount and sufficiency of such bond shall be approved by the City Commission. The bond of the Treasurer shall be filed with the City Clerk and bond of the Clerk shall be filed with the Mayor.

130.41 Clerk and Treasurer Combined

Section 1. The City Commission may combine the offices of City Clerk and Treasurer to be known as City Clerk/Treasurer with all of the duties of each office.

Section 2. The salary of the City Clerk/Treasurer shall be specified by the Commission at any time that these offices are combined.

130.42 Oath of City Clerk and of City Treasurer

Before entering upon the duties of his office, the City Clerk and the City Treasurer shall each take the oath prescribed by Kentucky Constitution, Section 228, for city officials.

130.5 City Tax Collector

Section 1. The duties of the City Tax Collector can be performed by the City Clerk or City Treasurer.

Section 2. It shall be the duty of the City Tax Collector to proceed as authorized by law to collect all taxes and special assessments that may be due or become due the city and to keep such records pertaining to such collections as may be required by statutes, ordinance or direction of the City Commission.

Section 3. The City Tax Collector shall make such reports regarding delinquent taxes as are required by statute or by the City Commission. The city Tax Collector shall make a monthly report to the Commission showing all moneys that have received and the source thereof. The Tax Collector may furnish the required report to the City Treasurer for inclusion in the Treasurer's report in lieu of a separate report. All moneys when received shall be deposited with the City Treasurer, or as directed by the City Treasurer.

130.51 City Treasurer and City Tax Collector Offices Combined

Section 1. The City Commission may combine the offices of City Treasurer and City Tax Collector to be known as City Treasurer/Tax Collector with all the duties of each office.

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Section 2. The salary of the City Treasurer/Tax Collector shall be specified by the Commission at any time that these offices are combined.

130.6 City Engineer

130.7 Compensation of Elected Officials

Section 1. The following compensation schedule shall be effective with the election of the new city officials as a result of General Election of November, 2012.

Section 2. The compensation of the Mayor shall be 100.00 per month.

Section 3. The compensation of each City Commissioner shall be \$50.00 per month.

Section 4. The compensation is tendered with the understanding that each individual receiving the compensation will be fully responsible for all of the Federal, State and Jefferson County taxes thereon.

Section 5. The City of Manor Creek shall file Form 1099 reporting this income to the appropriate Government agencies annually, if required by the Internal Revenue Service.

Section 6. In addition to the above compensation schedule, each city official shall be entitled to \$37.50 for any special meeting attended where they represent the City subject to the approval of the Board of Commissioners.

Section 7. Payments shall be made semi-annually in June and December.

140.0 JOINT AGENCIES

140.1 Interlocal Cooperation Agreement

Section 1. The City hereby approves the joint and cooperative program for self-insurance, insurance and the investment of public funds among the City, and the other cities, urban-county governments and public agencies with the Commonwealth of Kentucky which become signatories to the Interlocal Agreement, including the financing of said program through the issuance of revenue bonds under the terms and conditions of the Interlocal Agreement.

Section 2. The Mayor and the City Clerk of the City are hereby authorized and directed to execute acknowledge and deliver, on behalf of the City, the Interlocal Agreement, substantially in the form **attached hereto**.

Section 3. The City hereby approves and ratifies the Articles of Association and By-Laws of the Association.

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Section 4. It is understood by the City that by executing the Interlocal Agreement and thereby becoming a member of the Association, the City shall incur no liability for the payment of any funds and that it shall be necessary for the City to take further action prior to becoming a "participating member" in any of the self-insurance, insurance or investment trusts which may be created by the Association.

Section 5. The effectiveness of the Interlocal Agreement is expressly conditioned upon the final approval of the Interlocal Agreement, substantially in the form **attached hereto**, by the Attorney General of the Commonwealth of Kentucky, as required by KRS 65.260(2), and by any other officer or agency of the Commonwealth, as may be required by KRS 65.300.

140.2 Resolution to Join the Kentucky Municipal League

Section 1. The Trust referred to below is the Kentucky Municipal Risk Management Association General Insurance Trust.

