

**CITY OF LANGDON PLACE
ORDINANCE NO. 1
SERIES, 2019**

(Ordinance No.4, Series 2007 enacted on July 24, 2007 and relating to prohibited parking of trailers, trucks, recreational vehicles and boats is hereby repealed in its entirety)

AN ORDINANCE, establishing parking restrictions on certain types of vehicles including but not limited to; trucks, heavy equipment and/or vehicle, boats, trailers, recreational vehicles and tractor trucks, within the City of Langdon Place.

WHEREAS, the City, by and through its elected Officers, are desirous of passing this Ordinance for the general interest and well-being of its residents.

NOW THEREFORE, be it ordained by the Commission of the City of Langdon Place, Kentucky;

Definition: Enclosed Structure: A structure with a solid roof and exterior walls. The exterior walls, excluding windows, must provide a visual and line of sight screen from all perspectives of the items contained within the enclosed structure. The walls must be of a solid material and permanently connected to the overhead structure. Wood, concrete, aluminum, glass and other materials are permissible. Screening, fencing materials, shade cloth, plastic sheeting or canvas are not permissible.

(1) That it shall be unlawful for any person to park, store or otherwise maintain a boat, truck larger than a pick-up truck with a two wheel rear axle a.k.a "dualie", truck trailer, trailer, house trailer, disabled vehicle, recreational vehicle and/or motor home, any type of heavy equipment and /or heavy equipment vehicle including but not limited to; backhoe loaders and/or excavators on any property within the City, unless it is enclosed within a garage or a "enclosed structure" (as defined above) and is not occupied as a dwelling or sleeping place. An additional exception exists for construction equipment and/or construction vehicles being utilized for specific construction projects on property within the City-- for the period of the project.

(2) Notwithstanding the provisions of Section (1) above, a resident (or legal occupier of property) of Langdon Place may on a temporary/ limited basis park his/her boat, truck, truck trailer, house trailer, recreational vehicle and/or motor home in the driveway of his/her dwelling for a period not to exceed seventy-two (72) hours for the purpose of loading, unloading, cleaning, repairing and/or servicing. It is the Commission's purpose and intent to provide this exception for very infrequent and limited situations. For example, in the spring, if a resident wants to bring his/her boat to the residence and prepare it for the summertime, they are allotted 72 hours to do so. This exception is not meant to allow any of the prohibited vehicles or trailers to remain at a residence for a period longer than seventy-two 72 hours or for a purpose other than the purposes stated in this paragraph and the exceptions set out in paragraphs #1 and #3.

(3) A recreational vehicle, house trailer and/or motor home owned by a person who is not a resident of the City and is a guest of a resident (or legal occupier of property) in Langdon Place, may park said vehicle in the driveway of the residence in which the vehicle/trailer owner is a guest for a period not to exceed seventy-two (72) hours. . The same intent of the Commission expressed above in paragraph #2 extends to this exception.

(4) For purposes of paragraph #2 and #3, the time period of seventy-two (72) hours need not be continuous. The intent of this paragraph is to prevent someone from moving their prohibited vehicle or trailer every 72 hours to thwart the intent of the exceptions and this ordinance.

(5) PENALTY --The penalty for violating the ordinance above is a two hundred and fifty (\$250.00) dollar fine for each separate offense. Each day that the violator remains in violation shall constitute a separate offense. In addition to the fine above, the City shall have the authority and the option to tow an offending vehicle and/or trailer parked in the public ways of the City of Langdon Place as set out in paragraph (6).

(6) TOWING

A. Any vehicle illegally parked on the public ways of the City in violation of this Ordinance may be removed at the direction of the City Commission (or its authorized enforcement officer) to a tow lot designated by the city. The vehicle may be reclaimed by the owner at the owner's expense including all towing and storage charges and payment of all fines imposed by the city. The City Commission (or its authorized enforcement officer) shall release a vehicle to its legal owner without fine if it has been determined that the vehicle was stolen.

B. Any vehicle remaining in the possession of the contracted tow lot to which it has been delivered and with which it has remained for a period of 60 days without being reclaimed by the rightful owner thereof, and without the payment of the towing and storage charges thereon, may after authorization of the City Commission (or its authorized enforcement officer), be sold to pay the towing and storage. The advertisement of the proposed sale shall be published as set forth in KRS 424.130. The last advertisement shall be made at least seven days before sale is held. Notice of sale shall be sent by registered mail to the owner of the motor vehicle, and to any other person known to have any interest therein, addressed to the person at their last known address at least ten days before the sale is held.

C. The owner of any motor vehicle may sign a waiver of notice of sale and waiting period and permit the tow lot to sell the motor vehicle whenever he or she deems it proper and necessary.

D. No vehicle shall be released by the tow lot except on written order from the City Commission (or its authorized enforcement officer).

FURTHER, this Ordinance shall take effect upon approval, passage and publication as required by law.

FIRST READING THE 27th day of November 2018

SECOND READING THE 22nd day of January 2019

PASSED AND APPROVED THE 22nd day of January 2019

/S/ Signature Affixed

Mayor, Mike Frank

ATTEST: /S/ Signature Affixed

City Clerk, Theresa O'Bryan

Those Voting AYE:

Mike Frank, Mayor
Scott Scinta, Commissioner
Charlie O'Bryan, Commissioner
Ken Bauer, Commissioner

Those Voting NAY:

Aaron Hardy, not present