

ORDINANCE NO. # 99-23

**AN ORDINANCE OF THE MADISON COUNTY FISCAL COURT, KENTUCKY
APPROVING THE LAND USE CHANGE OF ANTHONY BURNELL
PROPERTY WILSON LANE 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 October 19, 1999, and found that the existing zoning classification given to the property is inappropriate and that the proposed zoning classification is appropriate; the proposed land use change is in conformance with the adopted comprehensive plan; and there was evidence that there had been major changes of an economic, physical or social nature in the area that was not anticipated in the adopted comprehensive plan; and therefore recommend to the County Fiscal Court that the classification of the property involved herein be change from R-7 Agriculture to R-1 Single Family Residential.

NOW, THEREFORE BE IT ORDAINED AND ENACTED, by Madison County Fiscal Court that the land use classification of the following described property be changed by this ordinance from R-7 Agriculture to the R-1 Single Family Residential classification:

SECTION I

Two certain tracts or parcels of land situated about 9 miles South of Richmond, Kentucky, in Madison County, and about one mile West from Richmond-Berea Road (U.S. 25) on County Road #97, containing in both tracts 82.25 acres as described by survey made December 5, 1947 by N.J. Tuttle, surveyor and described as follows:

TRACT 1: BEGINNING in center of County Road and with lands of Richard White and F.J. Neely, N30 degrees W 1478 feet to a post; thence N71 degrees E 932 feet to a stone; thence N7 degrees W 364 feet to a stone and line of Speed Johnson and with Johnsons land North 66 degrees W 480 feet to a post; N 82 ½ degrees W 825 feet to a stone and Joe Barnes land and with Joe Barnes land S 62 ½ degrees W 1880 feet to a corner; thence S 5 degrees E 180 feet to a corner; thence S 38 degrees E 438 feet to a corner; thence S 27 degrees E 445 feet to the center of the County Road and with County Road and the center thereof N 68 degrees E 1360 feet to the place of BEGINNING, containing 71 acres.

TRACT 2: BEGINNING at corner County Road and Phelps and with Phelps land S 33 degrees E 615 feet to a corner thence S 60 degrees W 747 feet to a corner; thence N 33 degrees with Norvell and West 694 feet to the County Road; thence with County Road N 68 degrees E 720 feet to the place of BEGINNING, containing 11 ¼ acres.

AND BEING the same property conveyed to the first party, Russell Webb, by deed form Charles B. Mays, et.ux., dated October 11, 1962, which is recorded in Deed Book 199 at page 23 in the Madison County Clerk's office, reference to which is hereby made.

SECTION II

That the Director of the Codes and Land-Use Department make the appropriate changes to the Official Zoning 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: October 26, 1999

MOTION BY: Forniss

SECONDED BY: William

VOTE: YES NO

MAGISTRATE LARRY COMBS ✓
MAGISTRATE FORNISS PARKS ✓
MAGISTRATE WILLIAM TUDOR ✓
MAGISTRATE BILLY RAY HUGHES ✓


DATE OF SECOND READING: November 9, 1999

MOTION BY: Forniss Park

SECONDED BY: Larry Combs

VOTE: YES NO

MAGISTRATE LARRY COMBS ✓
MAGISTRATE FORNISS PARKS ✓
MAGISTRATE WILLIAM TUDOR ✓
MAGISTRATE BILLY RAY HUGHES ✓


MADISON COUNTY JUDGE EXECUTIVE

Attest:

MADISON COUNTY CLERK