140.3 Interlocal Cooperation Agreement to Establish the Kentucky Municipal Risk Management Association

Section 1. The participation by the City in the Trust and the purchase from or through the Trust of such public liability and property damage insurance coverages as may be deemed advisable by the executive and legislative authorities of the City are hereby approved.

140.4 Pooled Self Insurance and Purchase Program

Section 1. The Mayor of the City is hereby authorized to execute and deliver for and on behalf of the City, in connection with its participation in the Trust, the Trust Participation Agreement, substantially in the form **attached hereto**.

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CHAPTER 200

ADMINISTRATION

- 200.0 Administration

- 210.0 Administrators and Managers

- 220.0 Finance, Revenue, and Accounting
 - 220.1 Adoption of Jefferson County Property Valuation
Administrator Assessment
 - 220.2 Ad Valorem Tax
 - 220.3 Budget Procedures
 - 220.4 Fiscal Year

- 230.0 Personnel
 - 230.1 Code of Ethics

- 240.0 Purchasing, Sales and Contracts
 - 240.1 Contracts

- 250.0 Legal Counsel
 - 250.1 Legal Counsel

- 260.0 Engineering

- 270.0 Indemnification of City Officers and Employees

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200.0 ADMINISTRATION

210.0 ADMINISTRATORS AND MANAGERS

220.0 FINANCE, REVENUE, AND ACCOUNTING

220.1 Adoption of Jefferson County Property Valuation Administrator Assessment

Section 1. The City adopts January 1 as the annual assessment date for all real property and improvements therein subject to ad valorem tax by the City, and elects to use the annual assessment of the Jefferson County Property Valuation Administrator as a basis for all City ad valorem taxes for the fiscal year 2019 and for each year thereafter.

Section 2. The City Clerk or the City Treasurer shall make out or arrange for the preparation of, at the expense of the City, the tax bills using the basis of the annual assessment of the Jefferson County Property Valuation Administrator. Each bill shall show: each lot and assessment thereon, the name(s) of the owner, the amount of the Ad Valorem tax due to the city, and the total amount of the bill (including any back taxes due).

220.2 Ad Valorem Tax

Section 1. The Ad Valorem Tax rate for the year 2019 is hereby fixed at the rate of \$0.29 per \$100.00 of property valued as assessed for such taxation purposes. Said tax shall be due and payable as is hereby stated and established:

Face amount of bill if paid before 4-1-2019.

Face amount of bill plus 10% penalty plus interest at 8% per annum if paid before 4-30-2019.

Face amount of bill plus 20% penalty plus interest at 8% per annum if paid before 5-31-2019.

Section 2. The city clerk or the city treasurer is hereby ordered to prepare, or arrange for the preparation of, at the expense of the city, and mail bills covering said taxes provided for herein on or before March 1, 2019.

Section 3. Upon the delivery of said bills, all ad valorem property tax payments shall be made payable to the City of Manor Creek, Kentucky and forwarded to the City of Manor Creek official Post Office Box address at P. O. Box 22133, Louisville, Kentucky 40252.

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Section 3. The city shall have a lien for all taxes, assessments, and charges provided herein as of January 1, 2019, and the collection of any such delinquent taxes and charges shall be made in the manner prescribed by law.

Section 4. The proceeds of the said Ad Valorem taxes shall be used for the general operating expenses of the said City, including, but not limited to, the purchasing of the city supplies, improvements and maintenance of the streets, garbage collection, street lights and the expenses thereof and other improvements to the city which shall include the payments of expenses for the general functions for the city and for other necessary and proper municipal functions.

220.3 Budget Procedures

Section 1. The following standards shall apply to the form and detail in which the annual budget proposal of the city should be prepared.

Section 2. The annual budget proposal shall detail the raising of revenue from all sources, including grants and transfers, and the spending of money for specified programs, functions, activities or otherwise of the city, including all principal and interest due on debt, for the budget year.

Section 3. The form of the annual budget proposal shall be consistent in form, to the extent practical, with the accounting system of the city.

