

ORDINANCE NO. **BG2019 - 53**

ORDINANCE AMENDING CODE OF ORDINANCES

ORDINANCE AMENDING CHAPTER 15  
(BUSINESS AND GENERAL REGULATIONS) AND  
CHAPTER 22 (TRAFFIC AND MOTOR VEHICLES)  
OF THE CITY OF BOWLING GREEN CODE OF  
ORDINANCES

WHEREAS, the City of Bowling Green periodically reviews Chapters in its Code of Ordinances and recommends revisions to Chapter 15 (Business and General Regulations) and Chapter 22 (Traffic and Motor Vehicles); and,

WHEREAS, it is in the best interest of the City to approve these amendments as requested.

NOW, THEREFORE, BE IT ORDAINED by the City of Bowling Green, Kentucky as follows:

1. Chapter 15 (Business and General Regulations) of the Code of Ordinances is hereby amended as follows:

...

15-9 COMMERCIAL MOTION PICTURE AND TELEVISION PRODUCTION  
EVENTS.

15-9.01 Purpose.

This Subchapter is intended to establish a one-stop permitting process for motion picture and television production events on public property of the City of Bowling Green or which require the use of City of Bowling Green personnel, equipment or facilities that disrupt the normal activities of that facility or that require the closure of any City street or sidewalk or which involve the use of pyrotechnics, explosives or other incendiary devices.

15-9.02 Definitions.

As used in this Subchapter:

"City Equipment" shall mean any tangible property, other than real property, purchased by

(Ordinance No. BG2019 - 53)

public funds and used in the normal course and scope of providing governmental service by the City.

“City Facility” shall mean any public street, sidewalk, or any other site or building owned, controlled by, or under the jurisdiction of the City of Bowling Green.

“Commercial Motion Picture and Television Productions” shall mean set-up, staging, filming, videotaping, or any other activity related to the production of commercial motion pictures, film shorts, music or entertainment videos, television presentations, advertising or other commercial materials using City equipment, City personnel or City facilities that disrupt the normal activities of that facility or that require the closure of any City street or sidewalk. This definition shall include, and a permit shall be required for, such productions on private property, not a studio, involving the use of pyrotechnics, explosives or other incendiary devices, or involving the use of City equipment or City personnel. The use of City police officers for crowd control, traffic control or other reasons shall require the issuance of a permit pursuant to this Subchapter.

15-9.03 Permit Required; Exceptions.

a. No person shall set-up, stage, film, videotape or perform any other activity related to the production of commercial motion pictures, film shorts, music or entertainment videos, television presentations, advertising or other commercial materials using City equipment, City personnel or City facilities that disrupt the normal activities of that facility, or that require the closure of any City street or sidewalk, or involve the use of pyrotechnics, explosives or other incendiary devices unless a permit shall first have been obtained from the Neighborhood Services Division.

b. This Subchapter shall not apply to the shooting of commercial motion pictures and television productions at studios constructed for such purposes where no City equipment, City facilities or City personnel are involved.

c. This Subchapter shall not apply to any news, news features, documentary production, or filming or videotaping done for use by the City of Bowling Green, in criminal

(Ordinance No. BG2019 - 53)

investigations by law enforcement agencies, or for use in judicial proceedings.

d. This Subchapter shall not apply to commercial motion picture and television productions done for nonprofit organizations approved by the City, although such nonprofit organizations shall make an application in order to provide notification to City police and other City personnel, but all fees may be waived.

e. This Subchapter shall not apply to commercial motion picture and television productions that do not use any City equipment or City personnel, do not disrupt the normal activities of City facilities or require the closure of any City street or sidewalk or do not involve the use of pyrotechnics, explosives or other incendiary devices.

#### 15-9.04 Application for Permit.

A person seeking the issuance of a permit pursuant to this Subchapter shall file an application with Neighborhood Services Division on forms provided by that office not less than three (3) working days before the planned set-up, staging, filming or videotaping. Neighborhood Services Division may waive the minimum filing period and accept an application filed within a shorter period.

#### 15-9.05 Standards for Issuance of Permit.

Neighborhood Services Division shall issue a permit as provided for hereunder, when after consideration of the application and from such other information as may otherwise be obtained, it finds that:

a. The location of the production will not cause undue hardship to adjacent businesses or residents or will result in undue traffic congestion.

b. There are no other production permit applications for the same time and location that have been or will be granted.

c. There are no other production permit applications that have been or will be granted for other locations that would reduce police and other City resources in combination with the second

(Ordinance No. BG2019 - 53)

application to such an extent that the welfare and safety of persons and property would be adversely affected.

d. The application does not contain incomplete or false information.

e. The production is not a pornographic production which is defined as a film or tape of activities depicting human genitals in a state of sexual stimulation or arousal, acts of human masturbation, actual sexual intercourse, sodomy, bestiality and in a graphically sexual context the following: masochism, sadism or sadomasochism.

f. The production is not a film or tape of activities occurring on City facilities or using City equipment or City personnel and containing acts portraying the acts of rape, sodomy, bestiality, sexual intercourse or acts of violence that portray exploding body parts or the dismemberment of bodies or body parts of humans or animals.

g. The permittee is not delinquent in the payment of City occupational fees or property taxes.

15-9.06 Notice of Rejection, Approval of Application for Permit.

a. If the application is denied, Neighborhood Services Division shall prepare and sign an order stating the reasons for the denial of the application and mail it to the applicant.

b. If the application is approved, Neighborhood Services Division shall prepare an order of approval and mail it to the applicant stating any special conditions imposed on the permit as determined by Neighborhood Services Division

15-9.07 Appeal Procedure.

Any person aggrieved by the denial of an application shall have the right to appeal the denial to the City Manager. The appeal shall be filed within seven (7) working days after the date of the denial notice by filing a written notice with the City Clerk. The City Manager shall act upon the appeal within seven (7) working days after its receipt.

15-9.08 Contents of Permit Application.

Each commercial motion picture and television production permit application shall be signed by an authorized agent for the applicant and shall contain the following information:

- a. Locations of the production and the identification of City equipment, City facilities or City personnel requested, including the identification of any City streets or sidewalks to be closed or affected by the production;
- b. Duration and type of the production;
- c. Dates and times of the production;
- d. The number of persons and number and type of vehicles to be involved in the production;
- e. The amount and type of equipment to be used in the production;
- f. The names, addresses and telephone numbers of the persons who will have the on-scene responsibility for the proposed production;
- g. Special effects to be used, especially incendiary or explosive devices, with the qualifications and licensing of the person in charge of such special effects;
- h. A description of any temporary facilities, such as tents, that will be installed on public facilities;
- i. A written explanation or summary of the portion of the production to be shot within the City;
- j. An agreement to pay for any costs for services provided by the City, including execution of any required agreements with the City Police Department;
- k. Copies of notices to affected property owners and copies of written consents from any private property owners whose property will be used for the production;
- l. Certification that the production will not be a pornographic or other film prohibited

(Ordinance No. BG2019 - 53)

by this Subchapter; and,

m. Such other information as Neighborhood Services Division shall find necessary for the enforcement of this Subchapter.

15-9.09 Revocation of Permit.

All permits issued pursuant to this Subchapter shall be temporary and do not vest any permanent rights. Reasons for revocation of a permit include:

- a. Applications containing incomplete or false information;
- b. The applicant does not comply will all of the terms and conditions of the permit;
- c. The applicant fails to arrange for or to remit all fees, deposits, insurance or bonds to the City; or,
- d. For other good reasons as determined by the City Manager, or designee.

15-9.10 Duties of the Permittee.

- a. The permittee shall comply with all permit conditions and with all applicable laws and ordinances.
- b. The permittee shall comply with all directions and commands of the City Police and Fire Departments and shall allow the property being used to be accessible to both departments and other emergency personnel at all times.

15-9.11 Restoration of City Facilities.

The permittee shall be responsible for restoring any City facilities and City equipment to the same condition as the facilities and equipment were in prior to the production. The permittee shall clean the City facilities of rubbish and debris, and if the permittee fails to restore the City facilities or City equipment, the City may undertake such restoration and the permittee shall be assessed those charges.

15-9.12 Costs for City Facilities and City Equipment.

(Ordinance No. BG2019 - 53)

The permit shall require the permittee to reimburse the City for the use of City equipment, City facilities if applicable, and for any costs associated with the use of City personnel, including but not limited to each employee's regular hourly rate of pay or overtime rate of pay and the City's costs incurred due to compensatory time earned by City personnel related to the production.

15-9.13 Performance Bond; Insurance; Permit Fee.

a. If required by Neighborhood Services Division, the permittee shall remit to Neighborhood Services Division a performance bond before the permit is issued. The type and amount of the bond shall be determined within the discretion of Neighborhood Services Division based on information contained in the application. The purpose of the bond is to pay for damages to City facilities and City equipment, to pay for any clean-up costs incurred by the City and to pay for any personnel costs. Any part of the performance bond not withheld by the City shall be returned to the permittee within thirty (30) business days after the completion of the production.

b. If required by Neighborhood Services Division, the permittee shall obtain and present evidence of comprehensive liability insurance naming the City as an insured in an amount and from an insurance company satisfactory to the City. The permittee shall also execute a hold harmless agreement in which the permittee agrees to defend, pay and hold harmless the City, its officers and employees from any and all claims for personal or property damages or injuries arising from or in any way connected to the production permit.

c. A permit application fee of thirty (\$30.00) dollars shall be submitted with the application to Neighborhood Services Division. Payment of this permit fee does not waive payment of any other occupational or business license fees related to Chapter 18 (Occupational License Fees and Taxes) of the City Code of Ordinances.

15-9.14 Enforcing Office, Powers and Duties.

Neighborhood Services Division is hereby charged with the enforcement of the provisions

(Ordinance No. BG2019 - 53)

of this Subchapter and is empowered to prescribe, adopt, promulgate and enforce rules and regulations relating to any matter pertaining to the administration and enforcement of the provisions of this Subchapter. All such rules and regulations shall be subject to the consent and approval of the City Manager.

15-9.15 Penalties.

a. It shall be unlawful for any person to take any action for which a permit is required by this Subchapter without first having obtained a permit as herein provided.

b. It shall be unlawful for any person in charge of or responsible for the conduct of any commercial motion picture and television production to knowingly fail to comply with the conditions of the permit.

c. Whoever violates any provision of this Subchapter shall be fined not less than one hundred (\$100.00) dollars nor more than five hundred (\$500.00) dollars, or imprisonment for not more than thirty (30) days or both. Each day of any violation shall constitute a separate offense.

2. Chapter 22 (Traffic and Motor Vehicles) is hereby amended as follows:

22-1 GENERAL PROVISIONS.

22-1.01 Effect of Code on Existing Regulations.

All traffic regulations within the City existing at the time of the adoption of this Code, that are evidenced by proper signs, paintings, markers, signals, and other devices are hereby ratified, validated and adopted as part of this Chapter and the same shall remain in force and effect until changed in a manner as provided in this Chapter and a violation of any such regulations shall be deemed a violation of this Chapter.

~~[22-1.02 Public Employees to Obey Regulations.]~~

~~[The provisions of this Chapter shall also apply to the drivers of all vehicles owned or operated by the United States, the State, or any County, City, District, or any other political~~



(Ordinance No. BG2019 - 53)

~~subdivision of the State, subject to such specific exceptions as are set forth in this Chapter or in the laws of the State.]~~

22-1.02[3] Unlawful Riding or Boarding of Vehicle.

No person shall ride on any vehicle or upon any portion thereof not designated or intended for the use of passengers. No person shall board or exit from any vehicle while such vehicle is in motion. This provision shall not apply to a person participating in a permitted parade or to an employee engaged in the necessary discharge of a duty ~~[, or to persons riding within truck bodies in space intended for merchandise].~~

~~[22-1.04 Boarding or Alighting from Vehicles.]~~

~~[No person shall board or alight from any vehicle while such vehicle is in motion.]~~

22-1.03[5] Street Obstructions Prohibited.

It shall be unlawful for any person to assemble, congregate, or place or cause to be placed any vehicles, roadblocks or other obstructions so as to hinder the travel on any of the streets, highways, alleys, roadways, greenways and sidewalks ~~[of]~~ in the City unless such placement involves an authorized temporary traffic control device (TTCD).

22-1.04[6] State and City Laws and Regulations Applicable Throughout Entire City.

It shall be unlawful to violate any provision of this Chapter or any other ordinance of the City or any State law or regulation pertaining to the movement, parking or operation of any vehicle at any place within the City limits including, but not limited to, all highways, streets, alleys, roadways and all off-street parking facilities offered for public use whether publicly or privately owned with any and all applicable fines and penalties provided for the violation of all City and State laws and regulations to apply to the same extent and magnitude for any violations thereof which may be committed upon off-street parking facilities.

