

CITY OF GLENVIEW
ORDINANCE NO. 3, SERIES 1994

AN ORDINANCE REGULATING CERTAIN CONSTRUCTION ACTIVITIES.

BE IT ORDAINED BY THE CITY OF GLENVIEW, KENTUCKY:

SECTION 1: No person shall construct, reconstruct, renovate, remodel, move or demolish any structure, or excavate, grade, regrade or fill any property within the City of Glenview unless all necessary approvals and permits are obtained and such work is done in accordance with all applicable governmental rules and regulations including, without limitation, those enforced by or pursuant to the Kentucky Building Code, Jefferson County Code Enforcement, Louisville and Jefferson County Metropolitan Sewer District, Louisville and Jefferson County Air Pollution Control District, and the Jefferson County Health Department.

SECTION 2: No person shall import, place, dump, use or move any fill material within the City which contains materials other than clean dirt or rock. Prohibited fill materials shall include, without limitation, any fill material containing concrete, asphalt, block, brick, wood, metal, shingles, tires or any other foreign material.

SECTION 3: In the event that any person begins any project to excavate, grade, regrade or fill any property within the City of Glenview, such areas shall not be left exposed for longer than ten (10) normal working days. If any such project requires longer than ten (10) normal working days for completion, said person may comply with this ordinance by filing with the City a plan describing the construction activities to be performed and including a schedule for completion indicating continuous and ongoing progress on such project. Compliance with this ordinance shall be deemed to occur when performance in substantial compliance with said schedule is achieved.

SECTION 4: Any person who violates this ordinance shall be served by the Mayor, any Commission Member or any officer or agent of the City of Glenview with written notice of such violation served upon the owner, authorized agent, occupant, or other person responsible for the property on which there exists a violation of this ordinance. Notice may also be served by posting a notice of such violation on the property in a conspicuous location. Such notice shall describe the violation and shall demand abatement of the violation within ten (10) days of the notice, unless the violation constitutes an immediate danger to the health, safety and well being of the City or any resident thereof, in which case notice shall demand abatement within twenty-four (24) hours of notice. If the owner, agent, occupant or other person responsible so served does not abate the violation within the prescribed time, the City may proceed to abate the violation, keeping an account of the expense of the abatement, and such expense shall be charged to and paid by the owner or agent, occupant, or responsible person of the property. After the abatement of such violation by the City, the City Clerk shall cause to be prepared a demand for payment showing the costs and expenses incurred for the work and the date and property on which the work was done, which demand shall be billed to the property owner or occupant of the premises.

SECTION 5: The City shall have a lien against the property for the costs of abatement of such violation. The lien shall be evidenced by notice of lien filed with the Jefferson County Clerk. The notice shall set forth the address or description of the property in question, the amount of the City's cost of abatement, the date of the abatement, and shall state that the notice provisions of this ordinance were complied with before abatement. In addition to the foregoing, any person who violates this ordinance may be served with written notice thereof and fined no more than One Hundred (\$100.00) Dollars per day for each violation. Each day in which any violation occurs shall be deemed a separate violation.

SECTION 6: The provisions of this ordinance are declared severable. If any section, subsection, clause or phrase of this ordinance is held to be invalid or unconstitutional, such decision shall not effect the validity of the remaining provisions, rather, such provisions shall remain in full force and effect.

SECTION 7: This ordinance shall take effect upon passage and publication.

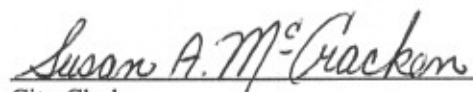
FIRST READING: June 15, 1994.

SECOND READING: August 17, 1994

PASSED AND APPROVED this 17 day of August, 1994.


JOHN E. ST. LAWRENCE, Mayor

ATTEST:


City Clerk