

**COMMONWEALTH OF KENTUCKY  
CITY OF TAYLORSVILLE  
SPENCER COUNTY, KENTUCKY**

**ORDINANCE NO. 353**

**AN ORDINANCE AMENDING ORDINANCE #295  
HEREINAFTER REFERRED TO AS THE  
NUISANCE ORDINANCE, DECLARING CERTAIN  
ACTIVITIES OR CONDITIONS REGARDING REAL  
ESTATE WITHIN THE CITY OF TAYLORSVILLE  
A PUBLIC NUISANCE.**

WHEREAS, pursuant to the police powers in the City of Taylorsville as granted Cities within the Commonwealth of Kentucky, pursuant to the Kentucky Constitution and pursuant to other laws granted to Cities within the Commonwealth of Kentucky by the Kentucky Legislature including, but not limited to, Section 156b of the Kentucky Constitution, KRS 82.082 referred to as the “Home Rule” and KRS 381.770, referred to as the public nuisance statutes and, to promote the public health safety and general welfare of the residents of the City of Taylorsville,

THEREFORE, BE IT ORDAINED by the City of Taylorsville as follows:

**GENERAL PROVISIONS**

**A. Common Law and Statutory Nuisances**

In addition to what is declared in this chapter to be a public nuisance, those offenses which are known to the common law and statutes of Kentucky as public nuisances may be treated as such and be proceeded against as provided in this chapter or in accordance with any other provision of law.

**B. Certain Conditions declared a nuisance**

It shall be unlawful for the owner, occupant, or person having control or management of any land within the city to permit a public nuisance to develop thereon. The following conditions are declared to be public nuisances:

(1) Dangerous trees or stacks adjoining street. Any tree, stack, or other object standing in such a condition that it will, if the condition is allowed to continue, endanger the life, limb, or property of, or cause hurt, damage, or injury to persons or property upon the public streets or public ways adjacent thereto, by the falling thereof or of parts thereof.

(2) Accumulation of rubbish. An accumulation on any premises of filth, refuse, trash, garbage, rubbish, the excessive growth of weeds or grass or other waste material which endangers the public health, welfare, or safety, or materially interferes with the peaceful enjoyment by owners or occupants of adjacent property because of the danger that it will catch or communicate fire, attract and propagate vermin, rodents, or insects, or blow rubbish into any street, sidewalk, or property of another.

(3) Storage of explosives. The storage of explosive material which creates a safety hazard to other property or persons in the vicinity.

(4) Open Wells. The maintenance of any open, uncovered, or insecurely covered cistern, cellar, well, pit, excavation, or vault situated upon private premises in any open or unfenced lot or place.

(5) Trees and shrubbery obstructing streets, sidewalks, and drainage. The growing and maintenance of trees or shrubbery which in any way interferes with the use, construction, or maintenance of streets or sidewalks, causes injury to streets or

sidewalks, or constitutes an obstruction to drainage.

(6) Livestock, including but not limited to: sheep, cattle, horses, pigs, hogs, goats, jack, jenny, donkeys, burrows, mules, poultry or other animals or birds commonly kept on a farm or any non-domestic animal.

**C. Abatement procedure**

(1) Whenever a nuisance situation is discovered, the authorized city official shall give five days' written notice to remedy the nuisance situation. The notice shall be mailed to the last known address of the owner of property, as it appears on the current tax assessment roll. Upon the failure of the owner of the property to comply, the authorized city official is authorized to send employees upon the property to remedy the situation.

(2) The city shall have a lien against the property for the reasonable value of labor and materials used in remedying the nuisance situation. The affidavit of the authorized city official shall constitute prima facie evidence of the amount of the lien and the regularity of the proceedings pursuant to KRS 381.770 and this section, and shall be recorded in the office of the County Clerk. The lien shall be notice to all persons from the time of its recording and shall bear interest at the legal rate of 12% ~~6%~~ per annum thereafter until paid. The lien created shall take precedence over all other subsequent liens, except state, county, school board and city taxes, and may be enforced by judicial proceeding. In addition to this remedy or any other remedy authorized by law, the owner of a property upon which a lien has been attached pursuant to this section shall be personally liable for the amount of the lien, including all interest, civil penalties, and other charges and the city may bring a civil action against the owner and shall have the

same remedies as provided for the recovery of a debt owed.