22-2 DEFINITIONS.

"Abandoned vehicle" means a vehicle that has been parked or remains standing in the public rights-of-way in excess of three (3) days.

"Authorized Towing" means removal of a vehicle to a storage facility either by an officer or other persons authorized by the Chief of Police, or designee, in response to a request from an officer or other persons authorized by the Chief of Police, or designee.

"Chief of Police" shall mean the Chief of Police of the City.

"Commercial delivery personnel" shall mean employees of a licensed commercial delivery service.

"Courtesy Tow" shall mean the act of removing a vehicle from a public roadway by an officer or by the owner's request for the purpose of un-obstructing the flow of traffic.

"Display" shall mean the placement of a motor vehicle or vehicles by a licensed motor vehicle dealer at a location which is not its established place of business where no solicitation, sale, transfer or test drive takes place. Nothing in this Subchapter shall be deemed to prohibit a licensed motor vehicle dealer from off-site warehousing, storing, parking or driving a demonstrator vehicle in the normal course of business.

"Golf Cart" shall mean any self-propelled vehicle that is designed for the transportation of players or maintaining equipment on a golf course, while engaged in the playing of golf, supervising the play of golf or maintaining the condition of the grounds on a golf course and as further defined in the Kentucky Revised Statutes.

"Junk Motor Vehicle" shall mean any inoperable motor vehicle, whether repairable or not, without a current valid license plate, or which is rusted, wrecked, discharged, partially or totally dismantled or abandoned.

"Licensed Motor Vehicle Dealer" shall mean dealers, manufacturers, factory branches,

(Ordinance No. BG2019 - 53)

distributors and distributor branches as those terms are defined in KRS 190.010 and, where applicable, who hold a license from the Commonwealth of Kentucky.

“Low-speed vehicle” shall have the same meaning as in KRS 186.010.

“Neighborhood Services Division” shall mean a division in the Neighborhood and Community Services Department of the City of Bowling Green.

“Parade” shall mean any parade, march, ceremony, show, exhibition, pageant or procession of any kind, or any similar display, consisting of persons, animals or vehicles or a combination thereof, in or upon any street, sidewalk, park or other public place in the City with an intent of attracting public attention that interferes with the normal flow or regulation of traffic upon the streets, parks or other public grounds.

“Residential area” shall mean areas zoned primarily or exclusively for single-family or multifamily residential use.

“Special Event” shall mean any activity which occurs upon private or public property that will affect the ordinary use of the public property, public streets, rights-of-way or sidewalks. This includes, but is not limited to fairs, parades, festivals, foot runs, bicycle runs and block parties. Private social gatherings which will not require the use of City streets other than for lawful parking are not included.

“Temporary Display” shall mean the conducting or holding of a temporary display of motor vehicles for periods of time in compliance with applicable State regulations, but shall not otherwise preclude the following activities which do not require a permit under this Chapter:

(1) A display of motor vehicles by a motor vehicle dealer trade association and its participating members for which a permit is issued by the Commonwealth of Kentucky;

(2) A display of less than three (3) motor vehicles for advertising purposes at one (1) location, or as part of the licensee's sponsorship of a charitable or other public event;

(Ordinance No. BG2019 - 53)

(3) A manufacturer's sponsored display of motor vehicles for its participating dealers within the City of Bowling Green, except that the participating dealers, to include participating dealers not licensed in Kentucky, shall individually secure the permit required by this Chapter;

(4) Trade shows and similar major public events that have achieved regional or national prestige and that contribute substantially to the economy of the community and State; or

(5) An annual event held at the National Corvette Museum that involves the sale of antique, vintage, rare or collectible motor vehicles that contributes to the economy of the community with the event complying with all other applicable State and City laws, rules and regulations.

"Traffic control device" shall mean all signs, signals, markings and devices placed on, over or adjacent to a street or highway by the authority of a public body or an official having jurisdiction to regulate, warn or guide traffic.

"Utility vehicle" shall mean a vehicle designed and manufactured for general maintenance, security and landscaping purposes, but does not include any vehicle designed or used primarily for the transportation of persons or property on a street or highway, a golf cart or an all-terrain vehicles as defined in KRS 189.010.

"Vehicle" shall mean an automobile, truck, motorcycle or other motor-driven or self-propelled form of transportation.

~~[22-2 — ADMINISTRATION AND ENFORCEMENT.]~~

~~[22-2.01 — Penalty.]~~

~~[Unless another penalty is expressly provided by the Kentucky Revised Statutes or by this Chapter, every person convicted of a violation of any provision of this Chapter shall be guilty of a misdemeanor and shall be fined not more than five hundred (\$500.00) dollars or imprisoned for not more than one hundred eighty (180) days or by both such fine and imprisonment.]~~

~~[22-2.02 — Unlawful and a Misdemeanor to Violate Chapter.]~~

(Ordinance No. BG2019 - 53)

~~[Unless otherwise provided by this Chapter, it is unlawful and a misdemeanor for any person to do any act forbidden or fail to perform any act required in this Chapter.]~~

~~[22-2.03—Applicability of Chapter to Those Propelling Pushearts or Riding Animals.]~~

~~[a. Every person propelling any pusheart upon a roadway shall be granted all of the rights and shall be subject to all of the duties applicable to the driver of a vehicle, except those provisions which by their very nature can have no application.]~~

~~[b. Every person riding an animal or driving any animal drawn vehicle upon a roadway shall be granted all of the rights and shall be subject to all of the duties applicable to the driver of a vehicle, except those provisions which by their very nature can have no application.]~~

~~[22-2.04—Officers Charged With Enforcement; Authority of Officers to Direct Traffic.]~~

~~[a. It shall be the duty of all officers of the Police Department or such officers as are assigned by the Chief of Police to enforce all State and City traffic laws and regulations at all places throughout the City limits of the City of Bowling Green, including, but not limited to, all highways, streets, alleys, roadways and all off street parking facilities offered for public use, whether publicly or privately owned.]~~

~~[b. Officers of the Police Department or such officers as are assigned by the Chief of Police are hereby authorized to direct all traffic by voice, hand or signal in conformance with traffic laws; provided, however, that in the event of a fire or other emergency, or to expedite traffic or to safeguard pedestrians, officers of the Police Department may direct traffic as conditions may require notwithstanding the provisions of the traffic laws.]~~

~~[c. Officers of the Fire Department, when at the scene of a fire, may direct or assist the police in directing traffic in the immediate vicinity.]~~

~~[22-2.05—Obedience to Police, Fire Officials Required.]~~

~~[No person shall willfully fail or refuse to comply with any lawful order or direction of a~~

(Ordinance No. BG2019 - 53)

~~Police Officer or a Fire Department official.]~~

~~[22-2.06—Field Operations Established, Responsible to Chief of Police.]~~

~~[There is hereby established in the Police Department, a Division of Field Operations to be under the control of an officer directly responsible to the Chief of Police.]~~

~~[22-2.07—General Duties of Field Operations.]~~

~~[It shall be the duty of Field Operations, with such aid as may be rendered by other members of the Police Department, to enforce the street traffic regulations of the City and all of the State vehicle laws, to make arrests for traffic violations, to investigate accidents and to cooperate with other officers of the City in the administration of the traffic laws and in developing ways and means to improve traffic conditions, and to carry out those duties specially imposed upon Field Operations by the traffic ordinances of the City.]~~

~~[22-2.08—Field Operations to Investigate Accidents.]~~

~~[It shall be the duty of Field Operations, assisted by other police officers of the Department, to investigate traffic accidents, to arrest and to assist in the prosecution of those persons charged with violations of law causing or contributing to such accidents.]~~

~~[22-2.09—Accident Reports, Accessibility of Reports.]~~

~~[The Police Department, Division of Support Services shall maintain a suitable system of filing traffic accident reports electronically according to State regulations.]~~

~~[22-2.10—Field Operations to Conduct Accident Studies.]~~

~~[Whenever the accidents at any particular location become numerous, Field Operations shall cooperate with Support Services and other City officials in conducting studies of such accidents and determining remedial measures.]~~

~~[22-2.11—Field Operations to Designate Method of Identifying Funeral Processions.]~~

~~[Field Operations shall designate a type of pennant or other identifying insignia to be~~

(Ordinance No. BG2019 - 53)

~~displayed upon vehicles in funeral processions, or employ other methods for identification of vehicles.]~~

22-3      TRAFFIC CONTROL AND OPERATIONS.

22-3.01    Authority to Order Installation of Traffic Devices; Duty to Install, Maintain.

a.        The Director of Public Works, or designee, shall order the installation of official traffic control devices, including crosswalks, when and as required under the traffic ordinances of the City to make effective the provisions of said ordinances, and may order the installation of such additional official traffic control devices as may be deemed necessary to regulate, warn or guide traffic under the traffic ordinances of the City or the State Vehicle Code or the laws of the State.

b.        The Operations Division of the Department of Public Works shall install and maintain all traffic control devices and markings, and the replacements and revisions of traffic control devices subsequent to the adoption of the Manual of Uniform Traffic Control Devices (MUTCD) shall conform to the manual.

22-3.02    Obedience to Traffic Control Devices Required; Exceptions.

The driver of any vehicle shall obey the instructions of any official traffic control device, which includes, but is not limited to signs, signals, painted curbs and pavement markings applicable thereto placed in accordance with the provisions of this Chapter and State law, unless otherwise directed by a police officer, subject to the exceptions specifically granted the driver of an authorized emergency vehicle.

22-3.03    Driving to Avoid Traffic Signals.

It shall be unlawful for the operator of any vehicle to undertake to avoid the effect of a traffic signal light or other traffic control device by leaving the street or passing through any existing land use or vacant space at the corner of an intersection.

22-3.04    When Traffic Control Devices Required for Enforcement Purposes; Exception.

No provision of this Chapter for which official traffic control devices are required shall be

(Ordinance No. BG2019 - 53)

enforced against an alleged violator if at the time and place of the alleged violation an official device is not in proper position and sufficiently legible to be seen by an ordinarily observant person. Whenever a particular Section does not state that official traffic control devices are required, such Section shall be effective even though no devices are erected or in place.

22-3.05 Rebuttable Presumption that Traffic Control Devices are Legally Placed.

a. Whenever official traffic control devices are placed in position approximately conforming to the requirements of this Chapter, such devices shall be presumed to have been so placed by the official act or direction of lawful authority, unless the contrary shall be established by competent evidence.

b. Any official traffic control device placed pursuant to the provisions of this Chapter or any State law and purporting to conform to the lawful requirements pertaining to such devices shall be presumed to comply with the requirements of this Chapter, unless the contrary shall be established by competent evidence.

22-3.06 Authority to Designate Crosswalks and Establish Safety Zones.

The Director of Public Works, or designee, is hereby authorized to do the following:

a. Designate by appropriate devices, marks or lines upon the surface of the roadway, crosswalks at intersections where there is particular danger to pedestrians crossing the roadway, and at such other places as it may deem necessary.

b. Establish safety zones of such kind and character and at such places as may be deemed necessary for the protection of pedestrians.

22-3.07 Authority to Mark Traffic Lanes.

The Director of Public Works, or designee, may authorize the marking of traffic lanes upon the roadway of any street or highway where a regular alignment of traffic is necessary.

22-3.08 Authority to Designate, Install Stop, Yield Signs [~~on Other Than Through~~



Streets].

The Director of Public Works, or designee, is authorized to determine and designate intersections where particular hazards exist ~~[upon other than through streets]~~ and to determine:

- a. Whether vehicles shall stop at one or more entrances to any such intersection, in which event it shall cause to be erected a stop sign at every such place where a stop is required; or,
- b. Whether vehicles shall yield the right-of-way to vehicles on a different street at such intersection, in which event it shall cause to be erected a yield sign at every place where obedience thereto is required.

22-3.09 Authority to Designate One-Way Streets; Installation of Signs.

The Director of Public Works, or designee, may designate one-way streets or alleys and authorize the installation of signs giving notice thereof, and no such designation shall be effective unless such signs are in place. Signs indicating the direction of lawful traffic movement shall be placed at every intersection where movement of traffic in the opposite direction is prohibited.

~~[22-3.10—Obedience to One-Way Signs Required.]~~

~~[Upon those streets and parts of streets and in those alleys designated as one-way, vehicular traffic shall move only in the indicated direction when signs indicating the direction of traffic are erected and maintained at every intersection where movement in the opposite direction is prohibited.]~~

22-3.10<sup>[+]</sup> Authority to Restrict Direction of Movement During Certain Periods; Installation of Signs.

