

ORDINANCE NO. 13-08

AN ORDINANCE OF THE MADISON COUNTY FISCAL COURT, KENTUCKY APPROVING THE ZONE CHANGE OF HERBERT ROSE, AND GENEVA ROSE, 2855 ROBBINSVILLE LOOP, FOR 25 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, August 20, 2013 to consider a Land Use Change Request Application from RC-7 Agricultural to RC-1B Single Family Residential. 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 Rural Development Corridor and is designated on the future Land Use map as being zoned and used as Single Family Residential; The comprehensive plan encourages development of this property as Single Family Residential; and therefore recommends to the County Fiscal Court that the classification of the property involved herein be changed from RC-7 Agricultural to RC-1B Single Family Residential.

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 RC-7 Agricultural to RC-1B Single Family Residential making a finding of fact that the property does lie within the Rural Development Corridor and is proposed to be used for Single Family Residential 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.

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 RC-7 Agricultural to RC-1B Single Family Residential classification:

SECTION I

A tract of land situated on the north side of Kentucky State Highway #52, bound and described by survey of B.H. Luxon, III, C.E., dated August 27, 1960, as follows:

Beginning at a corner post in the north line of State Highway #52, a corner to Vernon Evans, thence with Evans' line N 16° 15' E 644 feet to sycamore and corner, thence with Evans' line N 44° 15' W 506 feet to a black oak and corner thence with Evans' line N 7° 15' E 720 feet, to a corner post and corner to D.B. Sparks, thence with Sparks' line N 39° 15' E 190 feet to a corner post and corner, thence with Sparks' line, S 84° 00' E 582 feet to a corner post and corner to Clyde Marshall, thence with Marshall's line, S 3° 30' W 1882 feet to a corner post in the north line of State Highway #52, and corner, thence with the north line of said highway N 79° 30' W 410 feet to the beginning, containing 25.4 acres.

This is the same property which was conveyed to the first parties by Stanley Sowers and Stella Sowers, husband and wife, by deed bearing date of the 24th day of June, 1958, which said deed is duly lodged for record in DEED BOOK NO. 175, at PAGE NO. 363, in the office of the clerk of Madison County Court, to which reference is hereby made.

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: September 24, 2013

Motion By: Billy Ray Hughes

Second By: Roger Barger

VOTE: YES NO

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

✓
✓
✓
✓
✓

Date of Second Reading: October 8, 2013

Motion By: Billy Ray Hughes

Second By: Greg King

Vote: YES NO

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

absent
absent


Madison County Judge Executive

Attest: ¹
Kerry Barry McC
MADISON COUNTY CLERK