

**CITY OF OAK GROVE, KENTUCKY  
ORDINANCE NO. 2015- 01**

**AN ORDINANCE BY THE CITY OF OAK GROVE, KENTUCKY  
AMENDING ORDINANCE NO. 2001-25 CONCERNING  
BUILDING REGULATION ORDINANCES.**

**WHEREAS**, the City of Oak Grove has previously passed Ordinance Nos. 1988-3, 1990-10, 1992-9, 1993-11, 1995-7, 1995-8, 1996-16, [~~and,~~] 200-23, and 2001-25, all of which either established or amended the current Oak Grove Building Regulations; and

**WHEREAS**, it is the opinion of the City Council that the current building permits regulations discourages growth in the City; and

**WHEREAS**, the City wishes to make additional changes to the current regulations, and

**WHEREAS**, the City Council believes that these changes are in the best interest of the City of Oak Grove and its citizens.

**NOW THEREFORE BE IT ORDAINED BY THE CITY OF OAK GROVE, KENTUCKY:**

**SECTION I – ADOPTION OF KENTUCKY BUILDING CODE  
STANDARDS OF SAFETY**

The Kentucky Building Code and all subsequent additions, as contained in Chapter 7, Title 815 of the Kentucky Administrative Regulations; the Kentucky Plumbing Code, contained in Chapter 20, Title 815 of the Kentucky Administrative Regulations; the Kentucky Standards of Safety, as contained in Chapter 10, Title 815 of the Kentucky Administrative Regulations, together with any amendments, are hereby adopted by reference as if fully set forth this ordinance. Copies of the above codes and any amendments thereto shall be placed on file in the office of the City Administrative Officer/City Clerk where they shall be available for public inspection during normal business hours.

**SECTION II – IDENTIFICATION OF SUBCONTRACTORS REQUIRED**

(A) Each general contractor or principal builder shall notify the City Administrative Officer/City Clerk of the name, address, telephone number, and federal and state employee identification numbers of each subcontractor, independent contractor, and individual who performs any work or services on any construction or building project within the city prior to said subcontractor, independent contractor, or individual performing any work thereon. For purposes of this section the general

contractor or principal builder is not required to identify the employees or workmen on his payroll.

(B) If a general contractor or principal builder shall fail to identify said subcontractors, independent contractors, or individuals, the City Administrative Officer/City Clerk shall forthwith issue a stop work order which shall be served on the general contractor or builder by the Code Enforcement Officer/City Planner and all work of those unidentified subcontractors, independent contractors, or individuals on said construction or building project shall cease until such time as said general contractor or builder has properly identified those subcontractors, independent contractors, or individuals performing work on said project.

### **SECTION III – BUILDING [~~ZONING~~] PERMITS; WHERE OBTAINED; FEES**

(A) Building[~~Zoning~~] permits are to be obtained from the City of Oak Grove Planning Office. There shall be a fee collected by the City of Oak Grove Planning Office for all building permits issued, based as follows:

(1) Building[~~Zoning~~] permit for construction covered by the Kentucky Building Code:

<b><u>Total Valuation</u></b>	<b><u>Fee</u></b>
\$1,000 and less	No fee, unless inspection required, in which a \$50.00 fee for each inspection shall be charged.
\$1,000 to \$50,000	\$15.00 for the first \$1,000.00 plus \$5.00 for each additional thousand or fraction thereof, to and including \$50,000.00.
\$50,000 to \$100,000	\$260.00 for the first \$50,000 plus \$4.00 for each additional thousand or fraction thereof, to and including \$100,000.
\$100,000 to \$500,000	\$460.00 for the first \$100,000 plus \$3.00 for each additional thousand or fraction thereof, to and including \$500,000.

\$500,000 and up	\$1,660.00 for the first \$500,000 plus \$2.00 for each additional thousand.
(2) <del>[Zoning/]</del> Permanent signs:	\$75.00 plus \$1.00 per square foot
(3) Building <del>[/Zoning]</del> permit for construction covered by the Kentucky Residential Building Code:	
One and Two family dwelling	\$125.00
Accessory Structures:	\$75.00
Garages, carports, additions, in-ground pools, permanent storage buildings, excluding portable storage buildings and above-ground pools.	
Partial Release permit: (Footer/foundation, etc.)	\$50.00
(4) <del>[Zoning/m]</del> Moving a structure:	\$50.00
(5) <del>[Zoning/m]</del> Mobile home permit:	\$100.00
(6) <del>[Zoning/m]</del> Site plan review	\$125.00
(7) Rezoning:	\$300.00
(8) Conditional Use	\$100.00
(9) Interpretation Of Zoning	\$200.00
(10) Street Dedication	\$.40/lin ft
	Closure \$100.00
	Change \$100.00
(11) Preliminary Plat	\$300.00
Final Plat	\$400.00
Minor Plat	\$10.00

(B) Late charge for commencing construction without a building~~[/zoning]~~ permit will be \$200.00 in addition to the normal permit fee. In no instance will the late charge be less than \$200.00 or exceed \$500.00. Construction begins when concrete is poured and/or materials are utilized on site. A \$10.00 penalty will also be levied against the contractor/owner for not posting the building permit in a visible place which can be viewed from the street.

