

ORDINANCE NO. 500.2

AN ORDINANCE AUTHORIZING THE IMPOSITION OF SPEED LIMITS ON COUNTY ROADS AND SETTING PENALTIES FOR THE VIOLATION OF SAME.

BE IT ORDAINED by the Fiscal Court of County of Pendleton, Commonwealth of Kentucky:

Section 1: Definitions: "County road" means a highway or street maintained by the Pendleton Fiscal Court.

Section 2: Pursuant to KRS 189.390(5)(a) the Fiscal Court hereby expresses its intention to establish speed limits on county roads within Pendleton County and to such statutorily mandated end delegates the authority to establish such speed limits to the Pendleton County Judge-Executive by Executive Order, which such Executive Orders shall as specifically as practicable describe the road or portion thereof regulated to a given speed, provide for the erection of appropriate traffic control devices, as well as advisory signs upon which the speed zone has been based, and which shall be signed, dated, and filed as a supplement to this ordinance in the Pendleton County Clerk's Office and the Pendleton Circuit Clerk's office.

Section 3: Any such Executive Order may be reviewed by the Fiscal Court and rescinded upon motion, second, and passage by a majority vote, after which rescission the said Order shall be null and void and removed from the records in both offices referred to above, and any signs erected in reliance thereupon shall be removed.

Section 4: No such speed limits or speed zones shall be effective and enforceable until there shall be erected signs prescribed by the Federal Highway Administration's public "Uniform System of Traffic Control Devices" designating the speed limit at the geographic beginning and end of said speed zone.

Section 5: The Pendleton County Judge-Executive is authorized to purchase a reasonable number of traffic control devices prescribed or authorized hereby, provided that the total outstanding obligation therefore shall not exceed Two Thousand (\$2,000.00) Dollars at any one time; he is further authorized to use county road department personnel to erect said devices.

Section 6: It shall be unlawful for any person to alter, deface, damage, or remove any traffic control devices erected pursuant hereto; and, it shall be unlawful for any person to possess a device or devices erected pursuant hereto which has or have been removed from its or their location(s).

Section 7:

(a) The fines for speeding in violation of this Ordinance shall be:

Mph. Over Limit	15	20	25	30	35	40	45	50	55	Fine
1	16	21	26	31	36	41	46	51	56	\$ 1
2	17	22	27	32	37	42	47	52	57	2
3	18	23	28	33	38	43	48	53	58	3
4	19	24	29	34	39	44	49	54	59	4
5	20	25	30	35	40	45	50	55	60	5
6	21	26	31	36	41	46	51	56	61	16
7	22	27	32	37	42	47	52	57	62	17
8	23	28	33	38	43	48	53	58	63	18
9	24	29	34	39	44	49	54	59	64	19
10	25	30	35	40	45	50	55	60	65	20
11	26	31	36	41	46	51	56	61	66	22
12	27	32	37	42	47	52	57	62	67	24
13	28	33	38	43	48	53	58	63	68	26
14	29	34	39	44	49	54	59	64	69	28
15	30	35	40	45	50	55	60	65	70	30
16	31	36	41	46	51	56	61	66	71	32
17	32	37	42	47	52	57	62	67	72	34
18	33	38	43	48	53	58	63	68	73	36
19	34	39	44	49	54	59	64	69	74	38
20	35	40	45	50	55	60	65	70	75	40
21	36	41	46	51	56	61	66	71		43
22	37	42	47	52	57	62	67	72		46
23	38	43	48	53	58	63	68	73		49
24	39	44	49	54	59	64	69	74		52
25	40	45	50	55	60	65	70	75		55

(b) For speeding in excess of the speeds shown on the specific fine schedule the fine shall be not less than Sixty (\$60.00) Dollars nor more than One Hundred (\$100.00) Dollars.

(c) For any violation shown on the chart for which a specific fine is prescribed, the defendant may elect to pay the fine and court costs to the Circuit Clerk before the date of his trial or to be tried in the normal manner. Payment of the fine and court costs to the clerk shall be considered as a plea of guilty for all purposes.

(d) If the offense charged shows a speed in excess of the speeds shown on the specific fine schedule the defendant shall appear for trial and may not pay the fine to the Clerk before the trial date.

