

**COMMONWEALTH OF KENTUCKY  
SHELBY COUNTY FISCAL COURT  
ORDINANCE NO.03-07-01, SERIES 2023**

**AN ORDINANCE ENACTING AND ADOPTING A SUPPLEMENT TO THE  
CODE OF ORDINANCES OF THE COUNTY OF SHELBY, KENTUCKY**

**WHEREAS**, American Legal Publishing Corporation of Cincinnati, Ohio has completed the 2022 supplement to the Code of Ordinances of the County of Shelby, which supplement contains all ordinances of a general nature enacted since the prior supplement to the Code of Ordinances of this municipality; and

**WHEREAS**, American Legal Publishing Corporation has recommended the revision or addition of certain sections of the Code of Ordinances which are based on or make references to sections of the Kentucky Revised Statutes;

**WHEREAS**, it is the intent of legislative authority to accept these updated sections in accordance with the changes of the law of the Commonwealth of Kentucky;

**NOW, THEREFORE, BE IT ORDAINED** by the County of Shelby.

**SECTION 1.** That the 2022 supplement to the Code of Ordinances of the County of Shelby, Kentucky, as submitted by American Legal Publishing Corporation of Cincinnati, and as attached hereto, be and the same is hereby adopted by reference as if set out in its entirety.

**SECTION 2.** That this ordinance shall take effect and be in force from and after its date of passage, approval and publication as required by law.

**INTRODUCED, SECONDED AND GIVEN A FIRST READING AND APPROVAL**, at a duly convened meeting of the Shelby County Fiscal Court held on the 21st day of February 2023.

**INTRODUCED, SECONDED AND GIVEN A SECOND READING AND APPROVAL** at a duly convened meeting of the Shelby County Fiscal Court held on the 7<sup>st</sup> day of March 2023.

---

Dan Ison  
Shelby County Judge Executive

Attest:

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Tony Harover  
Shelby County Clerk

SHELBY COUNTY, KENTUCKY  
Instruction Sheet  
2023 S-14 Supplement

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ADOPTING ORDINANCE

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# **SHELBY COUNTY, KENTUCKY**

## **CODE OF ORDINANCES**

2023 S-14 Supplement contains:

Local legislation current through Ord. 12-20-07, passed 12-20-2022

State legislation current through 2022

Published by:

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**COMMONWEALTH OF KENTUCKY  
SHELBY COUNTY FISCAL COURT  
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**AN ORDINANCE ENACTING AND ADOPTING A SUPPLEMENT TO THE  
CODE OF ORDINANCES OF THE COUNTY OF SHELBY, KENTUCKY**

**WHEREAS**, American Legal Publishing Corporation of Cincinnati, Ohio has completed the 2021 supplement to the Code of Ordinances of the County of Shelby, which supplement contains all ordinances of a general nature enacted since the prior supplement to the Code of Ordinances of this municipality; and

**WHEREAS**, American Legal Publishing Corporation has recommended the revision or addition of certain sections of the Code of Ordinances which are based on or make references to sections of the Kentucky Revised Statutes;

**WHEREAS**, it is the intent of legislative authority to accept these updated sections in accordance with the changes of the law of the Commonwealth of Kentucky;

**NOW, THEREFORE, BE IT ORDAINED** by the County of Shelby.

**SECTION 1.** That the 2021 supplement to the Code of Ordinances of the County of Shelby, Kentucky, as submitted by American Legal Publishing Corporation of Cincinnati, and as attached hereto, be and the same is hereby adopted by reference as if set out in its entirety.

**SECTION 2.** That this ordinance shall take effect and be in force from and after its date of passage, approval and publication as required by law.

**INTRODUCED, SECONDED AND GIVEN A FIRST READING AND APPROVAL**, at a duly convened meeting of the Shelby County Fiscal Court held on the 15th day of February 2022.

**INTRODUCED, SECONDED AND GIVEN A SECOND READING AND APPROVAL** at a duly convened meeting of the Shelby County Fiscal Court held on the 1st day of March 2022.

