

**SCOTT FISCAL COURT
ORDINANCE NO. 08-09**

AN ORDINANCE OF THE SCOTT COUNTY FISCAL COURT ADOPTING THE 2006 EDITION OF THE INTERNATIONAL RESIDENTIAL CODE, WITH 2007 KENTUCKY AMENDMENTS REGULATING AND CONTROLLING THE DESIGN, CONSTRUCTION, QUALITY OF MATERIALS, ERECTION, INSTALLATION, ALTERATION, REPAIR, LOCATION, RELOCATION, REPLACEMENT, ADDITION TO, USE OR MAINTENANCE OF ONE- AND TWO-FAMILY DWELLINGS AND TOWNHOUSES IN SCOTT COUNTY, KENTUCKY; PROVIDING FOR THE ISSUANCE OF PERMITS AND COLLECTION OF FEES THEREFORE WHEN USED WITH MONEY; REPEALING ANY CONFLICTING ORDINANCES OF THE SCOTT COUNTY FISCAL COURT AND ALL OTHER ORDINANCES AND PARTS OF THE ORDINANCES IN CONFLICT THEREWITH.

The Scott County Fiscal Court does hereby ordain as follows:

SECTION 1: That certain documents, three (3) copies of which are on file in the office of the Scott County Clerk and the Scott County Judge/Executive's Office, being marked and designated as International Residential Code, including 2007 Kentucky Amendments as published by the International Code Council and is hereby adopted as the code of the Scott County Fiscal Court for regulating the design, construction, quality of materials, erection, installation, alteration, repair, location, relocation, replacement, addition to, use or maintenance of one- and two-family dwellings and townhouses not more than three stories in height in Scott County, Kentucky and providing for the issuance of permits and collection of fees therefore; and each and all of the regulations, provisions, conditions and terms of such International Residential Code, 2006 edition, published by the • International Code Council on file in the office of the Scott County Clerk and Scott County Judge/Executive are hereby referred to, adopted and made a part hereof as if fully set out in this ordinance.

SECTION 2: The following sections are hereby revised.

Section R101.1 insert: SCOTT COUNTY FISCAL COURT
Table R301.2(1) Insert: [APPROPRIATE DESIGN CRITERIA]

SECTION 3: That Ordinance No. _____ of _____ entitled (Fill in here the complete title of the present ordinance or ordinances in effect at the present time so that they will be repealed by definite mention) and all other ordinances or parts of ordinances in conflict herewith are hereby repealed.

SECTION 4: That if any section, subsection, sentence, clause or phrase of this ordinance is, for any reason, held to be unconstitutional, such decision shall not affect the validity of the remaining portions of this ordinance. The Scott County

Fiscal Court hereby declares that it would have passed this ordinance and each section, subsection, clause or phrase thereof, irrespective of the fact that any one or more sections, subsections, sentences, clauses and phrases be declared unconstitutional.

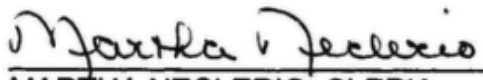
SECTION 5: That this ordinance shall take effect and be in full force when passed, published and recorded.

THIS ORDINANCE was introduced and read for the first time at a public meeting of the Scott County Fiscal Court on November 14, 2008 and for a second time and approved on December 12 2008.



HON. GEORGE LUSBY
SCOTT COUNTY JUDGE/EXECUTIVE

ATTESTED BY:



MARTHA NECLERIO, CLERK
SCOTT COUNTY FISCAL COURT

Sfc-ordinance-adoptionof2006edition-internationalresidentialcode

**SCOTT COUNTY FISCAL COURT
ORDINANCE NUMBER 08-10**

**AN ORDINANCE RELATING TO THE ADOPTION OF THE UNIFORM
STATEWIDE BUILDING CODE AS PROMULGATED IN 815 KAR 7:120 AND
815 KAR 7:125 BY THE BOARD OF HOUSING, BUILDINGS AND CONSTRUCTION OF THE
COMMONWEALTH OF KENTUCKY**

Be it ordained by the Scott County Fiscal Court as follows:

WHEREAS, KRS 198B.060(1), requires that all buildings constructed in Scott County shall be built in compliance with the uniform state building code as adopted by the Board of Housing, Buildings and Construction; and

WHEREAS, KRS 198B.060(1) authorizes any city, county or urban county government to require, by ordinance, permits, inspections and certificates of occupancy for single family dwellings; and

WHEREAS, KRS 198B.060(11) requires the local government to employ or contract for or with electrical inspection services; and

WHEREAS, KRS 198B.060(18) authorizes each local government to establish a schedule of fees which are designed to cover the costs of the service performed but not to exceed it;

NOW, THEREFORE, BE IT ORDAINED by the Scott County Fiscal Court, Scott County, COMMONWEALTH OF KENTUCKY

SECTION 1. ADOPTION OF THE KENTUCKY BUILDING CODE

THAT, the KENTUCKY BUILDING CODE, promulgated in 815 KAR 7:120 and the KENTUCKY RESIDENTIAL CODE promulgated in 815 KAR 7:125 by the Board of Housing, Buildings and Construction, Commonwealth of Kentucky, are hereby adopted in full as an Ordinance of Scott County of the Commonwealth of Kentucky as if set out at length herein;

THAT, a copy of said Kentucky Building Code is on file in the Office of the Scott County Clerk and the Scott County Judge/Executive's Office and the Clerk and Judge shall at all times keep a copy of said building code for reference.

THAT, an attested copy of this Ordinance shall be transmitted to the Office of Housing, Buildings and Construction of the Commonwealth of Kentucky.

