

Ordinance Number 501

ORDINANCE TO AMEND CHAPTER 92 AS IT RELATES TO NUISANCES.

BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF MORGANFIELD, UNION COUNTY, KENTUCKY THAT SECTION 92.01, 92.03(B), 92.03( C), 92.03(F), 92.03(G), 92.03(I), 92.04(C) AND 92.99 OF THE CITY OF MORGANFIELD CODE OF ORDINANCES IS HEREBY AMENDED AS FOLLOWS:

Section 92.014 DEFINITIONS AERSOL STRING. Is a synthetic-based resin toy of flexible, sometimes brightly-colored, plastic string propelled as a stream of liquid from an aerosol can. The solvent in the string quickly evaporates in mid-air, creating a continuous strand. Commonly known as Silly String, Slime or Fun String.

Section 92.03(B) Rubbish and garbage collection devices shall not be considered rubbish in this regulation when it is posted for curb side pick-up after 12:00 p.m. the day before garbage collection, and said items must be returned from curbside be 12:00 p.m. the day after garbage collection.

Section 92.03(C) This includes the storage of Class B and Class C Fireworks, except where authorized by permit for sales.

Section 92.03(F) All trees and shrubbery that overhangs any city street or alley way shall be trimmed to allow 12 feet of clearance height from the roadway and trimmed up perpendicular to roadway surface.

Section 92.03(G) No resident is allowed to keep or posses any animal which is commonly associated with livestock or fowls. (e.g. chickens, swine, cattle, etc). No exotic pet identified in KRS 2:082 Exotic Wildlife shall be kept by any resident or guest. (e.g. Adders or Vipers, Alligators, Bears, Cheetah, Leopard, Cobras, Mambas or Coral snakes, Crocodiles, Elephants, Gila Monsters or Bearded Lizards, and Badger family, Hyenas, Lions, Jaguars, or Tigers, Primates nonhuman, Sea Snakes, or Venomous rear-fanged species).

Section 92.03(I) Aerosol String: 'Silly string' is a product which when used emits a string-like or streamer-like substance that is shot or expelled from a pressurized container. This product creates a great nuisance, significantly adds to the trash problem

and can also raise security issues at mass gatherings. The possession, sale and discharge of any aerosol string product is prohibited. Penalty, see 92.99.

Section 92.04(C) ~~to pay for the abatement, removal or cure of such violation or to order the city to take whatever reasonable action is necessary to abate, remove or cure such violation.~~ Issue a citation to the owner as described in Penalty, see 92.99 to enforce abatement of nuisance within three days. If the nuisance described has not been abated within the allotted time, the Code Enforcement Officer is hereby authorized and empowered to issue a second citation at the second violation schedule, if within three additional days the nuisance is not corrected, the Code Enforcement Officer is authorized and empowered to issue a third citation and authorize the immediate abatement, removal or cure of such violation or to order the city to take whatever reasonable action is necessary to abate, remove or cure such violation.

Section 92.99 PENALTY. See attachment.

The full text of Chapter 92: Nuisances is on file at City Hall where it may be inspected.

  
Billie M Young, Mayor

Attest:

  
David Presser, City Administrator

1<sup>st</sup> Reading: September 13, 2012

2nd Reading: September 27, 2012

Published: October 10, 2012