Dan Ison /s/  
Dan Ison  
Shelby County Judge/Executive

Attest:

Sue Carole Perry /s/  
Sue Carole Perry  
Shelby County Clerk

**Shelby County - Adopting Ordinance**





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(2) Records confidentially disclosed to an agency and compiled and maintained for scientific research, the regulation of commercial enterprise, including mineral exploration records, unpatented secret commercially-valuable plans, appliances, formulae, or processes which are used for the making, preparing, compounding, treating, or processing of articles or materials which are trade commodities obtained from a person and which are generally recognized as confidential, or for the grant or review of a license to do business, and if openly disclosed, would permit an unfair advantage to competitors of the subject's enterprise. This exemption shall not, however, apply to records the disclosure or publication of which is directed by other statute.

(Res. 9, passed 9-10-1991)

**§ 30.03 ADOPTION OF ADMINISTRATIVE CODE.**

(A) Shelby County, Kentucky, through the Shelby County Fiscal Court, hereby adopts an administrative code, a copy of which is attached to Ord. 04-05-02 and incorporated herein by reference as fully as if set out at length herein pursuant to KRS 68.005, as amended.

(B) The administrative code shall only be amended and revised pursuant to KRS 68.005, as amended.

(C) Each page of the administrative code and any subsequent revisions shall have the seal of the county placed thereon with the initials of the County Judge/Executive and the Fiscal Court Clerk to verify authenticity.

(Ord. 04-05-02, passed 4-5-2022)

**§ 30.04 ADOPTION OF PERSONNEL REGULATIONS.**

(A) The rules attached hereto shall be the system of personnel administration for Shelby County.

(B) These rules shall become part of the Administrative Code of Shelby County adopted on June 12, 1979.

(Res. passed 3-15-1983)

**§ 30.05 MAGISTERIAL VOTING DISTRICTS.**

The Magisterial/Constable districts are hereby established in accordance with the boundary line descriptions, a map of which is incorporated by reference as if appearing in total and is on file in the Shelby County Fiscal Court.

(A) *District #1.* The boundary lines of this Magisterial District are described as follows: Beginning at the Shelbyville City Limits and Hwy 53, follow Hwy 53 South to the Rail Road track; thence follow Railroad West to a fence line West of White Oak Court; thence follow fence South to the Shelbyville City Limits; thence follow City Limits to US60; thence East on US60 to Mack Walters Road; thence South on Mack Walters Road to the Railroad track; thence follow Rail Road East and North to 7th Street; thence follow 7th Street North to Clear Creek; thence follow Clear Creek to the City Limits; thence follow City Limits to the beginning.

(B) *District #2.* The boundary lines of this Magisterial District are described as follows: Beginning at the Jefferson County line at the centerline of KY Hwy 148 and proceeding in a Southeasterly direction to Veechdale Road; thence proceed Northeasterly along the centerline of Veechdale Road to Taylorwood Road. Follow center line of Taylorwood Road to Plum Creek; thence follow Plum Creek North to the Simpsonville City Limits as of 08/18/2011. Follow City Limits line South thence East thence North to the CSX Rail Road. Follow CSX Rail Road East to the Little Bull Skin Creek; thence follow Little Bull Skin Creek to Antioch Road, thence follow the center line of Antioch Road West to Todds Point Road. Follow center line of Todds Point Road North to Aiken Road; thence follow center line of Aiken Road to Hunters Lane; thence follow center line of Hunters Lane North West to the dead end. Then follow an imaginary line to Shelby, Oldham County line. Follow Oldham County line to Jefferson County line. Follow Jefferson County line back to the beginning.

(C) *District #3.* The boundary lines of the Magisterial District are as described as follows: Beginning at the Oldham & Shelby County line, at an imaginary point to the dead end of Hunters Lane. Follow center line of Hunters Lane South to Aiken Road. Follow center line of Aiken Road East to Todds Point Road; thence follow center line of Todds Point Road South to Antioch Road; thence follow center line of Antioch Road East to Little Bull Skin Creek; follow Little Bull Skin Creek South to the CSX Rail Road. Follow Rail Road East to Freedoms Way; thence follow center line of Freedoms Way South to US 60; thence follow East on US 60 to the Shelbyville City Limits line as of 08/18/2011. Follow City limits line North to the CSX Rail Road, thence East on the Rail Road to Hwy 53; thence North on Hwy 53 to corner of Freedoms Way & the Shelbyville City Limits line. Follow City Limits line East then West to Burks Branch Road; Thence follow Burks Branch Road South & East to 7th Street. Follow center line of 7th Street South to Eminence Pike; follow center line of Eminence Pike East & North to Hwy 55; thence follow Hwy 55 North to the Henry County line, following the Shelby County line West & South to beginning.

