

ORDINANCE NO. 1987-1

AN ORDINANCE APPROVING, ADOPTING, AND ENACTING AMERICAN LEGAL PUBLISHING COMPANY'S KENTUCKY BASIC CODE AS THE CODIFIED ORDINANCES OF THE CITY OF OAK GROVE, KENTUCKY

WHEREAS, The present general and permanent ordinances of the city are inadequately arranged and classified and are insufficient in form and substance for the complete preservation of the public peace, health, safety, and welfare of the city and for the proper conduct of its affairs; and

WHEREAS, The American Legal Publishing Company publishes a Code of Ordinances suitable for adoption by cities in Kentucky; and

WHEREAS, KRS 83A.060(8) establishes requirements for the maintenance and indexing of the ordinances of the city, and

WHEREAS, KRS 83A.060(5) authorizes the city to adopt standard codes and codifications of entire bodies of local legislation by reference;

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

Section 1. American Legal Publishing Company's Kentucky Basic Code, as reviewed and approved by the legislative body, is adopted and enacted.

Section 2. A summary of the subjects contained in the Kentucky Basic Code, as adopted, is as follows:

TITLE I: GENERAL PROVISIONS

Chapter 10. General Provisions. This chapter contains general provisions and rules of construction that are operative throughout the code.

Chapter 11. Ordinances Repealed and Saved. This chapter lists ordinances of the city specifically saved and those specifically repealed by adoption of the code.

TITLE III: ADMINISTRATION

Chapter 30. Mayor-Council Plan. This chapter contains provisions dealing with the Mayor, City Council, and the Mayor-Council Plan of government.

Chapter 31. City Officials. This chapter contains provisions dealing with city officers and employees.

Chapter 32. City Council. This chapter contains provisions dealing with Councilmembers, rules of procedure, and passage and maintenance of ordinances.

Chapter 33. Finance and Revenue. This chapter contains provisions dealing with municipal financial administration and municipal improvements financed by assessments.

TITLE VII: TRAFFIC CODE

Chapter 70. General Provisions. This chapter contains provisions applicable to the entire title and provisions dealing with traffic-control devices.

Chapter 71. Traffic Rules. This chapter contains provisions governing the operation of vehicles, as well as provisions concerning accidents, and parades.

Chapter 72. Parking Regulations. This chapter contains provisions governing the parking of vehicles, impoundment of vehicles, and snow emergencies.

Chapter 73. Bicycles and Motorcycles. This chapter contains provisions governing the operation of bicycles, motorcycles, and similar vehicles.

TITLE IX: GENERAL REGULATIONS

Chapter 90. Animals. This chapter contains provisions dealing with animals running at large; the control and treatment of animals in general; and the control, treatment, and licensing of dogs in particular.

Chapter 91. Streets and Sidewalks. This chapter contains provisions governing streets and sidewalks in the areas of excavations and construction; road and bridge projects; and obstructions.

Chapter 92. Nuisances. This chapter contains provisions governing conditions which constitute nuisances and the procedure for abatement of nuisances.

Chapter 93. Fireworks and Explosives. This chapter contains regulations dealing with fireworks, explosives, and fire prevention.

Chapter 94. Littering. This chapter contains regulations dealing with littering, hauling loose materials, and posting notices.

TITLE XI: BUSINESS REGULATIONS

Chapter 110. General Licensing Provisions. This chapter contains general provisions dealing with the licensing of trades, businesses, and professions in the city.

Chapter 111. Prohibited Business and Commercial Activities. This chapter lists references to sections of the Kentucky Penal Code (KRS Chapters 500 through 534) which relate to business and commercial activities and the appropriate penalty classes.

Chapter 112. Peddlers, Itinerant Merchants, and Solicitors. This chapter contains provisions dealing with the licensing and regulation of peddlers, itinerant merchants, and solicitors.

#### TITLE XIII: GENERAL OFFENSES

Chapter 130. Offenses Against Persons. This chapter lists references to sections of the Kentucky Penal Code (KRS Chapters 500 through 534) which relate to offenses against persons and the appropriate penalty classes.

Chapter 131. Family Offenses. This chapter lists references to sections of the Kentucky Penal Code (KRS Chapters 500 through 534) which relate to offenses against the family and the appropriate penalty classes.

Chapter 132. Offenses Against Property. This chapter lists references to sections of the Kentucky Penal Code (KRS Chapters 500 through 534) which relate to offenses against property and the appropriate penalty classes.

Chapter 133. Offenses Against Public Morals. This chapter lists references to sections of the Kentucky Penal Code (KRS Chapters 500 through 534) which relate to offenses against public morals and the appropriate penalty classes.

Chapter 135. Offenses Against Public Administration and Justice. This chapter lists references to sections of the Kentucky Penal Code (KRS Chapters 500 through 534) which relate to public administration and justice and the appropriate penalty classes.

