

ORDINANCE  
OF  
THE FISCAL COURT OF PENDLETON COUNTY  
COMMONWEALTH OF KENTUCKY  
ORDINANCE NO. 330.3

AN ORDINANCE RELATING TO THE CREATION OF THE "PENDLETON COUNTY ADDRESSING OFFICE" AND THE DUTY TO OBTAIN AN E911 ADDRESS, PROHIBITING UTILITY HOOKUP UNTIL OBTAINED AND ESTABLISHING PENALTIES FOR FAILURE TO COMPLY.

RECITALS

WHEREAS, the Fiscal Court of Pendleton County has recognized the importance of providing a specific address to each residence, business, or commercial building, within the county sufficient to permit the residence, business, or commercial building, to be found by emergency service such as ambulance, police and fire, and,

WHEREAS, the Fiscal Court of Pendleton County has approved the development of an E911 system for Pendleton County which relies upon the uniqueness of each address to automatically and reliably dispatch emergency units to the precise, unique address from which the E911 call was made, and

WHEREAS, the Pendleton County Addressing Office is the local county-affiliated office best equipped to promptly evaluate a request and assign an E911 address, said office being hereby created for such purposes, and

WHEREAS, the Fiscal Court of Pendleton County recognizes that many residents and prospective residents will fail to secure the said E911 address without an incentive that relates to the habitability of their property, and

WHEREAS, the within is enacted pursuant to the Fiscal Court's authority under KRS 67.083 (3)(d) and (u).

NOW THEREFORE, BE IT ORDAINED BY THE FISCAL COURT OF THE COUNTY OF PENDLETON, COMMONWEALTH OF KENTUCKY:

### SECTION ONE

There is hereby created the Pendleton County Addressing Office for the purposes hereof, which shall be located in the Pendleton County Courthouse at 233 Main Street, Falmouth, Kentucky or at such other location as may be directed by posted or public notice or as indicated in the Pendleton County Judge Executive's Office

### SECTION TWO

Every residence, business, or commercial building, within the County of Pendleton shall have an E911 address approved by the E911 Advisory Committee or the County DES Director; it shall be presumed that any such address is approved if issued to a responsible occupant or head of household by: the Pendleton County Addressing Office.

### SECTION THREE

The head of household or other responsible occupant of each and every residence, and each operator of business, or occupant of a commercial building, within the County of Pendleton shall, prior to 1 January 2001, contact the Pendleton County Addressing Office to obtain an E911 address for his, her, or its residence, business, or commercial building, provided that the same shall not have been supplied to said head of household or responsible occupant of such residence, business, or commercial building, by a source mentioned in the foregoing Section Two.

### SECTION FOUR

No person shall take any substantial steps toward the physical construction of any improvement within this county which may become a residence, business, or commercial building, or introduce into this county for placement on real property within this county any modular home, double wide home, mobile home, or other manufactured housing or unit for habitation or commercial occupancy without first having obtained an E911 address as set out in Section Three.

### SECTION FIVE

No person shall hook up or suffer to be hooked up to any residence, business, or commercial building, improvement, or manufactured housing unit as described in Section Four any utilities of any kind, including but not limited to; water, sewer, septic, electric, gas, telephone, cable, or satellite television services, unless or until the head of household or other responsible occupant shall demonstrate to any such technician that an E911 address has been assigned to said residence, business, or commercial building, or prospective residence, business, or commercial building.

### **SECTION SIX**

Within a reasonable time after an E911 address has been assigned to a residence, business, or commercial building, and in any event, within thirty (30) days of occupancy following the assignment of such an E911 address the head of household or other responsible occupant of the residence, business, or commercial building, including a landlord if the residence, business, or commercial building, is a rental unit, shall firmly affix to the residence, business, or commercial building, or at the access point for such unit the said E911 address in such manner as to abide by the Pendleton County Addressing Ordinance No. \_\_\_\_\_.

### **SECTION SEVEN**

Any person violating any provision of this ordinance, or any lawful order, rule or regulation promulgated pursuant to it, may be issued a warning or a citation by any duly authorized official; and upon conviction, shall pay a fine of not less than Twenty (\$20.00) Dollars nor more than One Hundred (\$100.00) Dollars; any person who has been warned or cited hereunder within the preceding twenty-four (24) hour may be arrested and upon conviction, in addition to the fine possibilities aforesaid, may be sentenced to incarceration for up to ten (10) days. Each day's failure to comply shall be considered a separate offense.