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**TITLE XI: BUSINESS REGULATIONS**

**Chapter**

- 110. ALCOHOLIC BEVERAGES**
- 111. ADULT ENTERTAINMENT ESTABLISHMENTS**
- 112. BUSINESS AND OCCUPATION LICENSE FEES**
- 113. PEDDLERS, SOLICITORS AND TRANSIENT MERCHANTS**
- 114. SMALL WIRELESS FACILITIES**
- 115. TRANSIENT ROOM TAX**

**Shelby County - Business Regulations**





(B) *Implementation of chapter provisions.* From time to time, the Fiscal Court may, by resolution or order, promulgate those rules and regulations and may publish and utilize those forms and other documents as, in its discretion, may be necessary for the proper implementation of this chapter. (Ord. 12-06-04, passed 12-6-2016)

**LICENSING**

**§ 110.20 LICENSES: TYPES, FEES, AND DEFINITIONS.**

(A) For the privilege of trafficking in alcoholic beverages in the county, and pursuant to KRS 243.060, there is hereby established a corresponding county license for each of the state licenses described in KRS 243.060. In the event KRS 243.060 is hereafter amended to authorize additional county licenses, the fee for each additional county license shall be the maximum fee provided in the statute so amended. The fee for each county license shall be as set as follows:

- (1) Quota Retail Package License, per annum \$ 1,000.
- (2) Quota Retail Drink License, per annum \$ 1,000.
- (3) Non-quota Type 2 Retail Drink License, per annum (includes distilled spirits, wine and malt beverages) \$1,000.
- (4) Non-quota Type 3 Retail Drink License, per annum (includes distilled spirits, wine and malt beverages) \$300.
- (5) Special Temporary License, per event \$ 166.
- (6) Special Sunday Retail Drink License, per annum \$300.
- (7) Non-quota Retail Malt Beverage Package License, per annum \$400.
- (8) Non-quota Type 4 Retail Malt Beverage Drink License, per annum \$400.
- (9) Limited Restaurant License, per annum (includes distilled spirits, wine, and malt beverages) \$1,400.
- (10) Limited Golf Course License, per annum (includes distilled spirits, wine, and malt beverages) \$1,400.

**Shelby County - Business Regulations**

(B) The fee for each of the first 5 supplemental bar licenses shall be the same as the fee for the primary drink license. There shall be no charge for each supplemental license issued in excess of 5 to the same licensee at the same premise.

(C) The holder of a Non-quota Retail Malt Beverage Package License may obtain a Non-quota Type 4 Malt Beverage Drink License for a fee of \$50. The holder of a Non-quota Type 4 Malt Beverage Drink License may obtain a Non-quota Retail Malt Beverage Package License for a fee of \$50.

(D) Certain special licenses defined:

(1) *Limited Restaurant License.* A facility meeting the definition of "Limited Restaurant" pursuant to KRS 241.010(37) may obtain a Limited Restaurant License in accordance with the provisions of KRS 243.034.

(2) *Limited Golf Course License.* An establishment meeting the criteria of the United States Golf Association as a 9 or 18 hole golf course may obtain a Limited Golf Course License in accordance with the provisions of KRS 243.039.

(3) *Non-quota Type 1 Retail Drink License.* A Non-quota Retail Drink License pursuant to KRS 243.082, may be issued to, and in the, following: a convention center or a convention hotel complex; a horse racetrack; an automobile racetrack; a railroad system; a commercial airlines system or charter flight system, a qualified Historic Site, or a State Park.

(4) *Non-quota Type 2 Retail Drink License.* A Non-quota Retail Drink License pursuant to KRS 243.084 may be issued to the following:

(a) A hotel that contains at least 50 sleeping units, contains minimum dining seating for at least 50 persons, and which maintains 50% of its gross food and drink sales from the sale of food;

(b) A restaurant that contains minimum dining seating for at least 50 persons, and which maintains 50% of its gross food and drinks sales from the sale of food;

(c) An airport; or

(d) A riverboat.

