

**CITY OF BELLEVUE, KENTUCKY**

**ORDINANCE NO. 2020-07-03**

**AN ORDINANCE OF THE CITY OF BELLEVUE, KENTUCKY AMENDING ORDINANCE NO. 2008-08-01 CHANGING THE COURT TO WHICH APPEALS MAY BE TAKEN FROM THE CAMPBELL COUNTY CIRCUIT COURT TO THE CAMPBELL COUNTY DISTRICT COURT.**

**WHEREAS**, the City of Bellevue adopted the Property Maintenance Code, more formally referred to as the “BOCA National Property Maintenance Code, Fifth Addition, 1996” in the Bellevue Code of Ordinances §156.01, and

**WHEREAS**, §156.04(G) entitled “ADDITIONS, INSERTIONS, AND CHANGES” requires that appeals from the final decision of the Appeals Board be made to the “Campbell County Circuit Court within thirty (30) days of the final decision of the Appeals Board”, and

**WHEREAS**, Ordinance 2016-11-02, §35.100 of the City of Bellevue, states that an appeal from the final Order of the Code Enforcement Board “... may be made to the Campbell County District Court within thirty (30) days of the date the Order is issued.”, and

**WHEREAS**, the two (2) Code Sections are in conflict as to which court appeals may be made, and

**WHEREAS**, the City of Bellevue desires that all appeals from the Code Enforcement Board and BOCA be made to the Campbell County District Court.

**NOW, THEREFORE, BE IT ORDAINED BY THE CITY OF BELLEVUE, IN CAMPBELL COUNTY, AS FOLLOWS:**

**Section 1**

City of Bellevue Ordinance Sec. 156.04 is hereby amended as follows:

**No. 156.04 ADDITIONS, INSERTIONS, AND CHANGES.**

(G) Section 111.7 Delete: “appropriate court for a writ of certiorari to correct errors of law. Application for review shall be made in the manner and time required by law following the filing of the decision in the office of the chief administrative officer.”

Insert: “Campbell County ~~Circuit~~ District Court within thirty (30) days of the final decision of the appeals board.”

\_\_\_\_\_  
Charlie Cleves, Mayor

ATTEST:

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

1<sup>st</sup> reading: \_\_\_\_\_

2<sup>nd</sup> reading: \_\_\_\_\_

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