(3) In addition to the above, any person or legal entity who violates any portion of this ordinance shall be guilty of a Class A Misdemeanor and under KRS 534.040(2)(a) and may be fined not less than \$10.00 and not more than \$500.00 for each offense violation, each day the violation(s) continues, shall constitute a separate offense. In addition to the above fine, a term of imprisonment not to exceed twelve (12) months as a Class A Misdemeanor as set forth in KRS 532.090(1) under the authority of KRS 83A.065(2). Together with any and all court costs, and/or legal costs the City may incur in the enforcement of this ordinance, with any and all such fine, fees or forfeitures to accrue to the benefit of the City of Taylorsville and payable to the City Treasurer, to be deposited into the City General Fund.

**D. Nuisance created by others**

For the purposes of this chapter, it shall not be essential that the nuisance be created or contributed to by the owner, occupant, or person having control or management of the premises, but merely that the nuisance be created or contributed to by licensees, invitees, guests, or other persons for whose conduct the owner or operator is responsible, or by persons for whose conduct the owner or operator is not responsible, but by the exercise of reasonable care ought to have become aware of.

**E. Suspension of license**

(1) Whenever it is brought to the attention of the City Commission, that a nuisance exists and the City Commission deems that there is an immediate threat to the public health, safety, or welfare, the City Commission may by majority vote suspend the license of any person conducting business upon the premises where the nuisance

exists.

(2) The City Clerk shall cause notice of the suspension to be served personally upon the licensee or at the premises where the nuisance exists.

(3) Upon application of the licensee, the City Commission may remove the suspension upon such terms as it may direct.

Any Ordinance inconsistent herewith is hereby repealed; if only a portion of such ordinance is inconsistent, then only that portion is repealed.

This Ordinance shall take effect from and after its passage and publication.

Enacted this the 2<sup>nd</sup> day of December, 2014, by the City of Taylorsville.

CITY OF TAYLORSVILLE

  
DON PAY, Mayor

ATTESTED BY:

  
STEPHEN A. BIVEN, City Clerk

Date of First Reading	November 6, 2014
Date of Second Reading	December 2, 2014
Date Published	December 17, 2014

# 300 Legal Notices

facebook



## CALL FOR CLAIMS

Notice is hereby given to all persons having claims against **STANLEY E. MCGAUGHEY**, deceased, to file same with the undersigned at the address given below and to prove the claims as required by the Kentucky Revised Statute no later than **JUNE 2, 2015**.  
**Christopher S. McGaughey**,  
 EXECUTOR,  
 of the estate of  
**Stanley E. McGaughey**  
 C/O  
**Atty. Robert M. Coots**  
 P. O. Box 458  
 Taylorsville, KY 40071

## PUBLIC NOTICE

Notice is hereby given that the Fiscal Court of Spencer County on the 5th day of December 2015 at its meeting will consider the following ORDINANCE for second reading and adoption:

Prather, Hilbert, Prather and Yates – requesting a zone change on two separate tracts of land totaling 1.1 acres from AG-1, agricultural to R-1, residential for property located at 2781 Bloomfield Road (Hwy 55S).

Attest: Lynn Hesselbrock  
 Clerk Spencer County Fiscal Court

Bill Karrer  
 Spencer County Judge/Executive

**READ ONLINE! VISIT:**  
**www.SpencerMagnet.com**



**www.SpencerMagnet.com**

**The Spencer Magnet**

COMMONWEALTH OF KENTUCKY  
 CITY OF TAYLORSVILLE  
 SPENCER COUNTY, KENTUCKY

## SUMMARY OF ORDINANCE NO. 353

**AN ORDINANCE AMENDING ORDINANCE #295 HEREINAFTER REFERRED TO AS THE NUISANCE ORDINANCE, DECLARING CERTAIN ACTIVITIES OR CONDITIONS REGARDING REAL ESTATE WITHIN THE CITY OF TAYLORSVILLE A PUBLIC NUISANCE.**

This is a Summary of Ordinance No. 353, amending Section C (2) of Ordinance #295, to make the legal rate of interest 12% rather than 6% per annum and due to the public health aspect of a violation of the Ordinance, amending Section C (3), to make the offense a CLASS A MISDEMEANOR under KRS 83A.065(2), rather than a violation, for which there may be a fine up to \$500.00 for each offense under KRS 534.040(2)(a) and/or imprisonment under KRS 532.090(1) for a Class A misdemeanor, up to twelve (12) months.