(5) *Non-quota Type 3 Retail Drink License.* A Non-quota 3 Retail Drink License pursuant to KRS 243.086 may be issued to the following:

(a) A private club in existence for longer than 1 year prior to the license application and which excludes the general public;

## Shelby County - Business Regulations

(B) The fee for each of the first 5 supplemental bar licenses shall be the same as the fee for the primary drink license. There shall be no charge for each supplemental license issued in excess of 5 to the same licensee at the same premise.

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## **CHAPTER 115: TRANSIENT ROOM TAX**

### **Section**

- 115.01 Establishing transient room tax
- 115.02 Exceptions
- 115.03 Collection of transient room tax
- 115.04 Delinquency; penalty

### **§ 115.01 ESTABLISHING A TRANSIENT ROOM TAX.**

There is hereby levied a transient room tax in the County of Shelby in the amount of 3% of the rent for every occupancy of a suite, room, rooms, cabins, lodgings, campsites, or other accommodations charged by all persons, companies, corporations, or other like or similar persons, groups, or organizations doing business as a motor court, motel, hotel, inn, tourist camp, tourist cabin, campground, recreational vehicle park, or like or similar accommodations or places in which accommodations are regularly furnished to transients for consideration or by persons, companies, corporations, or other like or similar persons, groups, or organizations that facilitate the rental of the accommodations by brokering, coordinating, or in any other way arranging for the rental of the accommodations. In addition, there will be levied a special transient room tax of 1% for the purpose of covering the operating expenses of a local convention center that is in operation.  
(Ord. 12-20-05, passed 12-20-2022)

### **§ 115.02 EXCEPTIONS.**

Transient room taxes shall not apply to the rental or leasing of any room, lodging, campsite, apartment, or other similar accommodation or place supplied by an individual or business to a person or persons for a continuous period of 30 days or more.  
(Ord. 12-20-05, passed 12-20-2022)

### **§ 115.03 COLLECTION OF TRANSIENT ROOM TAX.**

All monies collected pursuant to this chapter shall be remitted to the Shelby County Treasurer no later than 30 days following the last day of the month in which the transient room taxes have been charged. All monies to be collected pursuant to this chapter that are not remitted to the Shelby County Treasurer as required herein shall bear interest at the rate of 12% per annum on the whole or any part

left unpaid, which said amount shall be added to the principal amount due when paid. In the event that any monies to be collected pursuant to this chapter are not remitted to the Shelby County Treasurer as required herein within 60 days of coming due, enforcement and collection may be sought through the Shelby County Attorney's Office.

(Ord. 12-20-05, passed 12-20-2022)

**§ 115.04 DELINQUENCY; PENALTY.**

Any person, owner, corporate officer, director, member, partner or any other individual or entity having an ownership interest in any facility or establishment subject to this chapter is deemed responsible for ensuring that all taxes due and owing pursuant to this chapter are paid in a timely manner. Sixty days or more delinquency on the part of any facility or establishment charged with collecting and paying the transient room tax shall be prima facie evidence of a willful intent not to pay same. Anyone, or any facility or establishment, in violation of non-payment per this section shall, in addition to being required to pay all taxes and penalties due hereunder, be fined not less than \$100 nor more than \$500 and/or imprisoned in the county jail for up to 12 months.

(Ord. 12-20-05, passed 12-20-2022)

left unpaid, which said amount shall be added to the principal amount due when paid. In the event that any monies to be collected pursuant to this chapter are not remitted to the Shelby County Treasurer as required herein within 60 days of coming due, enforcement and collection may be sought through the Shelby County Attorney's Office.