The Director of Public Works, or designee, is authorized to determine and designate streets, parts of streets, or specific lanes thereon, upon which vehicular traffic shall proceed in one direction during one period and the opposite direction during another period of the day and shall authorize the installation of appropriate markings, signs, barriers or other devices to give notice thereof. The Director of Public Works, or designee, may authorize the installation of signs temporarily designating

(Ordinance No. BG2019 - 53)

lanes to be used by traffic moving in a particular direction, regardless of the center line of the roadway.

22-3.11[2] Authority to Place Devices Indicating Required Turns.

The Director of Public Works, or designee, may authorize the placing of official traffic control devices within or adjacent to public street or private driveway intersections indicating the course to be traveled by vehicles turning at such intersections, and such course to be traveled as so indicated may conform to or be other than as prescribed by law.

22-3.12[3] Authority to Designate Turns at Intersections; Placing of Signs.

The Director of Public Works, or designee, is authorized to determine those public street or private driveway intersections at which drivers of vehicles shall not make a right, left or "U" turn, and to authorize the placing of proper signs at such intersections. The making of such turns may be prohibited between certain hours of any day and permitted at other hours, or completely prohibited, in which event the same shall be plainly indicated on the signs or the signs may be removed when such turns are permitted.

~~[22-3.14 — Obedience to Turn Signs.]~~

~~[Whenever authorized signs are erected indicating that no right, left, or "U" turn is permitted, no driver of a vehicle shall disobey the directions of any such sign.]~~

22-3.13[5] Load Restrictions Upon Vehicles Using Certain Streets.

When signs are erected giving notice thereof, no person shall operate any vehicle with a gross weight in excess of the amounts stated on the signs.

22-3.14[6] Commercial Vehicles Prohibited From Using Certain Streets.

When signs are erected giving notice thereof, no person shall operate any commercial vehicle exceeding the gross weight indicated on such signs at any time upon any of the streets or parts of streets where signs are in place, except that such vehicles may be operated thereon for the purpose of delivering or picking up materials or merchandise and then only by entering such street at the

(Ordinance No. BG2019 - 53)

intersection nearest the destination of the vehicle and proceeding thereon no farther than the nearest intersection thereafter.

22-3.15[7] Size Restrictions Upon Vehicles Using Certain Streets.

It has been determined based on an engineering and traffic investigation that the size of vehicles permitted by State law is greater than physical conditions will allow upon certain streets or parts of streets, and when signs are erected giving notice thereof, no person shall operate any vehicle exceeding the dimensions specified on the signs.

22-3.16[8] Restrictions Upon Use of Streets by Certain Vehicles.

a. The Director of Public Works, or designee, is hereby authorized to determine and designate those heavily traveled streets upon which motor-driven cycles, bicycles, horse-drawn vehicles or non-motorized traffic shall be prohibited and shall erect appropriate signs giving notice thereof.

b. When signs are so erected giving notice thereof, no person shall disobey the restrictions stated on such signs.

22-3.17[9] Loading of Passengers; Obstruction of Crossing.

No vehicle shall remain upon any regular pedestrian crossing on streets or public or private alleys, for a longer time than is necessary to load or unload passengers and no persons shall congregate their vehicles or themselves so as to obstruct travel on or prevent access to the street or sidewalk.

22-3.18[20] Obstruction Intersection, Crosswalk.

No driver shall enter an intersection or a marked crosswalk unless there is sufficient space on the other side of the intersection or crosswalk to accommodate the vehicle in operation without obstructing the passage of other vehicles or pedestrians, notwithstanding any traffic-control signal indication to proceed.

22-3.19[24] Driving Over Sidewalks.

(Ordinance No. BG2019 - 53)

No vehicle of any kind shall be driven upon the sidewalks of the City except for purposes of ingress or egress to and from nearby property and then only to the extent necessary to reach the objective of the vehicle[; ~~nor shall any vehicle crossing such a sidewalk do so at a greater speed than an ordinary walk and ample notice shall be given of its movement by the sounding device on such vehicle~~].

~~[22-3.22 — Reckless Driving.]~~

~~[Any person who drives any vehicle in such a manner as to indicate either a willful or a wanton disregard for the safety of persons or property shall be guilty of reckless driving.]~~

~~[22-3.23 — Right of Way of Funeral or Other Procession.]~~

~~[The provisions of this Chapter requiring vehicles to stop at street intersections shall not apply to any funeral procession or other authorized parade or procession, and such parade or procession shall have the right of way over all other traffic.]~~

~~[22-3.24 — Driving Through Funeral or Other Procession.]~~

~~[No driver of a vehicle, unless otherwise directed by a police officer, shall drive between, block, stop or otherwise impair the passage of a vehicle comprising a funeral or other authorized parade or procession and when such vehicles are conspicuously designated as required in this Chapter.]~~

~~[22-3.25 — Duties of Drivers in Processions.]~~

~~[Each driver in a funeral or other procession shall drive as near to the right hand edge of the roadway as practicable and shall follow the vehicle ahead as close as is practicable and safe, unless otherwise directed by a police officer.]~~

22-3.20[6] Improper Use of Off-Street Parking Facilities; Exceptions.

a. It shall be unlawful for any person, whether acting individually or in concert with a group of persons, to gather on, park on or stop on any off-street parking facility offered for public use[; ~~whether publicly or private owned~~], for any purpose or reason other than for the intended purpose and

reason for the existence of the off-street parking facility; provided, however, it shall not be a violation of this Section if the operator of a motor vehicle has been given written permission from the person in possession and control of the off-street parking facility to so use or park thereon in any ~~[other]~~ otherwise lawful manner.

b. Furthermore, it shall also be unlawful for any person, whether acting individually or in concert with a group of persons, to gather on, park on or stop on any off-street parking facility offered for public use~~[- whether publicly or privately owned,]~~ for the purpose of socializing, resting, talking or sightseeing, unless the purpose is specifically permitted by a written authorization from the person in possession and control of the off-street parking facility.

22-3.21[7] Uniform Speed Limit for City Business and Residential Streets Adopted.

No operator of a vehicle upon the streets or highways within the corporate limits of the City shall exceed a speed of twenty-five (25) miles per hour in any business or residential district unless such street or highway is maintained by the Commonwealth of Kentucky, in which situation, the speed limit shall be thirty-five (35) miles per hour or unless such street or highway is signed for a different speed limit.

22-4 STOPPING, STANDING AND PARKING VEHICLES ON CITY-CONTROLLED PROPERTY.

22-4.01 Findings and Intent.

a. The City finds that parking on public rights-of-way and other City-controlled properties is regulated to promote traffic safety, enhance the smooth flow of traffic, and in certain areas of high demand for parking spaces, to fairly allocate parking spaces among the public by limiting time.

b. ~~[Limiting parking in business districts helps facilitate commerce by promoting frequent turnover for conducting business-related activities or shopping, rather than employee or any other long term parking.]~~

(Ordinance No. BG2019 - 53)

[e.] Effective enforcement of parking regulations is required to meet the objectives of this Subchapter, and to protect the health, safety and welfare of both drivers and pedestrians using public rights-of-way.

22-4.02 Authorization.

The provisions of this Subchapter are enacted pursuant to the statutory power of the City to establish and enforce safety and traffic regulations necessary for the protection of the public under State law and for City-controlled properties.

~~[22-4.03 — Definitions.]~~

~~["Abandoned vehicle" means a vehicle that has been parked or remains standing in the public rights-of-way in excess of three (3) days.]~~

~~["Towing Impoundment" means removal of a vehicle to a storage facility either by an officer or other persons authorized by the Chief of Police in response to a request from an officer or other persons authorized by the Chief of Police.]~~

~~["Junked Vehicle" means any inoperative motor vehicle which is wrecked, dismantled, partially dismantled or discarded.]~~

~~["Traffic control device" means all signs, signals, markings and devices placed on, over or adjacent to a street or highway by the authority of a public body or an official having jurisdiction to regulate, warn or guide traffic.]~~

~~["Vehicle" means an automobile, truck, bicycle or other motor-driven or self-propelled form of transportation.]~~

~~["Vehicle immobilization equipment" means a nondestructive parking enforcement device that prohibits the movement of the vehicle through the use of a locking mechanism attached to the wheel of the vehicle.]~~

22-4.03[4] General Prohibitions.

No person shall stop, stand or park a vehicle in any of the following public places or manners, except when necessary to avoid conflict with other traffic or in compliance with the directions of a police officer, parking control officer or other authorized person, or pursuant to a traffic-control device. The City of Bowling Green Traffic Management Manual shall serve as the primary policy for on-street parking:

- a. On a sidewalk, provided, however, that persons duly licensed and having a valid permit for said sidewalk from the City to operate vending carts or otherwise authorized by the Police Department shall not be prohibited from stopping, standing or parking such carts or vehicles in the course of business and in accordance with their permit;
- b. In front of or within ten (10) feet [~~(fifteen (15) feet recommended)~~] of the edge of, or if a radius is present, ten (10) feet from the tie-down or flare return of the radius [entrance] to a public or private driveway or alleyway, or as specified by the Public Works Director, or designee [~~(five (5) feet of radius or flare return)~~], or within twenty (20) feet of the driveway entrance to any fire station or within seventy-five (75) feet of a fire station driveway on the opposite side of the street when posted;
- c. Within an intersection or within [~~twenty (20) feet~~] (thirty (30) feet [recommended]) of any traffic control device, such as a flashing beacon, stop sign or traffic signal;
- d. Within fifteen (15) feet of a fire hydrant or fire safety sprinkler, standpipe or other fire protection system control valve, whether such valve is mounted on a building or on the ground;
- e. Within fifty (50) feet of the nearest rail of a railroad crossing;
- f. On a crosswalk or within a minimum of twenty (20) [ten (10)] feet of a crosswalk at any location, including an unsignalized intersection or midblock, and if at a signalized [~~not located at an~~] intersection, [~~or within twenty (20) feet~~] (thirty (30) feet from the crosswalk [~~recommended if signalized) of a crosswalk at an intersection~~];

(Ordinance No. BG2019 - 53)

- g. In a marked Fire Lane;
- h. More than eighteen (18") inches from the curb;
- i. In the opposite direction of the movement of traffic;
- j. Alongside or opposite any street excavation or obstruction when doing so would obstruct traffic or interfere with the excavation;
- k. On the roadway side of any vehicle stopped or parked at the edge or curb of a street, sometimes called "double parking," or in any other manner so that such stopped or parked vehicle cannot conveniently move out of its place;
- l. In any alley, unless in a parking space properly designated by the City;
- m. In any parking space designated and established for use by disabled persons unless the vehicle properly displays special designating plates or permits issued by any State;
- n. On the approaches to or upon any bridge or on any controlled access highway within the city limits or in areas between roadways of a divided highway, including crossovers;
- o. In a manner that blocks traffic or interferes with or blocks the passage of other vehicles;
- p. At any place where any portion of the vehicle extends into an area where official signs or other markings prohibit stopping, standing or parking, or where the curb is painted yellow;
- q. At any place where any portion of the vehicle is parked in a manner so that the vehicle is not completely within a designated parking space; or,
- r. In any area that is signed or painted as to restrict parking.

22-4.04[5] Parking of Certain Vehicles Prohibited.

- a. No person shall park a tractor trailer, semi-tractor cab, boat, camper, motor home, trailer [or truck] or [other] any vehicle exceeding seven (7') feet in overall width (excluding mirrors) or twenty (20') feet in overall length or seven and one-half (7½') feet in overall height on any City street



(Ordinance No. BG2019 - 53)

for more than one (1) hour [~~without a special permit from the Police Department~~]. Length and width requirements shall not apply to trucks with only two (2) axles. The City of Bowling Green Traffic Management Manual shall serve as the primary policy for large vehicle parking.

b. No person shall park an abandoned vehicle or junk[ed] motor vehicle on any City street in excess of three (3) days for any period of time.

22-4.05[6] Authority to Restrict Parking.

The City shall adopt regulations prohibiting the stopping, standing or parking of vehicles or limiting the length of time vehicles may be parked during certain hours on designated streets or portions thereof, and shall post proper signs on such streets accordingly. The Public Works Director, or [his] designee, is hereby authorized to determine or designate parking prohibitions. The City of Bowling Green Traffic Management Manual shall serve as the primary policy for on-street parking. In adopting such regulations, the City shall consider:

- a. The nature of the land use within the block;
- b. The volume of traffic;
- c. The volume of parking;
- d. The surface width of the street;
- e. The relationship between the need for parking space for the land use of the block and the need for parking space for the general public;
- f. Patrons and prospective patrons of places within the block or area to be served by the parking restrictions; and,
- g. The hours of the day or night when use of the parking zone is necessary or most convenient.

