

All curbs and gutters shall be constructed of Portland Cement concrete and in accordance with the specifications in Appendix "A" and typical cross-sections in Appendix "C".

E. CURB RADII: The minimum curb radius at intersections shall be as follows:

TYPE OF STREET* INTERSECTION	MINIMUM CURB RADIUS (IN FEET)
Local - Local or Subcollector	25
Subcollector - Subcollector	25
Subcollector - Collector	30
Collector - Collector	30
Arterial - Arterial	**

\* In the case of local or collector streets located in commercial or industrial areas, the minimum curb radii shall be increased to fifty (50) feet.

\*\* Shall be based on current design standards of the Kentucky Department of Transportation.

F. SIDEWALKS: Sidewalks shall be required as identified in Table 3 of these regulations. The planning commission may grant a modification or waiver to the sidewalk regulation, providing the planning commission shall find: a) that the proposed development contains a minimum density of one (1) dwelling unit per two (2) net acres and / or lots with 200 foot frontage widths; and b) that the development or request will generate low traffic volumes without adversely jeopardizing pedestrian safety; and c) that the provision for sidewalks abutting existing streets or roadways or other roadways is impracticable, unnecessary or will contribute to an attractive nuisance or other safety hazard further regulated by Section 8.5 of these regulations.

Alternative pedestrian walkways to those identified in Table 3 of these regulations may be permitted by the planning commission provided such alternative(s) are determined to constitute an integral pedestrian circulation system equal to, or exceeding the requirement for sidewalks along both sides of a street. Such alternative pedestrian walkways may be within the public right-of-way, outside the public right-of-way within a public pedestrian circulation easement, or combination thereof. Pedestrian walkways within the public right-of-way shall be constructed of Portland Cement Concrete in accordance with the specifications of Appendix "A" of these regulations, at least four (4) inches thick and increased to five (5) inches of thickness when included as part of a driveway. Pedestrian walkways along the street shall be laid out in the manner indicated by the typical cross-sections shown in Appendix "C". Pedestrian walkways outside the public right-of-way determined to be a part of the integral pedestrian circulation system are permitted to be Asphaltic Concrete provided they are in accord with Appendix "B", or approved equal, a minimum of five (5) inches thick and proof-rolled prior to placement of the Asphaltic Concrete. All pedestrian walkways determined to be a part of the integral pedestrian circulation system shall be constructed with a minimum width of four (4)

feet in single-family residential areas, and five (5) feet in multi-family residential and commercial areas, where pedestrian traffic volume indicates the need for this additional width. Pedestrian walkways outside the public right-of-way determined not to be a part of the integral pedestrian circulation system are not regulated herein, however such pedestrian walkways may be regulated by other applicable agencies or law(s) (i.e. Americans with Disabilities Act).

1. Handicap Accessible Curb Ramps

Where sidewalks along streets are required, curb ramps or other hard surfaced pavements shall be installed at all new street intersections in accord with the U.S. Department of Justice's regulation of the Americans with Disabilities Act of 1990. Sidewalk Ramp types shall comply with Details indicated within Appendix C, where applicable. All ramps shall be designed (which may include additional inlets) to prohibit excessive stormwater from flowing onto ramps causing further safety and maintenance problems for use of such facilities.

