

ORDINANCE NO. 99-18

**AN ORDINANCE OF THE MADISON COUNTY FISCAL COURT, KENTUCKY  
APPROVING THE LAND USE CHANGE OF MR. JOHN COMLEY  
PROPERTY, FOURMILE ROAD AND AUTHORIZING THE CHANGE ON THE  
OFFICIAL ZONING MAP OF MADISON COUNTY, KENTUCKY.**

**WHEREAS**, the hereinafter described land is located in Madison County, Kentucky and

**WHEREAS**, the Madison County Planning Commission held a public hearing on August 17, 1999 and found that the existing zoning classification given to the property is inappropriate and that the proposed zoning classification is appropriate, and therefore recommend to the County Fiscal Court that the classification of the property involved herein be change from R7 Agricultural to R1 Single Family Residential.

**NOW, THEREFORE BE IT ORDAINED AND ENACTED**, by Madison County Fiscal Court that:

**SECTION I**

A certain tract or parcel of land situated, lying and being in Madison county, Kentucky, about four miles northeast of Richmond, Kentucky, on the Richmond and four Mile Pike and the waters of Otter Creek, bounded and described as follows:

BEGINNING at a post on the northwest side of the four Mile Pike a corner to Albert McQueen, Bobby Tudor, and the land sold to William Golden by the Metropolitan Life Insurance Company thence with a fence, Golden's line North 15 1/2 degrees east leaving the fence at 11.22 chains, the same course, in all 18.81 chains to a stake on a hillside, corner to Golden, continuing Golden's line North 76-3/8 degrees west passing a stake at 7.47 chains, the same course, in all, 11.64 chains to a post in a fence a corner to George Gentry in Golden's line; thence Gentry's line North 23-3/4 degrees east 16.55 chains to a post North 12-5/8 degrees east 4.72 chains to a stake in Gentry's line fence, 19 links north of a post at the end of a crossfence, a corner to the land sold Robert Harris by the Metropolitan Life Insurance company, thence with Harris' line down a drain South 74 1/4 degrees east crossing a branch at 7.00 chains, the same course, in all 8.00 chains to a stake on a hillside opposite the mouth of said drain, continuing Harris' line north 74-3/4degrees east 9.25 chains to a stake at a fence corner, continuing Harris' line south 70 1/2 degrees east 14.12chains to a stake in T.M. Oldham's line fence, a corner to Harris, said stake being 5 links north of a post at the end of a cross fence; thence Oldham's line south 2 degrees west 22.00 chains to a post, south 23 1/2 degrees east 3.41 chains to a post, south 1 1/2 degrees east passing near a scales, 4.28 chains to a point in the center of the Four Mile Pike a corner to Oldham in the line of J.W. Deatherage; thence with the center of said pike, Deatherage's line south 52 degrees west 12.64 chains to a point in said Pike, a corner to Deatherage and O.P. Jackson, continuing the center of said pike, Jackson's line South 75 1/4 degrees west passing a corner of Jackson and Ollie Tudor at 0.08 chains the same course, in all 1.08 chains, continuing center of said pike Tudor's line, North 87

degrees west passing a corner to Tudor and Albert McQueen at 17.76 chains, continuing McQueen's line and the pike, the same course, in all 21,30 chains to the beginning, containing 121.65 acres.

THERE IS EXCLUDED and not included in the above property the following described tract of land:

BEGINNING at a point in the center of the Four Mile Pike, a fence post 9 ½ links west of the center of a large white oak, in the fence on north side of Pike a new corner to the remainder of the J.G. Baxter land, thence a new line with Baxter, N 2 ½ E 13.53 chains to a stake, N 15 E 21.21 chains to a post at an angle in fence in a drain, thence with the fence, down the drain, N 20 E 6.08 chains to a post line in line of Robert Harris, thence Harris' line S 70 ½ E 7.81 chains to a stake in fence, in line of the T.M. Oldham land (now Deatherage), thence with the Oldham line, S 2 W 22.00 chains to a post, S 23 ½ E 3.41 chains to a post, S 1 ½ E passing near a scale, 4.28 chains to a point in the center of the Four Mile Pike, a corner to the Oldham land and in line of J.W. Deatherage, thence with the center of the Pike, Deatherage's land, S 52 W 12.64 chains to a point in said pike a corner to Deatherage and O.P. Jackson, continuing the center of the pike, Jackson's line S 75 ¼ W passing a corner to Jackson and Albert McQueen at 0.08 chains and continuing with McQueen the same course, in all, 1.08 chains, continuing the center of the pike, McQueen's line N 87 W 5.09 chains to the beginning, containing forty-five and 33/100 (45.33) acres, and being the same land conveyed to William Baldwin by J.G. Baxter and Lotte Faris Baxter by deed dated February 27, 1942 and recorded in Deed Book 125, at page 240, Madison County Clerk's Office.

## SECTION II

That the Planning and Development Department make the appropriate changes to the Official Land Use Map of Madison County, Kentucky.

## SECTION III

That the County Clerk cause this ordinance to be published in accordance with the appropriate Kentucky Revised Statutes.

DATE OF FIRST READING: September 14, 1999

MOTION BY: Larry Combs

SECONDED BY: William Tudor

VOTE:  YES  NO

MAGISTRATE LARRY COMBS *yes*  
MAGISTRATE FORNISS PARKS *yes*  
MAGISTRATE WILLIAM TUDOR *yes*  
MAGISTRATE BILLY RAY HUGHES *yes*

DATE OF SECOND READING: September 28, 1999

MOTION BY: Billy Ray Hughes

SECONDED BY: Larry Combs

VOTE:  YES  NO

MAGISTRATE LARRY COMBS *yes*  
MAGISTRATE FORNISS PARKS *yes*  
MAGISTRATE WILLIAM TUDOR *yes*  
MAGISTRATE BILLY RAY HUGHES *yes*

*[Signature]*  
MADISON COUNTY JUDGE EXECUTIVE

Attest:

*[Signature]*  
MADISON COUNTY CLERK