Section 4. The annual budget proposal shall provide a complete program and financial plan for all funds for the budget year. It shall include:

- A. A budget message as specified in KRS 91A.030(7).

Section 5. Budget Summary. At the head of the annual budget proposal, there shall appear a summary of the budget, which need not be itemized further than by principal sources of anticipated revenue, and proposed expenditures by program, function, activity, or objectives of the city, in such a manner as to present a simple and clear summary of the detailed estimates of the budget components.

220.4 Fiscal Year

The Fiscal Year of the City shall begin on July 1, of each year and end the following June 30.

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230.0 PERSONNEL

230.1 Code of Ethics. An ordinance establishing a code of ethical conduct applicable to the officers and employees of the City. (See 130.01 Section 1)

240.0 PURCHASING, SALES, AND CONTRACTS

240.1 Contracts

Section 1. Every contract of the City shall be authorized or approved by the City Commission and signed by the Mayor.

250.0 LEGAL COUNSEL

250.1 Legal Counsel

Section 1. In lieu of establishing an office of city attorney, the city may retain a licensed attorney as legal counsel, such attorney to be selected by the City Commission.

Section 2. The duties of legal counsel shall be as follows:

A. Legal counsel shall prosecute or defend any and all suits or actions at law or equity to which the city may be a party, or in which it may be interested, or which may be brought against, or by, any officer of the city, on behalf of the city, or in the capacity of such person as an officer of the city.

B. To see to the full enforcement of all judgments or decrees rendered or entered in favor of the city and of all similar interlocutory orders.

C. The attorney shall be legal advisor to the City officials and the City Commission and shall render service on all legal questions affecting the City, whenever requested to do so by any City official. Upon request by the Mayor or City Commission, the attorney shall reduce any such opinion to writing.

D. The attorney shall see to the completion of all special assessment proceedings and condemnation proceedings.

E. The attorney shall draft or supervise the phraseology of any contract, lease or other document or instruments, to which the City may be a party; and upon request of the council, to draft ordinances covering any subjects within the power of the City.

F. The attorney shall perform such other duties as are prescribed by ordinance.

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Section 3. Legal counsel shall receive for his or her services a retainer as fixed by the City Commission, and a fee for all advisory services, the drafting of ordinances, contracts, and other documents, and all services rendered in connection with bond issues, or litigation to which the City or its officers or employees in their official capacity may be parties. For all such services not covered by the retainer, the attorney shall receive such compensation as may be authorized by the City Commission.

Section 4. The City Commission retains the right to obtain legal counsel from other licensed attorneys for matters which are deemed by the Commission to require special expertise or effort beyond that readily available from retained counsel.

260.0 ENGINEERING (See 130.6)

270.0 INDEMNIFICATION OF CITY OFFICERS AND EMPLOYEES

Section 1. The Mayor of the City of Manor Creek shall be reimbursed forty-six cents (\$.46) per mile for use of his/her automobile while on City business.

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CHAPTER 300

PUBLIC SAFETY

300.0 Public Safety

310.0 Fire Department

310.1 Identification of Household for Emergency Purposes

320.0 Police Department

330.0 Civil Defense

340.0 Consumer Protection

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300.0 PUBLIC SAFETY

310.0 FIRE DEPARTMENT

310.1 Identification of Households for Emergency Purposes

Section 1. The City shall construct uniform mail boxes in a uniform manner upon each Lot within the City limits.

Section 2. The City shall pay for all services with reference to the construction and maintenance of all mail boxes.

320.0 POLICE DEPARTMENT

330.0 CIVIL DEFENSE (See 140.1 - Interlocal Cooperation Agreement)

340.0 CONSUMER PROTECTION

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CHAPTER 400

BUSINESS REGULATIONS

400.0 Business Regulations

400.1 Business Regulations (relating to Home Occupations)

400.2 License Fees or Taxes imposed upon Insurance Companies

410.0 Alcohol Beverages

420.0 Food and Food Establishments

430.0 Occupations

440.0 Peddlers and Solicitors

440.1 Commercial Solicitors

450.0 Franchises

450.1 Cable TV

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400.0 BUSINESS REGULATIONS

400.1 Business Regulations

Section 1. It shall be unlawful to conduct any business or trade of any kind, including the practice of law, dentistry, medicine, or like endeavor, or any retail trade within the City with the only exception being defined as a home occupation as defined in Section 2 of this Code Section.

