

AN ORDINANCE RELATING TO THE
SIZE OF ENTRANCE TILES FOR
COUNTY ROADS

Be it ordained by the fiscal court of county of Simpson,
Commonwealth of Kentucky:

SECTION (1). The following words when used in this ordinance, shall have the meaning ascribed to them in this ordinance, except where the context clearly indicates or requires a different meaning:

(1) Association: A partnership, limited partnership or any other form of unincorporated enterprise, owned by two (2) or more persons.

(2) Corporation: A corporation or joint stock association organized under the laws of the United States, this state, or any other state, territory or foreign country or dependency.

(3) Person: Every natural person, copartnership, fiduciary, association or corporation. Whenever the term "person" is used in any clause prescribing the imposing a penalty in the nature of a fine, the word, as applied to association, shall mean the partners or members thereof and as applied to corporations, the officers and directors.

SECTION (2). No person shall install, or cause to be installed, an entrance tile on any county road right-of-way and/or drainage area without first obtaining the consent of fiscal court.

SECTION (3). Any such entrance tile shall be such minimum length and diameter as shall be prescribed by fiscal court, upon the recommendation of the county road supervisor.

SECTION (4). Such entrance tile shall be furnished at the expense of the landowner desiring the county road entrance, and installed by the county road department under the supervision and direction of the county road supervisor. In the event the said landowner desires to install an entrance tile at said landowner's own expense, the county road supervisor shall supervise and direct such installation.

SECTION (5). This ordinance shall be enforced by the building inspector.

SECTION (6). Any person who shall violate any of the terms of Sections (2), (3) or (4) hereof shall be guilty of a violation and upon conviction shall be fined not less than \$100.00 nor more than \$500.00. In addition, fiscal court shall have the right, at such landowner's expense, to correct and/or replace any entrance tile installed in violation of this ordinance.

SECTION (7). In the event any part or portion of this ordinance is declared unconstitutional or unenforceable, then such unconstitutionality or unenforceability shall not affect the remainder of this ordinance.

February 14, 1995 FIRST READING
February 22, 1995 SECOND READING

At a meeting of the fiscal court of the County of Simpson, Commonwealth of Kentucky held February 28th, 1995, on motion made by Honorable Glen Evans, and seconded by Honorable Kenneth Utley, the foregoing ordinance was adopted, after full discussion, by the following vote:

<u>Aye</u>	BILL SCOTT
<u>Aye</u>	GLEN EVANS
<u>Aye</u>	KENNETH UTLEY
<u>Aye</u>	JAMES BAILEY

APPROVED:
BY: Kenneth Y. Harper
KENNETH Y. HARPER, COUNTY JUDGE EXECUTIVE
COUNTY OF SIMPSON, COMMONWEALTH OF KENTUCKY

ATTEST:
Jada Rhea
JADA RHEA, Fiscal Court Clerk,
County of Simpson, Commonwealth
of Kentucky

I, Jada Rhea, Clerk of the Simpson County Fiscal Court, do hereby certify that the foregoing instrument was this day lodged to be and is with this and the foregoing certificate duly recorded in my office. Given under my hand this 1st day of March 1995.

Jada Rhea
Fiscal Court Clerk