

**ORDINANCE NO. \_\_\_\_\_, SERIES 2021**

**AN ORDINANCE AMENDING ORDINANCE NO. 087, SERIES 2021 RELATING TO THE FISCAL YEAR 2021-22 OPERATING BUDGET FOR THE LOUISVILLE/JEFFERSON COUNTY METRO GOVERNMENT BY APPROPRIATING \$172,500 OF NON-RECURRING GENERAL FUND REVENUES FROM FISCAL YEAR 2020-2021 TO THE DEPARTMENT OF DEVELOP LOUISVILLE FOR ADDITIONAL STAFF AND RELATED EQUIPMENT TO HELP ENSURE COMPLIANCE WITH APPROVED DEVELOPMENT PLANS AND BINDING ELEMENTS.**

**SPONSORED BY: SPONSORSHIP WITHDRAWN**

**WHEREAS**, Planning Commissioners, Planners, and Council Members put in countless hours working to come to final approval of development plans; and

**WHEREAS**, the Louisville Metro Code of Ordinances (“LMCO”) § 153.21 makes binding element violations a civil offense which may subject the violator to a civil fine and/or remedial orders of the Planning Commission; and

**WHEREAS**, the lack of follow through and oversight of development plans and binding elements can create lackadaisical adherence to approved plans; and

**WHEREAS**, LMCO § 153.22 grants the Planning Commission the authority to make findings and issue orders to remedy any violation of a binding element; and

**WHEREAS**, overwhelmed enforcement personnel within Planning and Design Services are faced with backlogs of cases that delay adherence and take valuable time away from other duties within the department; and

**WHEREAS**, Kentucky Revised Statute (“KRS”) § 100.403 defines a Land Use Enforcement Officer in a county with a consolidated local government as an officer authorized by the planning commission to enforce binding elements; and

**WHEREAS**, LMCO § 153.23 authorizes Land Use Enforcement Officers the ability to issue citations for binding elements but requires officers to personally observe or investigate violations; and

**WHEREAS**, LMCO § 153.23 mandates all citations be hand-delivered to the alleged violator; and

**WHEREAS**, KRS § 100.401 was adopted by the 2014 General Assembly to strengthen the enforcement of binding elements which have been approved by a consolidated local government; and

**WHEREAS**, on the job training for enforcement officers is an important aspect of their duties, the lack of formal training support from Louisville Metro Government leaves them at a distinct disadvantage when faced with the required, successful completion of their examination.

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

**SECTION I:** Part I., Revenues and Funding Sources, of Ordinance 087, Series 2021, is hereby amended as follows:

REVENUES AND FUNDING SOURCES									
1.	GENERAL FUND								
	Property Taxes						192,370,000		
	Revenue Commission Payments						416,210,000		
	Licenses and Permits						19,230,000		
	Fines						1,200,000		
	Revenue from Use of Money and Property						970,000		
	Charges for Service						13,620,000		
	Intergovernmental Revenue						14,560,000		
	GENERAL FUND TOTAL						658,160,000		
2.	AGENCY AND OTHER RECEIPTS						114,056,900		
3.	NON-RECURRING GENERAL FUND						<del>89,966,200</del>	<u>90,138,700</u>	
4.	TOTAL REVENUES AND FUNDING SOURCES						<del>862,183,100</del>	<u>862,355,600</u>	
5.	TRANSFER TO THE CAPITAL FUND						(30,105,400)		
6.	COMMITTED FUNDS						(1,300,000)		
7.	TOTAL AVAILABLE FOR APPROPRIATION						<del>830,777,700</del>	<u>830,950,200</u>	

**SECTION II:** Part I., F. Chiefs of Louisville Forward, 2. Develop Louisville, of Ordinance No. 087, Series 2021, is hereby amended as follows:

2. DEVELOP LOUISVILLE

a. General Operations		
(1) General Fund	14,047,300	<u>14,219,800</u>
(2) General Fund Carryforward	3,000	
(3) Agency and Other Receipts	4,338,200	
TOTAL – Develop Louisville	<del>18,388,500</del>	<u>18,561,000</u>

**SECTION III:** The Council has determined the funds requested in this Ordinance will be expended for a public purpose.

**SECTION IV:** The Ordinance shall take effect upon its passage and approval or otherwise becoming law.

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Sonya Harward  
Metro Council Clerk

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David James  
President of the Council

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Greg Fischer  
Mayor

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Approved Date

**APPROVED AS TO FORM AND LEGALITY:**

Michael J. O’Connell  
Jefferson County Attorney

BY: \_\_\_\_\_