

ORDINANCE NO. 00-09

AN ORDINANCE OF THE MADISON COUNTY FISCAL COURT, KENTUCKY APPROVING THE ZONE CHANGE OF JEAN ROLLINS PROPERTY ON LEXINGTON 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 Tuesday, March 21, 2000, and found that the existing zoning classification given to the property is inappropriate and that the proposed zoning classification of 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 UC-1 Single Family Residential to UC-5 Light Industry.

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 UC-1 Single Family Residential to UC-5 Light Industry classification:

SECTION I

"Tract No. 2: A certain tract of land situated on the west side of U.S. Highway No. 25 (Lexington Road) approximately 5.5 miles north of Richmond, Kentucky, bounded and described by survey as follows:

Beginning at a post in the west right of way line of U.S. Highway #25, a corner to Tract #1, thence leaving said right-of-way with Tract #1 N88 degrees-27' W 144.75 feet, N88 degrees-07' W 365.9 feet, N89 degrees-01' W 436.5 feet, S79 degrees-09' W 152.1 feet, S77 degrees-04' W 91.4 feet, S81 degrees-39' W 162.5 to a post and corner to William F. Deemer, Jr., thence with Deemer's line N19 degrees-01' W 205.0 feet, N13 degrees-19' W 317.4feet, N1 degree-09' E 11.7 feet to a post and corner to Ed Flannery, thence with Flannery's line N29 degrees-15' E 698.8 feet, N4 degrees-53' E 374.3 feet to a post and corner to Ellis Brandenburg, thence with Brandenburg's line S81 degrees-43' E 367.45 feet, S81 degrees- 21'E 506.8 feet, S80 degrees- 58' E 262.8 feet to a post in the west right of way line of U.S. Highway #25, a corner, thence with said right-of-way S0 degrees- 45' W 320.7 feet, S0 degrees- 02' W 282.5 feet, S0 degrees- 30' W 170.0 feet to the beginning, containing 42.02 acres.

And being a part of the same property conveyed to the grantors herein by deed recorded in Deed Book 252, page 462, Madison County Court Clerk's Office."

SECTION II

That the Director of Planning and Development 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: March 28, 2000

MOTION BY: Larry Combs

SECONDED BY: William Tudor

VOTE: YES NO

JUDGE, KENT CLARK *yes*
MAGISTRATE LARRY COMBS *yes*
MAGISTRATE FORNISS PARKS *yes*
MAGISTRATE WILLIAM TUDOR *yes*
MAGISTRATE BILLY RAY HUGHES *yes*

DATE OF SECOND READING: April 11, 2000

MOTION BY: Forniss Parks

SECONDED BY: William Tudor

VOTE: YES NO

JUDGE, KENT CLARK *yes*
MAGISTRATE LARRY COMBS *yes*
MAGISTRATE FORNISS PARKS *yes*
MAGISTRATE WILLIAM TUDOR *yes*
MAGISTRATE BILLY RAY HUGHES *yes*

MADISON COUNTY CLERK

Mary Ann. D. Smith

Attest:

MADISON COUNTY JUDGE EXECUTIVE

[Handwritten signature]

**MADISON COUNTY
PLANNING and DEVELOPMENT**

503 S. Keeneland Drive
RICHMOND, KENTUCKY 40475
606-624-4734 / 624-4780
Fax # 606-624-4736

TO: Kent Clark, Madison County Judge Executive
Madison County Fiscal Court

DATE: March 24, 2000

RE: Planning Commission Recommendation
Jean Rollins Property, Lexington Road

As a result of a public hearing held on March 21, 2000 at 6:30pm in the Fiscal Court Room, the Madison County Planning Commission heard and reviewed the following application for an amendment to the Land Use Management Map.

Jean Rollins Property, Lexington Road, proposed to change 42 acres +/- from its original classification of UC-1 (Single Family) to UC-5 (Light Industry). In accordance with KRS 100.213 the applicant's justification for the request was that there had been major changes of an economic, physical or social nature that was not anticipated in the comprehensive plan.

Therefore, the Madison County Planning Commission recommends the request for land use change be **APPROVED**, with conditions that a development plan be submitted and approved by the Planning Commission:

Motion was made, seconded and approved to request to the Fiscal Court that the request to change the land use from UC-1 to UC-5, for the above property, be approved and have made it a finding of fact that;

- 1) The original land use classification for the property was inappropriate because there had been major changes of an economic, physical or social nature not anticipated in the comprehensive plan,;
- 2) This is in agreement with the adopted Comprehensive Plan.

Copies of the actual minutes from the public hearing are available upon request. Should you have any questions regarding this request, please call this office.

Sincerely,



Duane S. Curry
Administrative Official