

SCOTT FISCAL COURT
SCOTT COUNTY, KENTUCKY
ORDINANCE NO. 04-02

AN ORDINANCE RELATING TO CHANGING THE ZONE FOR 23.498 ACRES, MORE OR LESS, OWNED BY SUE W. TONCRAY, GEORGE T. BURGESS, BOB G. GRIFFITH AND LINDA W. REYNOLDS, (UNDER CONTRACT OF SALE TO MARK S. SMITH), SITUATED ON THE WEST SIDE OF U.S. 25 NORTH AND THE NORTH SIDE OF WRIGHT LANE, SCOTT COUNTY, KENTUCKY, FROM AGRICULTURAL A-1 TO RESIDENTIAL R-1B (PUD).

WHEREAS, the application (as amended) of Mark S. Smith, 104 Teal Court, Georgetown, Scott County, Kentucky 40324, having been filed with the Georgetown-Scott County Planning Commission on January 2, 2004, requesting a zoning classification change from Agricultural A-1 to Residential R-1B (Planned Unit Development) for 23.498 acres, more or less, situated on the west side of U.S. 25 North and north side of Wright Lane in Scott County, Kentucky; and

WHEREAS, the matter having been heard publicly by the Planning Commission on February 12, 2004, and March 11, 2004, 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 Planning Commission voted six (6) to two (2) to recommend to Scott Fiscal Court that the requested application be granted; and

WHEREAS, Scott Fiscal Court, on the 9th day of APRIL, 2004, after fully considering the application, record, and recommendation of the Planning Commission, voted to accept the Planning Commission's recommendation and granted

the requested zoning classification change for the subject property from Agricultural A-1 to Residential R-1B (Planned Unit Development;

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 23.498 acres, more or less (as described in the application, as amended), for the Toncray, Burgess, Griffith and Reynolds property (under contract of sale to Mark S. Smith) from Agricultural A-1 to Residential R-1B (Planned Unit Development), all in accordance with the application for same, said property being more particularly described as follows:

SEE LEGAL DESCRIPTION OF PROPERTY SUBJECT TO THE ZONE CHANGE ATTACHED HERETO, INCORPORATED HEREIN, AND MADE A PART HEREOF BY REFERENCE AS EXHIBIT "A". SEE ALSO EXHIBIT "B".

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 time on the 25th day of MARCH, 2004, and read for the second time on the 9th day of APRIL, 2004.

PASSED SCOTT FISCAL COURT by a vote of UNANIMOUS on the 9th day of APRIL, 2004, and published on the 14th day of APRIL, 2004.

SCOTT FISCAL COURT
SCOTT COUNTY, KENTUCKY

BY: George Lusby
GEORGE LUSBY
County Judge Executive

ATTEST:

Martha A. Neclerio
MARTHA A. NECLERIO
Clerk
Scott Fiscal Court
Scott County, Kentucky

STATE OF KENTUCKY)
(SCT.
COUNTY OF SCOTT)

I, Clerk of the Scott County Fiscal Court, State of Kentucky, and as such custodian of the Seal and all the records of or pertaining to said Court, do hereby certify the foregoing to be a true and accurate copy of Ordinance No. 04-02 relating to changing the zoning classification for property owned by Sue W. Toncray, George T. Burgess, Bob G. Griffith and Linda W. Reynolds (under contract of sale to Mark S. Smith), containing 23.498 acres, more or less, and situated on the west side of U.S. 25 North and north side of Wright lane, in Scott County, Kentucky, from Agricultural A-1 to Residential R-1B (Planned Unit Development).

IN TESTIMONY WHEREOF, witness my hand and the Seal of said Court,

on this the 9th day of APRIL, 2004.



MARTHA A. NECLERIO

Clerk

Scott Fiscal Court

Scott County, Kentucky

EXHIBIT "A"

**WEST WOODS
A-1 ZONE TO R-1B PUD ZONE**

A tract of land located in Scott County, Kentucky on the west side of U.S. 25 and the north side of Wright Lane and more particularly described as follows.

Beginning at a point in Wright Lane approximately 520 feet west of U.S. 25 and west right-of-way of proposed road; thence with said right-of-way

N 47°28'55" W 282.81 feet; thence with a curve to the left of radius 575 feet, an arc length of 160.97 feet, whose chord is
N 55°30'07" W 160.45 feet; thence
N 63°31'19" W 66.23 feet; thence leaving road and with perimeter of proposed lots
S 35°20'20" W 151.81 feet; thence
N 63°31'19" W 104.05 feet; thence with a curve to the right of radius 775 feet, an arc length of 101.34 feet, whose chord is
N 59°46'33" W 101.27 feet; thence
N 56°01'47" W 594.47 feet; thence with a curve to the right of radius 775 feet, an arc length of 662.52 feet, whose chord is
N 31°32'22" W 642.53 feet; thence
N 07°02'58" W 402.43 feet; thence
N 77°15'36" W 168.69 feet; thence
S 74°15'53" W 646.60 feet; thence
N 15°44'07" W 150.00 feet to the south right-of-way of proposed road; thence crossing said right-of-way
N 15°44'07" W 50.00 feet; thence with north right-of-way
S 74°15'53" W 23.74 feet; thence continuing with perimeter of proposed lots
N 15°44'07" W 150.00 feet; thence
N 74°15'53" E 664.00 feet; thence with a curve to the right of radius 375 feet, an arc length of 186.37 feet, whose chord is
N 88°30'09" E 184.46 feet; thence
S 77°15'36" E 139.70 feet; thence
S 12°44'24" W 150.00 feet to the north right-of-way line of proposed road; thence with same
S 74°37'06" E 30.03 feet; thence leaving said right-of-way and continuing with perimeter of proposed lots
N 12°44'24" E 150.56 feet; thence with a curve to the right of radius 375 feet, an arc length of 434.59 feet, whose chord is
S 40°14'58" E 410.67 feet; thence
S 07°02'58" E 384.86 feet; thence with a curve to the left of radius 425 feet, an arc length of 363.32 feet, whose chord is
S 31°32'22" E 352.36 feet; thence
S 56°01'47" E 594.47 feet; thence with a curve to the left of radius 425 feet, an arc length of 55.58 feet, whose chord is

EXHIBIT "A" cont.

S 59°46'33" E 55.54 feet; thence
S 63°31'19" E 211.07 feet; thence
S 35°20'20" W 151.81 feet to the east right-of-way line of proposed road; thence with same
S 63°31'19" E 5.97 feet; thence with a curve to the right of radius 625 feet, an arc length of 174.97
feet, whose chord is
S 55°30'07" E 174.40 feet; thence
S 47°28'55" E 282.81 feet to the center of Wright Lane; thence with center of same
S 42°31'05" W 50.00 feet to the beginning.

Containing 23.498 acres, more or less.

EXHIBIT "B"