### **SECTION EIGHT**

As used herein, the term "person" shall mean bodies politic and corporate, societies, individuals, partnerships, registered limited liability partnerships, joint stock companies, and limited liability companies.

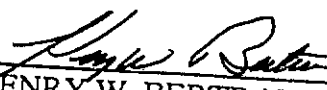
### **SECTION NINE**

Should any section or provision of this ordinance be declared invalid by a court of competent jurisdiction for any reason, such declaration shall not invalidate, or adversely affect, the remainder of this ordinance.

**SECTION TEN**

This Ordinance shall be in full force and effect from and after its passage, publication and recording, according to law.

Dated this 14th day of September, 2000.

  
HENRY W. BERTRAM  
Pendleton County Judge/Executive

ATTEST:

BONNIE S. MONROE, CLERK By: Pauline Howell Fiscal Court DC  
BONNIE MONROE  
Pendleton County Clerk

First Reading: 08/10/00  
Second Reading: 09/14/00  
Passage: 09/14/00  
Publication: 09/26/00

**ORDINANCE  
OF  
THE FISCAL COURT OF PENDLETON COUNTY  
COMMONWEALTH OF KENTUCKY  
ORDINANCE NO. 330.4**

**AN ORDINANCE RELATING TO SPECIFIC FUNCTIONS OF THE  
PENDLETON COUNTY ADDRESSING OFFICE, SPECIFICATIONS OF  
ADDRESS NUMBERING, AND PROVIDING FOR PENALTIES FOR  
VIOLATIONS.**

**SECTION ONE**

The purpose of this ordinance is to provide a comprehensive and uniform system of permanent road addresses for all residences, businesses, or commercial buildings throughout the County in order to facilitate provision of adequate public safety and emergency response services. It is further designed to benefit the United States Postal Service, local business owners and individual citizens by minimizing difficulty in locating properties and buildings.

**SECTION TWO**

This ordinance is adopted under the authority and provisions of KRS 67.083(3)(d) and (u).

**SECTION THREE**

Under the authority set forth in Section Two, the Pendleton County Addressing Office, hereafter referred to as the Addressing Office, shall be responsible for assigning all numbers for residences, businesses, or commercial buildings as well as compiling a database of addresses of each residence, business, or commercial building. It shall also recommend change of existing addresses when necessary to meet specifications established by this ordinance. When each residence, business, or commercial building has been assigned its respective address, the Addressing Office, in cooperation with the United States Postal Service shall notify the owners, occupants or person in charge of the affected residence, business, or commercial building, by letter, advising of their new address.

**SECTION FOUR**

This ordinance shall apply to all residences, businesses, or commercial buildings within Pendleton County, City of Falmouth, or City of Butler.

## SECTION FIVE

For the purpose of this ordinance, these words shall be defined as follows:

**Address Coordinator:** The official of Pendleton County charged with the administration of this ordinance, including any authorized agent(s) or delegate(s).

**Building:** Any structure having a roof supported by columns or walls and intended for shelter, housing or enclosure of persons, animals, chattels or equipment. When separated by division walls from the ground up without openings, each portion of such building may be deemed a separate building. For the purpose of this ordinance, the term "building" may also include other manmade structures.

**Driveway:** A driveway begins at the property line of a lot abutting a public road, private road, easement or private right-of-way, and leading to a building, use or structure on that lot. A driveway only serves a single building, use or structure.

**Frontage Unit:** A frontage unit is a standard interval in feet used to assign consecutive property numbers on a street or road. The standard front unit adopted for use throughout Pendleton County is 5.28 feet. Even numbers shall always be on the right side and odd numbers on the left side of the street or road as numbers increase.

**Private Road:** A road not maintained by the Federal government, state government or a political subdivision which is not intended to become a public road but which shall be used for access to a particular site, group development or business.