Chapter 136. Offenses Against Public Order. This chapter lists references to sections of the Kentucky Penal Code (KRS Chapters 500 through 534) which relate to public order and the appropriate penalty classes.

Chapter 137. Sexual Offenses. This chapter lists references to sections of the Kentucky Penal Code (KRS Chapters 500 through 534) which relate to sexual offenses and the appropriate penalty classes.

Chapter 138. Inchoate Offenses. This chapter lists references to sections of the Kentucky Penal Code (KRS Chapters 500 through 534) which relate to inchoate offenses and the appropriate penalty classes.

Chapter 139. General Penalty for Title XIII. This chapter sets out statutory provisions governing fines and imprisonment for misdemeanors and felonies listed in Title XIII.

Section 3. A copy of the Kentucky Basic Code, as adopted, shall accompany this ordinance and shall be made a part of the permanent records of the city pursuant to KRS 83A.060(5).

ADOPTING ORDINANCE

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Section 4. This ordinance shall be published in accordance with KRS 83A.060(9) and shall become effective at the earliest date as provided by law.

FIRST READING

Adopted by the City Council of the City of Oak Grove, Kentucky for first reading at a regular meeting held February 10, 1987.

Attest:

Raymond J. Elliott  
Mayor

Barbara A. Johnson  
Clerk

SECOND READING

Adopted by the City Council of the City of Oak Grove, Kentucky for second reading at a regular meeting held April 14, 1987.

Attest:

Raymond J. Elliott  
Mayor

Barbara A. Johnson  
Clerk

PUBLISHED: In full in the Kentucky New Era, the 20th day of April, 1987

ORDINANCE NO. 1989-2

AN ORDINANCE ENACTING AND ADOPTING A SUPPLEMENT  
TO THE CODE OF ORDINANCES OF THE CITY OF  
OAK GROVE, KENTUCKY

WHEREAS, American Legal Publishing Corporation of Cincinnati, Ohio has completed the 1989 S-2 Supplement to the Code of Ordinances of the City of Oak Grove, Kentucky, which supplement contains all ordinances of a general nature enacted since the prior supplement to the Code of Ordinances of this municipality; and

WHEREAS, said American Legal Publishing Corporation has recommended the revision or addition of certain sections of the Code of Ordinances which are based on or make references to sections of the Commonwealth of Kentucky Code; and

WHEREAS, it is the intent of Council to accept these updated sections in accordance with the changes of the law of the Commonwealth of Kentucky;

NOW, THEREFORE, BE IT ORDAINED by the City Council of the City of Oak Grove, Kentucky:

SECTION 1: That the 1989 S-2 Supplement to the Code of Ordinances of the City of Oak Grove, Kentucky as submitted by American Legal Publishing Corporation of Cincinnati, and as attached hereto, be and the same is hereby adopted by reference as if set out in its entirety.

SECTION 2: That this Ordinance shall take effect and be in force from and after its date of passage.

FIRST READING

Adopted by the City Council of the City of Oak Grove, Kentucky on first reading at a regular meeting held February 14, 1989.

Raymond J. Elliott /s/  
Mayor

ATTEST:

Barbara A. Johnson /s/  
City Clerk

SECOND READING

Adopted by the City Council of the City of Oak Grove, Kentucky on second reading at a regular meeting held March 14, 1989.

Raymond J. Elliott /s/  
Mayor

ATTEST:

Barbara A. Johnson /s/  
City Clerk

PUBLISHED: In full in the Kentucky New Era the 17th day of March, 1989.



ORDINANCE NO. 1989-11

AN ORDINANCE ENACTING AND ADOPTING A SUPPLEMENT  
TO THE CODE OF ORDINANCES OF THE CITY OF  
OAK GROVE.

WHEREAS, American Legal Publishing Corporation of Cincinnati, Ohio has completed the 1989 S-3 Supplement to the Code of Ordinances of the City of Oak Grove, Kentucky, which supplement contains all ordinances of a general nature enacted since the prior supplement to the Code of Ordinances of this municipality; and

WHEREAS, said American Legal Publishing Corporation has recommended the revision or addition of certain sections of the Code of Ordinances which are based on or make references to sections of the Commonwealth of Kentucky Code; and

WHEREAS, it is the intent of Council to accept these updated sections in accordance with the changes of the law of the Commonwealth of Kentucky;

NOW, THEREFORE, BE IT ORDAINED by the City Council of the City of Oak Grove, Kentucky:

SECTION 1: That the 1989 S-3 Supplement to the Code of Ordinances of the City of Oak Grove, Kentucky as submitted by American Legal Publishing Corporation of Cincinnati, and as attached hereto, be and the same is hereby adopted by reference as if set out in its entirety.

SECTION 2: That this Ordinance shall take effect and be in force from and after its date of passage.

FIRST READING

Adopted by the City Council of the City of Oak Grove, Kentucky on first reading at a regular meeting held on the 14th day of November, 1989.

