

ORDINANCE NO. 151  
(Amending Ordinance No. 122)

AN ORDINANCE AMENDING ORDINANCE NO. 122 HERETOFORE PASSED TO PROVIDE FOR THE CONSTRUCTION, RECONSTRUCTION, AND/OR IMPROVEMENT OF PUBLIC WAYS, WATER LINES, STREETS, STREET IMPROVEMENTS, WATER LINE IMPROVEMENTS, SIDEWALK IMPROVEMENT, SEWERS AND SEWERAGE SYSTEM IMPROVEMENT IN ALL AREAS, LANDS AND TERRITORIES WHICH MAY, FROM TIME TO TIME, BE ANNEXED AND INCLUDED IN THE CORPORATE LIMITS OF THE CITY OF DRY RIDGE, KENTUCKY: AND TO FURTHER PROVIDE FOR THE CONSTRUCTION, RECONSTRUCTION AND/OR IMPROVEMENT OF PUBLIC WAYS, WATER LINES, STREETS, STREET IMPROVEMENT, SIDEWALK IMPROVEMENT, SEWERS AND SEWERAGE SYSTEM IMPROVEMENT LOCATED WITHIN THE PRESENT CORPORATE LIMITS OF THE CITY OF DRY RIDGE, KENTUCKY.

WHEREAS, heretofore by Ordinance No. 122, the City of Dry Ridge, Kentucky, had provided for a method or system of improving certain public facilities, and,

WHEREAS, said ordinance has been found to need correcting and amending and,

WHEREAS, the Board of Trustees of the City of Dry Ridge, Kentucky, is desirous of amending said ordinance No. 122,

NOW THEREFORE THE BOARD OF TRUSTEES OF THE CITY OF DRY RIDGE, KENTUCKY, DOES ORDAIN AS FOLLOWS:

SECTION I. That Ordinance No. 122 heretofore passed be, and the same is hereby amended and corrected to read as follows:

SECTION II. Upon the annexation and inclusion in the corporate limits of the City of Dry Ridge, Kentucky, any areas, lands or territories after February 6, 1951, or the effective date of Ordinance No. 122, such lands, areas or territories shall receive the following construction, reconstruction or improvements of public ways, water lines, streets, street improvement, or other improvements;

(A ) Water lines of not less than six (6)

inches in diameter and all necessary fire plugs and appurtenances thereto so as to provide adequate water service and fire protection to all lots and parcels of land. The construction, reconstruction or improvement of said water lines and fire plugs and appurtenances thereto are to be completed and accepted by the City of Dry Ridge, Kentucky, not later than the last day of December of the first full calendar year following the annexation and inclusion of such areas, lands or territories in the corporate limits of the City of Dry Ridge, Kentucky, and said water line improvements are to be made at the expense of the fronting and/or abutting property owners on a proportionate frontfoot basis.

(B) On streets maintained by the Commonwealth of Kentucky, the city shall take all necessary steps to procure rights-of-way necessary for a minimum of thirty-six (36) feet of width of pavement.

(C) On all streets to be maintained by the City of Dry Ridge, Kentucky, if the street is more than fifty per cent (50%) built up with improved properties, a black top street of not less than twenty (20) feet in width shall be constructed and if the street shall be less than fifty per cent (50%) built up with improved properties then there shall be constructed a traffic bound street of grading and stone of not less than twenty feet in width; said streets, in either event, shall be constructed at the expense of the owners of benefited properties fronting and/or abutting thereon on a proportionate front foot basis, and said construction, reconstruction or improvement is to be completed and accepted by the city not later than the last day of December of the first full calendar year following the annexation of such areas.

(D) Any other improvements for such areas, lands or territories, within the first full calendar year following annexation, shall be made only upon petition of fifty per cent (50%) of the benefited property owners.

SECTION III. The Board of Trustees of the City of Dry Ridge, Kentucky, shall improve the areas which were a part of and included in the corporate limits of the City of Dry Ridge, Kentucky, prior to February 6, 1951, in the following manner:

(A) On streets maintained by the State of Kentucky the city shall take all necessary steps to procure rights-of-way for a pavement of not less than thirty-six (36) feet in width.

(B) On streets maintained by the City of Dry Ridge, Kentucky, the Board of Trustees may, at its option, improve streets, where built up with improved properties by at least fifty percent by the construction of black top streets of not less than twenty-feet in width; and elsewhere the city shall, at its discretion, build a traffic bound street of grade and stone of not less than twenty feet in width, with part or all of the expense, at the City's discretion, to be borne by the owners of benefited property, in either area.

(C) The City may improve water lines in these areas in accordance with Ordinance No. 144 heretofore passed either from the funds of the Water Commission or from the general funds of the City.

(D) Street improvements shall be made upon a petition being presented to the Board of Trustees asking for said improvement, signed by at least fifty per cent (50%) of the benefited property owners.

SECTION IV. A competent engineer shall be consulted by the Board of Trustees of the City of Dry Ridge in regard to all

constructions, reconstructions or improvements brought about by this ordinance, the costs of said engineer's advice and services shall be included in the total costs of such construction, reconstruction or improvement and shall be assessed as such against the owners of the benefited property.

SECTION V. The Board of Trustees shall, by ordinance or resolution, let the contract for each and all construction, reconstruction or improvement to the lowest and best bidder, after properly advertising for bids according to law.

SECTION VI. If any section, paragraph, clause or phrase of this ordinance be declared invalid the same shall not affect the remaining portions, it being hereby expressly declared that the rest of said ordinance would have been passed despite such invalidity.

SECTION VII. Any ordinance, resolution or part thereof in conflict with the provisions of this ordinance are to the extent of such conflict hereby repealed.

SECTION VIII. This ordinance shall be in full force and effect from and after its passage and publication as required by law.

/s/ John B. Conrad, Chairman

Attest:

/s/ Raymond R. Vincent,  
Acting City Clerk