

**COMMONWEALTH OF KENTUCKY  
MADISON COUNTY, KENTUCKY  
ORDINANCE 2023-12**

**AN ORDINANCE RELATING TO THE REAPPORTIONMENT OF MAGISTERIAL  
DISTRICT BOUNDARIES LOCATED WITHIN MADISON COUNTY, KENTUCKY.  
THIS ORDINANCE SUPERSEDES ORDINANCE 11-12.**

**WHEREAS**, constitutional and statutory provisions require the Fiscal Court and other legislative bodies located within the Commonwealth of Kentucky to reapportion representative districts and boundaries following the decennial census of the United States; and

**WHEREAS**, the Fiscal Court previously appointed three (3) citizen Commissioners to initiate reapportionment procedures in accordance with the provisions of KRS 67.045 (4) and the Fiscal Court of Madison County having now received the report and recommendations of said Commissioners; and

**WHEREAS**, Madison County Fiscal Court does wish to reapportion their magisterial districts in accordance with the guidelines and recommendations of the Reapportionment Committee; and

**WHEREAS**, it appears that the report of the Reapportionment Committee is based on the 2020 federal census population of Madison County, Kentucky, as required by KRS 67.045 and that the report of the Commissioners is further based on the statutory standards that magisterial districts are to be compact, contiguous, and as nearly equal in population as is reasonably possible;

**NOW, THEREFORE, BE IT ORDAINED BY THE MADISON COUNTY FISCAL COURT, COMMONWEALTH OF KENTUCKY, AS FOLLOWS:**

- 1) **THAT** the magisterial district boundaries located within the County of Madison, Commonwealth of Kentucky, are hereby apportioned in accordance with the attached maps describing each of the four (4) magisterial districts for Madison County, Kentucky which are hereby designated as "Attachment Number 2" and "Attachment Number 3" to this Ordinance; the terms and depictions of which are hereby incorporated by reference as though fully set out herein.
- 2) **THAT** it is further resolved that the magisterial districts described herein are compact, contiguous, and as nearly equal in population as is reasonably possible.
- 3) **THAT** by adopting this Ordinance, Madison Fiscal Court does hereby accept the report of the Reapportionment Committee consisting of appointed Commissioners: Bill "Bucky" Buchanan, Donna Earlean "Charlie" Ramsay, and Mitch Brown along with County Clerk Kenny Barger, by virtue of his elected position.

**THIS ORDINANCE SHALL BECOME EFFECTIVE ON THE DATE OF THE SECOND READING AND ADOPTION.**

DATE OF FIRST READING:

8-8-23

MOTION BY:

Bothin

SECONDED BY:

Combs

VOTE:

YES

NO

Magistrate James Brian Combs  
Magistrate Stephen Lochmueller  
Magistrate Billy Ray Hughes  
Magistrate Tom Botkin  
Judge Executive Reagan Taylor

✓  
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DATE OF SECOND READING:

8-22-2023

MOTION BY:

Botkin

SECONDED BY:

Combs

VOTE:

YES

NO

Magistrate James Brian Combs  
Magistrate Stephen Lochmueller  
Magistrate Billy Ray Hughes  
Magistrate Tom Botkin  
Judge Executive Reagan Taylor

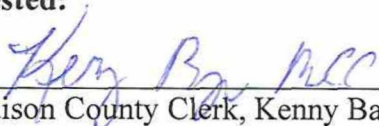
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Signed:

  
Madison County Judge Executive

Attested:

  
Madison County Clerk, Kenny Barger

## ATTACHMENT NUMBER 1

### 2023 Reapportionment Committee Proposal

The Madison County 2023 Reapportionment Committee, consisting of voting members Charlie Ramsay, Bucky Buchanan, Mitch Brown, and non-voting member County Clerk Kenny Barger, completed their statutory obligation to review the magisterial boundaries in accordance with KRS 67.045. Please note: All references regarding constituent are based on 2020 Census Data.