Raymond J. Elliott /s/  
Mayor

ATTEST:

Barbara A. Johnson /s/  
City Clerk

SECOND READING

Adopted by the City Council of the City of Oak Grove, Kentucky on second reading at a regular meeting held on the 12th day of December, 1989.

Raymond J. Elliott /s/  
Mayor

ADOPTING ORDINANCE

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ATTEST:

Barbara A. Johnson /s/  
City Clerk

PUBLISHED: In full in the Kentucky New Era the 11th day of January,  
1990.



CITY OF OAK GROVE  
ORDINANCE NO. 1993-1

AN ORDINANCE OF THE CITY OF OAK GROVE, KENTUCKY, ENACTING  
AND ADOPTING A SUPPLEMENT TO THE CODE OF ORDINANCES  
OF THE CITY OF OAK GROVE, KENTUCKY

WHEREAS, American Legal Publishing Corporation of Cincinnati, Ohio has completed the 1992 S-5 Supplement to the Code of Ordinances of the City of Oak Grove, which supplement contains all ordinances of a general nature enacted since the prior supplement to the Code of Ordinances of this municipality; and

WHEREAS, said American Legal Publishing Corporation has recommended the revision or addition of certain sections of the Code of Ordinances which are based on or make references to sections of the Kentucky Code; and

WHEREAS, it is the intent of Council to accept these updated sections in accordance with the changes of the law of the State of Kentucky;

NOW THEREFORE, BE IT ORDAINED by the City Council of the City of Oak Grove, State of Kentucky:

SECTION 1. That the 1992 S-5 supplement to the Code of Ordinances of the City of Oak Grove as submitted by American Legal Publishing Corporation of Cincinnati, and as attached hereto, be and the same is hereby adopted by reference as if set out in its entirety.

SECTION 2. That this ordinance shall take effect and be in force from and after its date of passage and publication.

SECTION III

Any and all existing Ordinances inconsistent with this Ordinance are hereby repealed.

Approved on First Reading this 19th day of January, 1993.

Approved on Second Reading this 26th day of October, 1993.

ATTEST:

APPROVED:

Barbara A. Johnson /s/  
CITY CLERK

Raymond J. Elliott /s/  
MAYOR

PUBLISHED: In full in the Kentucky New Era, the \_\_\_\_\_ day of \_\_\_\_\_, 1993.



CITY OF OAK GROVE  
ORDINANCE NO. 1993-18

AN ORDINANCE OF THE CITY OF OAK GROVE, KENTUCKY, ENACTING  
AND ADOPTING A SUPPLEMENT TO THE CODE OF ORDINANCES  
OF THE CITY OF OAK GROVE, KENTUCKY

WHEREAS, American Legal Publishing Corporation of Cincinnati, Ohio has completed the 1993 S-6 Supplement to the Code of Ordinances of the City of Oak Grove, which supplement contains all ordinances of a general nature enacted since the prior supplement to the Code of Ordinances of this municipality; and

WHEREAS, said American Legal Publishing Corporation has recommended the revision or addition of certain sections of the Code of Ordinances which are based on or make references to sections of the Kentucky Code; and

WHEREAS, it is the intent of Council to accept these updated sections in accordance with the changes of the law of the State of Kentucky;

NOW THEREFORE, be it ordained by the City Council of the City of Oak Grove, State of Kentucky:

SECTION I

That the 1993 S-6 supplement to the Code of Ordinances of the City of Oak Grove as submitted by American Legal Publishing Corporation of Cincinnati, and as attached hereto, be and the same is hereby adopted by reference as if set out in its entirety.

SECTION II

That this ordinance shall take effect and be in force from and after its date of passage and publication.

SECTION III

Any and all existing Ordinances inconsistent with this Ordinance are hereby repealed.

Approved on First Reading this 21st day of December, 1993.

Approved on Second Reading this 26th day of January, 1994.

ATTEST:

APPROVED:

Barbara A. Johnson /s/  
CITY CLERK

Bobby G. Mace /s/  
MAYOR

PUBLISHED: In full in the Kentucky New Era, the \_\_\_\_\_ day of \_\_\_\_\_, 1993.



CITY OF OAK GROVE KENTUCKY  
ORDINANCE NUMBER 2008-01

AN ORDINANCE AMENDING ORDINANCE NO. 2002-02 AN ORDINANCE OF THE CITY OF OAK GROVE, KENTUCKY, ENACTING AND ADOPTING A SUPPLEMENT TO THE CODE OF ORDINANCES OF THE CITY OF OAK GROVE, KENTUCKY

WHEREAS, American Legal Publishing Corporation of Cincinnati, Ohio has completed the 2007 S-12 Supplement to the Code of Ordinance of the City of Oak Grove, which supplement contains all the Ordinances of a general nature enacted since the prior supplement to the Code of Ordinances of this municipality; and

WHEREAS, American Legal Publishing Corporation has recommended the revision or addition of certain sections of the Code of Ordinances which are based on or make references to sections of the Kentucky Code; and

WHEREAS, it is the intent of Council to accept these updated sections in accordance with the changes of the law of the Commonwealth of Kentucky;

NOW, THEREFORE, BE IT ORDAINED by the City Council of the City of Oak Grove, Kentucky:

SECTION 1

That the 2007 S-12 Supplement to the Code of Ordinance of the City of Oak Grove as submitted by American Legal Publishing Corporation of Cincinnati, and as attached hereto, be and the same is hereby adopted by reference as if set out in its entirety.

