

CITY OF SHIVELY
ORD. NO. 8, SERIES 2023
AN ORDINANCE AMENDING SHIVELY CODIFIED ORDINANCE CHAPTER 41,
SECTION 41.08, (ORD. NO. 8, SERIES 1998, AMENDED ORD. NO. 7, SERIES 2008),
REQUIRING THE USE OF NOTICE DOOR HANGERS FOR CODE ENFORCEMENT
VIOLATIONS

WHEREAS, the City of Shively, through its Code Enforcement Board, has jurisdiction to remediate code enforcement violations in the City of Shively, and

WHEREAS, the Shively City Council desires Shively Code Enforcement to exercise its jurisdiction in enforcement proceedings to require that additional notice be given to those persons in violation of the City of Shively Code of Ordinances by the use of notice door hangers, now therefore:

BE IT ORDAINED BY THE CITY OF SHIVELY:

SECTION 1. The following section of Shively codified ordinance Chapter 41, Section 41.08 (Ord No. 8, Series 1998, Amended Ord. No. 7, Series 2008) shall be amended to read as follows:

The following requirements shall govern all enforcement proceedings before the Board:

(B) When a Code Enforcement Officer, based upon personal observation or investigation, has reasonable cause to believe that a person has committed a violation of a local government ordinance, the officer is authorized to issue a citation to the offender. This section authorizes that Code Enforcement Officer ~~may~~ [shall], in lieu of immediately issuing a citation, give notice [of the violation by placement of a door hanger setting forth the violation on the front door of the offender's property advising] that violation shall be remedied within a specified period of time. If the person to whom the notice is given fails or refuses to remedy the violation within the time specified, the Code Enforcement Officer is authorized to issue a citation.

SECTION 2. Severability. The provisions of this ordinance shall be considered severable. If any provision 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: June 5, 2023

Second Reading: June 20, 2023 Not Passed, Not Approved

Introduced by: Ms. Thompson

Maria D. Johnson

Attest: *Mitzi R. Kasitz*

Maria Johnson, Mayor

Mitzi R. Kasitz, City Clerk

Council	Yea	Nay
Ms. Bizzle	___	X
Ms. Burton-McBroom	___	X
Mr. Gibson	___	X
Ms. Thompson	√	___
Mr. Vincent	___	X
Ms. Wakaba	___	X