- G. **PARKING:** Parking on any street where pavement width is less than thirty-six (36) feet shall be limited to one side of the street, except as otherwise noted within Table 3. Parking lanes shall not be shifted from one side to the other from block to block or where the proposed street is the extension of an existing street the parking lane shall extend continuously on the same side of the street. If practicable, the parking lane shall be located on the opposite side of the street from where the fire hydrants are located.
- H. **CUL-DE-SAC AND DEAD-END STREET:** Cul-de-sac courts and dead-end streets shall be designed in accordance with the typical design details as per Appendix "C" of these regulations. However, if conditions warrant, other turn-around designs may be permitted by the planning commission or its duly authorized representative. If such street is of a temporary nature and a further extension into adjacent land is anticipated, then said turnaround, beyond normal street width, shall be in the nature of an easement of the premises included in said turnaround, as per the typical design in Appendix "C". Such easement may be vacated to abutting property owners when said deadend street is legally extended into adjacent land. If such deadend street serves four (4) lots or less, no temporary turnaround will be required.
- I. **CONSTRUCTION OF REQUIRED PAVEMENT WIDTH ON EXISTING STREETS:** When a subdivision is located on only one side of an existing street, and where the pavement width of such existing street is less than that required by these regulations, the subdivider may be required to construct one-half (1/2) the required pavement width, as per these regulations, along the side fronting his property on such street.
- J. **INTERCONNECTION/EXTENSION**
1. The arrangements of streets in new subdivisions with an existing street or streets or adjacent undeveloped land shall make provision for projection of

streets to those adjoining areas in a timely fashion as required with approval of a Preliminary Plat, per Section 3.3 of these regulations.

2. Improvement Drawings and Specifications for interconnection with an existing street or extension to adjoining land shall be submitted for approval and construction when either one of the following conditions exist:
  - a. At least twenty-five percent (25%) of the lots or units approved as a Preliminary Plat or ten (10) lots or units, whichever is less, remain unplatted without construction of improvements and a secondary interconnection or extension to adjoining land; or
  - b. The terminus or stub of a street constructed in a new subdivision is 300 feet or less from such interconnection or projected terminus at the adjoining land.

Determination of compliance shall be made by the planning commission's duly authorized representative prior to approval of any new phase of Improvement Drawings and Specifications or individual Section of a Final Plat within the subdivision.

3. Final Plat for interconnection or extension shall include street right-of-way dedication to public use abutting existing street right-of-way or adjacent undeveloped land. Remnants of land, devil or spite strips are prohibited.
4. A guarantee may be filed with the planning commission's duly authorized representative in lieu of actual installation or completion of the required public improvements per Section 7.12 of these regulations.

**SECTION 7.4 DRIVEWAY APPROACHES:** Driveways for residential areas shall be provided with a minimum width as follows: one (1) lot or residence - nine (9) feet, or twelve (12) feet where the length of a driveway is 150 feet or more; two (2) lots or residences - twelve (12) feet; three (3) or four (4) lots or residences - sixteen (16) feet; each increasing in width by four (4) feet at the curb (i.e., two (2) foot flare or taper on each side of driveway) for court, cul-de-sac, local, sub collector and collector streets. In areas of heavier traffic volumes or where special conditions are encountered (Multi-Family, Industrial, Commercial areas), increased driveway widths, plus increased minimum radii or flares may be required by the planning commission, or its duly authorized representative. Except for driveways in transition from upward to downward slopes, all driveways within the right-of-way shall be constructed in accordance with standard construction details within Appendix "C" and the specifications of Appendix "A" or "B" (whichever is applicable) of these regulations. As an alternative to Section 7.3 F, driveways, aprons and sidewalks within driveway aprons may be constructed of other building materials including colored concrete stampings, solid brick, pre-manufactured pavers or other similar hardened materials, provided such construction complies with the minimum standard specifications for sub-grade, strength and impermeability. Within the street right-of-way area, grades for upward sloping driveways within four (4) feet of the curb shall not be less than 1 inch per foot (approximately 8 percent) nor more than 2 inches per foot (approximately 16 percent).

Grades for downward sloping driveways within four (4) feet of the curb shall not be less than 1/2 inch per foot (approximately 4 percent) nor more than 2 inches per foot. Sidewalks included as part of driveways or separate there from shall not be less than 1/4 inch per foot (approximately 2 percent) nor more than 1/2 inch per foot. Grades for upward or downward sloping driveways between edge of sidewalk and right-of-way line shall not be less than 1/4 inch per foot nor more than 2 inches per foot.

