

COMMONWEALTH OF KENTUCKY
CITY OF LONDON
ORDINANCE NO. 974

AN ORDINANCE ESTABLISHING AN EMERGENCY RADIO FREQUENCY BOARD; MEMBERSHIP OF THE BOARD; ESTABLISHING AN APPLICATION PROCESS FOR USE OF SUCH RADIOS; AND DESCRIBING PENALTIES AND FORFEITURE OF RADIOS FOR WHICH NO APPLICATION HAS BEEN ISSUED.

WHEREAS Law Enforcement, Fire Department, Rescue Squad, Ambulance and other Officials within the City of London are of the opinion that it is necessary that some control be established and maintained concerning the entitlement of broadcasting over radio frequencies utilized by the London City Police Department, the London Fire Department, Ambulance Inc., of Laurel County, London-Laurel County Rescue, all Laurel County Fire Departments, Laurel County Emergency Management, and London-Laurel County Dispatch, and,

WHEREAS, these above named groups have requested the City of London to adopt an Ordinance concerning the same,

BE IT ORDAINED BY THE CITY OF LONDON, KENTUCKY AS FOLLOWS:

1. A Board (hereafter referred to as "Board") shall be established consisting of the following:
 - a. A representative of the City of London Police Department,
 - b. A representative of the City of London Fire Department
 - c. A representative of the London-Laurel County Rescue,
 - d. A representative of the Laurel County Sheriff Office
 - e. A representative of Ambulance Inc., of Laurel County,
 - f. A representative of the Laurel County Fire Departments

The representative shall be chosen by the above mentioned organizations, in keeping with each organization's By-Laws or Constitution.

2. The Board shall meet once per month, or as the necessity to meet shall arise for the purposes described herein. The Board shall have oversight authority of the radio frequencies of the following: London City Police Department, London City Fire Department, Ambulance Inc., of Laurel County, London-Laurel County Rescue, all Laurel County Fire Departments, and Laurel County Emergency Management. The Board shall have authority to grant or deny applications for possession of radios that have the capacity of broadcasting frequencies assigned to the aforementioned agencies and departments.

3. No radio with the capacity of broadcasting on a radio frequency for the above departments and agencies shall be possessed by any individual unless application has been made and approved by the Board. No business or person with Laurel County, Kentucky, shall install or sell any radio capable of broadcasting on the frequency band utilized by the above named departments or agencies, unless an application has been

issued by the Board for said individual. Application for possession of such radio shall be on a form application approved by the Board.

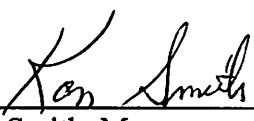
4. Application for possession and use of such radios, whether hand-held or in a motor vehicle shall include the name, address, social security number and agency of the applicant; the radio brand, model number, and serial number of the radio; the agency or department director or chief shall acknowledge by his signature on the application that the person seeking the application is affiliated with the agency or department. At such time as the applicant no longer remains a member of the agency or department, or if such applicant sells said radio, the radio shall be deprogrammed within three (3) business days of the date the person is no longer a member of the agency or department or prior to the sale of said radio. The responsibility of deprogramming the radio shall be that of the person to whom an application was granted.

5. No part of this Ordinance shall apply to any radios permanently affixed in motor vehicles owned and titled to any of the entities named in preceding paragraph 2, or any other state or federal agency or department. Any radios permanently affixed to motor vehicles that are not owned by the entities named in the preceding paragraph 2, shall be permitted only upon application by the owner of said vehicle in compliance with preceding paragraph 4, and additional information to be required in the application of the owner of said vehicle, the vehicle manufacturer, model, and vehicle identification number.

6. Any person who violates any section of this Ordinance shall be subject to punishment as stated in KRS 432.570. Any radio for which an application has not been granted may be seized and become the subject of a forfeiture action or Order of a Court with jurisdiction of such matters.

7. All ordinances or parts of Ordinances in conflict herewith are hereby repealed.

8. This ordinance shall become effective immediately upon publication.



 Kenneth Smith, Mayor

Attested 
 Connie McKnight

First Reading: May 1, 2000
 Second Reading: June 5, 2000
 Publication Date: June 9, 2000