

**CITY OF FORT MITCHELL
KENTON COUNTY, KENTUCKY
ORDINANCE 2025-02**

**AN ORDINANCE AMENDING PROVISIONS OF CHAPTER 71 TO PROHIBIT
THROUGH-TRUCK TRAFFIC ON CITY STREETS WITHIN THE CITY OF FORT
MITCHELL, KENTUCKY, AND PROVIDING FOR PENALTIES.**

WHEREAS, the City of Fort Mitchell desires to protect the safety, integrity, and residential character of its local streets; and

WHEREAS, excessive heavy truck traffic on local streets poses risks to public safety, contributes to road damage, noise, and air pollution, and is inconsistent with the intended use of such streets;

**NOW, THEREFORE BE IT ORDAINED BY THE CITY OF FORT MITCHELL,
COUNTY OF KENTON, COMMONWEALTH OF KENTUCKY, AS FOLLOWS:**

SECTION I

The sections 71.29 and 71.99 of the Fort Mitchell Code of Ordinances is amended to read as follows:

§ 71.29 TRACTOR-TRAILERS AND OTHER LARGE VEHICLES.

(A) Definitions. For the purpose of this section, the following definitions shall apply unless the context clearly indicates or requires a different meaning.

OPERATE. To be in actual control of a motor vehicle upon a roadway of the city.

SEMI-TRAILER. Any trailer intended for the carrying of freight or merchandise, designed to be attached to and having its front end supported by a truck tractor or other motor vehicle, and having a load capacity of at least 1,000 pounds.

THROUGH-TRUCK. Any tractor-trailer operated upon a road within the city limits and not making a pickup or delivery at a business or residence within the city limits.

TRACTOR-TRAILER. The combination of a semi-trailer and a truck tractor or other motor vehicle, or the combination of a trailer and truck tractor or other motor vehicle, with a combined total of at least three axles.

TRAILER. Any vehicle intended for the carrying of freight or merchandise, designed to be drawn by a truck tractor or other motor vehicle, fully supported upon its own wheels, and having a load capacity of at least 1,000 pounds.

TRUCK TRACTOR. Any motor-propelled vehicle designed to attach to and support the front end of a semi-trailer.

(B) Locations prohibited. The operation of through-trucks on ~~that portion of Beechwood Road beginning at its intersection with Royal Drive and continuing in a westerly direction on Beechwood Road to the city limits~~ **any city-owned street within city limits** is prohibited.

(C) Exceptions. The prohibitions contained in this section shall not apply to the following:

(1) Vehicles equipped with attachments for removing snow, when being used for that purpose during a declared snow emergency or as otherwise required to maintain safe conditions upon the roadways during periods of inclement weather;

(2) Vehicles being used for the distribution of salt or other material upon the roads, during a declared snow emergency or as otherwise required to maintain safe conditions upon the roadways during periods of inclement weather;

(3) Any emergency vehicle owned or operated by any city, county, state, or other governmental entity.

(D) The Police Department of the city is hereby authorized and instructed to erect appropriate signage to provide notice of the provisions herein.

§ 71.99 PENALTY.

(A) Whoever violates any provision of this chapter for which no other penalty is specifically provided shall be guilty of a misdemeanor and shall be fined not less than \$20 nor more than \$500.

(B) Any person who violates § 71.26 shall be guilty of a misdemeanor and shall be fined not less than \$60 nor more than \$500, or be imprisoned in the county jail for not more than 30 days, or both. (KRS 189.993 (8))

(C) Any person or entity who owns, operates, or permits to be operated any through-truck on ~~that portion of Beechwood Road as described in §71.29(B), in violation of that section, shall be guilty of a violation and shall be punished by a fine of not less than \$20 nor more than \$250.~~ **\$150 for the first offense, \$250 for the second offense, and \$550 for the third and subsequent offenses. Each day a violation occurs or continues shall constitute a separate offense.**

SECTION II

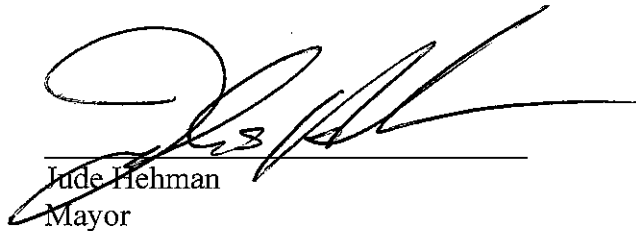
All Ordinances or parts of Ordinances in conflict herewith are, to the extent of such conflict, if any, hereby repealed.

SECTION III

The Provisions of this Ordinance are severable and the invalidity of any provision of this Ordinance shall not affect the validity of any other provisions hereof, and such other provisions shall remain in full force and effect as long as they remain valid in the absence of that provision determined to be invalid.

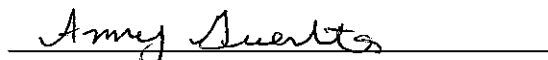
SECTION IV

This Ordinance shall be in full force and effect from and after its passage and publication according to law, and said publication may be in summary form.



Jude Hehman
Mayor

ATTEST:



Amy Guenther
City Clerk

FIRST READING: 5/5/2025

SECOND READING: 6/2/2025

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