

CHAPTER 118: HORSE-DRAWN VEHICLES

Section

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§ 118.01 LICENSE FEE ESTABLISHED; COMPLIANCE WITH REGULATIONS REQUIRED.

(A) A license fee is established for the horse-drawn vehicle business as set out in § 117.07.

(B) The horse-drawn vehicle business shall be subject to the following conditions and regulations which must be complied with prior to obtaining a license.

(Ord. 299, passed - -85) Penalty, see § 118.99

Cross-reference:

License tax schedule, see § 117.07

§ 118.02 APPLICATION FOR LICENSE.

Owners of horse-drawn vehicle businesses shall apply to the city for a license to use the public streets of the city. The owners shall supply the city with the following.

(A) A description of each horse to be used in this business.

(B) A description of each vehicle to be used and its seating capacity.

(C) The names of all persons other than the applicant who will have any financial interest in any of the horses, vehicles, or other property used in the business.

(D) The proposed routes for the owner's vehicles, the hours of operation, and the station or office from which the vehicles shall be operated; all of which shall be approved by the City Administrator.

(E) When deciding to approve or deny the proposed routes the City Administrator shall take into account those factors which are in the best interest of the city, including but not limited to, public safety, traffic flow and damage to roadways and infrastructure.

(F) A copy of an approved insurance policy and indemnity bond. The insurance policy shall provide liability insurance coverage for injury or death of individuals in accidents resulting from any causes for which the driver or owner of the horse-drawn vehicle would be liable

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on account of liability imposed on them by law in the minimum amount of \$300,000.

(Ord. 299, passed - -85; Am. Ord. 634, passed 10-28-97)

§ 118.03 INSPECTION OF VEHICLES TO ASSURE CONFORMANCE WITH SAFETY REGULATIONS.

Each vehicle to be used in the horse-drawn vehicle business shall be inspected by the city-designated agent prior to the issuance of any license. An inspection shall verify that the vehicle conforms with the safety requirements set out below. As a minimum standard and to be included in these regulations are the following.

(A) Vehicles will have no less than 1-3/8 inch spoke wheels with a rubber covering thick enough to protect the streets from damage and to keep noise to a minimum.

(B) All vehicles will be equipped with front lights on both sides that are capable of illuminating an object 100 feet in front of the carriage; turn signals on the front and the rear of the vehicle; flashing warning lights on the front and the rear of the vehicle; taillights; and brakelights.

(C) All vehicles will be equipped with hydraulic brakes on the rear axle of the vehicle and with a horn or other device capable of making an abrupt sound sufficiently loud to be heard under all ordinary traffic conditions.

(D) Each vehicle will be equipped with a device to catch horse manure from falling to the pavement.

(E) Each vehicle will be equipped with the slow-moving vehicle emblem required by the Commonwealth of Kentucky to be attached to the rear of the vehicle.

(F) No vehicle shall be wider than eight feet, including fenders, running boards, and safety mirrors and devices.
(Ord. 299, passed - -85) Penalty, see § 118.99

§ 118.04 TRANSFER OF LICENSE WITHOUT PERMISSION OF CITY PROHIBITED.

No license shall be transferable without the written permission of the city.

(Ord. 299, passed - -85) Penalty, see § 118.99

§ 118.05 RESPONSIBILITIES OF LICENSEE.

A licensee, having been issued a license under this chapter to engage in the business of operating horse-drawn vehicles or driving horse-drawn vehicles, shall be responsible for the following.

(A) Insuring that the horse and vehicle are attended at all times including when loading or discharging passengers.

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(B) Requiring that all passengers be seated except when boarding or discharging.

(C) Making available to any person, upon request, the rates for all tours and trips offered by the business.

(D) Spraying all liquid wastes from the horse immediately with the appropriate chemical to eliminate all noxious odor and bacteria.

(E) Disposing of manure from the manure-catching device on the horse-drawn vehicle upon return to its base of operations.

(F) Preventing the driver from soliciting patronage or in any manner annoying or obstructing the movement of any person or following any person for the purpose of soliciting patronage.

(G) Operating safe and sanitary horse-drawn vehicles at all times.

(H) Otherwise conducting the horse-drawn vehicle business in accordance with this chapter and other requirements of law.

(Ord. 299, passed - -85) Penalty, see § 118.99

§ 118.06 MINIMUM STANDARDS.

A licensee shall, in addition to other requirements of this chapter, comply with the minimum standards of this section.

(A) All horses shall be provided with daily food and water, free from contamination. The food shall be wholesome, palatable, and of sufficient quantity and nutritive value to meet the normal daily requirements for the condition and size of the horse.

(B) (1) All buildings and sheds used for stabling horses shall be well-lighted and ventilated and provide protection from the weather. All buildings and sheds used for stabling horses shall be kept clean and in good repair at all times and manure shall be removed therefrom daily. Any enclosure where horses are kept shall be graded and raked so as to keep the surface reasonably dry.

(2) That the licensee shall not permit any horse or horses to be kept, maintained, stored or remain inside the limits of the city between the hours of 12:00 midnight and 6:00 a.m. This provision shall not apply to a horse or horses that are kept, maintained or stored on property within the city limits that is zoned for agricultural use (A-1).

(C) All horses used in the horse-drawn vehicle business must weigh at least 1,300 - 1,400 pounds and be considered in general good health.

(D) Horses shall be properly shod with rubber compound type horseshoes, borium shoes, or similar nonslip-type shoes to keep the animal from slipping on the pavement. The hoof shall be kept trimmed.

(E) Horses shall be kept clean and in particular, the areas in contact with the harness or other tack.

(F) Horses shall not be worked more than two hours without being given a cumulative total of 30 minutes of rest. The maximum working period for any one horse shall be 8 hours out of every 24 hours.

(G) The speed at which any horse is driven shall not exceed a slow trot.

(H) No horse shall be over-ridden or driven to result in overheating or exhaustion.

(I) Horses shall be provided water at the loading site and on routes at all times that they are working.

(J) All harnesses and bridles shall be kept oiled and cleaned so as to be soft at all times.

(K) All harnesses will be properly fitted and maintained, and kept free of makeshift-like wire, sisal rope, and rusty chain.

(L) No horse is to be worked with equipment causing an impairment of vision other than normal blinders.

(M) No one horse shall ever pull more than eight adult passengers.

(N) Unsanitary conditions shall not be permitted to be present on any town route, horse rest area or any area where the horses are kept. All these areas shall be kept clean and free of conditions which might harbor or be conducive to the breeding of insects or rodents.

(O) No horse shall be subject to any cruel or harassing treatment, including any violation of the mandatory rest periods, feeding and watering schedules, and work-load limits established pursuant to this section.

(Ord. 299, passed - -85; Am. Ord. 761, passed 10-8-02) Penalty, see § 118.99

§ 118.99 PENALTY.

(A) Any individual who shall violate any provision of this chapter shall be guilty of a misdemeanor and shall be subject for each offense to a fine or penalty not to exceed \$500 or to imprisonment for a period not to exceed one year.

(B) Violation of the provisions of this chapter or failure to comply with any of its requirements shall subject the offender to a

civil penalty of \$25 per violation, plus court costs and reasonable attorney's fees, which shall be recovered by the city in a civil action in the nature of a debt if not paid by the offender within 30 continuous calendar days after citation for the violation offense or other failure to comply with the provisions of this chapter. The penalty provided herein shall be in addition to any penalty provided for in § 118.99(A).
(Ord. 299, passed - -85; Am. Ord. 761, passed 10-8-02)