22-4.06[7] Parking by Permit; City-Owned Parking Lots.

- a. The City may designate certain spaces in parking lots owned or controlled by the

(Ordinance No. BG2019 - 53)

City as "Reserved for Parking by Permit Only." Such spaces shall be appropriately signed and marked.

b. No person shall park any vehicle in any space designated for parking by permit only without having first purchased and properly displayed a City of Bowling Green parking permit issued by the City [Treasurer].

~~[c. — Parking within parking lots owned or controlled by the City may also be regulated by issuing parking permits for "at-large" parking which shall authorize the holder thereof to park in excess of the time limitations posted thereon.]~~

~~c[d].~~ Parking permits for both designated or at-large parking within parking lots owned or controlled by the City may be purchased for a minimum of one (1) calendar month at the rate set by the City Manager, or designee ~~[of twenty-five dollars (\$25) per month].~~

22-4.07[8] Freight or Passenger Loading Zones.

No person shall stop, stand or park a vehicle for any purpose or length of time other than for the expeditious unloading and delivery or pick-up and loading of materials or passengers in any place marked a loading zone during the hours when the provisions applicable to such zones are in effect. Use of a loading zone during such hours shall be limited to vehicles with commercial or combination license plates from any State, and in no case shall the stop exceed thirty (30) minutes ~~[without a special permit from the Police Department].~~

22-4.08[9] Parking for Prohibited Purposes.

No person shall stop, stand or park a vehicle upon any public street for the principal purpose of:

- a. Displaying the vehicle for sale, lease or other promotional purposes;
- b. Greasing, washing or repairing the vehicle, except for repairs necessitated by an emergency; or,

(Ordinance No. BG2019 - 53)

c. Storage.[;]

[d. ~~Selling merchandise from the vehicle, except when authorized by permit; or,~~]

[e. ~~Commercial advertising. It will be presumed that a vehicle is parked for the primary purpose of commercial advertising if the vehicle contains more than two (2) advertising signs, either one of which exceed an area of six (6) square feet; provided, however, that nothing in this Section shall prevent the stopping, standing or parking of any vehicle while used in the regular course of the same business advertised thereon.~~]

[22-4.10 Tampering with Identifying Marks.]

[It shall be a violation for any person to alter, remove, deface, tamper with, willfully destroy or impair the usefulness of any identifying marks or other methods used by the Police Department on any parked vehicle in order to identify the vehicle for areas where parking over a specified period of time is not allowed. If such tampering occurs, the violation shall be issued against the owner of the vehicle.]

22-4.09[11] Parking During Emergencies.

a. [Declaration of Emergency.] Whenever in the opinion of the Director of Public Works, or designee, an emergency exists in the City or in a section or sections thereof because of snow, freezing rain, sleet, ice, snow drifts or other natural phenomena which creates or is likely to create hazardous road conditions, impedes the free movement of emergency vehicles, or otherwise endangers the safety and welfare of the community, the Director of Public Works, or designee, may restrict the use of public rights-of-way [declare an emergency to exist] for a period of up to ninety-six (96) hours. Where in the opinion of the Director of Public Works, or designee, such emergency continues to exist for a period in excess of ninety-six (96) hours, successive restrictions [emergency periods] may be declared. [Notice of a declaration of an emergency and termination thereof shall be given by press, radio and television news media.]

(Ordinance No. BG2019 - 53)

b. ~~[Parking Restrictions During Emergency.]~~ Snow emergency plow routes shall be designated by the Director of Public Works, or designee. Vehicles shall not be stopped, parked or left unattended ~~[on any designated snow emergency plow route]~~ in such a way as to block or impede clearing of these routes for the duration of the emergency. This provision shall not prohibit the stopping of vehicles for periods sufficient to load or discharge passengers.

22-4.10[2] Separate Offenses.

Each maximum period of time applying to the location in which a vehicle is parked in violation of the Subchapter is a separate and distinct offense.

22-4.11[3] Vicarious Responsibility.

a. The person in whose name a vehicle is registered at the time of the violation shall be absolutely responsible for all fines, fees and penalties. It shall be no defense that the vehicle was illegally parked by someone other than the registered owner, unless it is shown that at the time of the violation the vehicle was stolen and not in the possession of the registered owner.

b. An owner of a vehicle who is engaged in the business of renting or leasing vehicles under written rental or leasing agreements shall not be liable for parking fines and penalties imposed under this Subchapter on such rented or leased vehicles, if within fifteen (15) days after receiving notice of the parking violation, the lessor provides to the Police Department the true name, address and driver's license number of the person in possession of the vehicle at the time of the issuance of the citation. A lessor who fails to comply shall be treated as any other owner.

22-5 ~~[PARADES/SPECIAL EVENTS.]~~

~~[22-5.01 Short Title.]~~

~~[This Subchapter shall be known and may be cited as the "Parades/Special Events Ordinance of the City of Bowling Green."]~~

~~[22-5.02 Definitions.]~~

(Ordinance No. BG2019 - 53)

~~[As used in this Subchapter:]~~

~~["Chief of Police" shall mean the Chief of Police of the City.]~~

~~["Parade" shall mean any parade, march, ceremony, show, exhibition, pageant or procession of any kind, or any similar display, consisting of persons, animals or vehicles or a combination thereof, in or upon any street, sidewalk, park or other public place in the City with an intent of attracting public attention that interferes with the normal flow or regulation of traffic upon the streets, parks or other public grounds.]~~

~~["Parade Permit" or "Special Event Permit" shall mean a permit required by this Subchapter.]~~

~~["City Central" shall mean the Office of City Central for the City.]~~

~~["Special Event" shall mean any activity which occurs upon private or public property that will affect the ordinary use of the public property, public streets, rights of way or sidewalks. This includes, but is not limited to fairs, festivals, foot runs, bicycle runs and block parties. Private social gatherings which will not require the use of City streets other than for lawful parking are not included.]~~

~~[22-5.03 ——— Penalty.]~~

~~[a. — It shall be unlawful for any person to stage, present, or conduct any parade or special event without first having obtained a permit as herein provided.]~~

~~[b. — It shall be unlawful for any person to participate in a parade or special event for which the person knows a permit has not been granted.]~~

~~[c. — It shall be unlawful for any person in charge of, or responsible for the conduct of a duly licensed parade or special event to knowingly fail to comply with any condition of the permit.]~~

~~[d. — Whoever violates any provision of this Subchapter shall be fined not less than one hundred (\$100.00) dollars nor more than five hundred (\$500.00) dollars, or imprisonment for not more than thirty (30) days or both. Each day of any violation shall constitute a separate offense.]~~

22-5.01[4] Permit Required; Exceptions.

a. It shall be unlawful for any person to stage, present, or conduct any special event without first having obtained a permit as herein provided ~~[No person shall engage in, participate in, aid, form or start any parade or special event unless a parade or special event permit shall have been obtained from City Central].~~

b. It shall be unlawful for any person to participate in a special event for which the person knows a permit has not been granted.

c. It shall be unlawful for any person in charge of, or responsible for the conduct of a duly permitted special event to knowingly fail to comply with any condition of the permit.

d[b]. This Subchapter shall not apply to:

1. Funeral processions.

~~[2. Students going to and from school classes or participating in educational activities, providing such conduct is under the immediate direction and supervision of the proper school authorities.]~~

2[3]. A governmental agency acting within the scope of its functions.

3. Commercial motion picture and television production events, see Chapter 15 (Business and General Regulations).

22-5.02[5] Application for Permit.

A person seeking issuance of a ~~[parade or]~~ special event permit shall file an application with ~~[City Central]~~ Neighborhood Services Division on forms provided by this office not less than sixty (60) ~~[forty five (45)]~~ calendar days before the date on which it is proposed to conduct the ~~[parade or]~~ special event. Neighborhood Services Division ~~[City Central]~~ may waive the minimum filing period and accept an application filed within a shorter period ~~[if, after due consideration of the date, time, place and nature of the parade or special event, the anticipated number of participants and the~~

(Ordinance No. BG2019 - 53)

~~City services required in connection with the parade or special event, City Central determines that the waiver will not present a hazard to public safety].~~

22-5.03[6] Standards for Issuance of Permit.

Neighborhood Services Division ~~[City Central]~~ shall issue a permit as provided for hereunder when, after consideration of the application and from such other information as may otherwise be obtained and when City resources and facilities can be reasonably accommodated, it finds that:

a. The conduct of the ~~[parade]~~ special event will not substantially interrupt the safe and orderly movement of other traffic contiguous to its route or the special event will not disrupt traffic within the City beyond practical solution. In addition, the conduct of the special event will not negatively impact or burden public safety services and/or facilities including access, response and staffing resources.

b. ~~[The conduct of the parade will not require the diversion of so great a number of police officers of the City to properly police the line of movement and the areas contiguous thereto as to prevent normal police protection to the City or that the special event will not require the diversion of so many public employees that allowing the event would unreasonably deny service to the remainder of the City.]~~

~~[e.——The conduct of the parade will not require the diversion of so great a number of ambulances as to prevent normal ambulance service to portions of the City other than that to be occupied by the proposed line of march and areas contiguous thereto.]~~

~~[d.——The concentration of persons, animals and vehicles at assembly points of the parade will not unduly interfere with proper fire and police protection of, or ambulance service to, areas contiguous to such assembly areas.]~~

~~[e.——The conduct of the parade or special event will not interfere with the movement of~~

(Ordinance No. BG2019 - 53)

~~fire-fighting equipment enroute to a fire or will not interfere with access to fire stations and fire hydrants.]~~

[f.] The ~~[parade]~~ special event is scheduled to move from its point of origin to its point of termination expeditiously and without unreasonable delays ~~[enroute]~~ to such an extent that the welfare and safety of persons and property would be adversely affected.

c[g]. The ~~[parade]~~ special event is not to be held for the sole purpose of advertising any product, goods or event, and is not designated to be held purely for private profit.

[h. ~~————~~ The location of the special event will not cause undue hardship to adjacent businesses or residents.]

[i. ~~————~~ There are no other parade or special event permit applications for the same time and location that have been or will be granted.]

[j. ~~————~~ There are no other parade or special event permit applications that have been or will be granted for other locations that would reduce police resources, in combination with the second application, to such an extent that the welfare and safety of persons and property would be adversely affected.]

[k. ~~————~~ The application contains incomplete or false information or the applicant fails to comply with the terms of this Subchapter.]

22-5.04[7] Notice of Rejection, Approval of Application for Permit.

a. If the applicant provides incomplete or false information or fails to comply with the terms of this Subchapter the special event permit shall be denied.

b[a]. If the application is denied by Neighborhood Services Division ~~[City Central]~~, the applicant shall be notified in writing ~~[City Central shall prepare and sign an order stating the reasons for the denial of the permit and mail it to the applicant].~~

c[b]. If the permit is approved by Neighborhood Services Division ~~[City Central]~~, the



(Ordinance No. BG2019 - 53)

applicant shall be notified in writing ~~[an order of approval shall be mailed to the applicant].~~

22-5.05[8] Appeal Procedure.

Any person aggrieved shall have the right to appeal the denial of a ~~[parade or]~~ special event permit to the City Manager. The appeal shall be accepted within seven (7) business ~~[working]~~ days after the date of the denial notice by filing a written notice with the Office of City Clerk. The City Manager shall act upon the appeal within seven (7) business ~~[working]~~ days after its receipt.

22-5.06[9] Additional Requirements~~[Alternative Permit].~~

In addition to a special event permit, other governmental licenses or permits may be required depending on the nature of the event. It is the applicant's responsibility to comply with all other requirements ~~[City Central, in denying an application for a parade or special event permit, shall be empowered to authorize the conduct of the parade or special event on a date, at a time, or over a route or location different than that named by the applicant. An applicant desiring to accept an alternate permit shall, within three (3) days after notice of the action by City Central, file a written notice of his acceptance with that office. An alternate parade or special event permit shall conform to the requirements of, and shall have the effect of a parade or special event permit under this Subchapter].~~

~~[22-5.10 — Notice of Receipt of Application and Issuance of Permit.]~~

~~[City Central shall forward the application to all appropriate City departments and such other agencies as deemed necessary and each department or agency shall have fifteen (15) days to review and comment on the application. Immediately upon the issuance of a parade or special event permit, City Central shall send a copy thereof to the City Manager, Fire Chief, Police Chief, Director of the Department of Public Works and such other agencies as deemed necessary.]~~

22-5.07[11] ~~[Contents of]~~ Permit Application.

