

CITY OF SHIVELY
ORD. NO. 8, SERIES 2019
AN ORDINANCE AMENDING SHIVELY CODIFIED ORDINANCE CHAPTER 71,
SECTION 71.05(B)(1)(A) AND (B), (ORD. NO. 44, SERIES 1939) (AM. ORD. NO. 18,
SERIES 1995) TO REDUCE THE SPEED LIMIT FROM 35 MILES PER HOUR TO 25
MILES PER HOUR IN THE 3800 BLOCK OF FITZGERALD ROAD, THE 1800 BLOCK
TO 2200 BLOCK OF GARRS LANE, AND FARNSLEY ROAD FROM DIXIE
HIGHWAY TO CANE RUN ROAD

WHEREAS, the City of Shively has a speed limit for all vehicles of 25 miles per hour in any business or residential district on all roadways within the City of Shively with the exception of the 3800 block of Fitzgerald Road, the 1800 block to 2200 block of Garrs Lane and Farnsley Road from Dixie Highway to Cane Run Road, in which case the speed limit is 35 miles per hour, and

WHEREAS, the City of Shively has determined that is in the best interest of the City of Shively and safety and welfare of the citizens residing within the city to change the speed limit from 35 miles per hour to 25 miles per hour in the 3800 block of Fitzgerald Road, the 1800 block to 2200 block of Garrs Lane, and Farnsley Road from Dixie Highway to Cane Run Road, and

WHEREAS, the City of Shively Codified Ordinance Chapter 71, Section 71.05(B)(1)(a) and (b) is hereby amended to reflect the new speed limit of 25 miles per hour in the 3800 block of Fitzgerald Road, the 1800 block to 2200 block of Garrs Lane, and Farnsley Road from Dixie Highway to Cane Run Road. The specific section amended is herewith set out in full, now therefore,

BE IT ORDAINED BY THE CITY OF SHIVELY:

SECTION 1. §71.05 SPEED LIMITS

- (A) No operator of a vehicle upon a highway shall drive at a greater speed than is reasonable and prudent, having regard for the traffic and for the condition and use of the highway.
- (B) Where no condition exists that requires lower speed for compliance with Division (A) of this section, the speed of any vehicle not in excess of the limit[s] specified in this section or established as hereinafter authorized shall be lawful, but any speed in excess of the limit[s] specified in this section or established as hereinafter authorized shall be unlawful:

(1)(a) For all vehicles, 25 miles per hour in any business or residential district;
[provided, however, that the speed limit shall be 35 miles per hour on the following designated streets:

~~3800 block of Fitzgerald Road~~

~~1800 block to 2200 block of Garrs Lane~~

~~Farnsley Road from Dixie Highway to Cane Run Road]~~

(b) The foregoing speed limit[s] shall not apply to or change the speed limits on any highways or street within the state highway system or county highway system.

(2) All vehicles, when using off-street parking facilities offered for public use whether publicly or privately owned, 15 miles per hour.

SECTION 2. Severability. The provisions of this ordinance shall be considered severable. If any provisions of this ordinance is found to be invalid, that finding shall not necessarily invalidate the entire ordinance.

SECTION 3. Effective Date. This ordinance shall become effective after passage, approval and summary publication as required by law.

First Reading: September 3, 2019

Second Reading: September 16, 2019

Passed and Approved: September 16, 2019

ENTERED THIS 3RD DAY OF SEPTEMBER, 2019.

Introduced by: Chester Burrell

Attest:

Beverly Chester-Burton, Mayor

Mitzi R. Kasitz, City Clerk

Council	Yea	Nay
Ms. Beard	√	___
Mr. Burrell	√	___
Ms. McBroom-Burton	√	___
Ms. Johnson	√	___
Ms. Thompson	√	___
Mr. Vance	√	___

**CITY OF SHIVELY
CERTIFIED SUMMARY
ORD. NO. 8, SERIES 2019**

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SECTION 71.05(B)(1)(A) AND (B), (ORD. NO. 44, SERIES 1939) (AM. ORD. NO. 18,
SERIES 1995) TO REDUCE THE SPEED LIMIT FROM 35 MILES PER HOUR TO 25
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TO 2200 BLOCK OF GARRS LANE, AND FARNSLEY ROAD FROM DIXIE
HIGHWAY TO CANE RUN ROAD**

I hereby certify that the foregoing ordinance provides for an amendment to City of Shively Code of Ordinances, Section 71.05(B)(1)(a) and (b), Speed Limits.

The amendment to City of Shively Code of Ordinances, Section 71.05(B)(1)(a) and (b), Speed Limits provides that the speed limit shall be reduced from 35 miles per hour to 25 miles per hour in the 3800 block of Fitzgerald Road, the 1800 block to 2200 block of Garrs Lane and Farnsley Road from Dixie Highway to Cane Run Road.

The complete text of said ordinance may be read at the office of the Shively City Clerk, Shively City Hall, 3920 Dixie Highway, Shively, Kentucky 40216.

Finn Cato
2950 Breckenridge Lane, Suite No. 3
Louisville, KY 40220
Shively City Attorney