

*ORDINANCE NO. 00-13  
AMENDMENT TO ORDINANCE 99-11; AND 00-02,  
SUBDIVISION REGULATIONS*

*AN ORDINANCE AMENDING ORDINANCE 99-11; and 00-02, SUBDIVISION REGULATIONS*

*BE IT ORDAINED BY THE FISCAL COURT OF MADISON COUNTY,  
COMMONWEALTH OF KENTUCKY:*

WHEREAS, pursuant to Madison County Ordinance 99-11; and 00-02, the Madison County Fiscal Court adopted subdivision regulations, and

WHEREAS, the Madison County Fiscal Court finds that it would be beneficial to its citizens as well as to the developers to further delineate the specific requirements for widening county roads when it is required by the subdivision regulations;

WHEREAS, the Madison County subdivision regulations may not be amended except by subsequent ordinance;

NOW THEREFORE, be it ordained by the Madison County Fiscal Court the Madison County Subdivision Regulations be amended as follows:

Section 308.17 Road Widening Specifications – Roads that are required, by the Planning Commission, to be widened prior to development of an approved subdivision shall be done so prior to commencing construction of the new subdivision or development. The roadway shall be widened in accordance with the following specifications at the sole expense of the developer:

1. The developer shall meet with the County Road Supervisor and Administrative Official to discuss their intentions and determine the recommendations for such widening project.

2. The developer shall employ the services of a Registered Engineer to design the proposed roadway-widening project in accordance with the Madison County Road Design Standards and coordinated with the County Road Supervisor.

3. The engineer for the project shall provide to the County Road Supervisor and the Planning Office a detailed cost breakdown of all costs involved in the widening project.

4. The ditch lines adjacent to the road shall be improved to a trapezoidal ditch with a minimum 12" side slopes and 24" flat bottom of the ditch. The trapezoidal ditch is to better facilitate proper mowing and maintaining the ditches. All banks, ditch lines, or yards effected by the widening shall be properly seeded and covered with straw to provide for property ground cover.

5. A minimum 12-inch gravel shoulder shall be provided between the edge of the blacktop and the ditch line.

6. All driveway entrances effected by the widening of the road shall be properly relocated and re-installed in accordance with the entrance standards. If culverts are damaged or otherwise destroyed, they shall be replaced.

7. Any mailboxes effected by such widening of the road shall be properly relocated and placed in accordance with the US Postal Service requirements.

8. Any fences effected by the change shall be replaced to at least the minimum standards set forth in the Subdivision Regulations, if

existing fencing exceeds the minimum standards, fencing shall be replaced to match existing, i.e.; board fencing.

9. If sufficient easement is not in existence, the developer shall be responsible for obtaining / purchasing all necessary easements from the effected property owners.

10. Any drain tile or culverts that are not long enough for the widening project shall be properly extended.

11. The base portion of the road to be extended shall be installed in accordance with the current base standards set forth in the Subdivision Regulations.

12. A minimum of 3 inches of asphalt shall be laid over the portion to be widened. Once the subdivision is complete and plans to place the required 1 inch cap of blacktop over the subdivision streets, the developer shall be placed at the same time a 1 inch cap of asphalt over the existing county road being widened. A separate letter of credit or bond shall be made to Madison County Fiscal Court, and provided to the Planning Office for the roadwork to be done. The final 1 inch cap of blacktop shall be applied over the existing County road when the subdivision lots are 75% developed or within 18 months whichever comes first. Upon recommendation by the County Road Supervisor, the developer, may request an extension to the 18 months to complete the final layer of asphalt, however, the bond or letter of credit shall be extended as well.

13. All roadwork shall be inspected and approved by the Madison County Road Supervisor. It is the responsibility of the developer to contact the Road Department for the inspections. Other requirements

may be necessary if conditions exist to warrant such changes in road base requirements.

14. That the remaining provisions of the Madison County Subdivision Regulations are not effected by this amendment shall continue to be in full force and effect.

THIS ORDINANCE NO. 00-13 SHALL BECOME EFFECTIVE ON THE DATE OF THE SECOND READING AND ADOPTION.