Neighborhood Services Division shall develop and maintain a special event permit

(Ordinance No. BG2019 - 53)

application that will collect the necessary information to show the nature and scope of the special event. [~~Each parade or special event permit application shall state the following information:~~]

[~~a. — The name, address and telephone number of the person seeking to conduct such parade or special event.~~]

[~~b. — If the parade or special event is proposed to be conducted for, on behalf of or by an organization, the name, address and telephone number of the headquarters of the organization, and of the authorized and responsible heads of such organization.~~]

[~~c. — The date when the parade or special event is to be conducted.~~]

[~~d. — Starting time and hours of operation of the parade or special event.~~]

[~~e. — Minimum speed of the parade.~~]

[~~f. — Maximum speed of the parade.~~]

[~~g. — Maximum interval of space to be maintained between the units of the parade.~~]

[~~h. — The portions of the street (sidewalks, parks or other public places) to be traversed that may be occupied by the parade, including the starting point and the termination point.~~]

[~~i. — The maximum length of the parade in miles or fractions thereof.~~]

[~~j. — The approximate number of persons who, and animals and vehicles which will constitute such parade and the type of animals and description of the vehicles.~~]

[~~k. — A statement as to whether the parade will occupy all or only a portion of the width of the streets proposed to be traversed.~~]

[~~l. — The location by streets of any assembly areas for such parade.~~]

[~~m. — The time at which units of the parade will begin to assemble at any such assembly area or areas.~~]

[~~n. — If the parade or special event is designed to be held by or on behalf of any person or entity other than the applicant, the applicant for such permit shall file a communication in writing from~~

(Ordinance No. BG2019 - 53)

~~the person proposing to hold the parade or special event, authorizing the applicant to apply for the permit on his behalf.]~~

~~[o. — A detailed description of the location of the special event with a site map showing the area of the special event.]~~

~~[p. — A description of any outdoor public property to be affected and a description of any rights-of-way to be closed to the public.]~~

~~[q. — A schedule of proposed events.]~~

~~[r. — A listing of vendors if applicable.]~~

~~[s. — A description of any recording equipment, sound amplification equipment or other attention-getting devices to be used in connection with the event.]~~

~~[t. — A statement whether food or alcoholic beverages will be served at the special event.]~~

~~[u. — A statement of the approximate number of participants, a designation of any public facilities or equipment to be used and a statement whether any utilities such as water and electricity will be used.]~~

~~[v. — A description of any temporary facilities such as tents or banners or signs that will be installed.]~~

~~[w. — Such other information as City Central shall find necessary for the enforcement of this Subchapter.]~~

#### 22-5.08[12] Revocation of Permit.

All permits issued pursuant to this Subchapter shall be temporary and do not vest any permanent rights. Reasons for revocation of a ~~[parade or]~~ special event permit include applications containing incomplete or false information; the applicant does not comply with all terms and conditions of the permit; the applicant fails to arrange for or adequately remit all fees, deposits,

(Ordinance No. BG2019 - 53)

insurance or bonds to the City; or disaster, public calamity or other emergency exists. The City Police or designated City official overseeing the provisions of City services for the special event is granted the authority to revoke the permit and terminate the event.

22-5.09[13] Duties of the Permittee; Possession of Permit.

a. A permittee hereunder shall comply with all permit directions and conditions and with all applicable laws and ordinances.

b. The applicant [~~Parade or Special Event Chairman~~] or other person heading or leading such activity, shall have the [~~parade or~~] special event permit available for review.

22-5.10[14] Public Conduct During Special Events [~~Parades~~].

a. [~~“Interference” shall mean~~] N[n]o person shall unreasonably hamper, obstruct, impede or interfere with any special event [~~parade~~] or special event [~~parade~~] assembly, or with any person, vehicle or animal participating or used in a special event [~~parade~~].

b. [~~“Driving Through Parades” shall mean~~] N[n]o driver of a vehicle (except a police car or other emergency vehicle) shall drive between the vehicles of persons comprising an event [~~parade~~] when such vehicles or persons are in motion and are conspicuously designated as a special event [~~parade~~].

c. [~~“Parking on Parade Route” shall mean~~] T[t]he Chief of Police, or designee, shall have the authority, when reasonably necessary, to prohibit or restrict the parking of vehicles along a street or public thoroughfare or part thereof constituting a part of the route of a special event [~~parade~~]. The City [~~Chief~~] shall post signs to such effect, and it shall be unlawful for any person to park or leave unattended any vehicle in violation thereof. No person shall be in violation of this Subchapter for parking on a street or public thoroughfare that is unposted.

22-5.11[5] Deposit [~~Performance Bond~~]/Rental Fees.

If required by Neighborhood Services Division [~~City Central~~], the permittee shall remit to

Neighborhood Services Division [~~City Central~~] a deposit [~~performance bond~~] before the [~~parade or~~] special event permit is issued. The type and amount of the deposit [~~performance bond~~] shall be determined within the discretion of Neighborhood Services Division [~~City Central~~] based on information contained in the application. The purpose of the deposit [~~performance bond~~] is to pay for damages to City property and to pay the costs incurred by the City in the cleanup of the [~~parade or~~] special event. Any part of the deposit [~~bond~~] not withheld by the City will be returned to the permittee within thirty (30) working [~~business~~] days after the event has occurred. In addition to the deposit [~~performance bond~~], persons requesting the rental of certain City property shall be required to comply with established rental fees.

22-5.12[6] Insurance, Hold Harmless Agreement and Security Plan Required.

a. If required by the City [~~Central~~], the permittee shall obtain and present evidence of comprehensive liability insurance naming the City as an additional insured in an amount and from an insurance company satisfactory to the City.

b. The permittee shall provide a hold harmless agreement in which the permittee agrees to defend, pay and hold harmless the City, its officers and employees, from any and all claims for personal or property injuries or damages arising from or in any way connected to the [~~parade or~~] special event.

c. The permittee shall cooperate with the City's Police Department in designing a security plan for the [~~parade or~~] special event that may involve the use of City police, whether on duty or off duty, or [~~police~~] cadets. The decision to use City police officers, whether on-duty or off-duty, or [~~police~~] cadets and the number of such employees and the rank of the police officers provided shall be within the sole discretion of the Chief of Police, or designee, based on the appropriateness of the request and the ability of the Police Department to provide staffing to fulfill the requested service. Any off-duty use of City police officers in which the police officer is in his police uniform or using

(Ordinance No. BG2019 - 53)

City equipment shall require the approval of an agreement with the Police Department and the permittee. The City shall be reimbursed the established service costs of contracted police officers, on-duty police officers or [pøliee] cadets at the portion of the established service cost set out below. The Chief Financial Officer is authorized to determine an established service cost for each rank of police officer and [pøliee] cadets and to modify those established service costs on an annual basis to account for cost of living increases.

1. Private (for profit) and Post Secondary Education Institutions 100%

2. Non-profit organization and schools located in the City 50%

3. Certain designated special events are exempt from the provisions of this Subchapter and police services shall be continued at no cost to the sponsoring organization so long as the request for police services and the cost to the City are not significantly increased. Should any of these designated special events not occur in any fiscal year or the request for police services and the cost to the City significantly increase, as determined by the Police Chief, this provision shall cease and that special event shall be subject to the provisions of this Subchapter. The special events grandfathered by the provisions of this Subchapter are: Veterans Parade, Christmas Parade, Martin Luther King, Jr. Parade, Great Teddy Bear Run, Humane Society 5K[k] Walk, Holley National Hot Rod Association (NHRA) Reunion, Thunderfest, [~~Trooper Island Sunset Run,~~] Corvette Homecoming Parade, BGHS Purple Striders, BG Sprint Triathlon, BG Noon Lions Club Run/Walk, American Heart Association Heart Walk, [~~Mayor's Bike Ride,~~] [~~Kruisin' 4 Kids,~~] Toys for Tots Motorcycle Parade, [~~Twilight Thunder Cruise,~~] Lifeskills Run/Walk for Autism and Medical Center 10K[k] Classic.

22-5.13[7] Notices.

If required by Neighborhood Services Division [~~City Central~~], the permittee shall submit a public notification plan detailing the media and means by which they commit to publicize their event in the two (2) weeks leading up to the event [~~pay the cost of publication of two announcements in the~~

(Ordinance No. BG2019 - 53)

~~local newspaper one and two weeks prior to the event~~]. Permittee shall also be required to specifically inform private property and business owners who might be inconvenienced during the event.

22-5.14[8] Sanitation and Clean-Up.

A ~~[parade or]~~ special event permit may be issued only after adequate waste disposal facilities have been identified and obtained by permittee. Permittee will clean the right-of-way or other public property of rubbish and debris, returning it to its pre-event condition immediately at the conclusion of the event. If the permittee fails to clean up such refuse, such clean up shall be arranged by the City and the costs charged to permittee.

~~[22-5.19 — Other Permits Required.]~~

~~[Permittee shall obtain all other permits that may be required from all City and non-City departments prior to the date of the special event.]~~

22-5.15[20] Enforcing Office, Powers and Duties.

Neighborhood Services Division ~~[City Central]~~ is hereby charged with the enforcement of the provisions of this Subchapter and is empowered to prescribe, adopt, promulgate and enforce rules and regulations relating to any matter pertaining to the administration and enforcement of the provisions of this Subchapter. All such rules and regulations shall be subject to the consent and approval of the City Manager.

22-6 PARKING ENFORCEMENT.

22-6.01 Enforcement Responsibilities.

Enforcement of Subchapters 22-4 and 22-6 shall be accomplished by police officers, cadets, volunteers or other individuals as assigned by the Chief of Police, or designee, and as designated by the City Manager. The Chief of Police, or designee, is authorized to promulgate additional regulations related to the enforcement of Subchapters 22-4 and 22-6, including, but not limited to the voiding of parking citations in extenuating circumstances.

22-6.02 Notice of Parking Violations.

a. A notice of violation of this Chapter shall be issued in the form of a citation by any police officer or other person authorized by the Chief of Police, or designee. The police officer or other individual designated shall note the vehicle's registration number and any other information concerning the vehicle which will identify it and, if the driver is not present, a copy of the citation shall be issued by conspicuously placing it on the windshield of an illegally parked vehicle in a secure manner or in a prominent place thereon. Such posting of the citation shall be deemed prima facie evidence that said violation occurred and that the owner of said vehicle was properly notified of said violation. In the event that the registered owner or operator of a vehicle drives the vehicle away from or in any manner leaves the site of the violation while the issuing officer is preparing the citation, this fact shall be noted on the citation and shall constitute prima facie evidence that the citation was issued and that an attempt was made to notify the owner of the vehicle of the violation in accordance with this Section.

b. The citation shall contain the following information:

1. The date and time the citation was issued;
2. The nature of the specific parking violation observed and the Section of the Chapter violated;
3. The State and license number, the registration number and the make of the vehicle in violation of this Chapter;
4. The name or an identifying number of the person issuing the citation;
5. Information advising the owner of the vehicle that he shall admit the violation and pay a civil penalty set forth hereinbelow or deny the violation and request a hearing before the City of Bowling Green Code Enforcement and Nuisance Board within fourteen (14) days;
6. The civil penalty that is imposed for the violation if the person does not



(Ordinance No. BG2019 - 53)

contest the citation;

7. The maximum civil penalty that may be imposed by the Code Enforcement and Nuisance Board for the violation if the person contests the citation;

8. A statement that if the person fails to request a hearing within fourteen (14) days, the person shall be deemed as having waived the right to a hearing before the Code Enforcement and Nuisance Board and the determination that a violation was committed shall be final;

9. The procedure for the person to follow in order to respond to the citation or to contest the citation; and,

10. A statement that a parking violation may result in an authorized towing [~~impoundment~~] of the vehicle for which the owner may be liable for a fine and towing, handling and storage charges or fees[, ~~or the installation of vehicle immobilization equipment or~~] for which the owner may be assessed [~~additional fees~~].

22-6.03 Penalties.

a. Any person who violates any provisions of this Chapter related to parking regulations shall be subject to a civil penalty of twenty-five (\$25.00) dollars per violation, except for parking in designated handicapped zones and the civil penalty for that violation shall be fifty (\$50.00) dollars per violation. Each day a violation continues shall be a separate and distinct offense. All penalties shall be payable within fourteen (14) days from the date of the parking citation if the citation is not appealed. If the parking citation is not appealed to the Code Enforcement and Nuisance Board and the civil penalty is not paid within fourteen (14) days, the applicable civil penalty shall double. Any costs incurred by the City in the collection of the parking citation penalty shall also be added to the original fine amount.

b. The Code Enforcement and Nuisance Board may, in its discretion, increase the civil penalties for any parking citations appealed to the Board and which are upheld by the Board. The

(Ordinance No. BG2019 - 53)

maximum civil penalty that the Code Enforcement and Nuisance Board may impose shall be fifty (\$50.00) dollars per violation, except for parking in designated handicapped zones and the maximum civil penalty that the Code Enforcement and Nuisance Board may impose for that violation shall be one hundred (\$100.00) dollars per violation.

c. All parking violation payments shall be made to the City of Bowling Green Finance Department.