Section 2. “Home Occupation” is hereby defined as an occupation carried on by a resident of a dwelling as a secondary use within the same dwelling in connection with which there is no person employed other than a family member residing at the home and no mechanical equipment is used except such as is permissible for purely domestic purposes.

400.2 License Fees imposed upon Insurance Companies

Section 1. There is hereby imposed on each insurance company a license fee or tax for the privilege of engaging in the business of insurance within the corporate limits of the City for the calendar year 2019, and thereafter on a calendar year basis.

Section 2. The license fee or tax imposed upon each insurance company which issues life insurance policies on the lives of persons residing within the corporate limits of the City shall be five percent (5%) or the same percentage set by Louisville Metro Council, whichever is greater, of the first year’s premiums actually collected with each calendar quarter by reason of the issuance of such policies.

Section 3. The license fee or tax imposed upon each insurance company which issues any insurance policy which is not a life insurance policy shall be five percent (5%) or the same percentage set by Louisville Metro Council, whichever is greater, of the premiums actually collected within each calendar quarter by reason of the issuance of such policies on risks located within the corporate limits of the City on those classes of business which such company is authorized to transact, less all premiums returned to policy holders; however, any license fee or tax imposed upon premium receipts shall not include premiums received for insuring employers against liability for person injuries to their employees, or death caused thereby, under the provisions of the Workers Compensation Act.

Section 4. All license fees or taxes imposed by this ordinance shall be due no later than thirty (30) days after the end of each calendar quarter. License fees or taxes which are not paid on or before the due date shall bear interest at the tax interest rate as defined in KRS 131.010(6).

Section 5. Every insurance company subject to the license fees or taxes imposed by

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Section 400.2 of the City Code shall annually, by March 31, furnish the City with a written breakdown of all collections in the preceding calendar year for the following categories of insurance: (a) casualty; (b) automobile; (c) inland marine; (d) fire and allied perils; (e) life; (f) health; (g) mortgage; and; and (i) title.

Section 6. The City Clerk is hereby directed to transmit a copy of Section 400.2 of the City Code, and any amendments thereto, to the Commissioner of Insurance of the Commonwealth of Kentucky.

410.0 ALCOHOL BEVERAGES

420.0 FOOD AND ESTABLISHMENTS

430.0 OCCUPATIONS

440.0 PEDDLERS AND SOLICITORS

440.1 Commercial Solicitors

Section 1. The purpose of this Ordinance is to control Commercial Solicitors within the incorporated boundaries of the City.

Section 2. As used in this Ordinance, the following terms shall apply to and mean solicitors: any person, persons, partnership, corporation, agent, firm, or legal entity.

Section 3. It shall be unlawful for solicitors to peddle, sell, or offer for sale, either on foot, door-to-door, or by means of a machine or vehicle, any merchandise or service for commercial profit whatsoever.

450.0 FRANCHISES

450.1 Cable Television

Section 1. A Franchise Ordinance approving the renewal and Amendment of the Franchise Agreement for Community Antenna Television (CATV) Services of TCI TKR of Jefferson County, Inc. d/b/a TKR Cable of Greater Louisville, and including provisions for insurance, reports and records, consumer practices, construction-related practices, franchise fees, and operation procedures, and health, safety, and welfare measures, is **attached hereto** and incorporated into this City Code.