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(Ord. 12-20-05, passed 12-20-2022)

## Zoning Map Changes

<i>Ord. No.</i>	<i>Date Passed</i>	<i>Description</i>
10-18-06	10-18-2011	Amending the zoning classification of 16.4 acres from IC to X-2 and of 5.6 acres from AG to X-2 located at Old Seven Mile Pike and Ky 2258.
12-20-08	12-20-2011	Amending the zoning classification of .52 acres located at 23 Rockbridge Road from Residential (R) to Neighborhood Business (C-2).
08-01-02	8-15-2017	Amending the zoning classification for 31.38 acres located on Old Seven Mile Pike from Agricultural (A) to Low Density Residential (R-2).
06-01-04	6-1-2021	Amending the zoning classification for 60.47 acres located on Southville Park (KY 44) approximately 100 feet west of Mt. Eden Road (KY 53 S) from Agricultural (A) to Residential Estates (RE).
12-20-07	12-20-2022	Amending the zoning classification for 36.8 acres located at 161 Gloria Drive and 12.6 acres located at Rocket Lane and Benson Pike from Agricultural (A) and Residential (R) to Medium Density Residential (R-3).







## REFERENCES TO KENTUCKY REVISED STATUTES

<i>KRS Cites</i>	<i>Code Section</i>
Section 228, Constitution	31.13
39A-39F	32.01; 32.03
39B.010	32.01
39B.020	32.02
39B.030	32.03
39B.030(3)	32.03
39B.050	32.01; 32.03
39B.050(1)(c)	32.04
39B.070	32.03
39B.070(2)	92.30
39B.070(3)	32.04
39F.200	32.03
61.805	31.14
61.850	31.14
61.878	111.07
64.530	110.05
65	95.15; 95.17
65.760	33.30
65.877	90.11
65.8800	91.05
65.8801-65.8839	31.10; 31.11; 31.15; 31.19; 31.20; 91.02
65.8835	31.20
65.8836(2)	31.20
65.8836(3)	31.20
65.8840	91.01; 91.07
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67.040 <i>et seq.</i>	92.30
67.083(7)	92.02
67.084	153.01
67.680(1)	31.65
68.005	30.03
75	95.15-95.17
91A.080	112.03
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109	50.01

## Shelby County - Parallel References

<i>KRS Cites</i>	<i>Code Section</i>
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133.220(2)	33.30
134.420	92.33
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151	153.05
151.250	153.06
154A	110.07
154.20-250-154.20-284	112.03
154.50-304-154.50-346	31.35
154.304	31.35
189.394	Ch. 70, Sched. I
189.990(1)	71.99
190.010(6)	91.04
190.010(8)	91.04
190.010(11)	91.04
198B.060(8)	150.03
218A	110.21
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227.550	91.04
227.700	95.40
227.702	95.40
227.702(1)	95.40
227.706	95.40
241.010(37)	110.20
241-244	110.02; 110.04; 110.21
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151.250	153.06
154A	110.07
154.20-250-154.20-284	112.03
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224	50.01; 50.08
227.550	91.04
227.700	95.40
227.702	95.40
227.702(1)	95.40
227.706	95.40
241.010(37)	110.20
241-244	110.02; 110.04; 110.21
241.110	110.05
241.150	110.05
241.244	110.21
243	112.03
243.0305	110.22
243.034	110.20
243.039	110.20
243.060	110.20
243.082	110.20
243.084	110.20
243.086	110.20
243.088	110.20
243.260	110.20; 110.22
243.360	110.21

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5-19-05	5-19-2004	TSO III
7-6-04	7-6-2004	90.01-90.15; 90.99
8-3-06	8-3-2004	30.01
8-3-07	8-3-2004	TSO III
9-7-08	9-7-2004	TSO III
9-7-09	9-7-2004	TSO III
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10-19-11	10-19-2004	Ch. 70, Sched. I
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05-04-05	5-4-2005	TSO III
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06-28-09	6-28-2005	TSO III
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11-21-15	11-21-2006	152.01
06-05-05	6-5-2007	90.15
08-07-07	8-7-2007	TSO III
10-02-08	10-2-2007	TSO III
05-27-01	5-27-2008	152.01
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01-20-04	1-20-2009	TSO III
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08-04-14	8-4-2009	93.01-93.11; 93.99
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12-15-22	12-15-2009	TSO III
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11-17-03	11-17-2015	152.01
12-01-04	12-1-2015	152.01
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12-06-04	12-6-2016	110.01-110.11; 110.20-110.23; 110.99
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08-01-02	8-15-2017	TSO III
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05-15-01	5-15-2018	114.01-114.11

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10-02-05	10-2-2012	71.01; 71.99
02-05-02	2-5-2013	130.03
04-16-03	4-16-2013	95.30; 95.31; 95.99
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