

ORIGINAL



ORDINANCE 2020 - 08

AN ORDINANCE OF THE CITY OF ALEXANDRIA, IN CAMPBELL COUNTY, KENTUCKY, AMENDING CHAPTER 74, SCHEDULE IV OF THE CITY OF ALEXANDRIA CODE OF ORDINANCES, IN ORDER TO SET THE GROSS WEIGHT LIMIT FOR VEHICLES AT TEN THOUSAND (10,000 lbs) POUNDS, AND TO PROHIBIT THROUGH TRAFFIC ON ENZWEILER ROAD.

WHEREAS, the City has determined that there is a need to set a gross weight limit for vehicles on Enzweiler Road at ten thousand (10,000 lbs.) pounds for all but local traffic, and to prohibit through traffic on Enzweiler Road, in order to protect the health, safety and welfare of the citizens and visitors of the City.

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

SECTION 1: Chapter 74, Schedule IV of the City of Alexandria Code of Ordinances is hereby amended as follows:

SCHEDULE IV. GROSS LOAD LIMITS AND THROUGH VEHICLE TRAFFIC.

(A) Gross load limits and provisions for through vehicle traffic are established on the following streets:

<u>Street</u>	<u>Location</u>	<u>Limit</u>	<u>Ord. No.</u>	<u>Date</u>
Alexandria – Licking Pike	From U.S. 27 west to city corporation limits	18 tons	13-77	7-19-77
Brookwood Drive and its side streets		36,000 lbs. (applies to through traffic only), and the maximum weight which is allowable on nearby state and/or county roads for local traffic	20-94	10-6-94
<u>Enzweiler Road</u>	<u>From U.S. 27 to AA Highway, both directions</u>	<u>10,000 lbs. gross weight limit (applies to vehicle traffic without business at an address on Enzweiler Road)</u> <u>No through vehicle traffic permitted on Enzweiler Road</u>	<u>2020-08</u>	<u>9-17-20</u>

Maple Valley Lane		36,000 lbs. or the maximum which is allowable on nearby state and/or county roads for local traffic	11-95	6-1-95
Pete Neiser Street	From U.S. 27 east to Washington Street	9 tons (applies to through traffic only)	12-87	6-25-87
Poplar Ridge Road	Within city limits	5 tons (applies to through truck traffic)	11-99	5-6-99
Washington Street	From Main Street north to U.S. 27	9 tons (applies to through traffic only)	12-87	6-25-87

(B) Penalty.

(1) The penalty for violation of any weight provision of the city shall be in accordance with the fine schedule set forth in KRS 189.990(2).

(2) (a) Any violation of the through-truck traffic prohibition for Poplar Ridge Road is hereby classified as a civil offense pursuant to KRS 65.8808 and subchapter 35.60 et seq. and such classification is intended, and shall be construed, to provide an additional or supplemental means of obtaining compliance with this provision, and nothing contained herein, or in subchapter 35.60 et seq shall prohibit the enforcement of this section by any other means authorized by law.

(b) If a citation for a violation of this provision is not contested by the person charged with the violation, the civil fine to be imposed for each offense shall be ten dollars (\$10.00) for the first offense, one hundred dollars (\$100.00) for the second offense, and two hundred dollars (\$200.00) for the third, and thereafter, offense.

(c) If a citation is contested and a hearing before the Code Enforcement Board is required, the maximum civil fine which may be imposed at the discretion of the Board shall be from ten dollars (\$10.00) to twenty-five dollars (\$25.00) for the first offense; from twenty-six dollars (\$26.00) to one hundred dollars (\$100.00) for the second offense; and from one hundred and one dollars (\$101.00) to two hundred dollars (\$200.00) for the third, and thereafter, offense.

(C) Each violation of the provisions regarding Poplar Ridge Road shall be considered a separate fineable offense for which a separate citation shall be issued.

SECTION 2: All ordinances or parts of any ordinances in conflict herewith are, to the extent of such, conflict hereby repealed.

SECTION 3: If any sentence, clause, section or part of this ordinance or the application thereof to any particular situation is, for any reason, found to be unconstitutional, illegal or invalid, the invalidity of any provision of this Ordinance shall not affect the validity of any other provisions hereof, and such other provisions shall remain in full force and effect as long as they remain valid in the absence of that provision determined to be invalid.

SECTION 4: This ordinance shall be effective upon its adoption and approval according to law, and publication thereafter.

SECTION 5: This ordinance may be read and published in summary form.

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SECTION 6: The foregoing Ordinance was introduced by Council Member Vanlandingham, was read, passed and adopted by the Council of the City of Alexandria, Kentucky, meeting in **regular sessions on the 3rd day of September, 2020, and on the 17th day of September, 2020, with 5 yes votes, 0 no votes, and 0 abstentions**, and was thereafter approved by the Mayor and ordered published in summary according to law.

APPROVED:



MAYOR ANDY SCHABELL

ATTEST:



CITY CLERK JAN JOHANNEMANN

Published: _____