SECTION 2

That this ordinance shall take effect and be in force from and after its date of passage and publication.

SECTION 3

Any and all existing Ordinances inconsistent with this Ordinance are hereby repealed.

Approved on First Reading this 15th day of January, 2008.

Approved on Second Reading this 11th day of February, 2008.

APPROVED:

Dan Potter /s/  
Dan Potter, Mayor  
City of Oak Grove, Kentucky

ATTEST:

Evelyn McDaniel /s/  
Evelyn McDaniel, CAO/City Clerk  
City of Oak Grove, Kentucky

PUBLISHED: In full in the Kentucky News Era this 10th day of October, 2008.

CITY OF OAK GROVE KENTUCKY  
ORDINANCE NUMBER 1997-13  
AN ORDINANCE ENACTING AND ADOPTING A SUPPLEMENT TO THE  
CODE OF ORDINANCES

WHEREAS, American Legal Publishing Corporation of Cincinnati, Ohio has completed the S-9 supplement to the Code of Ordinance of the City of Oak Grove, Kentucky, which supplement contains all ordinances of a general nature enacted since the prior supplement to the Code of Ordinances of this municipality; and

WHEREAS, American Legal Publishing Corporation has recommended the revision or addition of certain section of the Code of Ordinances which are based on or make references to sections of the Kentucky Revised Statutes;

WHEREAS, it is the intent of Council to accept these updated sections in accordance with the changes of the law of the Commonwealth of Kentucky;

NOW, THEREFORE, BE IT ORDAINED by the City of Oak Grove, Kentucky

SECTION I

That the S-9 supplement to the Code of Ordinance of the City of Oak Grove, Kentucky, as submitted by the American Legal Publishing Corporation of Cincinnati, and as attached hereto, be and the same is hereby adopted by reference as if set out in its entirety.

SECTION II

That this ordinance shall take effect and be in force from and after its date of passage, approval and publication as required by law.

Passed on First Reading this 18th day of November, 1997  
Adopted on Second Reading this 16th day of December, 1997

BOBBY G. MACE /s/  
MAYOR

16 Dec. 1997  
DATE

ATTEST:

RONALD L. RAMAGE /s/  
CITY CLERK





CITY OF OAK GROVE KENTUCKY  
ORDINANCE NUMBER 2002-02

AN ORDINANCE OF THE CITY OF OAK GROVE, KENTUCKY, ENACTING AND ADOPTING A SUPPLEMENT TO THE CODE OF ORDINANCES OF THE CITY OF OAK GROVE, KENTUCKY

WHEREAS, American Legal Publishing Corporation of Cincinnati, Ohio has completed the 2002 S-11 Supplement to the Code of Ordinance of the City of Oak Grove, which supplement contains all the Ordinances of a general nature enacted since the prior supplement to the Code of Ordinances of this municipality; and

WHEREAS, American Legal Publishing Corporation has recommended the revision or addition of certain sections of the Code of Ordinances which are based on or make references to sections of the Kentucky Code; and

WHEREAS, it is the intent of Council to accept these updated sections in accordance with the changes of the law of the Commonwealth of Kentucky;

NOW, THEREFORE, BE IT ORDAINED by the City Council of the City of Oak Grove, Kentucky:

SECTION 1

That the 2002 S-11 Supplement to the Code of Ordinance of the City of Oak Grove as submitted by American Legal Publishing Corporation of Cincinnati, and as attached hereto, be and the same is hereby adopted by reference as if set out in its entirety.

SECTION 2

That this ordinance shall take effect and be in force from and after its date of passage and publication.

SECTION 3

Any and all existing Ordinances inconsistent with this Ordinance are hereby repealed.

Approved on First Reading this 7th day of May, 2002.

Approved on Second Reading this 21st day of May, 2002.

APPROVED:

Jean Leavell /s/  
Jean Leavell, Mayor  
City of Oak Grove, Kentucky

ATTEST:

Colleen Ochs /s/  
Colleen Ochs, City Clerk  
City of Oak Grove, Kentucky

PUBLISHED: In full in the Kentucky News Era this \_\_\_\_ day of \_\_\_\_\_, 2002.



