

ORDINANCE NO. _____, SERIES 2022

AN ORDINANCE AMENDING THE LOUISVILLE METRO CODE OF ORDINANCES SECTION 50.57 TO DEFINE CONDOMINIUMS IN THE COMPREHENSIVE STORM WATER DRAINAGE AUTHORITY.

SPONSORED BY: COUNCIL MEMBER ANTHONY PIAGENTINI

WHEREAS, current definitions for the Comprehensive Storm Water Drainage Authority omit condominiums as defined by Kentucky Revised Statutes § 381.810;

WHEREAS, current definitions for Class A Properties and Class B Properties do not distinguish between condominiums that are single unit structures with common elements from condominiums that are multiple unit structures with common elements;

WHEREAS, without these definitions in the Comprehensive Storm Water Drainage Authority plan, the result has been that single unit condominium structures, with separate plumbing from other single unit condominium structures, are charged drainage rates as though the units were one multiple unit structure sharing the same combined plumbing;

WHEREAS, single unit condominium structures have separate and lower drainage and water runoff than the collective, multi-level, multiple unit condominium structures; and

WHEREAS, Metropolitan Sewer District rates that do not account for the difference between single unit and multiple unit condominium structures unfairly overcharge single unit structures with measurably reduced usage;

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

SECTION I: Louisville Metro Code of Ordinances § 50.57 is amended as follows:

CONDOMINIUM. Ownership of single units in a single unit or a multiple unit structure or structures with common elements.

CLASS A PROPERTIES. One- and two-family residential properties. Residential properties in a condominium in a single unit structure or a multiple unit structure if the structure is not a high rise structure and is no more than four units together as in a patio style structure.

CLASS B PROPERTIES. All other properties, including but not limited to apartment buildings having units for three or more families, condominiums in a multiple unit, high-rise structure, and institutional, commercial, industrial, agricultural, and governmental properties.

SECTION II: This Ordinance shall be effective 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: _____