

ORDINANCE NO. 920.125

**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 10.393 acres of land located along Witt Road and Cal Harris Road, Franklin, Simpson County, Kentucky, is hereby rezoned from AG (Agricultural) to I-2 (Heavy Industrial), and the zoning map shall be amended accordingly, as requested by L&W Properties, GP, pursuant to the recommendation of the Franklin-Simpson Planning & Zoning Commission after a public hearing on June 4, 2024.

Being property located in Simpson County, Kentucky as conveyed to L & W PROPERTIES, GP as recorded in Deed Book 278, Page 441 as recorded in the Simpson County, Kentucky Clerk's Office;

Beginning at a 1/2" pipe at the apparent Kentucky-Tennessee state line along the southeasterly right-of-way of Cal Harris Road, a 40 foot public right-of-way; thence North 61 degrees 31 minutes 54 seconds East, a distance of 1332.70 feet to a set 5/8" rebar with "M. FELDBUSCH KY PLS 4192" CAP, hereinafter referred to as, SET KY CAP; thence, leaving said Cal Harris Road, South 79 degrees 03 minutes 06 seconds East, a distance of 41.90 feet to a SET KY CAP on the westerly right-of-way line of Witt Road, a 40 foot public right-of-way; thence, along said Witt Road for the next (2) calls: South 02 degrees 00 minutes 06 seconds East, a distance of 527.20 feet to a SET KY CAP; thence South 07 degrees 06 minutes 34 seconds East, a distance of 15.79 feet to a 5/8" rebar with "KY 3780" CAP; thence, leaving said Witt Road, South 41 degrees 16 minutes 50 seconds West, along Tract 10 of Tennessee Kentucky Industrial Park according to unrecorded plat by LW SURVEY CO., PROJECT No. L53868, dated January 05, 2022, for a distance of 229.66 feet to a 1/2" rebar with "TN 2470" CAP, said point being on the apparent Tennessee-Kentucky state line; thence North 85 degrees 21 minutes 27 seconds West along the apparent state line a distance of 1,085.10 feet to the point of beginning containing **10.393 acres, more or less.**

This being 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**, Office of the Simpson County Clerk.

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.

September 3, 2024 FIRST READING

October 1, 2024 SECOND READING

At a meeting of the Fiscal Court of the County of Simpson, Commonwealth of Kentucky held Tuesday, October 1, 2024, on motion made by Magistrate Myron Thurman and seconded by Magistrate Marty Chandler the foregoing ordinance was adopted, after full discussion, by the following vote:

YES Marty Chandler

YES Jeffrey Burr

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