

CITY OF BELLEVUE, KENTUCKY

ORDINANCE NO. 2009 – 08 – 03

AN ORDINANCE AMENDING CHAPTER 72, Section 72.03 (B) AND (C) OF THE CITY OF BELLEVUE CODE OF ORDINANCES BY ADDING THE TEXT DESCRIBED HERE IN.

WHEREAS, the City of Bellevue recognizes that certain compact, dual-wheel pick-up trucks are currently exempt from the provisions of § 72.03 (A) and (B); and

WHEREAS, the City of Bellevue desires to limit the exemption of certain compact, dual-wheel pick-up trucks to only the provisions outlined in § 72.03(B), thereby allowing such vehicles to park on public highways, streets, alleys or property of the City between the hours of 6:00 p.m. and 6:00 a.m.; and

WHEREAS, the City of Bellevue also desires to ban certain non-commercial dual-wheel vehicles that qualify as a “scrapping vehicle” as defined in § 70.02 from parking on the public highways, streets, alleys or property of the City between the hours of 6:00 p.m. and 6:00 a.m.;

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

Section 1

That Title VII, Chapter 72, Section 72.03 (B) and (C) of the City of Bellevue, Kentucky, Code of Ordinances shall be amended as follows:

§ 72.03 (B) No person shall park without a permit on the highways, streets, alleys, or any right-of-way or property of the city between the hours of 6:00 p.m. and 6:00 a.m. any of the following: any commercial vehicle defined in KRS 186.101(11); any other vehicle originally designed and built, or altered, with a dual wheel axle or with tandem axles, with the exception of compact, dual-wheel pick-up trucks not exceeding 80 inches in height or 96 inches in overall width or both; any scrapping vehicle as defined by § 70.02; any motor vehicle or mobile unit that exceeds 80 inches in height or exceeds 96 inches in overall width or both; any trailer of any kind, whether hooked to any other vehicle or parked independently; and road rollers, road graders, farm tractors or equipment, vehicles on which power shovels are mounted, such other construction equipment customarily used only on the site of construction and which is not practical for the transportation of persons upon the highways; any vehicle exceeding 3/4 –ton capacity; any devices moved by human or animal power.

§ 72.03 (C) There is excepted from ~~the~~ provision (B) of this section the following: any public works service vehicle; any police fire or other emergency vehicle; any vehicle being used for emergency service or restoration of utilities, such as water, gas, electric and phone systems; any vehicle which bears, or any vehicles being used by any company or organization which holds, a temporary permit, free of charge, issued by the Mayor or his designee; or any vehicle making deliveries to or from a location within the city during the restricted time; ~~or any vehicle factory designed and built as a “compact, dual wheel pick up truck” unaltered from its original construct and not exceeding 80 inches in height or 96 in overall width or both.~~

Section 2

Whoever violates any provision of this amended section shall be subject to the fines and penalties contained in Section 72.99 of the Bellevue Code of Ordinances.

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

Section 3

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: _____