

AMENDMENT TO ORDINANCE NO. 1991(1)

AN AMENDMENT TO ORDINANCE NO. 1991(1) OF HOPKINS COUNTY, KENTUCKY, RELATING TO THE INSTALLATION OF UTILITIES ACROSS THE COUNTY ROAD SYSTEM.

WITNESSETH: That,

WHEREAS, the Hopkins County Fiscal Court adopted an Ordinance dated January ____, 1991, providing and relating to the installation of utilities across the county road system and providing that no blacktop roads were to be bored, crossed, cut or disturbed until the County Engineer, with the consent and approval of the County Judge/Executive once the Hopkins County Fiscal Court has agreed. And

WHEREAS, the Fiscal Court has determined that should a life threatening emergency occur that requires the road to be cut or disturbed prior to such approval, that the utility company should have the authority to do so, provided however, that the utility company should be responsible for the replacement and repair of the road to it's original condition.


NOW THEREFORE, BE IT ORDAINED by the County of Hopkins, Commonwealth of Kentucky, as follows:

1. That Ordinance No. 1991(1) shall be amended to provide that should a life threatening emergency occur as the same pertains to any utility line in Hopkins County, that the utility company regulating or providing for the installation, care or maintenance of said utility line, in it's discretion,

shall have the authority to cut or damage blacktop roads prior to obtaining the approval of the County Engineer, provided however that said utility company shall be responsible for and shall replace and repair the road to it's original condition after said utility line is installed.

2. Said Ordinance is further amended to provide that any road damaged or cut by any person or entity in the event of such emergency, any additional costs or damages incurred because of the actions of said utility company shall be the responsibility of said utility company. The penalties provided for in Ordinance No. 1991(1) shall be alter or amended in no other respect.

ON MOTION by _____, seconded by _____, first reading held on the ____ day of January, 1992.



Melvin D. Hicklin
Hopkins County Judge/Executive

Attest:


William T. Brooks, Clerk

ON MOTION of Lynn, seconded by Barton, second reading held on the 20 day

of February, 1992, and passed on the 20 day of
February, 1992.


Melvin D. Hicklin
Hopkins County Judge/Executive

Attest:

William T. Brooks, Clerk