This summary is made pursuant to the authority of KRS 83A.060(9), which allows the City to prepare for reading and for publication, a summary of an Ordinance in lieu of the reading and the publication of the full Ordinance itself.

The Ordinance becomes effective upon the final reading and publication.

THE FULL TEXT OF THE ORDINANCE IS ON FILE AND MAY BE REVIEWED AT TAYLORSVILLE CITY HALL, LOCATED AT 70 TAYLORSVILLE ROAD, TAYLORSVILLE, KENTUCKY, BETWEEN THE NORMAL WORKING HOURS OF 8:00 A.M. TO 4:30 P.M., MONDAY THROUGH FRIDAY.

I certify that I am a licensed and practicing attorney in the Commonwealth of Kentucky and the foregoing summary was prepared by myself in accordance with KRS 83A.060(9).

WITNESS my hand this the 2nd day of December, 2014.

*John D. Dale, Jr.*  
**JOHN D. DALE, JR.**  
 Attorney at Law  
 P. O. Box 494  
 Taylorsville, KY 40071  
 (502) 477-2296

Date of First Reading	November 6, 2014
Date of Second Reading	December 2, 2014
Date Published	December 24, 2014

# KENTUCKY Adve

**AUCTION**  
**END-OF-YEAR**  
**CLEAN OUT!**  
**FRIDAY NIGHT**  
 at 5:30 pm  
*Swisher Bros. Auction*  
 471 Frankfort Rd, Shelbyville  
 Call or text Eric Swisher at  
**502-445-6501**  
 Auctionzip.com #34885 for pics

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**Classifieds are**  
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**trade.**  
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**CONSIGNMENT**  
**JEWELL'S**  
**COMP**  
**599 Mt. Washington**  
**Thursday,**

Trucks, Tractors, Farm M  
 ATV's, Recreational, etc

*Jewell's*  
**Auction Co**  
 View Complete Details  
**www.jewellsauctionco**

## Supplemental Official Notice

Blue Grass Energy Cooperative Corporation, with its principal office at Nicholasville, Kentucky and with its address at PO Box 990 1201 Lexington Road Nicholasville, Kentucky 40340 has filed with the Kentucky Public Service Commission in Case No. 2014-00339 an application to adjust its retail rates and charges. The need for this adjustment is due to an increase in Blue Grass Energy's expenses in the areas of wholesale power costs, depreciation, and general operating expenses. Blue Grass Energy is proposing to increase its electric rates by \$2,450,474 or 2.17%.

The rates are were filed with the Kentucky Public Service Commission on November 18, 2014 and are effective December 18, 2014. The rates contained in this notice are rates proposed by Blue Grass Energy, Inc., that were inadvertently omitted from the first public notice. The Kentucky Public Service Commission may order rates to be charged that differ from these proposed rates contained in this notice. In addition, the Kentucky Public Service Commission may change the effective date.

A person may examine this application at the office of Blue Grass Energy located at 1201 Lexington Road Nicholasville, Kentucky 40340, Monday through Friday, 7:30 a.m. to 4:30 p.m. or at [www.bgenergy.com](http://www.bgenergy.com). A person may also examine this application at the Kentucky Public Service Commission offices located at 211 Sower Boulevard, Frankfort, Kentucky, Monday through Friday, 8:00 a.m. to 4:30 p.m., or through the commission's Web site at <http://psc.ky.gov>.

Any comments regarding the application may be submitted to the Public Service Commission through its Web site, <http://psc.ky.gov>, or by mail to Public Service Commission, Post Office Box 615, Frankfort, Kentucky 40602. A person may submit a timely written request for intervention to the Public Service Commission Post Office Box 615, Frankfort, Kentucky 40602, establishing the grounds for the request including the status and interest of the party. If the Commission does not receive a written request for intervention within thirty (30) days of initial publication of the notice, the commission may take final action on the application.