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CHAPTER 500

TRAFFIC REGULATIONS

510.0 Administration

520.0 Operation of Vehicles

520.1 Speed Limits

530.0 Signs, Signals and Markers

530.1 Signs and Signals

540.0 Parking, Stopping and Meters

540.1 Parking Regulations

550.0 Pedestrians

560.0 Equipment of Vehicles

570.0 Penalties

570.1 Fines for Speeding

570.2 Penalties

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500.0 TRAFFIC REGULATIONS

510.0 ADMINISTRATIONS

520.0 OPERATION OF VEHICLES

520.1 Speed Limits

Section 1. It is hereby determined that the speed permitted by state law is greater than is safe or reasonable under conditions on certain streets and certain areas within the incorporated limits of the City and therefore, it shall be unlawful for any person to operate a vehicle, except an official vehicle during an emergency, at a speed in excess of the speeds established when signs are in place giving notice of such speed.

Section 2. The maximum speed on all streets or portions thereof, designated as residential by the legislative body, shall be twenty-five (25) miles per hour.

Section 3. The penalty for violation of 520.1 Speed Limits shall be the same penalty established by law for all unincorporated areas of the Commonwealth of Kentucky

530.0 SIGNS, SIGNALS, AND MARKERS

530.1 Signs and Signals

Section 1. Stop signs for the control of all motor vehicles shall be erected and maintained with the City limits of Manor Creek, Kentucky, at the below-listed locations. The driver of any vehicle shall obey the instructions of any official traffic control device unless otherwise directed by a police officer.

1. Stop sign on Eton Road at intersection with Goose Creek Road.
2. Three-way Stop sign at intersection of Ascot Road and Eton Road.
3. Stop sign on Hastings Circle at intersection with Eton Road.
4. Three-way Stop sign at Eton Road and Rems Road.
5. Three-way Stop sign at Rems Road and Rems Court.
6. Stop sign on Cranborne Court at intersection with Rems Road.

Section 2. The penalty for violation of Section 530.1 Signs and Signals shall be the same penalty established by law for all unincorporated areas of the Commonwealth of Kentucky

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540.0 PARKING, STOPPING, AND METERS

540.1 Parking Regulations (Also, see 1020.0 General Offenses)

Section 1. Except when necessary to avoid conflict with other traffic, or in compliance with the law or the directions of a police officer or official traffic-control device, or in the performance of enforcement of law by police officers, neither the guest of any resident nor the resident:

A. Park a vehicle, whether occupied or not, except temporarily for the purpose of and while actually engaged in loading or unloading property or passengers upon any roadway or any unpaved portion of the lot located within the corporate limits of the City of Manor Creek.

Section 2. Whenever any police officer finds a vehicle in violation of any of the provisions of Section 1, such officer is hereby authorized to move such vehicle at the expense of the person in charge of the vehicle, or require the driver or other person in charge of the vehicle to move the same, to a position off the roadway.

550.0 PEDESTRIANS

560.0 EQUIPMENT OF VEHICLES

570.0 PENALTIES

570.1 Fines for Speeding

570.2 Penalties

Section 1. Any resident who violates 540.0 Parking Regulations, Section 1A, in person or by the acquiescence of his or her guest shall be fined not less than fifty dollars (\$50.00) per occurrence and each occurrence shall constitute a separate offense.

Section 2. The City of Manor Creek shall have a lien against the said property for the reasonable value of labor, materials, and storage used in remedying a violation 540.0 Parking Regulations, Section 1A. The Affidavit of the Mayor shall constitute prima facie evidence of the amount of the lien and the regularity of the proceedings pursuant to the penalty of 540.0 Parking Regulations, Section 1A, and shall be recorded in the office of the County Clerk. The said lien shall be noticed to all persons from the time of its recording and shall bear interest at twelve percent (12%) per annum thereafter until paid.

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CHAPTER 600

PUBLIC WORKS

610.0 Municipal Utilities

620.0 Public Ways and Places

630.0 Harbors and Streams

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CHAPTER 700

PARKS AND RECREATION

710.0 Parks and Playgrounds (See 1020.0 General Offenses)

720.0 Swimming Pools (See 930.0 Subdivision Regulations)

730.0 Recreation Centers and Other Facilities

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CHAPTER 800

HEALTH AND SANITATION

- 800.0 Health and Sanitation (See 1020.0 General Offenses)
- 810.0 Health Department
- 820.0 General Regulations (See 1020. 0 General Offenses)
- 830.0 Solid Waste
- 840.0 Animals and Fowl (See 1020.0 General Offenses)
- 850.0 Hospitals and Clinics
- 860.0 Penalties (See 1030.0 Penalties)

