

AMENDED ORDINANCE
89-1

Be it ordained by the Fiscal Court of Madison County Commonwealth of Kentucky this Ordinance 89-1 enacted April 18, 1989 be amended to include the following:

ARTICLE 4. Administration

SECTION B.

- (c) Review all development permits to determine if proposed development adversely affects the flood-carrying capacity of the floodplain. For purposes of this ordinance, "adversely affects" means damage to adjacent properties because of rises in flood stages attributed to physical changes of the channel and the adjacent overbank areas.
 - (i) If it is determined that there is no adverse effect, and the development is not a building, then the permit shall be granted without further consideration.
 - (ii) If it is determined that there is an adverse effect, then technical justification (i.e., a professional engineering analysis) for the proposed development shall be required.
 - (iii) If the proposed development is a building, then the provisions of this ordinance shall apply.

SECTION F Alteration of Watercourses

- (1) Notify adjacent communities and the Natural Resource and State Coordinating Environmental Protection Cabinet Department of Environment Agency Protection Division of Water prior to any alteration or relocation of a watercourse, and submit evidence of such

Clerk, subject to public inspection, pending consideration by the Fiscal Court at a subsequent meeting.

GIVEN SECOND READING AND ADOPTED BY THE FISCAL COURT OF THE COUNTY OF MADISON, KENTUCKY, at a duly convened meeting held on October 25, 1988, signed by the County Judge/Executive indicating his approval, attested under seal by the County Clerk, ordered to be recorded and published by Summary and to be in effect.

COUNTY OF MADISON, KENTUCKY

By _____
County Judge/Executive

Attest:

County Clerk

(Seal)

CERTIFICATE OF COUNTY CLERK

I, MARY JANE GINTER, the duly qualified and acting County Clerk of the County of Madison, Kentucky, do hereby certify that the foregoing is a true, complete, and correct copy of an Ordinance which received its first reading by the Fiscal Court of said County on October 18, 1988, that said Ordinance was then placed on file in my office for public inspection in its completed form until October 25, 1988, on which date it was given its second reading and final passage and adopted by said Fiscal Court, executed by the County Judge/Executive and attested by the County Clerk, and that said Ordinance has been duly recorded in the official records of the County, as shown by the official records of said County in my custody and under my control.

WITNESS my hand and seal of said County this _____ day