

ORDINANCE NO. 920.117

**AN ORDINANCE RELATING TO
A ZONE CHANGE**

BE IT ORDAINED BY THE FISCAL COURT OF THE COUNTY OF SIMPSON, COMMONWEALTH OF KENTUCKY, after the passage, approval, and publication of this ordinance as follows:

1. The following-described property consisting of 2.215 acres of land located at on the north side of Macedonia Road, Franklin, Simpson County, Kentucky, is hereby rezoned from AG to R-2, and the zoning map shall be amended accordingly, as requested by BDG Investments, LLC, pursuant to the recommendation of the Franklin-Simpson Planning & Zoning Commission after a public hearing on April 13, 2021:

A certain tract of land in Simpson County, Ky. located approximately 1 mile southeast of Franklin, situated on the north and west side of Macedonia Road and further described as follows:

Unless stated otherwise, any monument referred to herein as a pin and cap is a set ½" x 18" rebar with yellow plastic cap stamped R G May 2142. All bearings stated herein are referred to the recorded bearing of the west line of parent tract as shown in Deed Book 183, Page 399, Tract 3.

Beginning at a pin and cap in the north R/W line (monumented at 20' from existing center line) of Macedonia Road (Order Bk 10, Pg 436), a corner to Jack Traughber (DB 215, Pg 728); thence with aforesaid R/W line, (2) calls: (1) on a curve to the right with a radius of 256.80', a chord of N 61° 19' 58" W 87.65 feet, an arc length of 88.08', (2) N 52° 36' 33" W 94.16 feet to a pin and cap in said line, a new corner to Blanch Law Estate (DB 183, Pg 399); thence on new lines with Law, (4) calls: (1) N 04° 11' 08" E 113.43 feet to an existing utility pole with pin and cap (witness monument) set at base on south side, (2) N 02° 20' 11" E 380.50 feet to an existing utility pole with pin and cap (witness monument) set at base on south side, (3) N 01° 45' 05" E 60.76 feet to a pin and cap, (4) S 87° 11' 12" E 164.93 feet to a pin and cap, a new corner to same in the line of Ryan Forshee (DB 245, Pg 539); thence with the lines of Ryan Forshee, Tracie & Jerry Forshee (DB 203, Pg 674), and Jack Traughber (DB 215, Pg 728), S 03° 25' 44" W 646.33 feet to the beginning point, **containing 2.215 acres**. This description is based on an actual field survey made August 10, 2006, under the supervision of Robert G. May, LPLS #2142

Being the same property conveyed to BDG Investments, LLC, by Robert D. May and wife, Deanna L. May, by deed dated March 6, 2020, of record in Deed Book 347, Page 87, Simpson County Clerk's Office.

2. If any section, subsection, sentence, clause, phrase, or portion of this Ordinance is for any reason held invalid or unconstitutional by any court of competent jurisdiction, such portion shall be deemed a separate, distinct, and independent provision, and such holding shall not affect the validity of the remaining portions hereof. All ordinances or parts of ordinances in conflict herewith are, to the extent of such conflict, hereby repealed.

May 18, 2021 FIRST READING

June 1, 2021 SECOND READING


At a meeting of the Fiscal Court of the County of Simpson, Commonwealth of Kentucky held June 1, 2021, on motion made by Honorable Marty Chandler and seconded by Honorable Myron Thurman, the foregoing ordinance was adopted, after full discussion, by the following vote:

<u>YES</u>	Marty Chandler
<u>YES</u>	Nathaniel Downey
<u>YES</u>	Scott Poston
<u>YES</u>	Myron Thurman
<u>YES</u>	Mason Barnes

APPROVED:

BY: 
MASON BARNES, COUNTY JUDGE EXECUTIVE
COUNTY OF SIMPSON, COMMONWEALTH OF KENTUCKY

Attest:


Pam Rohrs, Fiscal Court Clerk
County of Simpson, Commonwealth of Kentucky