INTRODUCED, SECONDED AND GIVEN FIRST READING APPROVAL at a duly convened meeting of the Fiscal Court of Madison County, Kentucky held on the 25th day of April, 2000.

GIVEN SECOND READING AND ADOPTED at a duly convened meeting of the Fiscal Court of Madison County, Kentucky, held on the 16th day of May, 2000, and of record in Fiscal Court Order Book \_\_\_\_\_, Page \_\_\_\_\_.

DATE ADOPTED: May 16<sup>th</sup> 2000  
MOTION BY: Billy Ray Hughes  
SECONDED BY: Larry Combs

VOTE:	YES	NO
Magistrate Billy Ray Hughes	<input checked="" type="checkbox"/>	_____
Magistrate Forniss Park	<input checked="" type="checkbox"/>	_____
Magistrate William Tudor	<input checked="" type="checkbox"/>	_____
Magistrate Larry Combs	<input checked="" type="checkbox"/>	_____
Judge Kent Clark	<input checked="" type="checkbox"/>	_____

  
MADISON COUNTY JUDGE/ EXECUTIVE

Attest:  
  
County Clerk

**Section 308.17 Road Widening Specifications** – Roads that are required, by the Planning Commission, to be widened prior to development of an approved subdivision shall be done so prior to commencing construction of the new subdivision or development. The roadway shall be widened in accordance with the following specifications at the sole expense of the developer:

1. The developer shall meet with the County Road Supervisor and Administrative Official to discuss their intentions and determine the recommendations for such widening project.
2. The developer shall employ the services of a Registered Engineer to design the proposed roadway-widening project in accordance with the Madison County Road Design Standards and coordinated with the County Road Supervisor.
3. The engineer for the project shall provide to the County Road Supervisor and the Planning Office a detailed cost breakdown of all costs involved in the widening project.
4. The ditch lines adjacent to the road shall be improved to a trapezoidal ditch with a minimum 12" side slopes and 24" flat bottom of the ditch. The trapezoidal ditch is to better facilitate proper mowing and maintaining the ditches. All banks, ditch lines, or yards effected by the widening shall be properly seeded and covered with straw to provide for proper ground cover.
5. A minimum 12-inch gravel shoulder shall be provided between the edge of the blacktop and the ditch line.
6. All driveway entrances effected by the widening of the road shall be properly relocated and re-installed in accordance with the entrance standards. If culverts are damaged or otherwise destroyed, they shall be replaced.
7. Any mailboxes effected by such widening of the road shall be properly relocated and placed in accordance with the U.S. Postal Service requirements.
8. Any fences effected by the change shall be replaced to at least the minimum standards set forth in the Subdivision Regulations, if existing fencing exceeds the minimum standards, fencing shall be replaced to match existing, i.e.; board fencing.
9. If sufficient easement is not in existence, the developer shall be responsible for obtaining/purchasing all necessary easements from the effected property owners.
10. Any drain tile or culverts that are not long enough for the widening project shall be properly extended.
11. The base of the portion of the road to be extended shall be installed in accordance with the current base standards set forth in the Subdivision Regulations.
12. A minimum of 3 inches of asphalt shall be laid over the portion to be widened. Once the subdivision is complete and plans to place the required 1 inch cap of blacktop over the subdivision streets, the developer shall place at the same time a 1 inch cap of asphalt over the existing county road being widened. This 1-inch cap shall be applied over the entire 20 feet width of County road being widened. A separate letter of credit or bond shall be made to Madison County Fiscal Court, and provided to the Planning Office for the roadwork to be done. The final 1 inch cap of blacktop shall be applied over the existing County road when the subdivision lots are 75% developed or within 18 months whichever comes first. Upon recommendation by the County Road Supervisor, the developer may request an extension to the 18 months to

complete the final layer of asphalt, however, the bond or letter of credit shall be extended as well.

13. All roadwork shall be inspected and approved by the Madison County Road Supervisor. It is the responsibility of the developer to contact the Road Department for the inspections. Other requirements may be necessary if conditions exist to warrant such changes in road base requirements.