CITY OF OAK GROVE KENTUCKY  
ORDINANCE NUMBER 2014-6

AN ORDINANCE AMENDING ORDINANCE NO. 2011-18 AN ORDINANCE OF THE CITY OF OAK GROVE, KENTUCKY, ENACTING AND ADOPTING A SUPPLEMENT TO THE CODE OF ORDINANCES OF THE CITY OF OAK GROVE, KENTUCKY

WHEREAS, American Legal Publishing Corporation of Cincinnati, Ohio has completed the 2014 S-15 Supplement to the Code of Ordinances of the City of Oak Grove, which supplement contains all the Ordinances of a general nature enacted since the prior supplement to the Code of Ordinances of this municipality; and

WHEREAS, said American Legal Publishing Corporation has recommended the revision or addition of certain sections of the Code of Ordinances which are based on or make references to sections of the Kentucky Code; and

WHEREAS, it is the intent of Council to accept these updated sections in accordance with the changes of the law of the Commonwealth of Kentucky;

NOW THEREFORE, BE IT ORDAINED by the City Council of the City of Oak Grove, Kentucky:

SECTION 1

That the 2014 S-15 Supplement to the Code of Ordinances of the City of Oak Grove as submitted by American Legal Publishing Corporation of Cincinnati, and as attached hereto, be and the same is hereby adopted by reference as if set out in its entirety.

SECTION 2

That this ordinance shall take effect and be in force from and after its date of passage and publication.

SECTION 3

Any and all existing ordinances inconsistent with this ordinance are hereby repealed.

Approved on First Reading this 2nd day of September, 2014.

Approved on Second Reading this 11th day of September, 2014.

APPROVED:

Dan Potter /s/  
Dan Potter, Mayor  
City of Oak Grove, Kentucky

ATTEST:

Evelyn Stanley /s/  
Evelyn Stanley, CAO/City Clerk  
City of Oak Grove, Kentucky

PUBLISHED: In full in the Kentucky News Era this 18th day of September, 2014.

CITY OF OAK GROVE KENTUCKY  
ORDINANCE NUMBER 2016-07

AN ORDINANCE ENACTING AND ADOPTING A SUPPLEMENT TO THE CODE OF ORDINANCES

WHEREAS, American Legal Publishing Corporation of Cincinnati, Ohio has completed the S-16 supplement to the Code Of Ordinances of the City of Oak Grove, Kentucky, which supplement contains all ordinances of a general nature enacted since the prior supplement to the code of ordinances of this municipality;

WHEREAS, American Legal Publishing Corporation has recommended the revision or addition of certain sections of the Code Of Ordinances which are based on or make references to sections of the Kentucky code;

WHEREAS, it is the intent of City Council to accept these updated sections in accordance with the changes of the law of the Commonwealth of Kentucky.

SECTION 1

That the 2016 S-16 Supplement to the Code Of Ordinance of the City of Oak Grove as submitted by American Legal Publishing Corporation of Cincinnati, and as attached hereto, be and the same is hereby adopted by reference as if set out in its entirety.

SECTION 2

That the ordinance shall take effect and be in force from and after its date of passage and publication.

SECTION 3

Any and all existing ordinances inconsistent with this ordinance are hereby repealed.

Approved on first reading this 1st day of November 2016.

Approved on second reading this 6th day of December 2016.

APPROVED:

ATTEST:

Bea Burt /s/  
Bea Burt, Mayor  
City of Oak Grove, Kentucky

Theresa Jarvis /s/  
Theresa Jarvis, City Clerk  
City of Oak Grove, Kentucky

PUBLISHED: In full in the Kentucky News Era this 10th day of December, 2016.



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**10. RULES OF CONSTRUCTION; GENERAL PENALTY**



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### § 10.01 SHORT TITLES

(A) All ordinances of a permanent and general nature of the city as revised, codified, rearranged, renumbered, and consolidated into component codes, titles, chapters, and sections shall be known and designated as the Oak Grove Code, for which designation "codified ordinances" or "code" may be substituted. Code, title, chapter, and section headings do not constitute any part of the law as contained in the code. (KRS 446.140)

(B) All references to codes, titles, chapters, and sections are to such components of the code unless otherwise specified. Any component code may be referred to and cited by its name, such as the "traffic code." Sections may be referred to and cited by the designation "\$" followed by the number, such as "\$ 10.01." Headings and captions used in this code other than the title, chapter, and section numbers, are employed for reference purposes only and shall not be deemed a part of the text of any section.

### § 10.02 DEFINITIONS.

For the purpose of this code the following definitions shall apply unless the context clearly indicates or requires a different meaning.

"ACTION." Includes all proceedings in any court of this state.  
(KRS 446.010 (1))

"AND." May be read "OR." and "OR" may be read "AND." if the sense requires it.

"ANIMAL." Includes every warm-blooded living creature except a human being. (KRS 446.010 (2))

"CITY," "MUNICIPAL CORPORATION," or "MUNICIPALITY." When used in this code shall denote the City of Oak Grove irrespective of its population or legal classification.