#### **SECTION 7.5 STREET SIGNS:**

- A. **STREET NAME SIGNS:** The developer, in conformance with standards established by the applicable legislative body or fiscal court shall be responsible for the installation of Street Name Signs prior to approval of a Final Plat. Street Name Signs shall conform to minimum standards contained within the "Manual on Uniform Traffic Control Devices", latest addition. In general, Street Name Signs shall be constructed on a single post located along the right side of the roadway at all intersections approximately two (2) feet from the pavement or curb at a height of seven (7) feet. Lettering on Street Name Signs should be at least 4 inches high. Suffixes may be in smaller lettering at least 2-inches high. A temporary sign is permissible until the permanent sign is erected.
  
- B. **TRAFFIC CONTROL SIGNS AND DEVICES:** The applicable legislative body or fiscal court shall arrange for the installation of traffic control signs and devices which shall be in conformance with the "Manual on Uniform Traffic Control Devices" as prepared by the Joint Committee on Traffic Control Devices, U.S. Department of Commerce, Bureau of Public Roads, as amended.

#### **SECTION 7.6 MONUMENTATION:**

- A. All corners of the boundary survey shall be monumented or witness monumented. Every monument set shall be of a type or character having a degree of permanency consistent with that of the local terrain and physical features. Wherever possible, monuments shall be made of a permanent material that makes it possible for the monument to be detected by a device capable of finding ferrous or magnetic objects. Types of acceptable monuments include, but are not limited to, iron pipes, iron pins, iron rods, re-bars, chiseled crosses, railroad spikes, mine spikes, P.K. nails and drill holes. Wooden stakes shall not be use as monuments. Each iron pipe, iron rod, iron pin or re-bar monument set by a land surveyor shall bear his registration number on a manufactured cap or identifier.
  - 1. Existing permanent manmade or natural features are acceptable monuments. Where manmade or natural features are subject to change, realignment or misinterpretation, such monuments or features shall be "witness monumented."
  - 2. "Witness monumentation" shall be used when it is not possible or practicable to set the actual corner. Whenever witness monumentation is used, it shall be placed "on line" if possible and shall be shown on plats and called for in descriptions.

B. **OTHER MONUMENTS:** Other monuments set shall be metal pins of no less than one-half (1/2) inch diameter and no less than twenty-four (24) inches in length. Monuments of this type shall be set at all of the following locations:

1. At every point of intersection of the outer boundary of the subdivision with an existing or created right-of-way line of any street, railroad, or other way.

Appropriately identified markings shall also be located at each point along the street curb which intersects with the side lot lines of each lot.

**SECTION 7.7 PLANS FOR FUTURE EXPANSION - EXTRA SIZE AND OFF-SITE IMPROVEMENTS:** All improvements shall be installed to satisfy the service requirements for the service or drainage area in which the subdivision is located and the improvements shall be of sufficient capacity to handle the expected development of the overall service or drainage area involved.

**EXTRA-SIZE IMPROVEMENTS:** Where the planning commission's duly authorized representative has determined that improvements in excess of the size needed to serve the proposed subdivision are required, and are determined by the planning commission to be economically feasible in proportion to the development, the planning commission can require additional improvements above the minimum standards set forth herein.

**SECTION 7.8 PLANS REQUIRED FOR GRADING AND CONTROL OF EROSION AND SEDIMENTATION:** Any developer who intends to make changes in the contour of any land proposed to be subdivided, developed, or changed in use by grading, excavating, or removing the natural topsoil, trees, or other vegetative covering thereon, shall submit a plan for grading and erosion and sedimentation control to the planning commission's duly authorized representative for approval.

Such plans, if required, shall contain adequate grading measures including the control of erosion and siltation where necessary, using current acceptable guidelines and requirements contained herein.