The proposed changes to the Madison County magisterial boundaries are:

1. **Move the precinct of Burnam-Highpoint in District 4 (represented by Magistrate Tom Botkin) to District 1 (represented by Magistrate James Brian Combs).**

\*Rationale: This move impacts 1,186 constituents. That is the minimum number of people needed to be moved to fulfill the population requirement set forth by the Office of the Attorney General Department for Local Government.

Based on the above-mentioned changes, the estimated calculation per district is:

District	Estimated Population
District 1 (represented by Magistrate James Brian Combs)	22,595
District 2 (represented by Magistrate Stephen Lochmueller)	23,663
District 3 (represented by Magistrate Billy Ray Hughes)	23,308
District 4 (represented by Magistrate Tom Botkin)	23,125

**\*Please Reference: Attachment Number 2 which includes a map of the Current Population by Magisterial Districts based on 2020 Census Data and Attachment Number 3 which includes a map reflecting the above-mentioned changes and the reapportionment of New Population based on the 2020 Census Data.\***



#### **67.045 District boundaries -- Reapportionment -- Procedure.**

- (1) For the purposes of this section the word "district" shall mean:
  - (a) Justice's of the peace district in counties having a fiscal court composed of the county judge/executive and the justices of the peace;
  - (b) County commissioner's district in counties having a fiscal court composed of the county judge/executive and three (3) county commissioners; or
  - (c) Justice's of the peace district in counties having a fiscal court composed of the county judge/executive and three (3) county commissioners established according to KRS 67.060.
- (2) In counties where the members of the county fiscal court are nominated or elected by districts, the boundaries of those districts shall be drawn so that the districts are compact, contiguous, and the population of each district shall be as nearly equal as is reasonably possible.
- (3) In counties where the fiscal court consists of the county judge/executive and three (3) county commissioners established according to KRS 67.060, the justice of the peace districts shall be coextensive with the three (3) county commissioner districts.
- (4) The fiscal court shall initiate reapportionment proceedings in May of the first year following the decennial census of the United States. The fiscal court may, at other times, review the district boundaries and shall initiate reapportionment proceedings if the district boundaries are in violation of subsection (2) of this section.
- (5) To initiate a reapportionment proceeding, the fiscal court shall publish notice of the planned reapportionment in accordance with KRS Chapter 424 and appoint three (3) competent citizens of the county over twenty-one (21) years of age, and residing in different districts, and the county clerk as a nonvoting member as commissioners to reapportion the county into not less than three (3) nor more than eight (8) justices' districts in counties having a fiscal court composed of the county judge/executive and the justices of the peace or three (3) commissioner's districts in counties having a fiscal court composed of the county judge/executive and county commissioners. The commissioners, before they proceed to act, shall be sworn to faithfully perform their duties. They shall receive out of the county treasury a reasonable compensation for their services, fixed by the fiscal court.
- (6) The commissioners shall, within sixty (60) days after their appointment, lay off the boundary lines of the districts. They shall file in the office of the county clerk and with each member of the fiscal court a written report, showing the boundary of each district and the estimated population in each. Within sixty (60) days of the receipt of the report, the fiscal court shall consider the report of the commissioners and, in accordance with the provisions of KRS 67.075 to 67.077, adopt or amend the report in establishing the districts. In no event shall districts be reapportioned during the period from thirty (30) days prior to the last date for filing for candidacy for county office as provided in KRS 118.165 and the regular election for candidates for county office.
- (7) Precinct lines shall be redrawn when necessary in accordance with the provisions of KRS 117.055. No precinct shall be in more than one (1) district.

- (8) Within twenty (20) days of the establishment of the districts by the fiscal court, any registered voter of the county may bring an action in the Circuit Court to enforce the provisions of this section. The Circuit Court shall hear the action and, on a finding that the fiscal court has violated the provisions of this section, remand the matter to the fiscal court. The Circuit Court, in its discretion, may allow the prevailing party, other than the fiscal court, a reasonable attorney's fee, to be paid from the county treasury, as part of the costs.

