

ORDINANCE NO. 23 - 2021

**AN ORDINANCE OF THE CITY OF BEREА, KENTUCKY, REVISING THE CODE OF ORDINANCES BY REVISING SECTION 26.011 PROVIDING FOR A FIVE-DAY PERIOD TO COMPLY WITH AN OPEN RECORD REQUEST RATHER THAN A THREE-DAY PERIOD, BASED ON A STATUTORY REVISION**

WHEREAS, in its 2021 session, the Kentucky General Assembly revised KRS 61.880 in House Bill 312, Section 5 (Chapter 160 of 2021 Ky. Acts), to extend the time period that a public agency must respond to an open record request from three (3) days to five (5) days; and

WHEREAS, the current Berea City Code in Section 26.011 must be revised to be in conformity with the statutory revision; and

NOW, THEREFORE, be it ordained by the City Council of the City of Berea, Kentucky, that the Code of Ordinances of the City of Berea be revised as follows:

SECTION I

That the Code of Ordinances is hereby amended by revising Section 26.011 so that such section shall read as follows:

**§ 26.011 REQUEST FOR RECORDS INSPECTION**

(A) The principal office of the City is located at 212 Chestnut Street, Berea, Kentucky 40403. Any request for public records inspection may be made in person at the office of the appropriate custodian at this address.

(B) The title and address of the official custodians of the records is City Clerk, 212 Chestnut Street, Berea, Kentucky 40403; Berea Police Chief, 212 Chestnut Street, Berea, Kentucky 40403, and Berea Human Resources Officer, 212 Chestnut Street, Berea, Kentucky 40403.

2. If a complaining party wishes the Attorney General to review the City's denial of a request to inspect a public record, the complaining party shall forward to the Attorney General a copy of the written request and a copy of the written response denying inspection. The Attorney General shall review the request and denial and process the review pursuant to KRS 61.880.

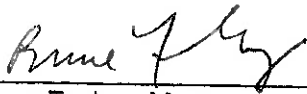
SECTION II

All ordinances or parts of ordinances in conflict herewith are repealed. This ordinance shall be published according to law.

FIRST READING: August 17, 2021.

SECOND READING AND ENACTMENT: September 7, 2021.

APPROVED BY:

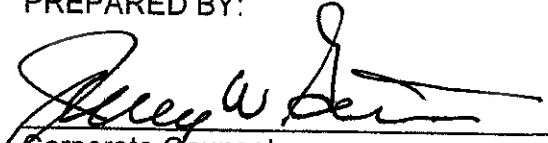
  
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Bruce Fraley, Mayor

ATTEST:

  
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Clerk of the City Council

Published this 8 day of September, 2021.

PREPARED BY:

  
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Corporate Counsel