A. **REQUIREMENTS:**

1. One (1) set of plans for grading and the control of erosion and sedimentation shall be submitted to the planning commission's duly authorized representative, as per the procedures established in Article III.
2. In the event the planning commission's duly authorized representative recommends final plat approval before construction of improvements, as per Section 3.9, A., 2., measures to be taken to control erosion and sedimentation shall be included, in the plans above as provided as per these regulations.
3. During the construction phase, further technical assistance may be furnished, if requested, by the planning commission's duly authorized

representative, or by the local representative of the Natural Resources Conservation Service. However, the planning commission, or its duly authorized representative, shall enforce compliance with the approved plans.

4. The planning commission's duly authorized representative shall make periodic inspections of the methods used and the overall effectiveness of the erosion and sedimentation control program.

**B. EARTHWORK GRADING AND EROSION CONTROL MEASURES:** The following control measures should be used for an effective erosion and sedimentation control plan for the area under development:

1. The smallest practical area of land should be exposed at any one time during development.
2. When land is exposed during development, the exposure should be kept to the shortest practical period of time.
3. Where necessary, after grading, temporary vegetation and/or mulching should be used to protect areas exposed during development.
4. Sediment basins (debris basins, de-silting basins, or silt traps) should be installed and maintained until ground cover has been completed to remove sediment from runoff waters from land undergoing development.
5. On-site provisions should be made to effectively accommodate the increased runoff caused by changed soil and surface conditions during and after development.
6. The permanent final vegetation and structures should be installed as soon as practical in the development.
7. The development plan should be fitted to the topography and soils so as to create the least erosion potential.
8. Wherever feasible, natural vegetation should be retained and protected.

**SECTION 7.9 CONSTRUCTION INSPECTIONS:**

- A. AUTHORITY AND DUTIES OF INSPECTORS:** Inspectors are authorized to inspect all work done and all materials furnished. Each inspector shall have one (1) complete set of all plans and specifications with certified approval by the planning commission's duly authorized representative. Such inspection, including final inspection, may extend to all or any part of the work and to the preparation, fabrication, or manufacture of the materials to be used. Except for minor deviations, the inspector shall not be authorized to revoke, alter, or waive any requirements of the approved plans related to grading, public improvement construction, erosion control plans, and Improvement Drawings and Specifications.

Contractors shall notify the inspectors at least 12 hours prior to the time when the work is to begin on each phase of construction, including erosion control, earthwork related to public improvements, storm sewer systems, sanitary sewer systems, street paving and driveway/sidewalks including all related testing, etc., where applicable.

The inspector shall commence inspections at the time of work starts and continue inspections necessary and appropriate in the circumstance as the work progresses on each phase of the project until all construction is complete. Any work determined by the inspector not to conform to the requirements of the approved Grading Plans including erosion control, and Improvement Drawings and Specifications or other requirements of these regulations shall be suspended and such construction brought into conformance with plans and standards as approved.

When minor deviations regarding design or construction specifications are observed during on-site inspections, the planning commission's duly authorized representative, has been delegated certain discretionary judgment. Prior to permitting a minor deviation, the planning commission's duly authorized representative's judgment shall include findings that such deviation(s) will not be: a) in conflict with the intent and purpose of these regulations; b) in dispute with a majority of generally accepted AASHTO or ASTM industry standards or other standards regarding engineering judgment as determined by the planning commission's duly authorized representative, where applicable; and c) detrimental to the public interest. Where such deviations are permitted, the planning commission's duly authorized representative may require a guarantee or warranty for the construction at issue for a time period not to exceed twelve (12) months.

The planning commission's duly authorized representative reserves the right to order items removed and replaced and/or additional testing when work was performed contrary to approved plans and specifications, or without adequate notification for inspection. Following final inspections of improvements, the planning commission's duly authorized representative shall certify, in writing, to the applicable cities and/or fiscal court, that improvements have been constructed in accord with grading plans including, erosion control plans, and Improvement Drawings and Specifications and inspected per these regulations, if such is the case.

