

ORDINANCE NO. 12-02

**AN ORDINANCE OF THE MADISON COUNTY FISCAL COURT, KENTUCKY APPROVING THE ZONE CHANGE OF LANEY D. POYNTER, BETTY J. POYNTER, AND BLANE GREGORY POYNTER, 697 MT. VERNON ROAD, FOR 3 ACRES 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 20, 2012 to consider a Land Use Change Request Application from UC-7 Urban Agricultural to UC-4 General Commercial. The applicant's request stated their justification for the proposed change is the proposed land use map amendment is in agreement with the adopted Comprehensive Plan and presented a finding of fact that the property lies within the Urban Corridor and is designated on the future Land Use map as being zoned and used as General Commercial;

The comprehensive plan encourages development of this property as General Commercial; and therefore recommends to the County Fiscal Court that the classification of the property involved herein be change from UC-7 Urban Agricultural to UC-4 General Commercial.

**WHEREAS**, the Madison County Planning Commission upon hearing testimony made a motion with unanimous vote to recommend to the Madison County Fiscal Court to approve the Land Use change request from UC-7 Urban Agricultural to UC-4 General Commercial making a finding of fact that the property does lie within the Urban Corridor and is proposed to be used for General Commercial as referenced in the Future Land Use Map in the adopted Comprehensive Plan and feel the request is in agreement with the adopted Comprehensive Plan. Vote was 7 yes, unanimous.

**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-7 Urban Agricultural to UC-4 General Commercial classification:

**SECTION I**

Situated and being in Madison County, Kentucky, near Berea, and near what is known as Slate Lick Springs, bounded as follows:

Beginning at a Southern corner of Lake property corner to Ray Grant and U.S. Highway #25, at Station 857 12 thence north with U.S. Highway # 25, right-of-way 1000 feet, thence in an easterly direction to the L & N Railroad right-of-way, thence south with the L & N Railway right-of-way to the Ray Grant property, thence west with the Ray Grant property to the place of beginning and containing three acres more or less.

Being the same property conveyed to the grantors by deed recorded in Deed Book 300, Page 287 in the Madison County 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 27, 2012

Motion By: Larry Combs

Second By: Billy Ray Hughes

VOTE: YES NO

Judge, Kent Clark  
Magistrate Larry Combs  
Magistrate Roger Barger  
Magistrate Greg King  
Magistrate Billy Ray Hughes

✓  
✓  
✓  
✓  
✓

Date of Second Reading: April 10, 2012

Motion By: Larry Combs

Second By: Greg King

Vote: YES NO

Judge, Kent Clark  
Magistrate Larry Combs  
Magistrate Roger Barger  
Magistrate Greg King  
Magistrate Billy Ray Hughes

✓  
✓  
✓  
✓  
[Signature]

Madison County Judge Executive

Attest:  
[Signature]  
MADISON COUNTY CLERK