

CITY OF GLENVIEW, KENTUCKY
ORDINANCE NO. 3, SERIES 2015

AN ORDINANCE AMENDING AN EXISTING ORDINANCE REGULATING
ON-STREET PARKING AS WELL AS ESTABLISHING USE OF RIGHT-OF-WAYS

Whereas, the City of Glenview has previously passed Ordinance 3, Series 2001 regulating on-street parking, and

Whereas, the City of Glenview has control over right-of-ways which are larger than the paved lanes, streets and roadways owned and maintained by the City of Glenview, and

Whereas, the City recognizes that many of the paved surfaces of its lanes, streets and roadways are inadequate to allow two-way flow of traffic, and

Whereas, the City desires to continue to maintain the safe movement of traffic and emergency vehicles, and

Whereas, the City desires to maintain the scenic beauty of Glenview.

NOW THEREFORE, Be it ordained by the City of Glenview to amend and expand Ordinance 3, Series 2001:

- Section 1. That parking on lanes, streets, roadways and in right-of-ways owned and/or maintained by the City of Glenview is prohibited, except for short duration, pickups, drop-offs or deliveries, construction/maintenance activity and occasional social functions for the convenience of guests. Parking, even for short durations, shall never completely obstruct the flow of traffic. There shall be no over-night parking. Violators may be towed away at the owner's or property owner's expense.
- Section 2. That regular parking of vehicles at residences must conform with established Jefferson County residential zone regulations.
- Section 3. That parking shall include vehicles, equipment, dumpsters, or any other item.
- Section 4. That, on the night prior to the scheduled collection by the City's contractor, trash and recycling containers and properly bundled yard waste may be placed in the right-of-way provided that the containers are placed off of the paved surfaces of the lanes, streets and roadways.

- Section 5. That the City may consider permitting the construction of vehicle pull-offs within the right-of-way. Applications for construction of a vehicle pull-off shall be submitted to the City's Clerk Administrator. Such applications shall include the address of the planned vehicle pull-off, photographs of the area of the planned vehicle pull-off, a non-refundable \$200 application fee and a detailed diagram as to the location, size and materials to be used in the construction of the vehicle pull-off. The vehicle pull-off shall not create any obstruction to drainage and must be constructed of materials that will blend with the appearance of the property and lane, street or roadway. Vehicle pull-offs constructed of gravel or other pervious material that will not restrict weed growth are specifically prohibited. The vehicle pull-off shall include smooth entry and exit "flares" avoiding an abrupt transition from the roadway. The maximum length of the vehicle pull-off including the entry and exit flares shall be 50 feet, no wider than 10 feet and shall be no closer to a corner, fire hydrant or stop sign than 30 feet. The vehicle pull-off shall not extend into the side setbacks. Construction of a vehicle pull-off may not begin until a permit is granted by the city and such approval is not guaranteed. The City may refer analysis, review and recommendation to an outside consultant. Parking on the vehicle pull-off is subject to the same restrictions as for lanes, streets and roadways as noted in Sections 1, 2 and 3 of this Ordinance. All maintenance of the vehicle pull-off is the responsibility of the property owner. All adjacent property owners shall be notified 2 weeks prior to the meeting at which the City will consider plans for the vehicle pull-off. Construction of the vehicle pull-off must commence within one calendar year following the date of issue of a permit. After that time, reapplication shall be required.
- Section 6. That by submitting an application for construction of a vehicle pull-off, the applicant agrees to 1) indemnify and hold harmless the City, its employees, consultants and officers for any and all claims that may arise from the construction, use or misuse, or existence of the vehicle pull-off. 2) make all reasonable efforts to protect and shall be responsible for any and all damage to the Right of Way and roadway. Further, the applicant shall require his contractor to maintain Worker's Compensation Insurance and shall provide a current certificate for such insurance to the City prior to the initiation of construction of the vehicle pull-off.
- Section 7. With the exception of repaving the vehicle pull-off, any alteration to an existing vehicle pull-off shall require

reapplication to and permitting from the city subject to the requirements and conditions set forth in Sections 5 and 6 of this Ordinance.

Section 8. That, with the sole exception of mailboxes, newspaper boxes, and vehicle pull-offs constructed within the guidelines of Section 5, nothing may be placed, planted or constructed inside the right-of-way within 4 feet of the paved road surface. Any trees, plants, fences and gates that exist within this 4 foot zone 60 or more days prior to the effective date of this Ordinance may remain in place. All other items must be moved or removed to comply with this Ordinance.

Section 9. That, should for any reason the paved lane, street or roadway be widened, it is the responsibility of the property owner to move any obstruction that would then become in violation of Section 8 of this Ordinance. Should a previously permitted vehicle pull-off be affected by such widening, any alteration to that pad will require reapplication according to Section 5.

Section 10. That any person, corporation, firm or property owner violating any section of this Ordinance shall receive one written warning to include a copy of this Ordinance. For a second violation of that or any other section of this Ordinance that person, corporation, firm or property owner shall be fined twenty-five dollars (\$25). Any and all subsequent violations of this Ordinance will result in a fine of one hundred dollars (\$100). Each day during which such violations continue shall be deemed a separate offence. If the fine is not paid within 60 days, the City shall obtain a lien filed with the Jefferson County Clerk against the property found in violation, the lien to include the fine(s), towing and other expenses, legal costs and filing cost of the lien.

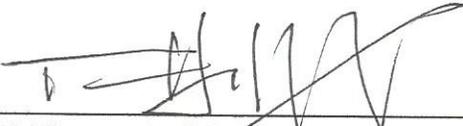
Section 11. This Ordinance shall take effect upon passage and publication.

COMMISSION MEMBERS	YES	NO	ABSTAIN
Donald Bennett	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
John Warmack	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Deborah Reiss	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Nanette Tafel	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Tom Halbleib, Mayor	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>

FIRST READING: July 15, 2015

SECOND READING: August 19, 2015

PASSED AND APPROVED this 19 day of Aug, 2015.



W. Thomas Halbleib, Jr., Mayor
City of Glenview, Kentucky

Publication: Sept 18, 2015

Attest: Kacy DeVore

Kacy DeVore, City Clerk Administrator