"COMPANY." May extend and be applied to any corporation, company, person, partnership, joint stock company, or association.  
(KRS 446.010 (9))

"CORPORATION." May extend and be applied to any corporation, company, partnership, joint stock company, or association.  
(KRS 446.010 (10))

"COUNCIL." The city legislative body. (KRS 83A.010 (5))

"COUNTY." Christian County, Kentucky.

"CRUELTY." As applied to animals, includes every act or omission whereby unjustifiable physical pain, suffering, or death is caused or permitted. (KRS 446.010 (12))

"DIRECTORS." When applied to corporations, includes managers or trustees. (KRS 446.010 (13))

"DOMESTIC." When applied to a corporation, partnership, business trust, or limited liability company, means all those incorporated or formed by authority of this state. (KRS 446.010 (14))

"DOMESTIC ANIMAL." Any animal converted to domestic habitat.  
(KRS 446.010 (15))

"EXECUTIVE AUTHORITY." The Mayor. (KRS 83A.010 (6))

"FEDERAL." Refers to the United States. (KRS 446.010 (17))

"FOREIGN." When applied to a corporation, partnership, business trust, or limited liability company, includes all those incorporated or formed by authority of any other state. (KRS 446.010 (18))

"KEEPER" or "PROPRIETOR." Includes all persons, whether acting by themselves or as a servant, agent, or employee.

"KRS." Kentucky Revised Statutes.

"LAND" or "REAL ESTATE." Includes lands, tenements, and hereditaments and all rights thereto and interest therein, other than a chattel interest. (KRS 446.010 (23))

"LEGISLATIVE BODY." The City Council. (KRS 91A.010 (7))

"LEGISLATIVE BODY MEMBER." A City Councilman. (KRS 83A.010 (7))

"LIVESTOCK." Cattle, sheep, swine, goats, horses, alpacas, llamas, buffaloes, or any other animals of the bovine, ovine, porcine, caprine, equine, or camelid species. (KRS 446.010 (25))

"MAY." The act referred to is permissive. (KRS 446.010 (26))

"MONTH." Calendar month. (KRS 446.010 (27))

"MUNICIPALITY." The City of Oak Grove, Kentucky.

"OATH." Includes "AFFIRMATION" in all cases in which an affirmation may be substituted for an oath. (KRS 446.010 (28))

"PARTNERSHIP." Includes both general and limited partnerships. (KRS 446.010(30))

"PEACE OFFICER." Includes sheriffs, constables, coroners, jailers, metropolitan correctional officers, marshals, policemen, and other persons with similar authority to make arrests. (KRS 446.010 (31))

"PERSON." May extend and be applied to bodies-politic and corporate, societies, communities, the public generally, individuals, partnerships, joint stock companies, and limited liability companies. (KRS 446.010 (33))

"PERSONAL PROPERTY." Includes all property except real.

"PREMISES." As applied to property, includes land and buildings.

"PROPERTY." Includes real, personal, mixed estates and interests.

"PUBLIC AUTHORITY." Includes boards of education; the municipal, county, state, or federal government, its officers or an agency thereof; or any duly authorized public official.

"PUBLIC PLACE." Includes any street, sidewalk, park, cemetery, school yard, body of water or watercourse, public conveyance, or any other place for the sale of merchandise, public accommodation, or amusement.

"REAL PROPERTY." Includes lands, tenements, and hereditaments.

"REGULAR ELECTION." The election in even numbered years at which members of Congress are elected and the election in odd numbered years at which state officers are elected. (KRS 446.010 (37))

"SHALL." The act referred to is mandatory. (KRS 446.010 (39))

"SWORN." Includes "AFFIRMED" in all cases in which an affirmation may be substituted for an oath. (KRS 446.010 (43))

"SIDEWALK." That portion of the street between the curb line and the adjacent property line intended for the use of pedestrians.

"STATE." The State of Kentucky.

"STREET." Includes alleys, avenues, boulevards, lanes, roads, highways, viaducts, and all other public thoroughfares within the city.

"SUBCHAPTER." A division of a chapter, designated in this code by an underlined heading in the chapter analysis and a capitalized heading in the body of the chapter, setting apart a group of sections related by the subject matter of the heading. Not all chapters have subchapters.

"TENANT" or "OCCUPANT." As applied to premises, includes any person holding a written or oral lease, or who actually occupies the whole or any part of such premises, alone or with others.