#### **SECTION 7.10 CONSTRUCTION RESPONSIBILITIES:**

- A. **COOPERATION OF SUBDIVIDER AND/OR CONTRACTOR:** The subdivider and/or contractor(s) shall have available on the project, one (1) complete set of all plans and specifications, as approved by the planning commission's duly authorized representative and other local and state government agencies, where "permitted". Contractors shall cooperate with the inspector and with other contractors in every way possible. The subdivider and/or contractor shall, at all times, during actual construction, have a competent superintendent acting as his agent on the project. The superintendent shall be capable of reading and thoroughly understanding the plans and specifications and he shall receive instructions from the inspector. The superintendent shall have full authority to execute the orders or directions of the inspector. A superintendent shall be furnished irrespective of the amount of work

sublet. Subdividers and contractors are not relieved of other responsibilities and requirements of other state and local agencies relating to zoning, permits, etc., which may be beyond the scope of requirements of the Subdivision Regulations. Satisfactory completion of inspections and certification that improvements have been constructed in accord with grading plans, erosion control plans, and improvement drawings and specifications per these regulations, shall not be a defense in an action for damages against anyone who may be liable by reason of non-compliance with the requirements of these regulations.

**SECTION 7.11 FINAL CLEANING UP:** Upon completion of the work, the subdivider and/or contractor shall clean up all ground occupied or affected by him in connection with the work.

**SECTION 7.12 AGREEMENTS AND GUARANTEES:**

- A. **GUARANTEES:** The subdivider may execute and file guarantees with the planning commission's duly authorized representative, in lieu of actual installation or completion of the required improvements, except sidewalks, when requesting approval of the final plat. In the case where sidewalk improvements have not been completed (i.e., construction of sidewalks as regulated herein are the responsibility of the builder and owner of the lot in question and are not required to be completed or guaranteed prior to final plat approval), a conditional certificate of occupancy may be given by contract with the applicable legislative body or fiscal court not to exceed six (6) months signed by both the builder and owner of the premises for which the improvements will serve.

Guarantees, shall be based on a cost estimate for the required improvements, for each phase of uncompleted construction as estimated by the subdivider's engineer. Such guarantees shall run to the planning commission and be acceptable by the planning commission's duly authorized representative and the commission's legal counsel. The cost estimate shall be based on the amount determined to be reasonably necessary to complete all of the improvements required to be constructed by the subdivider, as specified in the approved improvement drawings and specifications, including a ten (10) percent contingency plus engineering fees and the fees for plan review and construction review as established by the By-Laws.

Except as herein provided, the guarantee shall be in the form of a good and sufficient surety bond, executed by the subdivider as principal, and a corporation authorized to act as a surety under the laws of the state of Kentucky, as surety. The guarantee shall be an assurance of faithful performance of any and all work and the construction and installation of all improvements required to be done by the subdivider, as specified in the approved improvement drawings and specifications, together with contingency plus all engineering fees and the fees for plan review and construction review as established by the By-Laws.

Except as required within Section 7.3, J. regarding street interconnection/ extension, the guarantee shall contain the further condition that, should the subdivider fail to complete all work and improvements required to be done by him within twenty-four

(24) calendar months of the date of approval of the final plat, or within a mutually agreed upon extension, but never to exceed twelve (12) consecutive calendar months, that the planning commission or its duly authorized representative shall cause all required work to be done and improvements constructed. The parties executing the guarantee shall be firmly bound for the payment of all necessary costs therefore. Whenever the subdivider elects to execute alternative forms of guarantee (i.e., cash, bonds, letter of credit, escrow agreement, etc.), such instruments including the engineer's itemized cost estimate plus contingency, type of surety and amount shall be filed and reviewed by the planning commission's duly authorized representative including the commission's legal counsel prior to approval of such guarantee and a final plat. All guarantees shall include a provision that, in the event of any default on the part of the subdivider or the performance of any work or construction of any improvements for which such guarantees have been deposited, to cause the required work to be done and to withdraw that amount required for payment of all costs therefore.