**Effective:** July 14, 2000

**History:** Amended 2000 Ky. Acts ch. 354, sec. 5, effective July 14, 2000. -- Amended 1998 Ky. Acts ch. 390, sec. 1, effective July 15, 1998. -- Amended 1982 Ky. Acts ch. 29, sec. 1, effective July 15, 1982. -- Created 1978 Ky. Acts ch. 201, sec. 1, effective March 30, 1978.

### **67.075 Definitions.**

For the purposes of this chapter, the following words shall have the following meanings:

- (1) "County ordinance" means (a) an official written act of a fiscal court, the effect of which is general and lasting in nature, which is enforceable within the jurisdiction of the county; or (b) a lawful appropriation of money.
- (2) "Summary" means a concise written narrative covering the main points of any official statement, certified as to its accuracy by the fiscal court and written in a way calculated to inform the public clearly of its contents. Summaries may be written for but are not limited to resolutions and ordinances.

**Effective:** June 17, 1978

**History:** Created 1978 Ky. Acts ch. 118, sec. 1, effective June 17, 1978.



**67.077 Treatment of proposed ordinance -- Incorporation of material into ordinance by reference -- Section not applicable to charter county, urban- county government, or consolidated local government.**

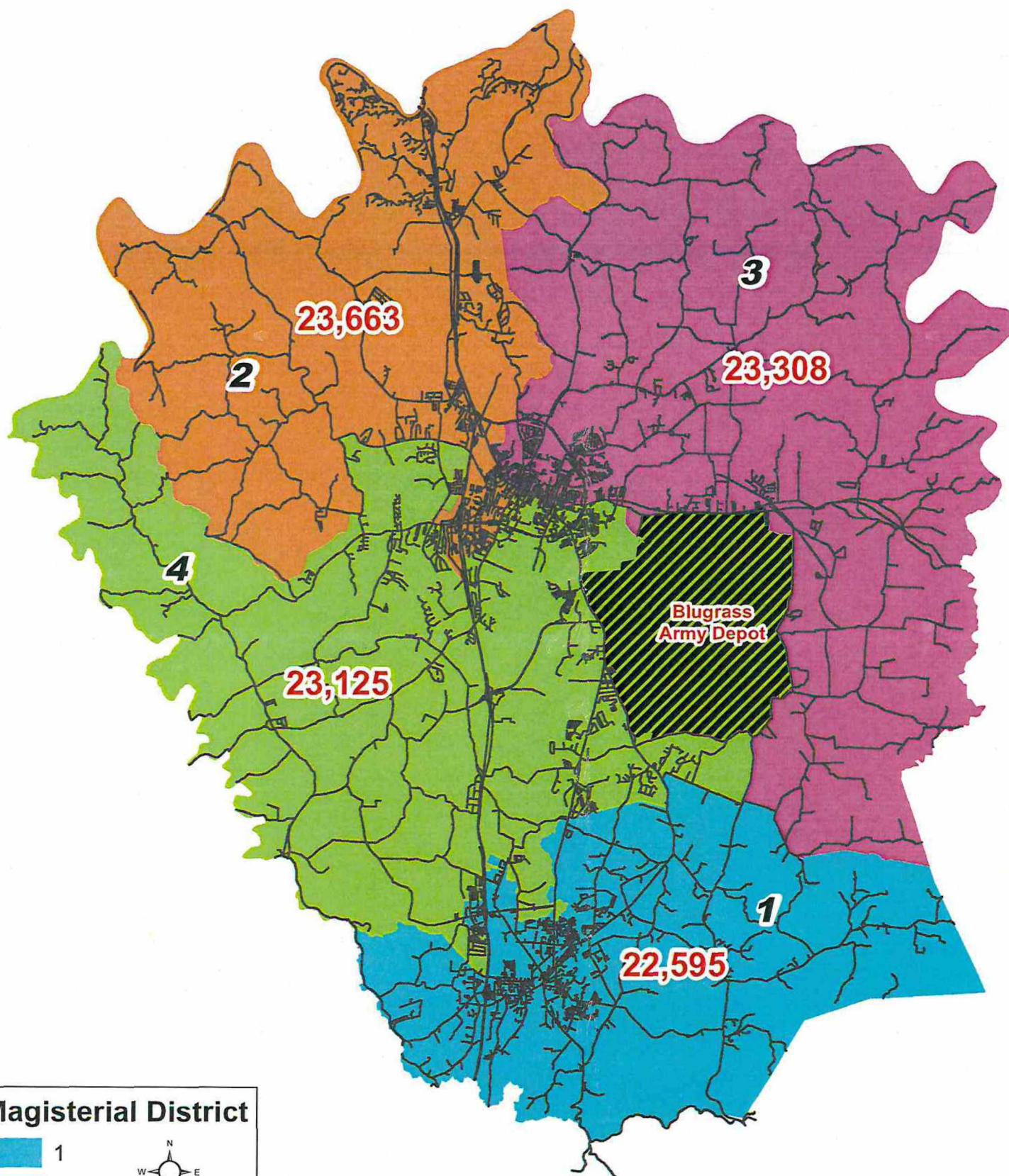
- (1) No county ordinance shall be passed until it has been read on two (2) separate days, but ordinances may be read by title and a summary only. A proposed ordinance may be amended by the fiscal court after its first reading and prior to its adoption. All amendments shall be proposed in writing, and only by setting out in full each amended section.
