

CITY OF ST. MATTHEWS
ORDINANCE 23-04
AN ORDINANCE UPDATING ORDINANCES RELATING TO PARK USAGE

WHEREAS, the City Council is aware of instances of overnight parking in city parks that has created a public health and safety issue,

WHEREAS, the City Council finds that some additional enforcement tools in the city's ordinances relating to parks would give the police department additional options to have illegally parked vehicles removed in any city park,

NOW THEREFORE, be it ordained by the City of St. Matthews,

SECTION 1. Ordinance 95.01 is hereby amended to read as follows:

95.01 PARKS CLOSING HOURS.

- (A) No person shall be in any park during the hours the park is closed. No person shall park, nor shall any owner of a vehicle allow a vehicle they own to be parked, in any city park during the hours when the park is closed. Alcohol is not allowed to be possessed by any person in any city park, with the exception of city approved events at which serving of alcohol has been specifically approved and permitted by the city.
- (B) The following parks are closed from sundown to sunrise, except for city approved and scheduled events:
- (1) Brown Park.
 - (2) Warwick Villa Park
 - (3) Draut Park
 - (4) Community Park
 - (5) Holzheimer Park
- ~~(C) Any person violating any provision of this section shall be fined not less than \$15 nor more than \$500 for each offense, and a separate offense shall be deemed committed on each day during or on which a violation occurs or continues.~~
- (C) Criminal or Civil Penalty. Pursuant to the city's prosecutorial discretion, the city may enforce, though its police or ordinance enforcement officers, violations of the provisions of this Chapter as criminal, civil or abatement actions.
- (1) Misdemeanor. Any person who is violating any of the provisions of this Chapter shall be guilty of a misdemeanor and subject to a fine of no less than \$100 and no

more than \$500. Each day during which any such offence is committed, continued, or allowed shall be a separate offense.

- (2) Civil Fine. Fine in an amount no less than \$100.00 per day and no more than \$500.00 per day. Each day of non-compliance shall constitute the imposition of per day fine.
- (3) Abatement. Any vehicle abandoned or illegally parked anywhere on any city park property may be removed at the direction of the city to a tow lot designated by the city, in accordance with this Chapter. The vehicle may be reclaimed by the owner at the owner's expense including all towing and storage charges and payment of all fines imposed by the city.

SECTION 2:

This ordinance shall take effect upon its passage and approval by the Council of the City of St. Matthews, Kentucky and by publication or distribution as required by law.

First Reading July 25, 2023

Second Reading August 8, 2023

Passed and approved this day 8 of August, 2023


Mayor Richard J. Tonini

ATTEST:


Susan Clark, City Clerk

Those in Favor 7

Those Opposed 0