"VACANCY IN OFFICE." Such as exists when there is an unexpired part of a term of office without a lawful incumbent therein, or when the person elected or appointed to an office fails to qualify according to law, or when there has been no election to fill the office at the time appointed by law; it applies whether the vacancy is occasioned by death, resignation, removal from the state, county, or district, or otherwise. (KRS 446.010 (46))

"VIOLATE." Includes failure to comply with. (KRS 446.010 (47))

"YEAR." Calendar year. (KRS 446.010 (49))

#### § 10.03 RULES OF CONSTRUCTION.

(A) Singular includes plural. A word importing the singular number only may extend and be applied to several persons or things, as well as to one person or thing, and a word importing the plural number only may extend and be applied to one person or thing as well as to several persons or things. (KRS 446.020 (1))

(B) Masculine includes feminine. A word importing the masculine gender only may extend and be applied to females as well as males. (KRS 446.020 (2))

(C) Liberal construction. All sections of this code shall be liberally construed with a view to promote their objects and carry out the intent of Council. (KRS 446.080 (1))

(D) Retroactivity. No ordinance shall be construed to be retroactive, unless expressly so declared. (KRS 446.080 (3))

(E) Technical terms. All words and phrases shall be construed according to the common and approved usage of language, but technical words and phrases and such others as may have acquired a peculiar and appropriate meaning in the law, shall be construed according to such meaning. (KRS 446.080 (4))



§ 10.04 COMPUTATION OF TIME.

(A) In computing any period of time prescribed or allowed by order of court, or by any applicable ordinance or regulation, the day of the act, event, or default after which the designated period of time begins to run is not to be included. The last day of the period so computed is to be included, unless it is a Saturday, a Sunday, a legal holiday, or a day on which the public office in which a document is required to be filed is actually and legally closed, in which event the period runs until the end of the next day which is not one of the days just mentioned. When the period of time prescribed or allowed is less than seven days, intermediate Saturdays, Sundays, and legal holidays shall be excluded in the computation.

(B) When an ordinance, regulation, or order of court requires an act to be done either a certain time before an event or a certain time before the day on which an event occurs, the day of the event shall be excluded in computing the time. If the day thereby computed on which or by which the act is required to be done falls on a Saturday, Sunday, legal holiday, or a day on which the public office in which the act is required to be completed is actually and legally closed, the act may be done on the next day which is none of the days just mentioned.

(C) If any proceeding is directed by law to take place, or any act is directed to be done, on a particular day of a month and that day is Sunday, the proceeding shall take place, or the act shall be done, on the next day that is not a legal holiday.  
(KRS 446.030)

(D) In all cases where the law requires any act to be done in a reasonable time or reasonable notice to be given, such reasonable time or notice shall mean the time only as may be necessary for the prompt performance of such duty or compliance with such notice.

§ 10.05 MAJORITY MAY ACT FOR ALL; AUTHORIZED AGENT.

(A) Words giving authority to three or more public officers or other persons shall be construed as giving such authority to a majority of such officers or other persons. (KRS 446.050)

(B) When the law requires an act to be done which may by law as well be done by an agent as by the principal, such requirement shall be construed to include such acts when done by an authorized agent.

§ 10.06 WRITINGS AND SIGNATURES.

(A) When this code requires any writing to be signed by a party thereto, it shall not be deemed to be signed unless the signature is subscribed at the end or close of the writing.

(B) Every writing contemplated by this code shall be in the English language.  
(KRS 446.060)

§ 10.07 SEVERABILITY.

It shall be considered that it is the intent of Council in enacting any ordinance, that if any part of the ordinance be held unconstitutional the remaining parts shall remain in force, unless the ordinance provides otherwise, or unless the remaining parts are so essentially and inseparably connected with and dependent upon the unconstitutional part that it is apparent that Council would not have enacted the remaining parts without the unconstitutional part, or unless the remaining parts, standing alone, are incomplete and incapable of being executed in accordance with the intent of Council.  
(KRS 446.090)

§ 10.08 REVIVOR.

(A) A repealed ordinance without a delayed effective date is revived when the ordinance that repealed it is repealed by another ordinance enacted at the same meeting of Council.

(B) A repealed ordinance with a delayed effective date is revived by the enactment of a repealer of the ordinance that repealed it at the same or any subsequent meeting of Council as long as it takes effect prior to the effective date of the original repealer.

(C) An amended ordinance without a delayed effective date remains unchanged with respect to an amendment which is repealed at the same meeting of Council which enacted the amendment.

(D) An amended ordinance with a delayed effective date remains unchanged with respect to that amendment if the ordinance making the amendment is repealed at the same or at a subsequent meeting of Council as long as the repealing ordinance takes effect prior to the effective date of the original amendment.

(E) No other action of Council repealing a repealer or an amendment shall have the effect of reviving the original language of the repealer or amendment as the case may be.  
(KRS 446.100)

§ 10.09 RIGHTS AND LIABILITIES ACCRUING BEFORE REPEAL OF ORDINANCE.