- (2) All county ordinances and amendments shall be published pursuant to KRS Chapter 424 after passage and may be published in full or in summary form at the discretion of the fiscal court. If applicable, a sketch, drawing, or map, together with a narrative description written in layman's terms, may be used in lieu of metes and bounds descriptions. If published in summary form, publication shall contain notice of a place in the county where the full text of the ordinance or amendment is available for public inspection.
- (3) Traffic, building, housing, plumbing, electrical, safety, and other self-contained codes may be adopted by reference if a copy of the code is kept with the adopting ordinance and is made a part of the permanent records of the county.
- (4) The provisions of this section shall not be applicable in counties that have pursuant to KRS 67.830 adopted a charter county form of government or pursuant to KRS Chapter 67A adopted an urban-county form of government or pursuant to KRS Chapter 67C adopted a consolidated local government.

**Effective:** July 15, 2020

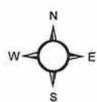
**History:** Amended 2020 Ky. Acts ch. 87, sec. 4, effective July 15, 2020. -- Amended 2002 Ky. Acts ch. 346, sec. 39, effective July 15, 2002. -- Amended 1990 Ky. Acts ch. 401, sec. 12, effective July 13, 1990. -- Amended 1980 Ky. Acts ch. 11, sec. 1, effective July 15, 1980. -- Created 1978 Ky. Acts ch. 118, sec. 5, effective June 17, 1978.



