

ORDINANCE NO. 920.121

**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 9.406 acres of land located on Witt Road, Franklin, Simpson County, Kentucky, along the Tennessee state line, is hereby rezoned from AG to I-2, and the zoning map shall be amended accordingly, as requested by L & W Properties, pursuant to the recommendation of the Franklin-Simpson Planning & Zoning Commission after a public hearing on October 4, 2022:

Beginning at a found ½” rebar with “COLE LS 924” cap, on the apparent Kentucky-Tennessee state line, being common to the north most corner of tract 9 of Plat Book 23, Page 48 as recorded in the Robertson County, Tennessee Register of Deed’s Office; thence north 47 degrees 13 minutes 32 seconds west, along said apparent state line, a distance of 1,129.13 feet to a found ½” rebar with “TN 2415 KY 3782” cap being common to the north most corner tract 13 of said Plat Book 23, Page 48; thence north 41 degrees 14 minutes 10 seconds east, along the southeasterly line of final plat of tract 10 Tennessee Kentucky Industrial Park, an unrecorded plat by LW Survey Co., a distance of 287.53 feet to a 30” oak tree found with 3 hack marks on its southwest side being on the southwesterly side of Witt Road, a 40 foot public right-of-way; thence continuing along the southwesterly line of said Witt Road for the following (4) calls; (1) South 48 degrees 54 minutes 26 seconds east a distance of 369.48 feet to a point of curvature; (2) thence along a curve to the left having a radius of 2,765.57 feet for a distance of 484.46 feet, as being subtended by a chord bearing of south 54 degrees 04 minutes 01 seconds east a chord distance of 483.84 feet to a point; (3) South 57 degrees 38 minutes 05 seconds east a distance of 282.83 feet to a point; (4) South 57 degrees 06 minutes 20 seconds east a distance of 203.86 feet to a found 5/8” rebar with a broken yellow cap being common to the north most corner of Andrew and Heather Garcia, Deed Book 353, Page 731 as recorded in the Simpson County, Kentucky Clerk’s Office; hence south 66 degrees 14 minutes 31 seconds west, along said Garcia property and passing through a 5/8” rebar with “DUNNING RLS 3290” cap at 311.31 feet and continuing along the property of Russell Jaska, Deed Book 271, Page 463, for a total distance of 481.84 feet to the point of beginning.

Containing 409,716.93 square feet or 9.406 acres, more or less.

Being a portion of the same property conveyed to L & W Properties, GP by Ricky Vaughn and wife, Deborah Vaughn, by deed dated July 3, 2013, of record in Deed Book 305, Page 132, Office of the Simpson County Clerk, and being also a portion of the same property conveyed to

L & W Properties, GP, by Jason L. Collins and wife, Tammy Collins, by deed dated August 19, 2008, of record in Deed Book 278, Page 441, 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.

November 1, 2022 FIRST READING

December 6, 2022 SECOND READING


At a meeting of the Fiscal Court of the County of Simpson, Commonwealth of Kentucky held December 6, 2022, on motion made by Honorable Nathaniel Downey and seconded by Honorable Myron Thurman, the foregoing ordinance was adopted, after full discussion, by the following vote:

Yes	Marty Chandler
Yes	Nathaniel Downey
Yes	Scott Poston
Yes	Myron Thurman
Yes	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