

AN ORDINANCE RELATING TO CHANGING THE ZONE FOR 6.125 ACRES, MORE OR LESS, OWNED BY JAMES DWYER AND CANDACE DWYER, HUSBAND AND WIFE, SITUATED ON THE EAST SIDE OF U.S. 25 SOUTH (GEORGETOWN-LEXINGTON ROAD), SCOTT COUNTY, KENTUCKY, FROM AGRICULTURAL A-1 AND/OR RESIDENTIAL R-1 TO COMMERCIAL B-1.

WHEREAS, the joint application of James Dwyer and Candace Dwyer, husband and wife, having been filed with the Georgetown-Scott County Planning Commission on June 29, 1992, requesting a zoning classification change from Agricultural A-1 to Commercial B-2 for 12.861 acres, more or less, situated on the east side of U.S. 25 South (Georgetown-Lexington Road) in Scott County, Kentucky; and

WHEREAS, the matter having been heard publicly by the Planning Commission on August 13, 1992, pursuant to notice according to law and with a quorum present and voting; and

WHEREAS, after taking testimony on the Application and fully considering same, the hearing was continued; and

WHEREAS, an Amended Application having been filed with the Planning Commission on October 8, 1992, changing the request from 12.861 acres, more or less, to 6.125 acres, more or less, and the requested classification from Agricultural A-1 and/or Residential R-1 to Commercial B-1; and

WHEREAS, the Amended Application having been considered publicly by the Planning Commission at a continuation of the hearing thereon on October 8, 1992, at which time the Planning Commission voted to recommend to Scott

Fiscal Court that the requested Application be granted; and

WHEREAS, Scott Fiscal Court, on November 6, 1992, after fully considering the application, record, and recommendation of the Planning Commission, voted unanimously to accept the Planning Commission's recommendation and granted the requested zoning classification change for the subject property from Agricultural A-1 and/or Residential R-1 to Commercial B-1.

NOW, THEREFORE, BE IT ORDAINED BY SCOTT FISCAL COURT, SCOTT COUNTY, KENTUCKY, AS FOLLOWS:

Section 1 - That the Georgetown-Scott County Zoning Ordinance be amended to show a change in the zoning classification for 6.125 acres, more or less (as described in the Application, as Amended), for the Dwyer property from Agricultural A-1 and/or Residential R-1 to Commercial B-1, all in accordance with the application, as amended, for same and as shown on the Zone Change Plat for said property, the same being more particularly described as follows:

SEE LEGAL DESCRIPTION OF SAID PROPERTY
ATTACHED HERETO AND MADE A PART HEREOF BY
REFERENCE AS EXHIBIT "A".

Section 2 - That the Georgetown-Scott County Planning Commission is hereby directed to show the zoning classification change on the official zone map and to make reference to the number of this Ordinance.

Section 3 - That this Ordinance be read for the first

side of U.S. 25 South, Georgetown-Lexington Road in Scott County, Kentucky.

IN TESTIMONY WHEREOF, witness my hand, the Seal of said Court, this the 4 day of December, 1992.

Martha A. Neelox
CLERK
SCOTT FISCAL COURT
SCOTT COUNTY, KENTUCKY

WP+1196

EXHIBIT "A"

JAMES DWYER AND CANDACE DWYER
6.125 acre Zone Change

A tract of land located in Scott County, Kentucky on the east side of U.S. 25 at the Fayette County line and more particularly described as follows.

Beginning on the east side of U.S. 25 at the Scott-Fayette County line and remnant of stone fence and approximately 22 1/2 feet from the centerline of U.S. 25; thence along U.S. 25 and with remains of stone fence N 26 57'19" W 364.39 feet; thence N 27 17'06" W 293.39 feet; thence N 26 31'48" W 378.63 feet; thence leaving right-of-way and severing lands of Dwyer N 63 02'41" E 272.99 feet; thence S 19 47'44" E 213.04 feet; thence S 26 07'26" E 503.69 feet; thence S 37 03'57" E 340.36 feet to the Scott-Fayette County line; thence with the county line S 65 39'36" W 300.31 feet to the beginning.

Containing 6.125 acres.