22-6.04 Hearing.

a. Any person cited for a parking violation may contest the determination that a violation occurred by requesting in writing a hearing before the City of Bowling Green Code Enforcement and Nuisance Board. The request for a hearing shall be delivered to the Code Enforcement and Nuisance Board within the required fourteen (14) day time limit from the date of issuance of the parking citation. When a hearing has been requested, the Board shall schedule a hearing for the next regular meeting of the Board that will permit adequate notification to be made to all parties. Not less than seven (7) days before the date of the hearing, the Board shall notify the requester of the date, time and place of the hearing. The notice may be given by certified mail, return receipt requested; by personal delivery; or by leaving the notice at the person's usual place of residence with any individual residing therein who is eighteen (18) years of age or older and who is informed of the contents of the notice. Any person requesting a hearing who fails to appear at the time and place set for the hearing shall be deemed to have waived the right to a hearing to contest the citation and shall be deemed to have refused to pay the fine levied by the citation. The Board shall enter a final order determining the violation was committed and shall impose the appropriate civil penalty. A copy of the order shall be served on the violator.

b. At the hearing after consideration of the evidence, the Board shall determine whether a violation was committed. Where it is not established that the violation was committed, an

(Ordinance No. BG2019 - 53)

order dismissing the citation shall be entered. Where it is established that a violation was committed, the Board shall uphold the citation and order the owner to pay the citation within fourteen (14) days from the date of the written order of the Board. A copy of such order shall be furnished to the owner. Any person ordered to pay the fine who fails to do so within fourteen (14) days shall be deemed to have refused to pay the fine levied by the citation and a fifteen (\$15.00) dollars late fee and all costs incurred by the City in collecting the civil penalty shall be added to the original fine amount.

c. The Board may consider the parking citation and any other written report made under oath by the officer who issued the citation in lieu of the officer's personal appearance at the hearing. All other testimony shall be taken under oath and recorded. Formal rules of evidence shall not apply, but fundamental due process shall be observed and shall govern the proceedings.

d. An appeal from the Board's determination may be made to the Warren District Court within seven (7) days of the Board's written order. The appeal shall be initiated by the filing of a complaint and a copy of the Board's order in the same manner as any civil action under the Kentucky Rules of Civil Procedure and as set out in the applicable [State] Kentucky Revised [s]Statutes. If no appeal of the final order of the Board is filed within the time allowed, the Board's order shall be deemed final for all purposes.

22-6.05      Authorizing Towing or Impoundment of Vehicle [~~Impoundment or Immobilization~~] without Notice.

A vehicle may be courtesy towed or impounded [~~or vehicle immobilization equipment may be used~~] without giving prior notice to its owner under the following circumstances:

[~~a. The vehicle is impeding or likely to impede the normal flow of vehicular or pedestrian traffic;~~]

[~~b. The vehicle poses an immediate danger to the public safety;~~]

[~~c. The vehicle is illegally parked within ten (10) feet of a fire hydrant;~~]

(Ordinance No. BG2019 - 53)

~~[d. The vehicle, without a valid designated plate or placard issued under State law, is parked in a space clearly marked and designated for use by disabled persons;]~~

~~[e. A police officer reasonably believes that the vehicle is stolen;]~~

~~[f. A police officer reasonably believes that the vehicle or its contents constitute evidence of an offense and such impoundment is reasonably necessary to obtain or preserve such evidence; provided, however, that nothing in this Section shall be construed to authorize seizure of a vehicle without a warrant where a warrant would otherwise be required;]~~

~~[g. The vehicle is parked in a public right of way or on other publicly owned or controlled property in violation of any law, ordinance or regulation, and there are three (3) or more outstanding parking citations issued against the vehicle that have not been responded to, appealed to the Code Enforcement Board or paid, or none of the final orders of the Code Enforcement Board have been appealed to Warren District Court;]~~

~~[h. The vehicle is abandoned or is a junk vehicle; or,]~~

~~[i. The vehicle is parked, stopped or standing upon a street or public way in violation of any City ordinance or State statute at the time the citation is issued.]~~

a. Where the vehicle creates a hazardous condition on the roadway and the owner/operator is unable or unwilling to move the vehicle.

b. When a vehicle is left unattended (abandoned) upon a City street for three (3) consecutive days pursuant to KRS 189.751 or upon a State highway for three (3) consecutive days pursuant to KRS 189.753;

c. When removal is necessary if the vehicle impedes the response of Public Safety officials.

d. When removal is necessary if the vehicle is impeding a public special event or planned roadway construction or maintenance activity where no parking signs have been posted by City

officials.

The Police Department is further authorized to impound vehicles pursuant to applicable Kentucky Revised Statutes.

22-6.06      Redemption of Impounded or Towed ~~[Immobilized]~~ Vehicles.

Vehicles impounded ~~[or immobilized]~~ by the City shall be redeemed only under the following circumstances:

a.      Only the registered owner or other person entitled to possession based on proof of ownership or right to possession may redeem an impounded vehicle ~~[or immobilized vehicle]~~. A person redeeming an impounded ~~[or immobilized]~~ vehicle must produce a valid driver's license. ~~[A vehicle impounded or immobilized for reasons of unpaid parking citations can only be released upon proof that all penalties, fines or forfeitures currently owed by the registered owner have been satisfied by full payment.]~~ Impounded vehicles will be kept at a designated police storage facility and shall be released in accordance with Bowling Green Police Policy and Procedures Manual regarding release of evidence.

b.      Any person redeeming a vehicle courtesy towed ~~[impounded]~~ by the City shall ~~[pay]~~ adhere to the towing contractor's policy regarding release of vehicles and pay the towing contractor for costs of towing ~~[and impoundment]~~ prior to redeeming the vehicle. ~~[Any person redeeming a vehicle immobilized by the City shall pay a removal fee of twenty-five dollars (\$25.00) prior to having the immobilization equipment removed. Any vehicle that has had immobilization equipment installed that has not been claimed within three (3) days shall be towed.]~~

c.      The owner or other person entitled to possession of a vehicle which has been towed ~~[impounded or immobilized]~~ may challenge the validity of such authorized towing ~~[impoundment or immobilization]~~ by requesting in writing a hearing before the Code Enforcement and Nuisance Board. The City shall retain possession of the vehicle pending the hearing unless the owner or other person

(Ordinance No. BG2019 - 53)

claiming right of possession posts a bond or other security in a form satisfactory to the City and in an amount equal to the fines and fees accrued as of the date of the hearing request or seventy-five [~~dollars~~] (\$75.00) dollars, whichever is less.

d. The hearing shall be conducted within ten (10) working [~~business~~] days of the date of the request unless the owner or other person entitled to possession waives the limitation or the City shows good cause for such delay. If the owner or person claiming possession is unable to pay the amount of the bond, the hearing shall be held within seventy-two (72) hours of the date of the request for hearing is received, unless such person requests or agrees to a continuance. No less than five (5) days prior to the date set for hearing, the Board shall notify the person requesting the hearing of the date, time and place of the hearing. In the case of a hearing required to be held within seventy-two (72) hours, the person requesting the hearing shall be informed at the time of his request or as soon thereafter as is practicable of the date and time of the hearing. Any person requesting a hearing who refuses or, except for good cause, fails to appear at the time and place set for the hearing shall be deemed to have conceded on his and the owner's behalf the validity of the authorized towing [~~impoundment or immobilization~~].

e. At the hearing after consideration of the evidence, the Board shall determine whether the towing [~~impoundment or immobilization~~] was valid and reasonable. Where it is not established that the towing [~~impoundment or immobilization~~] was justified, an order releasing the vehicle shall be entered. All fines and fees paid or amounts posted as bond because of the towing [~~impoundment or immobilization~~] shall be returned. Where it is established that the towing [~~impoundment or immobilization~~] was justified, the Board shall uphold the authorized towing [~~impoundment or immobilization~~] and condition the release of the vehicle upon the payment of all fines and fees accruing thereto. If bond has been posted as security for release of the vehicle, the bond shall be forfeited to the City. Any fines or fees in excess of the amount of the bond posted shall be

(Ordinance No. BG2019 - 53)

ordered to be paid by the owner of the vehicle to the City. A copy of such order shall be furnished to the owner or person appearing on behalf of the owner. The Board may consider the parking citation and any other written report made under oath by the officer who issued the citation in lieu of the officer's personal appearance at the hearing.

f. An appeal from the Board's determination may be made to the Warren District Court within seven (7) days of the Board's written order. The appeal shall be initiated by the filing of a complaint and a copy of the Board's order in the same manner as any civil action under the Rules of Civil Procedure. If the Court finds that the authorized towing [~~impoundment or immobilization~~] was justified, the owner shall be ordered to pay to the City all fines, fees and penalties occurring as of the date of the judgment.

g. The City shall possess a lien on a vehicle towed [~~impounded~~] for all fines, penalties and fees imposed thereon. Such lien shall be superior to and have priority over all other liens except the towing company for its towing charges and any person who claims a security interest on the vehicle. All vehicles towed at the request of the City for violations of this Chapter shall be towed by companies approved by the City and stored at the location of the towing company.

h. ~~[If within ten (10) business days of impoundment a vehicle has not been claimed or a hearing has not been requested, a notice shall be mailed by certified mail to the registered owner, if known, and lienholders of record, affording such parties the right within ten (10) days from the date of the notice to claim the vehicle or request a hearing. The notice shall state that, if no hearing is requested, the vehicle shall be deemed abandoned unless the charges thereon are paid within forty-five (45) days of receipt of the notice. After forty five (45) days from the date of the receipt of the notice, the vehicle shall be deemed abandoned and the vehicle escheat to the City. If the vehicle is judged suitable for use, the City may obtain a certificate of registration and ownership from the Warren County Clerk pursuant to KRS 186.020 and either use the vehicle for governmental purposes or sell~~

(Ordinance No. BG2019 - 53)

~~the vehicle at public auction to the highest bidder. If the vehicle is not suitable for use, it may be sold for its scrap or junk value. Nothing in these provisions shall otherwise affect the rights or obligations between the owner of the motor vehicle and those persons who claim a security interest therein.]~~  
Vehicles courtesy towed are stored by the towing contractor and may be disposed by their policies and guidelines.

22-7 PEDESTRIANS.

22-7.01 Rules and Regulations.

a. Pedestrians shall be subject to traffic-control signals at intersections.

b. Except as provided hereinbelow, where traffic-control signals are not in place or in operation, the operator of a vehicle shall yield the right-of-way to a pedestrian crossing the roadway within any marked crosswalk or within any unmarked crosswalk at an intersection. If necessary in order to yield the right-of-way, the operator shall slow down or stop.

1[e]. Whenever a vehicle is stopped at a marked crosswalk or at any unmarked crosswalk at an intersection, to permit a pedestrian to cross the roadway, the operator of any other vehicle approaching from the rear shall not overtake and pass the stopped vehicle.

2[d]. Every pedestrian crossing a roadway at any point other than within a marked crosswalk or within an unmarked crosswalk at an intersection shall yield the right-of-way to all vehicles upon the roadway.

3[2]. Any pedestrian crossing on the roadway at a point where a pedestrian tunnel or overhead pedestrian crossing has been provided shall yield the right-of-way to all vehicles upon the roadway.

4[3]. Between adjacent intersections at which traffic-control signals are in operation, pedestrians shall not cross at any place except in marked crosswalk.

5[4]. Notwithstanding the provisions of this Section, every operator of a vehicle



(Ordinance No. BG2019 - 53)

shall exercise due care to avoid colliding with any pedestrian upon any roadway, shall give warning by sounding the horn when necessary and shall exercise proper precaution upon observing a child or a confused or incapacitated person upon a roadway.

e. Pedestrians shall move, whenever practicable, upon the right half of crosswalks.

f. Pedestrians shall at all times, when walking on or along a highway, walk on the left side of the highway.

#### 22-7.02 Use of Coasters, Roller Skates and Similar Devices Restricted.

No person upon roller skates, or riding in or by means of any coaster, toy vehicle, or similar device, shall go upon any roadway except while crossing a street on a crosswalk and when so crossing, such person shall be granted all of the rights and shall be subject to all of the duties applicable to pedestrians. This Section shall not apply upon any street while set aside as a play street as authorized herein.