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CHAPTER 900

COMMUNITY DEVELOPMENT

900.0 Community Development

910.0 Planning

920.0 Zoning

930.0 Subdivision Regulations

930.1 Objectionable Vehicles

930.2 Objectionable Structures

930.3 Objectionable Swimming Pools

930.4 Other Subdivision Regulations

940.0 Public Housing

950.0 Development Standards

950.1 Building Permits, Inspection, Deposits and Building
Regulations

950.2 Control of Radio Wave Transmitting and Receiving
Antennas

950.3 Adoption of Kentucky Building Code

960.0 Penalties

Manor Creek City Code

900.0 COMMUNITY DEVELOPMENT

910.0 PLANNING

920.0 ZONING

930.0 SUBDIVISION REGULATIONS (See 1020.0 General Offenses)

930.1 Objectionable Vehicles (Also see 1020.0 General Offenses)

A. It shall be unlawful for the owner, occupant, or person having control or management of any land within the corporate limits of the City of Manor Creek, Kentucky, to permit an automotive vehicle on said land to be outside an enclosed garage unless the automotive vehicle is currently licensed by one of the fifty (50) states, or a protectorate, or a territory of the United States of America.

930.2 Objectionable Structures (See 1020.0 General Offenses)

930.3 Objectionable Swimming Pools

A. It shall be unlawful for the owner, occupant, or person having control or management of any land within the corporation limits of the City of Manor Creek, Kentucky, to permit a swimming pool to be placed upon the land unless all water level is maintained below ground.

930.4 Other Subdivision Regulations (See 1020.0 General Offenses)

940.0 PUBLIC HOUSING

950.0 DEVELOPMENT STANDARDS (See 1020.0 General Offenses)

950.1 Building Permits, Inspections, Deposits, and Building Regulations (See 1020.0 General Offenses)

950.2 Adoption of Kentucky Building Code

950.3 House Numbers Required

960.0 PENALTIES

Section 1. Any person who violates 930.1 Objectionable Vehicles, Section (A) and/or 930.3 Objectionable Swimming Pools, Section (A) shall be fined not less than fifty dollars (\$50.00) per day and each day shall constitute a separate offense.

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Section 2. Whenever a violation of 930.1 Objectionable Vehicles, Section (A) and/or 930.3 Objectionable Swimming Pools, Section A occurs, the City Commission of Manor Creek may give five (5) days' written notice to remedy such situation. The said notice shall be mailed to the last known address of the owner of the said property, as it appears on the current tax assessment roll. Upon the failure of the owner of the said property to comply, the City Commission is authorized to contract with third parties and send them upon the said property to remedy such situation.

Section 3. The City of Manor Creek shall have a lien against the said property for the reasonable value of labor, materials, and storage used in remedying a violation of 930.1 Objectionable Vehicles, Section (A) and/or 930.3 Objectionable Swimming Pools, Section A. The affidavit of the Mayor shall constitute prima facie evidence of the amount of the lien and the regularity of the proceedings pursuant to this ordinance, and shall be recorded in the office of the County Clerk. The said lien shall be noticed to all persons from the time of its recording and shall bear interest at twelve percent (12%) per annum thereafter until paid.

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CHAPTER 1000

PUBLIC OFFENSES AND VIOLATIONS

1010.0 Nuisances (see General Offenses)

1020.0 General Offenses

1020.1 Lawns

1030.0 Penalties

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1000.0 PUBLIC OFFENSES AND VIOLATIONS

1010.0 NUISANCES (See 1020.0 General Offenses)

1020.0 GENERAL OFFENSES

Section 1. It shall be unlawful for the owner, occupant, or person having control or management of any land within the corporate limits of the City of Manor Creek, Kentucky, to permit:

A. A noxious or offensive activity upon any lot which may be an annoyance or nuisance to the neighborhood.

B. A health hazard or source of filth to develop thereon through the conduct of any noxious or offensive activity.

C. The accumulation of rubbish, dead bushes, and/or trees.

D. The excessive growth thereon of weeds or grass.

E. Any lot to be used for any purpose other than residential.

F. A building to be erected, altered, placed, or permitted to remain on any lot other than one detached single-family dwelling not to exceed two and one-half stories in height and a private garage.

