

City of Dayton  
Memorandum

TO: Mayor and Council

FROM: City Administrator, Michael Giffen

RE: Weekly Report

DATE: September 21, 2018

---

**Administration Overview**

The local Animal Control Board met to discuss some updated County policies regarding owners of animals and nuisance activities. A copy of these changes can be found as an attachment to this report.

I had a conference call with KYTC to get an issue resolved on the final design of Phase I for Riverfront Commons. We were able to come to an agreement, so the project can now get back on schedule for bidding out the construction. Bids will likely come to the City Council for approval in November or December.

I spoke with NKADD about the comprehensive plan schedule and they are currently working to get the board a copy of the "Goals and Objectives" for final review so we can schedule a session for the public to review and comment on the plan as well.

Hillside slippage on Dayton Pike was fixed this week. The owner of the property has installed some barricades to hold the land back. We will continue to monitor the site to make sure conditions do not deteriorate.

Several documents were flying in and out of the office this week regarding two projects at Manhattan Harbour. The 270 unit development known as "Tapestry" is in the final stages of closing so we are hopeful that project will commence soon. Also, the developers of the Gateway Apartments are closing on 3 single family lots for a project called "Boulevard Flats", which they have previously received approval for through the Planning and Zoning board.

Special thanks to Public Works and Bob Yoder for getting the hanging baskets up on the new lights.

**Economic Development/Grants/Etc.**

- **Manhattan Harbour:**
  - Arlington Properties was set to close on the date of this report. I will be able to verify next week whether that actually took place.
  - Deeds are being signed for single family lots 7-9, which have been approved for the “Boulevard Flats” project. This will convert these single family lots into very nice townhouses and perhaps light commercial.
  
- **Riverfront Commons (Construction Phase):**
  - After a call with KYTC we seem to be back on track to bid out the construction of Phase I of the project. Advertisement for bid will go out in early October.
  
- **Sidewalk Improvement Project (Design Phase):**
  - Right-of-way bid has been received and we will execute that contract as soon as KYTC gives us the go-ahead.
  
- **New City Building Project**
  - The Design Committee will meet on September 27<sup>th</sup> to review the final draft of the Phase I design, which consists of programming and preliminary design. When the report is wrapped up we will move it from committee to the entire council for review. A public hearing date will be set and KZF will present their findings. This meeting date is TBD.

**October Council Meeting Topics (Tentative)**

Nothing to report at this time.

**Upcoming Meetings**

Main Street – September 25<sup>th</sup>  
 City Council – October 2<sup>nd</sup>

Respectfully Submitted,

Michael Giffen  
City Administrator

CAMPBELL COUNTY FISCAL COURT  
CAMPBELL COUNTY, KENTUCKY

ORDINANCE O-09-18

AN ORDINANCE OF THE CAMPBELL COUNTY FISCAL COURT  
AMENDING CAMPBELL COUNTY CODE OF ORDINANCE SECTION 90.04  
TO FORBID OWNERS OF DOGS, PUPPIES, CATS OR KITTENS FROM A  
VARIETY OF NUISANCE ACTIVITIES.

NOW, THEREFORE, BE IT ORDAINED BY THE CAMPBELL COUNTY FISCAL COURT, CAMPBELL COUNTY, KENTUCKY:

Section I

That Section 90.04 of the Campbell County Code of Ordinances entitled "Harboring Loud, Howling or Yelping Dogs" is hereby amended as follows:

TITLE IX: GENERAL REGULATIONS

CHAPTER 90. ANIMALS

§ 90.04 [~~HARBORING LOUD, HOWLING OR YELPING DOGS~~] NUISANCES.

(A) No person shall harbor or keep [~~a dog~~] any Animal which by loud or frequent or habitual barking, howling or yelping, causes annoyance or disturbance to other person or persons living or having the right to be in the vicinity so as to hear said barking, howling or yelping. It shall be a defense to this section if the defendant proves that the dog was a hunting dog engaged in legal hunting or hunting-related activities.

~~[(B) It shall be a defense to this section if the defendant proves that the dog was a hunting dog engaged in legal hunting or hunting-related activities.]~~

(B) No Owner shall intentionally or knowingly keep the Animal in a manner that causes any one or more of the following:

- (1) Molests passers-by or passing vehicles;
- (2) Attacks people or other animals;
- (3) Damages public or private property;
- (4) Is repeatedly at large;
- (5) Creates unsanitary conditions;
- (6) Makes noise in an excessive, continuous or untimely manner;
- (7) Is a source of infestation by insects or rodents;
- (8) Disturbs the peace, comfort or health of persons in any other manner;

(C) Whenever an Animal defecates upon property not owned, leased, rented or otherwise in the care, custody or control of the animal's owner, the animal's owner shall immediately remove and properly dispose of feces. It shall be a defense to this section if the property owner instructs or affirmatively allow the animal's owner not to remove the feces.

(D) No person shall intentionally or knowingly provide food, water or shelter to any Animal domesticated or wild, in such a manner that it:

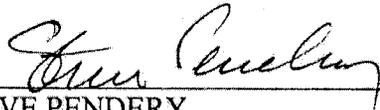
- (1) Creates a Public Nuisance;
- (2) Creates unsanitary conditions
- (3) Is a source of infestation by insects or rodents;
- (4) Disturbs the peace, comfort or health of persons in any other manner;

## Section II

This Ordinance shall take effect and be in full force from and after its passage, publication and recording, according to law.

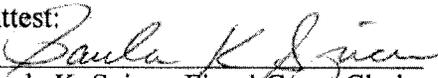
This Ordinance was read by title and summary given on the 1st day of August, 2018.

Passed and adopted after a second reading by title and summary given on the 15 day of August, 2018.



STEVE PENDERY  
Judge/Executive

Attest:

  
Paula K. Spicer, Fiscal Court Clerk

1<sup>st</sup> Publication: 8/9/2018  
2<sup>nd</sup> Publication: 8/23/2018