#### 22-8 BICYCLES.

##### 22-8.01 Penalties and [Effect of] Regulation.

a. It is a violation ~~[misdemeanor]~~ for any person to do any act forbidden or fail to perform any act required in this Subchapter or Kentucky Revised Statutes and Kentucky Administrative Regulations.

b. The parent or guardian of any child ~~[and the guardian of any ward]~~ shall not authorize or knowingly permit any such child ~~[or ward]~~ to violate any of the provisions of this Subchapter.

c. These regulations applicable to bicycles shall apply whenever a bicycle is operated upon any highway or upon any path set aside for the exclusive use of bicycles subject to those exceptions stated herein.

##### 22-8.02 Traffic Laws Apply to Persons Riding Bicycles.

(Ordinance No. BG2019 - 53)

Every person riding a bicycle upon a roadway shall be granted all of the rights and shall be subject to all of the duties applicable to the driver of a vehicle by the laws of this State declaring rules of the road applicable to vehicles or by the traffic ordinances of this City applicable to the driver of the vehicle, except as to special regulations in this Subchapter and except as to those provisions of law and ordinances which by their nature can have no application.

22-8.03 Obedience to Traffic Control Devices.

a. Any person operating a bicycle shall obey the instructions of official traffic control signals, signs and other control devices applicable to vehicles, unless otherwise directed by a police officer.

b. Whenever authorized signs are erected indicating that no right or left or U turn is permitted, no person operating a bicycle shall disobey the direction of any such sign, except where such person dismounts from the bicycle to make any such turn, in which event such person shall then obey the regulations applicable to pedestrians.

22-8.05 Riding on Roadways and Bicycle Paths.

a. Every person operating a bicycle upon a roadway shall ride as near to the right side of the roadway as practicable, exercising care when passing a standing vehicle or one proceeding in the same direction.

b. Persons riding bicycles upon a roadway shall not ride more than two (2) abreast except on paths or parts of roadways set aside for the exclusive use of bicycles.

c. Wherever a usable path for bicycles has been provided adjacent to the roadway, bicycle riders shall use such path and shall not use the roadway.

22-8.06 Emerging from Alley or Driveway.

The operator of a bicycle emerging from an alley, driveway or building shall upon approaching a sidewalk or the sidewalk area extending across any alleyway, yield the right-of-way to

(Ordinance No. BG2019 - 53)

all pedestrians approaching on the sidewalk or sidewalk area, and upon entering the roadway shall yield the right-of-way to all vehicles approaching the roadway.

22-8.07 Carrying Articles.

No person operating a bicycle shall carry any package, bundle or article which prevents the rider from keeping at least one hand upon the handlebars.

22-8.08 Parking.

No person shall park a bicycle upon a street other than upon the roadway against the curb or upon the sidewalk in a rack to support the bicycle or against a building or at the curb in such manner as to afford the least obstruction to pedestrian traffic.

22-8.09 Riding on Sidewalks.

The Director of Public Works, or designee, is authorized to erect signs on any sidewalk or roadway prohibiting the riding of bicycles thereon.

22-8.10 Lamps and Other Equipment on Bicycles.

a. Every bicycle when in use on a public street in the City shall comply with the provisions of this Subchapter and the Kentucky Administrative Regulations related to bicycle equipment and safety standards ~~[at nighttime shall be equipped with a lamp on the front which shall emit a white light visible from a distance of at least five hundred (500') feet to the front and with a red reflector on the rear of a type which shall be visible from all distances from fifty (50') feet to three hundred (300') feet to the rear when directly in front of lawful upper beams of head lamps on a motor vehicle. A lamp emitting a red light visible from a distance of five hundred (500') feet to the rear may be used in addition to the red reflector]~~.

b. Every bicycle shall be equipped with a brake which will enable the operator to make the braked wheel skid on dry, level, clean pavement.

~~[22-9 COMMERCIAL MOTION PICTURE AND TELEVISION PRODUCTION~~

~~EVENTS.]~~

~~[22 9.01 — Purpose.]~~

~~[This Subchapter is intended to establish a one-stop permitting process for motion picture and television production events on public property of the City of Bowling Green or which require the use of City of Bowling Green personnel, equipment or facilities that disrupt the normal activities of that facility or that require the closure of any City street or sidewalk or which involve the use of pyrotechnics, explosives or other incendiary devices.]~~

~~[22 9.02 — Definitions.]~~

~~[As used in this Subchapter:]~~

~~["City Equipment" shall mean any tangible property, other than real property, purchased by public funds and used in the normal course and scope of providing governmental service by the City.]~~

~~["City Facility" shall mean any public street, sidewalk, or any other site or building owned, controlled by, or under the jurisdiction of the City of Bowling Green.]~~

~~["Commercial Motion Picture and Television Productions" shall mean set-up, staging, filming, videotaping, or any other activity related to the production of commercial motion pictures, film shorts, music or entertainment videos, television presentations, advertising or other commercial materials using City equipment, City personnel or City facilities that disrupt the normal activities of that facility or that require the closure of any City street or sidewalk. This definition shall include, and a permit shall be required for, such productions on private property, not a studio, involving the use of pyrotechnics, explosives or other incendiary devices, or involving the use of City equipment or City personnel. The use of City police officers for crowd control, traffic control or other reasons shall require the issuance of a permit pursuant to this Subchapter.]~~

~~[22 9.03 — Permit Required; Exceptions.]~~

~~[a. — No person shall set-up, stage, film, videotape or perform any other activity related to~~

(Ordinance No. BG2019 - 53)

~~the production of commercial motion pictures, film shorts, music or entertainment videos, television presentations, advertising or other commercial materials using City equipment, City personnel or City facilities that disrupt the normal activities of that facility, or that require the closure of any City street or sidewalk, or involve the use of pyrotechnics, explosives or other incendiary devices unless a permit shall first have been obtained from the City Central Office (hereinafter "City Central") located in City Hall.]~~

~~[b. — This Subchapter shall not apply to the shooting of commercial motion pictures and television productions at studios constructed for such purposes where no City equipment, City facilities or City personnel are involved.]~~

~~[c. — This Subchapter shall not apply to any news, news features, documentary production, or filming or videotaping done for use by the City of Bowling Green, in criminal investigations by law enforcement agencies, or for use in judicial proceedings.]~~

~~[d. — This Subchapter shall not apply to commercial motion picture and television productions done for nonprofit organizations approved by the City, although such nonprofit organizations shall make an application in order to provide notification to City police and other City personnel, but all fees may be waived.]~~

~~[e. — This Subchapter shall not apply to commercial motion picture and television productions that do not use any City equipment or City personnel, do not disrupt the normal activities of City facilities or require the closure of any City street or sidewalk or do not involve the use of pyrotechnics, explosives or other incendiary devices.]~~

~~[22.9.04 — Application for Permit.]~~

~~[A person seeking the issuance of a permit pursuant to this Subchapter shall file an application with City Central on forms provided by that office not less than three (3) working days before the planned set-up, staging, filming or videotaping. City Central may waive the minimum filing~~

(Ordinance No. BG2019 - 53)

~~period and accept an application filed within a shorter period, if after due consideration of the date, time, place, nature of the application and the demands on City personnel, equipment and City facilities, City Central determines that the waiver will not present a hazard or burden to the City.]~~

~~[22.9.05 — Standards for Issuance of Permit.]~~

~~[City Central shall issue a permit as provided for hereunder, when after consideration of the application and from such other information as may otherwise be obtained, it finds that:]~~

~~[a. — The location of the production will not cause undue hardship to adjacent businesses or residents or will result in undue traffic congestion.]~~

~~[b. — There are no other production permit applications for the same time and location that have been or will be granted.]~~

~~[c. — There are no other production permit applications that have been or will be granted for other locations that would reduce police and other City resources in combination with the second application to such an extent that the welfare and safety of persons and property would be adversely affected.]~~

~~[d. — The application does not contain incomplete or false information.]~~

~~[e. — The production is not a pornographic production which is defined as a film or tape of activities depicting human genitals in a state of sexual stimulation or arousal, acts of human masturbation, actual sexual intercourse, sodomy, bestiality and in a graphically sexual context the following: masochism, sadism or sadomasochism.]~~

~~[f. — The production is not a film or tape of activities occurring on City facilities or using City equipment or City personnel and containing acts portraying the acts of rape, sodomy, bestiality, sexual intercourse or acts of violence that portray exploding body parts or the dismemberment of bodies or body parts of humans or animals.]~~

~~[g. — The permittee is not delinquent in the payment of City occupational fees or property~~

~~taxes;]~~

~~[22-9.06 — Notice of Rejection, Approval of Application for Permit.]~~

~~[a. — If the application is denied, City Central shall prepare and sign an order stating the reasons for the denial of the application and mail it to the applicant.]~~

~~[b. — If the application is approved, City Central shall prepare an order of approval and mail it to the applicant stating any special conditions imposed on the permit as determined by City Central.]~~

~~[22-9.07 — Appeal Procedure.]~~

~~[Any person aggrieved by the denial of an application shall have the right to appeal the denial to the City Manager. The appeal shall be filed within seven (7) working days after the date of the denial notice by filing a written notice with the City Clerk. The City Manager shall act upon the appeal within seven (7) working days after its receipt.]~~

~~[22-9.08 — Contents of Permit Application.]~~

~~[Each commercial motion picture and television production permit application shall be signed by an authorized agent for the applicant and shall contain the following information:]~~

~~[a. — Locations of the production and the identification of City equipment, City facilities or City personnel requested, including the identification of any City streets or sidewalks to be closed or affected by the production;]~~

~~[b. — Duration and type of the production;]~~

~~[c. — Dates and times of the production;]~~

~~[d. — The number of persons and number and type of vehicles to be involved in the production;]~~

~~[e. — The amount and type of equipment to be used in the production;]~~

~~[f. — The names, addresses and telephone numbers of the persons who will have the on-~~

(Ordinance No. BG2019 - 53)

scene responsibility for the proposed production;]

[g. ~~Special effects to be used, especially incendiary or explosive devices, with the qualifications and licensing of the person in charge of such special effects;~~]

[h. ~~A description of any temporary facilities, such as tents, that will be installed on public facilities;~~]

[i. ~~A written explanation or summary of the portion of the production to be shot within the City;~~]

[j. ~~An agreement to pay for any costs for services provided by the City, including execution of any required agreements with the City Police Department;~~]

[k. ~~Copies of notices to affected property owners and copies of written consents from any private property owners whose property will be used for the production;~~]

[l. ~~Certification that the production will not be a pornographic or other film prohibited by this Subchapter; and,~~]

[m. ~~Such other information as City Central shall find necessary for the enforcement of this Subchapter.~~]

[22-9.09 ~~Revocation of Permit.~~]

[All permits issued pursuant to this Subchapter shall be temporary and do not vest any permanent rights. Reasons for revocation of a permit include:]

[a. ~~Applications containing incomplete or false information;~~]

[b. ~~The applicant does not comply with all of the terms and conditions of the permit;~~]

[c. ~~The applicant fails to arrange for or to remit all fees, deposits, insurance or bonds to the City; or,~~]

[d. ~~For other good reasons as determined by the City Manager or his designee.~~]

[22-9.10 ~~Duties of the Permittee.~~]



(Ordinance No. BG2019 - 53)

~~[a. — The permittee shall comply with all permit conditions and with all applicable laws and ordinances.]~~

~~[b. — The permittee shall comply with all directions and commands of the City Police and Fire Departments and shall allow the property being used to be accessible to both departments and other emergency personnel at all times.]~~

~~[22-9.11 — Restoration of City Facilities.]~~

~~[The permittee shall be responsible for restoring any City facilities and City equipment to the same condition as the facilities and equipment were in prior to the production. The permittee shall clean the City facilities of rubbish and debris, and if the permittee fails to restore the City facilities or City equipment, the City may undertake such restoration and the permittee shall be assessed those charges.]~~

~~[22-9.12 — Costs for City Facilities and City Equipment.]~~

~~[The permit shall require the permittee to reimburse the City for the use of City equipment, City facilities if applicable, and for any costs associated with the use of City personnel, including but not limited to each employee's regular hourly rate of pay or overtime rate of pay and the City's costs incurred due to compensatory time earned by City personnel related to the production.]~~