No new ordinance shall be construed to repeal a former ordinance as to any offense committed against a former ordinance, nor as to any act done, or penalty, forfeiture, or punishment incurred, or any right accrued or claim arising under the former ordinance, or in any way whatever to affect any such offense or act so committed or done, or any penalty, forfeiture, or punishment so incurred, or any right accrued or claim arising before the new ordinance takes effect, except that the proceedings thereafter had shall conform, so far as

practicable, to the laws in force at the time of such proceedings. If any penalty, forfeiture, or punishment is mitigated by any provision of the new ordinance, such provision may, by the consent of the party affected, be applied to any judgment pronounced after the new ordinance takes effect.

(KRS 446.110)

#### § 10.10 CONSTRUCTION OF SECTION REFERENCES.

(A) Wherever in a penalty section reference is made to a violation of a section or an inclusive group of sections, such reference shall be construed to mean a violation of any provision of the section or sections included in the reference.

(B) References in the code to action taken or authorized under designated sections of the code include, in every case, action taken or authorized under the applicable legislative provision which is superseded by this code.

(C) Whenever in one section reference is made to another section hereof, the reference shall extend and apply to the section referred to as subsequently amended, revised, recodified, or renumbered, unless the subject matter be changed or materially altered by the amendment or revision.

#### § 10.11 ORDINANCES REPEALED.

This code, from and after its effective date, shall contain all of the provisions of a general nature pertaining to the subjects herein enumerated and embraced. All prior ordinances pertaining to the subjects treated by this code shall be deemed repealed from and after the effective date of this code of ordinances.

#### § 10.12 ORDINANCES UNAFFECTED.

All ordinances of a temporary or special nature and all other ordinances pertaining to subjects not enumerated and embraced in this code of ordinances, shall remain in full force and effect unless herein repealed expressly or by necessary implication.

#### § 10.13 ORDINANCES SAVED.

Whenever an ordinance by its nature either authorizes or enables the Council, or a certain city officer or employee, to make additional ordinances or regulations for the purpose of carrying out the intent of the ordinance, all ordinances and regulations of a similar nature serving such purpose effected prior to the codification and not inconsistent thereto, shall remain in effect and are saved.

§ 10.14 AMENDMENTS TO CODE; AMENDATORY LANGUAGE.

(A) Any chapter, section, or division amended or added to this code by ordinances passed subsequent to this code may be numbered in accordance with the numbering system of this code and printed for inclusion herein. Any chapter, section, or division repealed by subsequent ordinances may be excluded from this code by omission from reprinted pages. Subsequent ordinances as printed or omitted shall be prima facie evidence of such subsequent ordinances until Council shall adopt a new code of ordinances.

(B) The method of amendment set forth in § 32.37 should be used by the city to amend, add, or repeal a chapter, section, or division of this code of ordinances.

§ 10.15 CONFLICTING PROVISIONS.

If the provisions of different codes, chapters, or sections of the codified ordinances conflict with or contravene each other, the provisions bearing the latest passage date shall prevail. If the conflicting provisions bear the same passage date, the conflict shall be so construed as to be consistent with the meaning or legal effect of the questions of the subject matter taken as a whole.

§ 10.16 REFERENCE TO OFFICES.

Reference to a public office or officer shall be deemed to apply to any office, officer, or employee of the city exercising the powers, duties, or functions contemplated in the provision, irrespective of any transfer of functions or change in the official title of the functionary.

§ 10.17 ERRORS AND OMISSIONS.

If a manifest error be discovered consisting of the misspelling of any word or words, the omission of any word or words necessary to express the intention of the provisions affected, the use of a word or words to which no meaning can be attached, or the use of a word or words when another word or words was clearly intended to express the intention, the spelling shall be corrected, and the word or words supplied, omitted, or substituted as will conform with the manifest intention, and the provision shall have the same effect as though the correct words were contained in the text as originally published. No alteration shall be made or permitted if any question exists regarding the nature or extent of such error.

§ 10.18 HISTORICAL AND STATUTORY REFERENCES.

(A) As histories for the code sections, the specific number and passage date of the original ordinance, and the most recent three amending ordinances, if any, are listed following the text of the code section. Example: (Ord. 10, passed 5-13-60; Am. Ord. 15, passed 1-1-70; Am. Ord. 20, passed 1-1-80; Am. Ord. 25, passed 1-1-85)

(B) If a KRS cite is included in the history, this indicates that the text of the section reads word-for-word the same as the statute. Example: (KRS 83A.090) (Ord. 10, passed 1-17-80; Am. Ord. 20, passed 1-1-85). If a KRS cite is set forth as a "statutory reference" following the text of the section, this indicates that the reader should refer to that statute for further information, Example:

§ 31.10 MAYOR.

The executive authority of the city shall be vested in and exercised by the Mayor.  
(Ord. 10, passed 1-1-80)

Statutory reference:

For powers and duties of the Mayor, see KRS 83A.130

§ 10.99 GENERAL PENALTY.

Where an act or omission is prohibited or declared unlawful in this code of ordinances, and no penalty is otherwise provided, the offense shall be deemed a violation and the offender shall be fined not more than \$250 for each offense.

