

**CITY OF BELLEVUE, KENTUCKY**

**ORDINANCE NO. 2009 – 08 – 02**

**AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF BELLEVUE, AMENDING CHAPTER 70 – GENERAL PROVISIONS, TO CREATE A SECTION FOR DEFINING SCRAPPING VEHICLE.**

**WHEREAS**, Chapter 70 of the City of Bellevue, Kentucky, Code of Bellevue Kentucky, Code of Ordinances establishes general provision regulations, including the definitions found in § 70.02; and

**WHEREAS**, it is the intent of Council to add a definition for vehicles used for the purpose of collecting scrap;

**NOW, THEREFORE, BE IT ORDAINED by the City Council of the City of Bellevue, Campbell County, Kentucky, that:**

**Section 1**

That Chapter 70 of the City of Bellevue, Kentucky, Code of Ordinances shall be amended as follows:

§ 70.02 DEFINITIONS

“AUTHORIZED EMERGENCY VEHICLES.” Vehicles of the Fire Department or Police Department, vehicles of the Commonwealth Attorney’s office when on official business, and ambulances on an authorized emergency run.

“BOULEVARD.” Any legally designated street at which cross traffic is required to stop before entering or crossing such boulevard.

“BUSINESS DISTRICT.” Any portion of any street between two consecutive intersections in which 50% or more of the frontage on either side of the street is used for business purposes.

“CROSSWALK.” That portion of the roadway included within the extension of the sidewalk across any intersection, and such other portions of the roadway between two intersections, as may be legally designated as crossing places and marked by stanchions, paint lines or otherwise.

“CURB.” The boundary of that portion of the street used for vehicles whether marked by curbstones or not.

“FUNERAL PROCESSION.” Two (2) or more vehicles accompanying the body of a deceased person when each vehicle has its headlights on or is displaying a pennant attached in such a manner as to be clearly visible to approaching traffic. (KRS 189.378[1]).

“INTERSECTION.” That part of the public way embraced within the extensions of the street lines of two or more streets which join at an angle whether or not one such street crosses the other.

“OFFICIAL TRAFFIC-CONTROL DEVICES.” All signs, signals, warnings, directions, markings, and devices placed or erected or maintained by authority of the Chief of Police.

“ONE-WAY STREET.” A street on which vehicles are permitted to move in one direction only.

“OPERATOR.” Every person who is in actual physical control of the guidance, starting, and stopping of a vehicle.

“PARK.” When applied to vehicles, to leave a vehicle standing, whether occupied or not, for a period of time longer than is necessary to receive or discharge passengers or property.

“PEDESTRIAN.” Any person afoot.

“PLAY STREET.” Any street or portion thereof so designated by the Chief of Police and reserved as a play area for children, from which all traffic is barred, except vehicles to and from abutting properties.

“POLICE DEPARTMENT.” The Police Department or other persons or agency authorized to perform the duties of §70.03 or any other acts necessary to implement and enforce this traffic code.

“PUBLIC WAY.” The entire width between property lines of every way, dedicated passway, or street set aside for public travel, except bridle paths and foot paths.

“REVERSE TURN.” To turn a vehicle on any street in such a manner as to proceed in the opposite direction.

“RIGHT-OF-WAY.” The privilege of the immediate and preferential use of the street.

“ROADWAY.” That portion of any street, improved, designated, or ordinarily used for vehicular travel.

“SCRAPPING VEHICLE.” Any vehicle that is used for the purpose of collecting, gathering, or hauling of any waste, or any old, abandoned, or unwanted metal, wood, glass, block, brick, rubber, plastic, vinyl, slate, building material, roofing material, wrought iron, wiring, piping, copper tubing, aluminum (except aluminum cans), steel, or any other material that may be recycled or discarded, for any purpose other than for the immediate discarding of such item(s) as waste.

“SIDEWALK.” That portion of the street between the curb and the property line intended for the use of pedestrians.

“STOPPING.” As applied to vehicles, to stop a vehicle longer than is actually necessary to receive or discharge passengers.

“STREET.” Every public way, including alleys.

“TRAFFIC.” Pedestrians, ridden or herded animals, vehicles, buses and other conveyances, individually or collectively, while using any street for the purpose of travel.

“VEHICLE.” Includes all agencies for the transportation of persons or property over or upon the public highways of the Commonwealth and all vehicles passing over or upon the highways. “MOTOR VEHICLE.” Includes all vehicles, as defined above, except, road rollers; road graders; farm tractors; vehicles on which power shovels are mounted; construction equipment customarily used only on the site of construction and which is not practical for the transportation of persons or property upon the highways; vehicles that travel exclusively upon rails; vehicles propelled by electric power obtained from overhead wires while being operated within any municipality or where the vehicles do not travel more than five (5) miles beyond the city limits of any municipality; and vehicles propelled by muscular power. (KRS 189.010[19])

THE CITY COUNCIL OF THE CITY OF BELLEVUE, KENTUCKY DOES  
HEREBY ORDAIN AS FOLLOWS:

**Section 2**

**This Ordinance may be read and published in summary form and shall take effect immediately upon adoption and publication according to law.**

Adopted and passed by the Bellevue City Council and approved and signed this  
\_\_\_\_ day of \_\_\_\_\_, 2009.

CITY OF BELLEVUE, KENTUCKY

\_\_\_\_\_  
John D. Meyer, Mayor

ATTEST:

\_\_\_\_\_  
Mary H. Scott, City Clerk

1st Reading: \_\_\_\_\_

2nd Reading: \_\_\_\_\_

Publication: \_\_\_\_\_