SECTION 2: DESIGNATED E: FORCEMENT OFFICER

• THAT, the Scott County Building Inspector's Office shall be designated as the local enforcement agent/agency for said Kentucky Building Code. All building code inspections shall be performed by persons certified by the Kentucky Office of Housing, Buildings and Construction. All electrical inspections shall be performed by a state certified electrical inspector specifically approved by this jurisdiction.

SECTION 3: BUILDING INSPECTION PROGRAM

• THAT, pursuant to KRS 198B.060(8), a building inspection program has previously been established in Scott County, Kentucky for application to all buildings and is hereby ratified.

SECTION 4: PERMITS AND FEES

THAT, the fees for permits and inspections shall be as provided for in the attached schedule.

SECTION 5; INCONSISTENT ORDINANCES REPEALED

THAT, all ordinances or parts of ordinances in conflict herewith are, to the extent of such conflict, hereby repealed.

SECTION 6: EFFECTIVE DATE

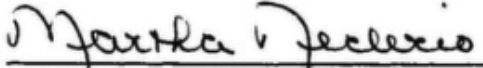
THAT, this Ordinance shall take effect and be in full force when passed, published and recorded according to law.

THIS ORDINANCE was introduced and read for the first time at a public meeting of the Scott County Fiscal Court on November 14 , 2008, and for a second time and approved on Dec 12, 2008.

ATTESTED BY:



HON. GEORGE LUSBY
SCOTT COUNTY JUDGE/EXECUTIVE



MARTHA NECLERIO, CLERK
SCOTT COUNTY FISCAL COURT

**SCOTT FISCAL COURT
ORDINANCE NO. 08-11**

**AN ORDINANCE RELATED TO THE PROHIBITION OF THE ISSUANCE OF
PERMITS/APPROVALS -OR THE NEW CONSTRUCTION OR DEVELOPMENT WHILE
APPLICANT IS IN VIOLATION OF ENFORCEMENT ORDER OR CERTIFICATE OF
OCCUPANCY REQUIREMENTS**

WHEREAS, the Scott Fiscal Court has encountered frequent violations of both Building Code and Development Regulations. Builders or developers in violation of applicable regulations and enforcement orders may apply for permits or approvals for new construction or development without first remedying existing violations. There are builders and developers who have violations at multiple locations. The purpose of this Ordinance is to limit potential for violations at multiple sites. This Ordinance shall require builders and developers to remedy violations that are the subject of enforcement orders on a given site before receiving additional permits or approvals for additional sites.

NOW, THEREFORE, BE IT ORDAINED BY THE SCOTT FISCAL COURT, as follows:

1. Definitions for the Purpose Of This Ordinance:

Permits/approvals: Permits/approvals include building permits, approvals of preliminary * final development plans, approvals of preliminary or final subdivision plats, approvals of construction plans and any other permit or approvals that would otherwise authorize the applicant to begin construction at a new location or intensify construction at a current location.

Approval/permits include those given by Building Inspection and Planning and Zoning.

Current construction or development: Building construction or project development currently underway pursuant to building permit, preliminary or final development plans or preliminary or final subdivision plats.

Enforcement Order: All orders or notices authorized by law, including, but not limited to, Kentucky Building Code, Georgetown-Scott County Zoning Ordinance and Subdivision Regulations.

Violation of Enforcement Order: The violation of an enforcement order occurs when: a builder or developer is served with formal written notice of violations; that notice contains the specified violations which are to be corrected; that notice states a specific deadline before which the corrections or other specified actions are to be completed; and the builder or developer served by the notice fails to comply with the notice within the time allotted.

2. Issuance Of New Permits/Approvals: No new permits/approvals shall be issued to a builder or developer.

A. That is in violation of an enforcement order at the time application is made for the permits/approvals; or

B. That currently has a house into which an occupant has been permitted to move without first qualifying for and receiving a certificate of occupancy.

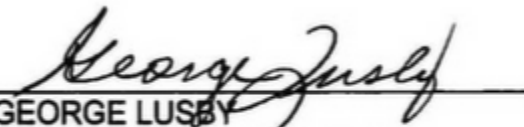
3. Application Of 82 Prohibition: The prohibition of new permits/approvals provided in 82 alive, is applicab.~ to applicants, whether individual, partnership or corporation having substantial identification with the builder or developer who has failed to comply with an enforcement order. By way of example, a builder who does business in more than one corporate or other business name may not receive new permits/approvals in one business name while in violation of an enforcement order under another business name. A principal co-owner, partner, member, or shareholder in a business, which is in violation of an enforcement order, may not obtain new permits/approvals under a different business name. A builder, which has a co-owner, partner, member or shareholder with a minority interest who is in violation of an enforcement order, may obtain new permits/approvals.

4. Severability: In the event any provisions of this Ordinance is found by court of competent jurisdiction to be contrary to law, that finding shall have no effect on the remaining provisions, which shall be enforced to the extent practicable without reference to the offending provision.

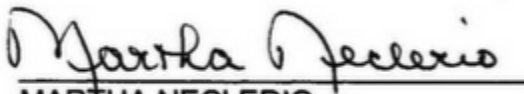
5. Effective Date: This ordinance shall take effect upon passage and publication.

The foregoing Ordinance was read for the first time on Now 14, 2008, read for the second time, adopted and approved, at its regular meeting Dec 12, 2008.

APPROVED:


GEORGE LUSBY
SCOTT JUDGE EXECUTIVE

ATTEST:


MARTHA NECLERIO
FISCAL COURT CLERK

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