

**CITY OF AUDUBON PARK, KENTUCKY
ORDINANCE NUMBER 0006, SERIES 2013**

**AN ORDINANCE PROVIDING FOR THE REGULATION OF EASEMENTS WITHIN
THE CITY OF AUDUBON PARK**

WHEREAS, it is the essential purpose of this City to act as a safe, secure and comfortable environment for its citizens; as a healthy and renewable urban forest and bird sanctuary; and as a haven for outdoor activities in its private and public spaces, including walking, jogging, gardening, bird watching, and the like; and

WHEREAS, this character is recognized and enshrined in the National Register of Historic Places by its designation of Audubon Park as a national historic district; and

WHEREAS, it is the duty of the City Council of the City of Audubon Park, Kentucky to enact laws to protect and defend the character and integrity of the City from any threat of intrusion and degradation;

NOW THEREFORE be it ordained by the City of Audubon Park that

(1) Chapter 10 is added to Title XI of the Code of Ordinances as follows:

CHAPTER 10: EASEMENTS

SECTION 11-10.01. General Provision. It shall be unlawful to offer, solicit or accept any easement or other legal encumbrance that would compromise the character of the City by sanctioning emissions of noise or other pollutants, or the risk of injury or property damage, or any other nuisance or intrusion defined elsewhere in this Code of Ordinances, beyond the minimum required for the provision of essential public utilities to its residences.


SECTION 11-10.02. Permit. No individual, organization or agency may seek any easement within the corporate boundaries of the City without first obtaining a permit from the Mayor or designee. No easement executed in the absence of such permit shall be considered as having legal effect.

(2) The existing text of Chapter 99 of Title XI of the Code of Ordinances is numbered Section 11-99.01, and Section 11-99.02 is added as follows:

SECTION 11-99.02. Violation of Chapter 10 of this Title; Penalty. Notwithstanding the preceding penalties for other violations of this Title, any person, organization or agency violating the provisions of Chapter 10 of this Title shall be subject to fines not to exceed \$1,000 for each offense. Each instance, and each day's continued violation, shall constitute a separate offense.

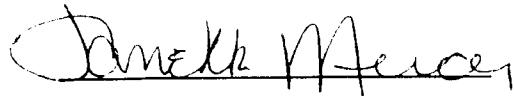
(3) This Ordinance shall become effective from and after its passage, signing and publication as required by law.

This Ordinance was passed and adopted at a meeting of the City Council of the City of Audubon Park, Kentucky, held on the 16th day of December, 2013, having first been read at a meeting held on the 18th day of November, 2013.



DORN CRAWFORD, MAYOR

ATTEST:



JANETTE MERCER, CITY CLERK