

ORDINANCE NO. _____, SERIES 2022

AN ORDINANCE AMENDING CHAPTER 42 OF THE LOUISVILLE METRO CODE OF ORDINANCES REGARDING USE OF METRO OWNED PARKS. (AMENDMENT BY SUBSTITUTION)

SPONSORED BY: COUNCIL MEMBERS SHANKLIN, FOWLER, GEORGE, AND PRESIDENT JAMES

WHEREAS, Metro Parks are regularly used for events by non-governmental organizations and private citizens; and

WHEREAS, use of the parks for events entails additional certain costs for which the Department of Parks charges reasonable fees, including but not limited to fees for the use of Metro-owned property and equipment and costs of security necessary for the event provided by LMPD; and

WHEREAS, the Office of the Mayor and Metro Council members regularly host official events for the community which are held in the Louisville Metro Parks system, many of which have been held annually for many years; and

WHEREAS, the departmental budgets are created by Louisville Metro Government with the understanding and expectation that the Office of the Mayor and Metro Council members may use Metro Parks properties for official events, as they have in the past, and funding for LMPD and Parks takes that into account.

NOW, THEREFORE, BE IT ORDAINED BY THE LEGISLATIVE COUNCIL OF THE LOUISVILLE/JEFFERSON COUNTY METRO GOVERNMENT AS FOLLOWS:

SECTION I: A new section of Chapter 42 shall provide as follows:

SECTION 42.33. FEES ASSOCIATED WITH USE OF PARK PROPERTY AND EQUIPMENT.

- (A) Louisville Metro Government may charge reasonable fees associated with the use of any Metro-owned park property and equipment, including but not limited to rental fees for park equipment such as stages, bleachers, audio visual equipment; permit fees; or fees required for additional security for the event. Non-governmental organizations and private residents shall be responsible for payment of all fees associated with the use of Metro-owned park property.
- (B) No fees permitted under subsection (A) shall be required for any official event held in a Metro-owned park for a valid governmental purpose and hosted by (1) the Office of the Mayor or a department or agency within that office, or by (2) member(s) of Metro Council, regardless of whether financial sponsorships from third parties are solicited in support of the event.
- (C) Any Metro official seeking to use Metro-owned park property for any other purpose other than a valid governmental purpose shall be subject to and responsible for payment of all applicable fees associated with the use of Metro-owned park property as authorized in subsection (A).
- (D) On or before March 15 of each year, each Council office shall submit to the Council President's Office and the Department of Parks a list of all Council sponsored official events that the Council district or the Council member intends to hold or sponsor on Metro-owned park property in the upcoming fiscal year. The list shall include the name, date, time, and location of the event, and the resources needed from Parks for the event, including any additional security.

SECTION II: This Ordinance shall take effect upon its passage and approval or otherwise becoming law.

Sonya Harward
Metro Council Clerk

David James
President of the Council

Greg Fischer
Mayor

Approval Date

APPROVED AS TO FORM AND LEGALITY:

Michael J. O'Connell
Jefferson County Attorney

By: _____

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