

ORDINANCE 2015-1653

AN ORDINANCE AMENDING ORDINANCE NUMBER 794 OF THE CITY OF MURRAY CODE OF ORDINANCES SO AS TO ZONE A 13.235 ACRE TRACT OF LAND OWNED BY WESTSIDE BAPTIST CHURCH AND A 2.417 ACRE PORTION OF COUNTY RIGHT-OF-WAY AS R-2 (SINGLE FAMILY RESIDENTIAL); AND THE 0.918 ACRE TRACT OWNED BY THE CITY OF MURRAY AS GOVERNMENT.

WHEREAS, certain tracts of land have been proposed to be annexed into the City of Murray, Kentucky, and said tracts of land has not been classified for zoning purposes.

WHEREAS, the Murray Planning Commission met in regular session on November 18, 2014 to hold a public hearing pursuant to and in accordance with Zoning Ordinance 794 and Chapter 100 of Kentucky Revised Statutes, in order to set the zoning for tracts of land to be annexed into the city limits of Murray. The Murray Planning Commission voted 9-0 to recommend the 13.235 Acre tract of land owned by Westside Baptist Church and the 2.417 acre portion of county right-of-way be zoned R-2 (Single Family Residential) and the 0.918 acre tract owned by the City of Murray be zoned Government.

The plat for the above-referenced tracts is attached hereto and incorporated by reference as if fully stated herein.

WHEREAS, the Murray Planning Commission found:

1. The zoning requests are consistent with the adjacent zoning and the most predominant use of the surrounding area is single family use and that the 0.918 acres belonging to the City of Murray be zoned Government based on the fact that this zoning classification applies to all property owned by a government entity.

NOW THEREFORE BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF MURRAY AS FOLLOWS, TO-WIT:

Section 1: The foregoing findings are hereby adopted by the City Council.

Section 2: The property more particularly described on Exhibits "A", "B" and "C" (legal descriptions) and Exhibit "D"(plat), respectively attached hereto and shown on the zoning map incorporated in Zoning Ordinance 794 and all amendments thereto by reference, specifically the 13.235 acre tract and the 2.417 acre tract are both zoned R-2 (Single-Family Residential) and the 0.918 acre tract owned by the City of Murray is zoned "Government".

Section 3: The Planning and Zoning Department of the City of Murray is hereby directed to amend the zoning map of the City of Murray, Kentucky so as to reveal the zoning provisions of this ordinance.

Section 4: Any portion of Ordinance Number 794 as amended which may be in conflict with this ordinance is hereby repealed to the extent of such conflict and to such extent only. In all other respects Ordinance Number 794 as amended is hereby affirmed.

Nothing in this Ordinance hereby adopted shall be construed to affect any suit or proceeding impending in any court, or any rights acquired, or liability incurred, or any cause or causes of action acquired or existing, under any act or ordinance hereby repealed as cited in this Ordinance; nor shall any just or legal right or remedy of any character be lost impaired or affected by this Ordinance.

All other sections and provisions of The Zoning Ordinances for the City of Murray, not specifically amended herein, shall remain in full force and effect and shall not be considered amended and shall be incorporated by reference as if fully stated herein.

JACK ROSE, MAYOR

ATTEST:

JUNE BATTS, CITY CLERK

Introduced by the City Council on _____ 2015.
Adopted by the City Council on _____ 2015
Published in the Murray Ledger and Times on _____ 2015.