

ORDINANCE NO. 05-2018

AN ORDINANCE FOR THE CITY OF ELIZABETHTOWN, KENTUCKY AMENDING THE OFFICIAL ZONING MAP FOR PROPERTY LOCATED AT 1904 NORTH MILES STREET FROM RESIDENTIAL-2 (R-2) TO RESIDENTIAL-6 (R-6)

Whereas, the Elizabethtown Planning Commission held a public hearing on December 12, 2017, initiated by TDA Properties for property located at 1904 North Miles Street, Elizabethtown, Kentucky.

Whereas, the Elizabethtown Planning Commission, based on the testimony at the public hearing, determined that the request to amend the official zoning map for property located at 1904 North Miles Street to a proposed zoning district classification of Residential-6 (R-6) would be in agreement with the City of Elizabethtown's Comprehensive Plan and that the proposed zoning classification would be appropriate for the property. In conformance with KRS 100, the Planning Commission has transmitted to the City Council findings of fact and a recommendation for approval of said request to amend the official zoning map including a summary of evidence and testimony from said hearing.

BE IT ORDAINED by the City of Elizabethtown, Kentucky that from and after the passage, approval and publication of this ordinance that the official zoning map is amended for property located 1904 North Miles Street from Residential-2 (R-2) to Residential-6 (R-6).

This action is taken pursuant to a request by TDA Properties for property located at 1904 North Miles Street and pursuant to the recommendation of the

City of Elizabethtown Planning Commission. The City Council also finds that the proposed zoning classification is appropriate and that the map amendment request is in agreement with numerous guidelines and policies found in the plan. The findings of fact of the Planning Commission in support of this zoning map amendment are adopted as if set out verbatim.

The legal description of said property is more particularly described in Exhibit A.

BE IT FURTHER ORDAINED that the Mayor of the City of Elizabethtown and/or her designate is and she is hereby authorized and directed to take all steps necessary to perfect this Ordinance.

READ THE FIRST TIME, the 18th day of December, 2017.

READ, ADOPTED AND APPROVED the 8th day of January, 2018.

EDNA B. BERGER, MAYOR

ATTESTED TO:

MARY CHAUDOIN, CITY CLERK

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EXHIBIT A – LEGAL DESCRIPTION

BEGINNING at an existing iron pin on North Miles Street, thence N 70 degrees 19' 20" W 294.54 feet to a wood post, thence N 76 degrees 51' 08" W 154.75 feet to an existing iron pin; thence N 77 degrees 48' 51" W 201.63 feet to a wood post; thence N 08 degrees 19' 59" E 121.29 feet to an existing iron pin; thence N 86 degrees 54' 04" E 172.17 feet to an existing iron pin; thence N 87 degrees 05' 25" E 250.20 feet to an existing iron pipe in concrete; thence S 19 degrees 53' 43" W 104.23 feet to a wood post; thence S 72 degrees 34' 27" E 277.53 feet to set iron pin; thence S 19 degrees 44' 21" W 146.77 feet to the point of beginning, containing 2.493 acres, more or less, per survey by Warren L. Clifford L.S. 2124 dated May 11, 1994.

Being that property conveyed to First Parties by deed from Louise Bewley, a widow and single person, dated December 26, 2003 and recorded in Deed Book 1100, Page 681 in the Office of the Hardin County Court Clerk, Elizabethtown, Kentucky. Louise Bewley died on November 12, 2016 and her Will is recorded in Will Book 52, Page 257 in the aforesaid Clerk's Office which gives her Executor, Gary W. Bewley, the right to sell property on her behalf.