

## **ORDINANCE 023-032**

### **AN ORDINANCE RELATING TO CAMPING ON PUBLIC PROPERTY IN THE CITY OF SHEPHERDSVILLE, BULLITT COUNTY, KENTUCKY.**

**WHEREAS** camping activities may constitute a public health and safety hazard when conducted without the proper security, sanitary facilities, and precautions;

**WHEREAS** the necessity to clean up, repair, or remediate public property that has been used for unlawful camping may result in substantial costs to the public;

**WHEREAS** it is the obligation of the city to keep the city in a clean and accessible condition; and

**WHEREAS** it is the obligation of the city to prevent the accumulation of trash and debris and to reduce the risk of both structural and brush fires.

**NOW, THEREFORE, BE IT ORDAINED BY THE CITY OF SHEPHERDSVILLE, BULLITT COUNTY, KENTUCKY:**

#### **SECTION ONE: Definitions.**

For the purpose of this ordinance, the following definitions shall apply unless the context clearly indicates or requires a different meaning.

**ABANDONED PROPERTY.** Property, including residential, commercial, and industrial, that is not owned by or leased to the City and that has been vacant for at least one (1) year.

**CAMP or CAMPING.** Use of property for temporary living accommodation purposes by the occupation or habitation of an area through the use of a tent or other similar temporary shelter, recreational vehicle, camper shell, car, truck, SUV, or other vehicle.

**CAMPING PARAPHERNALIA.** Equipment or supplies that are used by a person or persons to facilitate camping including, but not limited to, grills, outdoor cookers, lanterns, latrines, temporary shelters of whatever kind, or other similar type equipment or supplies.

**CITY.** The City of Shepherdsville, Kentucky.

**PUBLIC PROPERTY.** Any real property owned by, or leased to the City including, but not limited to, green spaces, open spaces, right-of-ways, public sidewalks, crosswalks, streets, curbs, public alleyways, public passageways, publicly owned commercial lot, publicly owned residential lots, publicly owned vacant lots, and/or publicly owned cleared lots.

**RECREATIONAL VEHICLE.** A motor vehicle, trailer or hybrid trailer that is equipped with amenities and features intended for the owner or others to use for the purposes of leisure

activities, camping and/or sleeping, including, but not limited to, motor homes, travel trailers, camper vans, truck campers, pop-up campers, teardrop trailers, fifth wheels, toy haulers or motor homes.

**VACANT PROPERTY.** Property, including residential, commercial, and industrial that is not owned by or leased to the City and is abandoned, unoccupied, or empty for at least one (1) year.

**SECTION TWO:     Camping on Certain Property Prohibited.**

**(A)     Camping on Public Property Prohibited.**

(1)     It shall be unlawful for any person to camp on public property within the city limits of the City of Shepherdsville for more than four (4) consecutive hours during the hours of 8:00 a.m. to 8:00 p.m.

(2)     It shall be unlawful for any person to camp on public property within the city limits of the City of Shepherdsville from the hours of 8:00 p.m. to 8:00 a.m.

**(B)     Camping on Abandoned Property Prohibited.**

(1)     It shall be unlawful for any person to camp on abandoned property within the city limits of the City of Shepherdsville for more than four (4) consecutive hours during the hours of 8:00 a.m. to 8:00 p.m.

(2)     It shall be unlawful for any person to camp on abandoned property within the city limits of the City of Shepherdsville from the hours of 8:00 p.m. to 8:00 a.m.

**(C)     Camping on Vacant Property Prohibited.**

(1)     It shall be unlawful for any person to camp on vacant property within the city limits of the City of Shepherdsville for more than four (4) consecutive hours during the hours of 8:00 a.m. to 8:00 p.m.

(2)     It shall be unlawful for any person to camp on vacant property within the city limits of the City of Shepherdsville from the hours of 8:00 p.m. to 8:00 a.m.

**SECTION THREE:   Enforcement and Penalties.**

(A)     Any violation of this ordinance shall be classified as a civil offense and shall be enforced through the Code Enforcement Board as provided in §§ 31.15 et seq., or as it may be amended.

(B) The civil penalty for any violation of this ordinance shall be a civil fine in an amount not less than Fifty Dollars (\$50.00) and not more than Two-Hundred and Fifty Dollars (\$250.00) for each violation.

(C) Each violation in Section Two of this ordinance is a separate and distinct offense.

(D) Each day that a violation of this ordinance occurs is a separate and distinct offense.

SECTION FOUR: The provisions of this ordinance are hereby declared severable, and if any section, clause, line, paragraph, or part of this ordinance shall for any reason be declared invalid or unconstitutional the same shall not affect the validity of the remainder of this ordinance.

SECTION FIVE: All prior ordinances or parts of any prior ordinance in conflict herewith are hereby repealed.

SECTION SIX: This ordinance is adopted in accordance with KRS 83A.060 in that it was introduced and given first reading on June 26<sup>th</sup>, 2023 and given second reading on July 10<sup>th</sup>, 2023 and shall be in full force and effect upon publication in summary pursuant to KRS Chapter 424.

Motion to Approve:

Second:

Yes

No

Abstain

Bonnie Enlow

Brad Whittaker

Jennifer Mendez

Faith Portman

Mike Hibbard

Paula Mangus

**Motion Carried:**

CITY OF SHEPHERDSVILLE, KY

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JOSE CUBERO, MAYOR

ATTEST:

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BRENDA WEIDEKAMP, CITY CLERK

APPROVED AS TO FORM AND LEGALITY:

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KATHERINE S. DOZIER, CITY ATTORNEY