**Public Road:** Any road, street, highway, thoroughfare, or other way of passage that has been irrevocably dedicated to the public or in regard to whether it is open for travel. This definition shall include any road, located on a public right-of-way which either has been accepted for maintenance by the Federal government, state government, or a political subdivision or which has been dedicated for public travel by the recording of a plat of a subdivision with the Pendleton County Court Clerk's Office.

**Roadway:** Any road, street, drive, land, cartway, tramway, easement, right-of-way, access area, thoroughfare, highway, boulevard, or any other corridor used for or having the potential use as a means of conveyance by a motor vehicle.

**Road Address:** The combination of numbers and road names assigned by Pendleton County which uniquely identifies a particular building or lot.

## SECTION SIX

The owner, occupant or person in charge of any residence, business, or commercial building in need of an address in the unincorporated area of Pendleton County shall

apply to the Addressing Office. Addresses shall be assigned using 1000 numbers per road mile. Even numbers shall be on the right side and odd numbers on the left side as numbers increase.

### **SECTION SEVEN**

Every owner of improved property shall purchase and display official address numbers so that they are visible from the road providing access to the property. The following criteria shall be used to properly display the number:

A. The official address number must be displayed on the front of a residence, business, or commercial building or at the entrance to a residence, business, or commercial building which is most clearly visible from the road during both day and night.

B. If a residence, business, or commercial building is more than 75 feet from any road or is not visible from the road, the address number shall be displayed at the end of the driveway or easement nearest the road which provides access to the residence, business, or commercial building. The number shall be attached to a fence, gate, mailbox, etc. adjacent to the road right-of-way, visible from both directions of travel.

C. Numerals indicating the address number of a single family dwelling shall be at least three (3) inches in height and shall be posted and maintained so as to be legible from the road.

D. Numerals for multiple dwelling units and non-residential buildings shall be at least four (4) inches in height and shall be placed on the front of the building facing the road or on the end of the building nearest the road. Individual units shall be required to display unit numbers at least three (3) inches in height on the front door or immediately adjacent to the door.

E. Numerals must be of contrasting color to the background and shall be plain block numeric numbers, not alpha print. It is recommended that these numbers be reflective to ensure better visibility at night.

F. Mobile home lots shall have sequential address numbers throughout the park. Each lot shall have a separate address number assigned. The address number of each lot must be clearly displayed on the lot by being attached to the mobile home or on the electrical utility box for each lot when the lot is vacant, consistent with #1 above. When the mobile home lot is owned by the occupant, the owner/occupant is responsible for the posting and maintenance of the address number. When the lot is leased or rented, the landlord shall be responsible for the posting and maintenance of the address number, in accordance with this Section.

G. The address shall be placed on existing buildings within thirty (30) days from the date of the mailing of the letter of notification required under Section 3.

The Address Coordinator shall have the authority to authorize and approve alternate methods of displaying address numbers which meet the intent of this Section when strict adherence to these standards cannot reasonable be met.

#### SECTION EIGHT

A. Owners or occupants of buildings already constructed which do not comply with this ordinance shall be notified and instructed to meet the requirements of this ordinance within sixty (60) days from the date of mailing of the notification. A warning notice shall be issued by registered or certified mail after the sixty (60) days if the requirements have not been met.

B. Final approval for a certificate of occupancy of any principal building erected or repaired after the effective date of this ordinance shall be withheld until a permanent and proper address has been displayed in accordance with title requirements outlined in this ordinance.

C. No certificate of completion will be issued for mobile home parks until address numbers are properly displayed for each lot within the park.

#### SECTION NINE

A. Any person who has been warned pursuant to Section 8A, may be cited for or charged with a violation of this ordinance and fined not less than Twenty (\$20.00) Dollars nor more than One Hundred (\$100.00) Dollars and/or incarcerated for up to ten (10) days, each day's failure to comply being considered a separate offense. Nothing herein contained shall prevent Pendleton County from taking such other lawful action as is necessary to prevent or remedy any violation, including injunctive relief.

B. This ordinance may be amended by the Pendleton County Fiscal Court.

C. Should any section or provision of this ordinance be declared by the courts to be unconstitutional or invalid, such decisions shall not affect the validity of the ordinance as a whole, or any part thereof other than the part so declared to be unconstitutional or invalid.

