

**91.756 Ordinance -- Requirements to be included.**

- (1) An ordinance establishing a management district shall include but not be limited to the following provisions:
  - (a) An accurate description of the boundaries of the management district designated either by map or perimeter description;
  - (b) A description of the economic improvements that may be undertaken within the management district by its board of directors, including but not limited to:
    1. The planning, administration, and management of development or improvement activities;
    2. Landscaping, maintenance, and cleaning of public ways and spaces;
    3. The promotion of commercial activity or public events;
    4. The conduct of activities in support of business recruitment and development;
    5. The provision of security for public areas;
    6. The construction and maintenance of capital improvements to public ways and spaces; and
    7. Any other economic improvement activity that specially benefits property;
  - (c) A requirement that the legislative body approve the annual budget and receive a copy of the annual economic improvement plan for the district;
  - (d) The method of assessment of the properties that may include any fair basis authorized by KRS 91A.200 to 91A.290;
  - (e) The method for collection of the assessment;
  - (f) A method by which the annual increase in assessments caused by inflation, new growth, and other factors shall be limited;
  - (g) The organizational structure of the board of directors for the management district and its powers and duties; and
  - (h) Any other provisions deemed necessary by the legislative body to implement the provisions of KRS 91.750 to 91.762.
- (2) After the first reading of the ordinance to establish the management district, but prior to its second reading and passage, a public hearing on the question of the establishment of the management district shall be held by the legislative body.
- (3) A summary of the proposed plan for the management district shall be published in a newspaper in accordance with KRS Chapter 424 no less than twice, at least seven (7) but not earlier than twenty-one (21) days before the date of the public hearing. Notice shall also specify the date, time, and place of the hearing. In addition, a copy of the proposed ordinance and the notice of the hearing shall be mailed, by first class mail, to all property owners within the proposed management district.
- (4) After the public hearing, the legislative body may give second reading to the ordinance that shall become effective if passed and approved pursuant to KRS 83.500.

- (5) After the establishment of a management district, the legislative body shall not decrease the level of publicly funded services in the management district existing prior to the creation of the district or transfer the burden of providing the services, unless the services at the same time are decreased throughout the city, consolidated local government, or urban-county.

**Effective:** July 12, 2006

**History:** Amended 2006 Ky. Acts ch. 47, sec. 1, effective July 12, 2006. -- Amended 2005 Ky. Acts ch. 119, sec. 4, effective June 20, 2005. -- Amended 1996 Ky. Acts ch. 123, sec. 4, effective July 15, 1996. -- Created 1990 Ky. Acts ch. 297, sec. 4, effective July 13, 1990.