

ORDINANCE NO. 13 - 2018

**AN ORDINANCE AMENDING ORDINANCE NO. 4-1986 SERIES RELATING  
TO REGULATING WEED AND GRASS CONTROL**

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

That Ordinance No. 4-1986 Series, adopted June 27, 1986, and of record in Fiscal Court Order Book 14, Page 394, relating to regulating weed and grass within Franklin County, Kentucky, be and hereby are amended and readopted as follows:

(a) It shall be unlawful for the owner, occupant or person having control of management of any land within Franklin County, outside the corporate limits of the City of Frankfort, Kentucky, to permit the excessive growth thereon of bushes, weeds, or grass on tracts of land containing less than two (2) acres or on tracts of land which has been platted of record in the Franklin County Court Clerk's Office and on which development has commenced or tracts occupied by single family dwellings.

(b) Whenever such a situation is discovered, any official named herein shall be given five (5) days' notice to the owner, occupant or person having control or management of said land to remedy such situation. Said notice shall be by first class mail to the last known address of the owner of said property, as it appears on the current tax assessment roll. Notice shall state that the owner shall comply and continue to cut said weeds and grass or be subject to penalties hereinafter listed in section (c). Upon the failure of the owner of the property to comply, any official named herein is authorized to immediately begin processing said violation through the court system.

(c) Any property owner violating the provisions of section (a) shall, upon conviction, be deemed guilty of a misdemeanor and shall be fined in any sum not less than Twenty-Five Dollars (\$25.00), nor more than One Hundred Dollars (\$100.00) and each day that such property owner shall violate the provisions shall constitute a separate offense.

(d) This ordinance is hereby declared to be an exercise of the Franklin County Fiscal Court's police power for the preservation of the public, peace, health, safety and general welfare. The Building Inspector, Codes Inspector, Sheriff, or any peace officer is

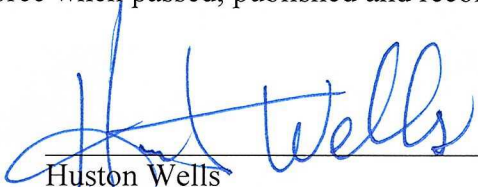
empowered by the Franklin County Fiscal Court to enforce the requirements of this chapter upon reference by the Franklin County Judge/Executive's Office.

(e) In addition to the remedies hereinabove provided, the County may send employees or other workers upon the property to remedy the situation; the County shall have a lien against said property for the reasonable value of labor, materials and administrative costs used in remedying such situation. The affidavit of the designated enforcement official or any of them shall constitute prima facie evidence of the amount of the lien and the regularity of the proceedings. A statement of lien may be filed in the County Clerk's Office and shall be notice to all persons from the time of its recording and shall bear interest at six percent (6%) per annum thereafter until paid.

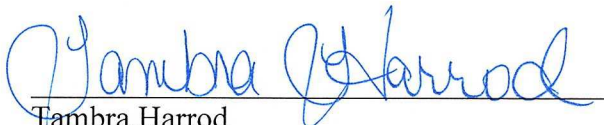
**INTRODUCED AND GIVEN FIRST READING IN SUMMARY** at a duly convened meeting of the Fiscal Court of Franklin County, Kentucky, held on the 29<sup>th</sup> day of June, 2018.

**GIVEN SECOND READING AND APPROVED** at a duly convened meeting of the Fiscal Court of Franklin County, Kentucky, held on the 19 day of July, 2018 and of record in Fiscal Court Order Book 28, Page 477.

This Ordinance shall take effect and be in full force when passed, published and recorded according to law.

  
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Huston Wells  
Franklin County Judge/Executive

ATTESTED TO:

  
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Tandra Harrod  
Fiscal Court Clerk