~~(C) The minimum estimated construction cost for zoning permits shall be calculated on the current BOCA construction costs based on the use group and type of construction.~~

**SECTION IV – LICENSE TAX AND LIABILITY INSURANCE**

(A) No permanent residence or commercial building shall be moved over or upon the streets of the city until and unless the owner of such building, or the person engaged in moving same, shall apply to and receive from the City Planner a permit for each such building to be moved. In each such case, a license tax is hereby established of \$100.00 for residential buildings, and \$200 for commercial buildings.

(B) Before obtaining such permit, the owner of any building to be moved, or his agent, shall post bond in the amount of \$1,000.00 with the City as indemnity for any damage done in such moving to city streets, or other public property, and shall exhibit to the City Planner a liability insurance policy covering injury and damage to the public.

(C) The building[/~~zoning~~] permits provided herein will be void one (1) year from the date of issue. If construction has not been completed, then another permit will be required.

(D) All permits are to be posted on the outside of the structure clearly visible from the road.

(E) If any construction or activity for which a building[/~~zoning~~] permit is required under this section begins without a building[/~~zoning~~] permit or license tax being first obtained, the City Planner and/or City Clerk shall immediately issue a stop work order which shall be served upon the violator by the Code Enforcement Officer/City Planner. All work shall cease until the required permit or license tax is obtained.

## **SECTION V – ENFORCEMENT**

All enforcement of Sections II, III and IV of this ordinance shall be handled by the Code Enforcement Officer. Any violations shall be submitted to the Code Enforcement Board.

## **SECTION VI – PENALTIES**

Any person violating any of the provisions of Sections II, III, or IV shall be fined in accordance with the following schedule:

First Offense:	\$200.00
Second Offense:	\$350.00
Third Offense and all Offenses thereafter:	\$500.00

Any person choosing not to contest the charge for the Code Enforcement Board instead wishing to pre-pay their fine shall be allowed to pay an amount equal to fifty-percent (50%) of the fine for the applicable offense with which they have been charged. For example, a person charged with a first offense of violating this ordinance shall prepay his or her fine in the amount of \$100.00; a person charged with a second offense of violating this ordinance shall be allowed to prepay his or her fine in the amount of \$175.00; and a person charged with violating this offense the third time or after shall be allowed to prepay his or her fine in the amount of \$250.00.

## **SECTION VII – BUILDING/CONSTRUCTION PERMITS; WHERE OBTAINED; FEES**

(A) Building/Construction Permits are to be obtained from the City of Oak Grove Planning Office. There shall be a fee collected by the City of Oak Grove Planning Office for all building/construction permits issued, based as follows:

- (1) Plan review fee will be calculated by the prevailing fee section of the Kentucky Building Code as established by the Department of Housing, Buildings and Construction.
- (2) Inspection fee for construction covered by the Kentucky Building Code based as follows:

SQUARE FEET	FEE
0 – 5000 sq ft	\$.10 per sq ft
5001 – 7500 sq ft	\$.0975 per sq ft
7501 – 10000 sq ft	\$.0950 per sq ft
10001 – 12500 sq ft	\$.0925 per sq ft
12501 sq ft – 165000 sq ft	\$.0900 per sq ft
15001 – 17500 sq ft	\$.0875 per sq ft
17501 – 20000 sq ft	\$.0850 per sq ft
20001 sq ft and up	\$.0825 per sq ft

- (3) Minimum inspection fee \$200.00
- (4) Re-inspection fee \$50 per inspection

**SECTION VIII – UNCONSTITUTIONALITY**

Any and all existing ordinances inconsistent with this ordinance are hereby repealed. Should any part of this ordinance be void or unconstitutional, the remaining ordinance shall remain in full force and effect.

First Reading this \_\_\_ day of February, 2015.

Second Reading this \_\_\_ day of February, 2015.

APPROVED:

ATTEST:

\_\_\_\_\_  
 Bea Burt, Mayor  
 City of Oak Grove, Kentucky

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 Theresa Jarvis, City Clerk  
 City of Oak Grove, Kentucky

PREPARED BY:

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Jason E. Holland  
905 South Main Street  
Post Office Box 540  
Hopkinsville, Kentucky 42241  
City Attorney for Oak Grove, Kentucky

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