D. Insofar as the provisions are inconsistent with the provisions of any other law except a provision of state or federal law, the provisions of this ordinance shall control.

E. Where notice is required pursuant to this ordinance, the County shall be deemed to have complied with its duties of notification by depositing such notice in the United



States Postal Service system, addressed to such address as appears upon the Taxing Listing records of the Property Valuation Office of Pendleton County for such property owner.

**SECTION TEN**

This Ordinance shall be in full force and effect from and after its passage, publication and recording, according to law.

Dated this 14th day of September, 2000.

  
HENRY W. BERTRAM  
Pendleton County Judge Executive

ATTEST:

BONNIE S. MONROE, Clerk By Parlene Souell Fiscal DC  
BONNIE MONROE  
Pendleton County Court Clerk

First Reading: 08/10/00  
Second Reading: 09/14/00  
Passage: 09/14/00  
Publication: 09/25/00

PENDLETON COUNTY FISCAL COURT  
ORDINANCE NO. 340.1

AN ORDINANCE RELATING TO THE CARRYING OF CONCEALED DEADLY  
WEAPONS IN GOVERNMENTAL BUILDINGS

WHEREAS, the Fiscal Court of Pendleton County, Kentucky, finds as a matter of public policy that it is necessary to protect its employees and the general public while in buildings owned, leased or occupied by the Pendleton Fiscal Court; and,

WHEREAS, the Fiscal Court of Pendleton County, Kentucky, declares that it is against the public interest to permit persons to carry concealed deadly weapons upon property owned, leased or occupied by it; and,

WHEREAS, it is necessary to enact this Ordinance to protect and preserve the health, safety and welfare of the inhabitants of Pendleton County pursuant to the Fiscal Court's authority under KRS 237.115;

NOW THEREFORE BE IT ORDAINED BY THE FISCAL COURT OF  
PENDLETON COUNTY, COMMONWEALTH OF KENTUCKY, AS FOLLOWS:

SECTION 1 - DEFINITION

As used in this Ordinance, unless the context otherwise requires:

- A. "Governmental Building" means any building or portion of a building actually owned, leased or occupied by the Pendleton County Fiscal Court or the County of Pendleton, Kentucky.
- B. "Deadly Weapon" means any weapon:
  - (1) Any weapon from which a shot, readily capable of producing death or other serious physical injury, may be discharged;
  - (2) Any knife other than an ordinary pocket knife or hunting knife;
  - (3) Billy, nightstick, or club;
  - (4) Blackjack or slapjack;
  - (5) Nunchaku karate sticks;
  - (6) Shuriken or death star; or
  - (7) Artificial knuckles made from metal, plastics, or other similar hard material;

SECTION 2 - CARRYING CONCEALED DEADLY WEAPONS ON COUNTY PROPERTY PROHIBITED

Pursuant to KRS 237.115, no person, including persons licensed pursuant to KRS 237.110, shall carry any concealed deadly weapon in any governmental building or portion of building owned, leased, or occupied by the Pendleton County Fiscal Court, or the County of Pendleton, Kentucky.

This Ordinance shall not apply to peace officers or other persons authorized by Kentucky Statute to carry a concealed deadly weapon other than those who are licensed pursuant to KRS 237.110.

SECTION 3 - SEVERABILITY


If any part of this Ordinance shall be held unconstitutional or otherwise invalid, such part shall be deemed severable and the invalidity thereof shall not affect the remaining parts of this Ordinance.

This Ordinance to be in full force and effect immediately upon adoption and after being published pursuant to law.

SUBMITTED BY: \_\_\_\_\_

  
JEFFERY B. DEAN, PENDLETON COUNTY ATTORNEY

Adopted by the Fiscal Court of Pendleton County, Kentucky, after second reading at a regular meeting on the \_\_\_\_\_ day of \_\_\_\_\_, 1997, and on the same occasion signed in open session by the County Judge/Executive as evidence of his approval, attested under seal of the Pendleton County Fiscal Court Clerk and declared to be in full force and effect.

  
PENDLETON COUNTY JUDGE/EXECUTIVE

ATTEST

  
STEPHANIE HOWELL  
FISCAL COURT CLERK

DATE PUBLISHED: \_\_\_\_\_