

ORDINANCE NO. _____

**AN ORDINANCE OF THE CITY OF ERLANGER, IN KENTON COUNTY,
KENTUCKY, REQUIRING ALL HOTELS AND MOTELS TO MAINTAIN A GUEST
REGISTRY**

WHEREAS the City of Erlanger has had an increase in crime and other illicit activities at hotels and motels; and

WHEREAS the City of Erlanger wants to promote public safety by requiring hotels and motels to maintain a guest registry; and

**NOW, THEREFORE, BE IT ORDAINED BY THE COUNCIL OF THE CITY OF
ERLANGER, KENTON COUNTY AND THE STATE OF KENTUCKY THAT**

SECTION ONE- Guest Register Required

- (A) A guest register shall be maintained at all times and the Hotel or Motel shall require each person to whom a room is let for occupancy, for any period of time, shall maintain a guest registry with the following information:
 - (1) Name, date of birth, and state identification number for each adult occupant.
 - (2) License number, make and type of all automobiles.
- (B) For purposes of this Chapter, "HOTEL/MOTEL" shall mean any dwelling licensed as such by the State Fire Marshal and kept, used, maintained, advertised or held out to the public to be a place where sleeping accommodations are offered for pay to transient guests, in which six or more rooms are used for the accommodations of such guests.
- (C) The operator/clerk in charge at the time of signing shall note opposite the name of each guest, the room number(s) of the room(s) assigned for occupancy and the time and date of the beginning of such occupancy. When a guest relinquishes occupancy, the operator in charge shall note in the register the time and date of leaving. All entries shall be in ink and shall not be in any manner erased, obliterated, or defaced.

SECTION TWO- Penalty Provision

Civil offense. Each separate violation of this chapter constitutes a civil offense; and, pursuant to the requirements of KRS 65.8808, the penalties to be imposed upon persons determined to have violated this chapter are hereby established as follows:

- (A) The specific civil fine that shall be imposed for each separate violation of this chapter in the event that a citation for that violation is not contested is hereby established at \$100 for a first violation, \$250 for a second occurrence of the same violation, and \$500 for the third and each subsequent occurrence of the same violation, plus the costs of collection, including, without

limitation, court costs and attorney fees approved by the City Council and City Administrator on a case-by-case basis.

(B) The maximum civil fine that may be imposed for each separate violation of this chapter is hereby established at \$500 for a first violation, \$750 for a second occurrence of the same violation, and \$1,000 for the third and each subsequent occurrence of the same violation plus the costs of collection, including, without limitation, court costs and attorney fees

(C) Each section of the ordinance violated shall be considered a separate fineable offense. If two or more sections of the ordinance are violated, the fines shall be cumulative and be enforced under the same citation. Each day a violation exists shall be considered a separate offense upon issuance of a separate citation.

SECTION THREE: Provisions Severable

The provisions of this Ordinance are severable; and the invalidity of any provision of this Ordinance shall not affect the validity of any other provision thereof; and such other provisions shall remain in full force and effect if they remain valid in the absence of those provisions determined to be invalid.

SECTION FOUR: Conflicting Ordinances Repealed

All other ordinances or parts of ordinances in conflict with the provisions of this Ordinance are hereby repealed to the extent of such conflict.

SECTION FIVE: Effective Date

This ordinance shall be effective as soon as possible according to law.

Adopted this _____ day of _____, 2024.

First Reading- _____, 2024

Second Reading- _____, 2024 Votes Cast _____ Yes _____ No

JESSICA FETTE, MAYOR

DATE: _____