Following final inspections of improvements guaranteed, the planning commission's duly authorized representative shall so certify in writing to the surety or other guarantee holder regarding such completion to permit the release or return of the guarantee to the subdivider within ten (10) days of such final inspection certification.

**TABLE 3  
IMPROVEMENT REQUIREMENTS BY TYPE OF STREET**

TYPE OF STREET	NUMBER OF LOTS SERVED	RIGHT-OF-WAY (ft)	PAVEMENT WIDTH (ft)	CURB AND GUTTER	SIDEWALKS ALONG STREET	ON STREET PARKING	MINIMUM FRONT YARD DEPTH (ft)	OFF-STREET PARKING REQUIRED	MINIMUM LOT WIDTH AT SETBACK (ft)	MINIMUM PAVEMENT THINCKNESS
COURTS Deadend Typical Optional	Under 7	40 50	22 20	Yes No (A)	None None	One Side None	50	4 spaces (B)	100	(C) (C)
CUL-DE-SAC Deadend Typical Optional	7-25 7-25	50 50	25 20	Yes No (A)	One Side One Side	One Side None	50	4 spaces (B)	100	(C) (C)
LOCAL Typical Optional	26-99	50 50	25 20	Yes No (A)	Both Sides Both Sides	One Side None	50	4 spaces (B)	100	(C) (C)
SUB-COLLECTOR Typical Optional	100- 500	50 50	28 22	Yes No (A)	Both Sides Both Sides	One Side None	50	4 spaces (B)	100	(C) (C)
COLLECTOR Typical Optional	Over 500	60 60	30 22	Yes Yes	Both Sides Both Sides	One Side None	50	4 spaces (B)	100	(C) (C)

Note: Where streets are to serve industrial or commercial areas, the pavement design shall be based on a study prepared by the subdivider's engineer, projecting the type of vehicles using the street, traffic volumes, and recommended pavement design. Such design shall be approved by the planning commission's duly authorized representative.

- (A) Shoulders and side ditches may be permitted and designed in accordance with these regulations provided the minimum front depth is 50 feet, and the minimum lot width is 100 feet.
- (B) Individual off-street parking spaces shall be laid out in such a manner to insure that each space has unrestricted ingress and egress to a public street (i.e., not blocked from gaining access to the street via another parked vehicle).
- (C) Minimum pavement thickness for Portland cement concrete and asphalt concrete shall be designed in accordance with Appendices A and B, respectively.

Note: Arterial streets shall be designed in accordance with the requirements of the Kentucky Department of Transportation.

**ARTICLE VIII  
ADMINISTRATION AND ENFORCEMENT**

**SECTION 8.0 ADMINISTRATION:** It shall be the responsibility of the planning commission's duly authorized representative to administer these regulations, including performance of all inspections in behalf of the commission, except where specific authority is retained by the planning commission, as provided per these regulations.

**SECTION 8.1 FEES FOR PRELIMINARY AND FINAL PLATS; GRADING PLANS; IMPROVEMENT DRAWINGS AND SPECIFICATIONS; INSPECTIONS AND OTHER PLATS:** The schedule of fees, charges, etc. shall be as established by the planning commission's by-laws or other official action, or by the fiscal court, if so delegated to that body to set by the planning commission.

**SECTION 8.2 PAYMENT OF FEES:** The subdivider shall pay all fees to the planning commission's duly authorized representative at the time of submitting plats, improvement drawings and specifications, and grading plans for approval. Said fees shall be paid by cash, check or money order only, and made payable to the Bracken County Joint Planning Commission.

**SECTION 8.3 FEES FOR INSPECTING IMPROVEMENTS AS PER APPROVED GRADING PLANS, IMPROVEMENT DRAWINGS AND SPECIFICATIONS, AND/OR FINAL PLATS:** An inspection fee shall be charged to the subdivider for inspections during the construction of the improvements. Said inspection fee shall be based on a unit cost per lineal foot of each item of construction required to be inspected (e.g. storm sewer systems, street paving including earthwork related to public improvements construction, erosion control, driveways and/or sidewalks, etc.) measured from grading plans, improvement drawings and specifications and/or final plats by the planning commission's duly authorized representative. Inspection fees shall be paid by cash, check or money order only, and made payable to the Bracken County Joint Planning Commission. During construction inspections, the planning commission's duly authorized representative will use collected inspection fees to cover costs for construction inspections.