**2020 Census Population**  
**Magisterial District**  
*Madison County, Kentucky*

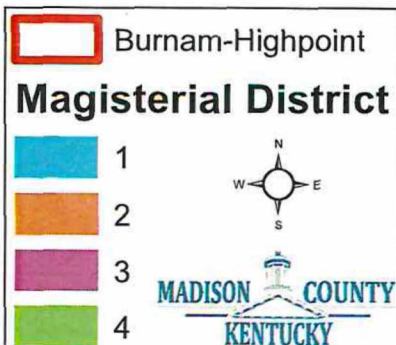
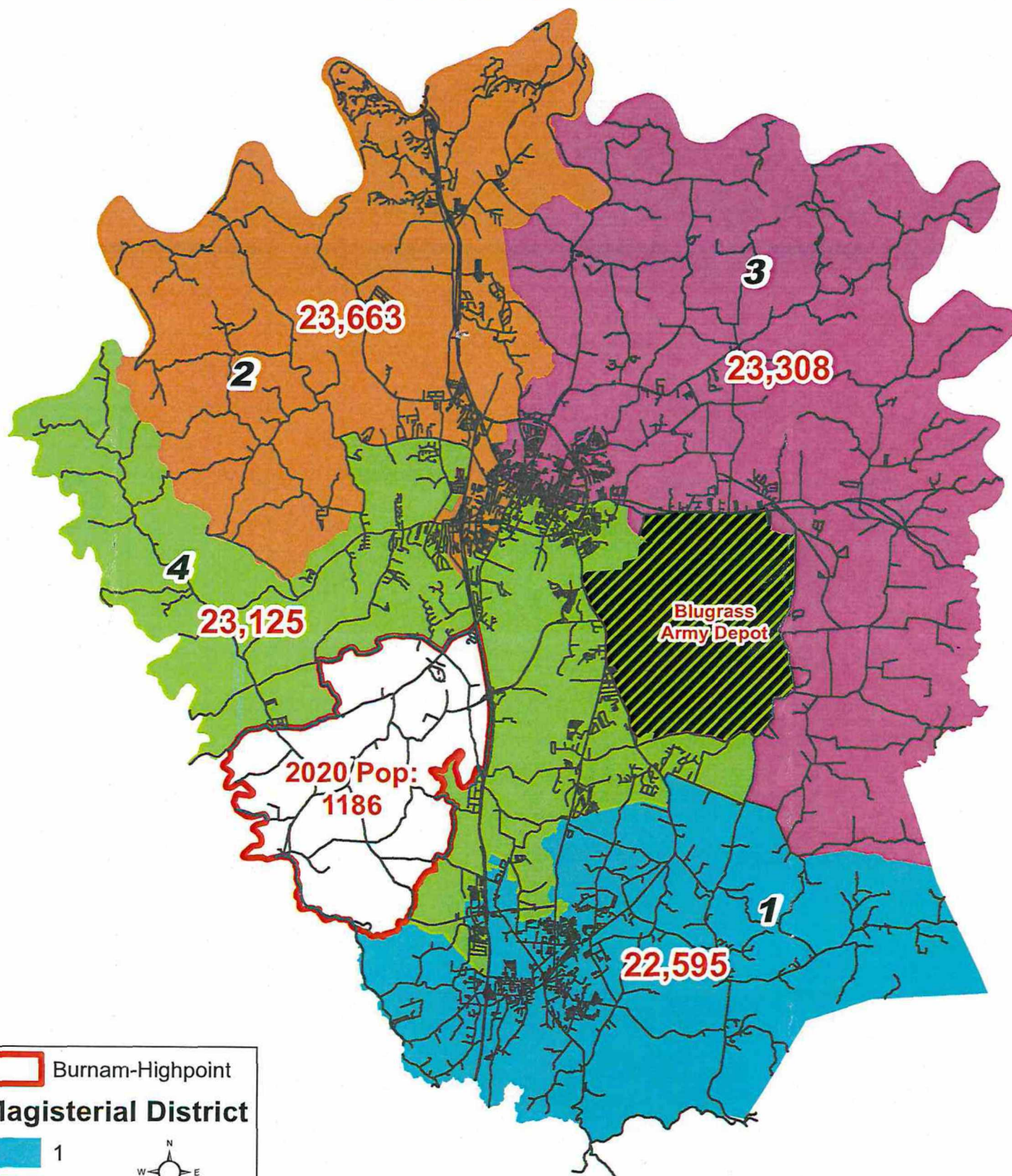


**Magisterial District**





Reapportionment  
2020 Census Population  
Magisterial District  
Madison County, Kentucky





OLD MAP