G. A building to be erected, placed, or altered on any lot until the construction plans, and a plan showing the location of the structure, the type of exterior material, and the driveway, culvert or apron, without the approval before construction is begun by the City Commission of Manor Creek, Kentucky.

H. Lawn grades and house elevation and location of house and garage without the approval as in paragraph "g" above.

I. Driveways to be paved no less than a minimum of eight (8) feet with asphalt or concrete.

J. Fences without approval as in paragraph "g" above.

K. A trailer, basement, tent, shack, garage, or other outbuilding to be erected on any lot as a residence temporarily or permanently.

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L. A structure to be moved onto any lot unless it conforms to the restrictions herein.

M. Playground equipment to be located anywhere on a lot except directly behind the back of the house not beyond the side boundaries of said house.

N. Chickens, ducks, geese, or other fowl and no swine, cattle, goats, horses, or other like animals to be kept on any lot.

O. No more than one (1) sign on any unimproved lot and no sign shall be larger than two (2) feet by two (2) feet.

P. The drainage of the lot to be altered from the general drainage plans contained in the Plat and Subdivision Book for said lot.

Q. An antennae (except for standard small television antennae) or microwave and other receivers and transmitters (including those currently called "satellite dishes") to be erected or placed on any lot.

R. A vehicle with a truck license in excess of 6,000 pounds, trailer, motorcycle, commercial vehicle, camper trailer, camping vehicle, or boat to be parked or kept on any lot at any time (unless housed in a garage, basement, or not visible from the street).

S. An inoperable automobile to be parked or kept on any lot.

T. A residence to deteriorate beyond the same or comparable condition at the time of its initial construction.

U. All or any portion of a residence damaged or destroyed by fire, or other casualty, not to be repaired and/or reconstructed within 150 days from the date of damage in a manner that would substantially restore to a comparable condition at the time of its initial construction or destruction, if modified, from the initial construction.

1020.1 Lawns

Section 1. It shall be unlawful for the owner of any yard or lot to permit grass or weeds to grow in excess of eight (8) inches. When the grass and/or weeds exceed that height, the City Clerk will send a written notice to mow said yard or lot to a height not exceeding five (5) inches, said owner to comply within five (5) days of the date of the notice.

1030.0 PENALTIES

Section 1. Any person who violates 1020.0 General Offenses, Section (A to U) shall

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be fined not less than fifty dollars (\$50.00) per day and each day shall constitute a separate offense.

Section 2. Whenever a violation of 1020.0 General Offenses, Section (A – U) occurs, the City Commission of Manor Creek may give five (5) days written notice to remedy such situation. The said notice shall be mailed to the last known address of the owner of the property, as it appears on the current tax assessment roll. Upon the failure of the owner of the said property to comply, the City Commission is authorized to contract with third parties and send them upon the said property to remedy such situation.

Section 3. The City of Manor Creek shall have a lien against the said property for the reasonable value of labor, materials, and storage used in remedying a violation of 1020.0 General Offenses, Section (A – U). The Affidavit of the Mayor shall constitute prima facie evidence of the amount of the lien and the regularity of the proceedings pursuant to this ordinance, and shall be recorded in the office of the County Clerk. The said lien shall be noticed to all persons from the time of its recording and shall bear interest at twelve percent (12%) per annum thereafter until paid.

Section 4. The City of Manor Creek upon violation of 1020.1 Lawns, Section 1 upon the expiration of five (5) days from the date of a notice of violation and the owners failure to mow said yard or lot, a fine of twenty-five dollars (\$25.00) per day will be imposed and the City of Manor Creek shall be automatically authorized to mow said yard or lot, the cost of mowing to be added to the fine. The fine and cost for mowing shall automatically become a lien upon said lot.