~~[22-9.13 — Performance Bond; Insurance; Permit Fee.]~~

~~[a. — If required by City Central, the permittee shall remit to City Central a performance bond before the permit is issued. The type and amount of the bond shall be determined within the discretion of City Central based on information contained in the application. The purpose of the bond is to pay for damages to City facilities and City equipment, to pay for any clean up costs incurred by the City and to pay for any personnel costs. Any part of the performance bond not withheld by the City shall be returned to the permittee within thirty (30) business days after the completion of the production.]~~

(Ordinance No. BG2019 - 53)

~~[b. — If required by City Central, the permittee shall obtain and present evidence of comprehensive liability insurance naming the City as an insured in an amount and from an insurance company satisfactory to the City. The permittee shall also execute a hold harmless agreement in which the permittee agrees to defend, pay and hold harmless the City, its officers and employees from any and all claims for personal or property damages or injuries arising from or in any way connected to the production permit.]~~

~~[c. — A permit application fee of thirty (\$30.00) dollars shall be submitted with the application to City Central. Payment of this permit fee does not waive payment of any other occupational or business license fees related to Chapter 18 of this Code.]~~

~~[22-9.14 — Enforcing Office, Powers and Duties.]~~

~~[City Central is hereby charged with the enforcement of the provisions of this Subchapter and is empowered to prescribe, adopt, promulgate and enforce rules and regulations relating to any matter pertaining to the administration and enforcement of the provisions of this Subchapter. All such rules and regulations shall be subject to the consent and approval of the City Manager.]~~

~~[22-9.15 — Penalties.]~~

~~[a. — It shall be unlawful for any person to take any action for which a permit is required by this Subchapter without first having obtained a permit as herein provided.]~~

~~[b. — It shall be unlawful for any person in charge of or responsible for the conduct of any commercial motion picture and television production to knowingly fail to comply with the conditions of the permit.]~~

~~[c. — Whoever violates any provision of this Subchapter shall be fined not less than one hundred (\$100.00) dollars nor more than five hundred (\$500.00) dollars, or imprisonment for not more than thirty (30) days or both. Each day of any violation shall constitute a separate offense.]~~

22-[10]9 TEMPORARY DISPLAY OF MOTOR VEHICLES.

~~[22-10.01 — Definitions.]~~

~~["Display" shall mean the placement of a motor vehicle or vehicles by a licensed motor vehicle dealer at a location which is not its established place of business where no solicitation, sale, transfer or test drive takes place. Nothing in this Subchapter shall be deemed to prohibit a licensed motor vehicle dealer from off-site warehousing, storing, parking or driving a demonstrator vehicle in the normal course of business.]~~

~~["Licensed Motor Vehicle Dealer" shall mean dealers, manufacturers, factory branches, distributors and distributor branches as those terms are defined in KRS 190.010 and, where applicable, who hold a license from the Commonwealth of Kentucky.]~~

~~["Temporary Display" shall mean the conducting or holding of a temporary display of motor vehicles for periods of time in compliance with applicable State regulations, but shall not otherwise preclude the following activities which do not require a permit under this Subchapter:]~~

~~[(1) — A display of motor vehicles by a motor vehicle dealer trade association and its participating members for which a permit is issued by the Commonwealth of Kentucky;]~~

~~[(2) — A display of less than three (3) motor vehicles for advertising purposes at one (1) location, or as part of the licensee's sponsorship of a charitable or other public event;]~~

~~[(3) — A manufacturer's sponsored display of motor vehicles for its participating dealers within the City of Bowling Green, except that the participating dealers, to include participating dealers not licensed in Kentucky, shall individually secure the permit required by this Subchapter;]~~

~~[(4) — Trade shows and similar major public events that have achieved regional or national prestige and that contribute substantially to the economy of the community and state; or]~~

~~[(5) — An annual event held at the National Corvette Museum that involves the sale of antique, vintage, rare or collectible motor vehicles that contributes to the economy of the community with the event complying with all other applicable State and City laws, rules and~~

regulations.]

22-[10]9.01[2] Permit Required; No Fee.

No person, corporation or other business entity other than a licensed motor vehicle dealer or a new vehicle manufacturer, as defined in KRS 190.010, shall conduct, hold or otherwise participate in a temporary display of motor vehicles at a location other than in the established place of business as specified in the licensed motor vehicles dealer's State license without first obtaining a temporary display permit from the City of Bowling Green Finance Department. No person, corporation or other business entity other than a Kentucky licensed motor vehicle dealer shall be entitled to receive a temporary display permit under this Section except as otherwise provided in this Subchapter. No permit fee shall be required for the temporary display of motor vehicles.

22-[10]9.02[3] Requirements for Temporary Display.

All permits shall be submitted no later than seven (7) working days prior to the temporary display and shall be granted or refused within three (3) working days after submission of a complete application and shall expire, unless revoked or suspended, at the end of the permit period. The application shall be on a form provided by the Finance Department and shall include:

- a. The name and address of the licensed motor vehicle dealer(s) holding or conducting the temporary display;
- b. The location, by street address, of the temporary display; and,
- c. A copy of the State license of the dealer(s) conducting the temporary display, if different from the applicant for the permit.

22-[10]9.03[4] Temporary Display; Posting Permit.

The temporary display shall be advertised as temporary in nature. The temporary display permit shall be conspicuously posted at the location of the display.

22-[10]9.04[5] General Provisions.

(Ordinance No. BG2019 - 53)

Any person, corporation or other business entity conducting a temporary display of motor vehicles shall also comply with all applicable [State] Kentucky Revised [s] Statutes and regulations. No solicitations, sales, transfers or test drives shall be allowable at the site of the temporary display. The provisions of this Subchapter are not applicable to an annual event held at the National Corvette Museum that involves the sale of antique, vintage, rare or collectible motor vehicles that contributes to the economy of the community with the event complying with all other applicable State and City laws, rules and regulations.

22-[10]9.05[6] Penalty.

Any person who violates any provision of this Subchapter shall be guilty of a violation and on conviction shall be punished by a fine not to exceed two[-]hundred and fifty (\$250.00) dollars. Each day of such violation shall constitute a separate offense and no additional notice other than notice of the original offense shall be required to convict a person for violations resulting from a continuation of such offense.

22-10[1] OPERATION OF GOLF CARTS ON CITY STREETS.

[22-11.01 Definitions.]

[As used in this Subchapter:]

~~["Golf Cart" shall mean any self-propelled vehicle that is designed for the transportation of players or maintaining equipment on a golf course, while engaged in the playing of golf, supervising the play of golf or maintaining the condition of the grounds on a golf course and as further defined in the Kentucky Revised Statutes.]~~

22-10[1].01[2] Authorized Public Streets.

All public streets under the jurisdiction of the City of Bowling Green with a speed limit of thirty-five (35) miles per hour or less may be used for the operation of golf carts.

22-10[1].02[3] Operation of Golf Carts.

(Ordinance No. BG2019 - 53)

a. Any golf cart operating on streets under the jurisdiction of the City of Bowling Green shall be inspected by a certified inspector designated by the Warren County Sheriff and certified through the Department of Vehicle Regulation to ensure that the golf cart complies with the requirements of this Subchapter. The proof of inspection document issued by the Warren County Sheriff shall constitute the permit required from the City of Bowling Green. The proof of inspection / permit issued by the Warren County Sheriff shall be kept in the golf cart at all times of operation on a public roadway. This permit shall be valid as long as the original permittee owns the golf cart.

b. Any permitted golf cart shall be insured in compliance with KRS 304.39-080 by the owner or operator and the proof of insurance shall be maintained inside the golf cart at all times of operation on a public roadway.

c. The operator of the golf cart shall not cross a roadway at an intersection where the roadway being crossed has a posted speed limit of more than thirty-five (35) miles per hour.

d. The operator shall have a valid operator's license in his possession.

e. The golf cart shall only be operated on public streets between sunrise and sunset.

f. The permitted golf cart shall display a slow-moving vehicle emblem in compliance with KRS 189.820.

g. Any person operating a golf cart on a public roadway shall be subject to the traffic regulations of KRS Chapter 189.

h. The provisions of this Subchapter shall not apply to a golf cart that is not used on a public roadway except to cross a roadway while following a golf cart path on a golf course.

#### 22-10[1].03[4] Exemptions from Certain Regulations.

A golf cart permitted by this Subchapter is not considered to be a motor vehicle and is exempt from title requirements of KRS 186.020, vehicle registration requirements of KRS 186.050 and emissions compliance certificates pursuant to KRS 224.20-720.

22-11 OPERATION OF COMMERCIAL PARCEL DELIVERY LOW-SPEED  
VEHICLES ON CITY ROADWAYS

22-11.01 Authorized Public Streets.

Commercial delivery personnel may operate low-speed vehicles, golf carts or utility vehicles solely for the purpose of delivering express envelopes and packages solely in residential areas and on public roadways with a posted speed limit of thirty-five (35) miles per hour or less.

22-11.02 Operations of Commercial Delivery Personnel.

a. Any commercial delivery personnel operating low-speed vehicles, golf carts or utility vehicles in residential areas on public roadways shall be in compliance with KRS 189.283 and all other applicable state and City of Bowling Green laws, rules and regulations, including, but not limited to, state and local traffic laws and regulations.

b. The operator shall have a valid operator's license in his possession.

c. The low-speed vehicles, golf carts or utility vehicles shall only be operated on public roadways between sunrise and sunset.

d. The size of the combined length and girth of packages shall not exceed one hundred thirty (130") inches and the weight of the packages shall not exceed one hundred fifty (150) pounds.

e. The low-speed vehicles, golf carts or utility vehicles shall be titled in accordance with KRS Chapter 186A, be registered as a motor vehicle in accordance with KRS 186.050(3)(a), be insured in compliance with KRS 281.655, meet the federal motor vehicle safety standards for low-speed vehicles set forth in 49 C.F.R. sec 571.500, be marked in a conspicuous manner with the name of the delivery service and bear an identifying sticker or tag issued by the Kentucky Transportation Cabinet.

f. Commercial delivery personnel may pull a trailer from vehicles operated under this Subchapter if the trailer is registered in accordance with KRS 186.675(4).

22-12 ADMINISTRATION AND ENFORCEMENT.

22-12.01 Penalty.

Unless another penalty is expressly provided by the Kentucky Revised Statutes or by this Chapter, every person convicted of a violation of any provision of this Chapter shall be guilty of a misdemeanor and shall be fined not more than five hundred (\$500.00) dollars or imprisoned for not more than one hundred eighty (180) days or by both such fine and imprisonment.

22-12.02 Applicability of Chapter to Riding Animals and Animal Drawn Vehicles.

Every person riding an animal or driving any animal drawn vehicle upon a roadway shall be granted all of the rights and shall be subject to all of the duties applicable to the driver of a vehicle, except those provisions which by their very nature can have no application.

22-12.03 Officers Charged With Enforcement; Authority of Officers to Direct Traffic.

a. It shall be the duty of all officers of the Police Department or such officers or cadets as are assigned by the Chief of Police, or designee, to enforce all State and city traffic laws and regulations at all places throughout the city limits of the City of Bowling Green, including but not limited to all highways, streets, alleys, roadways and all off-street parking facilities offered for public use, whether publicly or privately owned.

b. Officers of the Police Department or such officers or cadets as are assigned by the Chief of Police, or designee, are hereby authorized to direct all traffic by voice, hand or signal in conformance with traffic laws; provided, however, that in the event of a fire or other emergency, or to expedite traffic or to safeguard pedestrians, officers of the Police Department may direct traffic as conditions may require notwithstanding the provisions of the traffic laws.

c. Officers of the Fire Department, when at the scene of a fire, motor vehicle collision or other emergency response, may direct or assist the police in directing traffic in the immediate vicinity.



(Ordinance No. BG2019 - 53)

d. Other authorized employees of the City who are trained in traffic control may direct traffic in accordance with Chapter 6 of the Manual on Uniform Traffic Control Devices (MUTCD).

3. The provisions of this Ordinance are hereby declared to be severable, and if any section, phrase or provision shall for any reason be declared invalid, such declaration of invalidity shall not affect the validity of the remainder of this Ordinance.

4. All prior Municipal Orders or Ordinances or parts of any Municipal Order or Ordinance in conflict herewith are hereby repealed.

5. This Ordinance is adopted pursuant to KRS 83A.060 in that it was introduced on December 3, 2019, and given final reading on December 17, 2019, and said Ordinance shall be in full force and effect upon signature, recordation and publication in summary pursuant to KRS Chapter 424.

ADOPTED: December 17, 2019

APPROVED: Bruce Wilkerson  
Mayor, Chairman of Board of Commissioners

ATTEST: Ashley Jackson  
City Clerk

SPONSORED BY: Jeffery B. Meisel, City Manager, 11/22/2019, 3:30 p.m.