**SECTION 8.4 FEES FOR RECORDING FINAL PLATS IN COUNTY CLERK'S OFFICE:** The subdivider shall pay the recording fee as per the requirements of the County Clerk's office.

**SECTION 8.5 MODIFICATIONS:** The planning commission may grant a modification or waiver to these regulations, as specified herein, providing the planning commission shall find:

- A. That unusual topographical or exceptional physical conditions exist; or
- B. That strict compliance with these regulations would create an extraordinary hardship in the face of the exceptional conditions; or
- C. That the modifications would provide for innovative design layout of the subdivision; or
- D. That strict compliance with any section of these regulations could cause an unsafe situation.

In granting any modification or waiver to these regulations, the planning commission shall find that said modification or waiver will not be detrimental to the public interest nor in conflict with the intent and purpose of these regulations. In addition, when granting a modification or waiver to these regulations the planning commission may impose conditions on the subdivider as determined necessary to accomplish the intent and purpose of these regulations.

**SECTION 8.6 ENFORCEMENT:**

- A. **REVISION OF PLAT AFTER APPROVAL:** No changes, erasures, modifications, or revisions shall be made in any plat of a subdivision after final approval has been given by the planning commission's duly authorized representative and an endorsement is made in writing on the plat, unless the plat is first resubmitted and the changes approved by the planning commission's duly authorized representative.
- B. **ENFORCEMENT BY PLANNING COMMISSION OR ITS DULY AUTHORIZED REPRESENTATIVE:** The planning commission or its duly authorized representative, shall have a cause of action for all appropriate relief including injunctions against any governmental bodies or any person who violates any of these regulations.

**SECTION 8.7 PENALTIES:** Pursuant to KRS 100.991, any person or entity who violates any of these regulations shall, upon conviction, be fined not less than ten dollars (\$10.00) but not more than five hundred dollars (\$500.00) each day of violation shall constitute a separate offense.

**SECTION 8.8 SEVERABILITY:** If any article, section, subsection, sentence, clause, or phrase of these regulations is, for any reason, held unconstitutional or invalid, such decision or holding shall not affect the validity of the remaining portions thereof, it being the intent to enact each section and portion thereof, individually, and each such section shall stand alone, if necessary, be in force notwithstanding the validity of any other article, section, subsection, sentence, clause or phrase of these regulations.

**SECTION 8.9 CONFLICT:** All regulations, resolutions, orders, ordinances, and/or codes in conflict herewith are hereby repealed on the effective date of these regulations; providing, however, that such repeal shall not affect or prevent the prosecution or punishment of any person for any action done or committed in violation of any such Subdivision Regulations, Order, Resolutions, and/or Amendments thereto, hereby repealed prior to the effective date of these regulations.

**ARTICLE IX**

**ADOPTION, AMENDMENT AND EFFECTIVE DATE**

**SECTION 9.0 PUBLIC HEARING:** Before adoption of these subdivision regulations or any amendments thereto by the planning commission, a public hearing shall be held by the planning commission. A public notice of the time and place of the public hearing shall be published in a newspaper of general circulation in Bracken County, in accordance with Kentucky Revised Statutes Chapter 424.

**SECTION 9.1 EFFECTIVE DATE:** These subdivision regulations shall take effect and be in force upon their adoption as provided for in KRS Chapter 100.

**ADOPTED BY THE BRACKEN COUNTY PLANNING  
COMMISSION, STATE OF KENTUCKY**

DATE: \_\_\_\_\_

CHAIRMAN: \_\_\_\_\_

AMENDMENTS

NUMBER

SECTION

DATE ADOPTED