

Resolution \_\_\_\_\_

WHEREAS, it is a responsibility of the Planning Commission to enforce the provisions of Kentucky Revised Statutes (KRS) 100.401 through 100.419, collectively known as the Binding Element Enforcement Act;

WHEREAS, as set forth in KRS 100.401, it is the intent of the Binding Element Enforcement Act to strengthen the enforcement of binding elements which have been approved as part of a land use development plan in a county containing a consolidated local government. This is intended to be done by extending to a planning commission in counties containing a consolidated local government the authority to issue remedial orders and impose civil fines in order to provide an equitable, expeditious, effective, and inexpensive method of ensuring compliance with approved land use plans as they apply to binding element agreements; and

WHEREAS, to assist in the enforcement of the Binding Element Enforcement Act, the Planning Commission may authorize an individual as a land use enforcement officer; and

WHEREAS, as defined in KRS 100.403 and used in the Binding Element Enforcement Act, a land use enforcement officer means an officer authorized by a planning commission to enforce binding elements; and

WHEREAS, the responsibilities of an individual authorized to act as a land use enforcement officer are described in KRS 100.401 through 100.419; and

WHEREAS, the following individuals are currently involved in binding element enforcement in Jefferson County, Kentucky: Jay Lockett, Louisville Metro Government;

NOW THEREFORE BE IT RESOLVED THAT THE PLANNING COMMISSION:

The Planning Commission does hereby authorize the aforementioned individuals to carry out binding element enforcement in Jefferson County as land use enforcement officers.

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Date