

City of Drakesboro
County of Muhlenberg
State of Kentucky

Ordinance #08-01-04

**An Ordinance Relating to the Maintenance of Lots and Acreage
Within the City of Drakesboro, Kentucky, Residential and Commercial.**

WHEREAS, the people of the City of Drakesboro, Kentucky have been complaining of harmful accumulation of abandoned or junk vehicles or equipment, household appliances and litter on streets and acreage bordering residences in the city and lots including business lots within the City of Drakesboro, Kentucky, and including trailers which have been abandoned and are fire hazards or health hazards or both; and

WHEREAS, such distracts from the natural beauty of the city and the accumulation of such constitutes a health hazard as well as a fire hazard to the other residents of the City in addition to creating an unsightly situation within the City; and

WHEREAS, the presence of such materials on such acreage or lots, commercial or residential in the City constitutes a public nuisance; and

WHEREAS, it is necessary to enact this ordinance to protect and preserve the safety, welfare, and convenience of the inhabitants of the City of Drakesboro, Kentucky;

NOW, THEREFORE, BE IT ORDAINED BY THE CITY OF DRAKESBORO, MUHLENBERG COUNTY, KENTUCKY, to wit:

Section 1. It shall be unlawful to maintain any lot of acreage, residential or commercial in the City of Drakesboro on which there is allowed to accumulate abandoned or junked vehicles, abandoned, burned out or junked mobile homes, houses, or wood or metal storage buildings, household appliances, litter or other debris which is of a similar nature which when allowed to accumulate would constitute a health hazard or a fire hazard and thereby be a public nuisance, such being hereby declared to be a nuisance and dangerous to the health and welfare of the people of the City of Drakesboro, Muhlenberg County, Kentucky.

Section 2. If any person (person being defined as an individual or corporation or partnership or other legal entity) shall permit or suffer on the premises owned and/ or occupied by them any of the above described conditions will be subject to fines and/ or penalties provided for herein.

Section 3. Any person, as defined hereinbefore, violating or assisting in the violation of any part of the preceding sections, shall upon conviction be fined no less than \$50.00 for

each such offense and each days continuance of the condition after notice of the violation shall constitute a separate offense.

Section 4. In the event of a violation of Sections 1 and 2 hereinabove and it is not possible to have a prosecuting witness obtain a warrant against the violator, the owner, occupant, agent, tenant, or other person who shall be in possession of the property may be notified to remove the cause of the violation at his expense within a time specified in the notice. Such notice shall be served by a city administrator or mayor by delivering a copy thereof to such person or by mailing a copy thereof by certified mail to him at the address for the property owner maintained by the Property Valuation Administration Office of Muhlenberg County. If there is no person on the premises who can be served then the City Administrator of Mayor or designated authorized person shall post their written or printed notice upon the property of premises, setting forth that unless the nuisance is removed or abated within a time specified in the notice (not less than 10 days) that the same will abated at the expense of the owner, occupant, agent, tenant, or other person who shall be in possession of the property or the owner of the property or both.

If the person to whom the notice is given or notice of which is given shall fail to comply with the requirements of any notice provided for in this ordinance, the City of Drakesboro may proceed to have the nuisance, source of filth, or the condition described in the written notice removed or abated from the lot or premises and the cost thereof shall be the personal debt and liability of the owner or owners, occupant, tenant, agent and shall constitute a lien against the real property upon which such cost was incurred and same shall be enforceable in a court at law.

The City Clerk of the City shall keep an accurate record of the cost, including labor and materials, for the work done and shall file a certified statement of such cost, together with a statement of compliance with the notice provisions of Section 4 of this section with the Mayor's office of the City of Drakesboro. The Clerk shall also cause a bill to be mailed to the person who the notice was given at the address for said person maintained by the Property Valuation Administration Office of Muhlenberg County or current property tax roll. If after thirty days after the date of the billing the bill remains unpaid, the City Clerk shall cause to be filed in the County Clerk's office, a statement of costs of labor and materials incurred by the City and the amount shall constitute a good, lawful and valued lien against said property and same shall constitute notice to all persons from the time of its recording. It shall further bear interest at the rate of twelve percent per annum until paid.

Section 5. Should any part of this ordinance be held invalid by a court of competent jurisdiction, the remaining parts thereof shall be separable and shall continue to be in full force and effect.

Section 6. This ordinance shall become effective immediately upon passage and publication.

Section 7. This ordinance was introduced and publicly read on the first occasion on the ~~16~~ day of August 2004.

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Section 8. This ordinance was publicly read and adopted on the second occasion on the 28 day of August 2004, and ordered published.

City Clerk for the City of Drakesboro
Muhlenberg County, Kentucky

By: Jesse C. Bibson
Mayor

ATTEST:

Paul S. Meddy
City Clerk

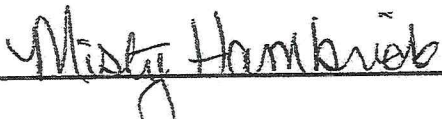
City of Drakesboro
County of Muhlenberg
State of Kentucky

Amendment to Ordinance 08-01-04

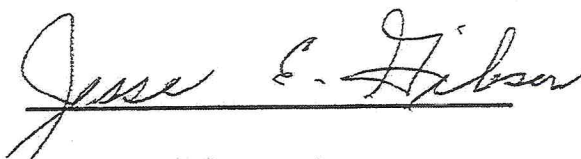
An ordinance relating to the maintenance of lots and acreage within the City of Drakesboro, Kentucky, residential and commercial.

Whereas, The Council made a motion to amend ordinance 08-01-04 and added that all lawns that are over 8 inches in height are to be mowed by the City and fined \$50 a day effective June 18, 2012

ATTEST:



Misty Hambrick, City Clerk



Jesse C. Gibson, Mayor