

**ORDINANCE 2015-1657**

**AN ORDINANCE AMENDING ORDINANCE NUMBER 794 OF THE CITY OF MURRAY CODE OF ORDINANCES SO AS TO ZONE A 27.740 ACRE TRACT OF LAND OWNED BY STEPHEN COMPTON AND ERIKA COMPTON LOCATED EAST OF FALWELL ESTATES AND NORTH OF WISWELL ROAD IDENTIFIED AS PVA PARCEL 042-0-0036 AS AGRICULTURE.**

**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 December 16, 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 8-0 to recommend the 27.740 acre tract of land owned by Stephen Compton and Erika Compton be zoned Agriculture.**

**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 request is consistent with the adjacent zoning to the North; and**
- 2. Use of the property will fall within the intent of the Agriculture zoning district.**

**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" (legal description) and "B" (plat), respectively attached hereto and shown on the zoning map incorporated in Zoning Ordinance 794 and all amendments thereto by reference, specifically the 27.740 acre tract is zoned Agriculture.**

**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**Section 4: Any portion of Ordinance Number 794 as amended which may be in conflict with this ordinance is hereby repealed to the extent of such conflict and to such extent only.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or liability incurred, or any cause or causes of action acquired or existing, under any act or ordinance hereby repealed as cited in this Ordinance; nor shall any just or legal right or remedy of any character be lost impaired or affected by this Ordinance.**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 D. 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.

EXHIBIT "A"

Certificate

PROPERTY DESCRIPTION  
PROPERTY OF: Stephen P. & Erika Compton  
Request for AG Zoning

December 1, 2014

Legal description of a tract of land located on the north side of Wiswell Road, in the County of Calloway, State of Kentucky, being a part of the Northeast Quarter of Section 5, Township 1, Range 4 East and a part of the Southeast Quarter of Section 32, Township 2, Range 4 East, and being P V A parcel 042-0-0036, and also being a part of Tract 3 and all of Tract 4 of a revised Plat of Survey of record in Plat Book 46, Page 49, Slide 4455, and being further described as follows.

Beginning at a #4 rebar 18" long w/cap #3175 found at the southeast corner of the herein described tract and the southwest corner of the Brian & Nicole Cain property (Deed Book 696 Page 462, Tract 5, Plat Book 46 Page 49 Slide 4455), said point being located 30.00 feet north of the centerline of Wiswell Road and 240.33 feet west of the centerline of Gibbs Store Road and on the north line of the present City Limits;

THENCE along the north line of Wiswell Road and the north line of the present City Limits, North 83 degrees 30 minutes 25 seconds West for a distance of 145.35 feet to a #4 rebar found at the southeast corner of the Doris H. Williams property (Deed Book 127 Page 75);

THENCE along the east line of the Williams property and the east line of the present City Limits, then leaving the City Limits line and along the east line of the Webb Norton Caldwell property (Deed Book 162 Card 447A), North 07 degrees 02 minutes 48 seconds West for a distance of 1057.45 feet to a #4 rebar found,

THENCE along the north line of the Caldwell property, South 86 degrees 28 minutes 18 seconds West for a distance of 642.61 feet to a #4 rebar 18" long w/cap #3175 found at the southeast corner of Falwell Estates Subdivision, Unit 3 of record in Plat Book 41, Page 77, Slide 3983, and a corner to the present City Limits;

THENCE along the east line of Falwell Estates Subdivision and the east line of the present City Limits, North 04 degrees 10 minutes 52 seconds West for a distance of 688.05 feet to a #4 rebar 18" long w/cap #3175 found at the northwest corner of the herein described tract and the southwest corner of the Mike Dixon property (Deed Book 696 Page 424, Tract 2, Plat Book 46, Page 49, Slide 4455);

THENCE along the present City Limits, North 88 degrees 14 minutes 44 seconds East for a distance of 1001.89 feet to a point at the northeast corner of the herein described tract and on the west line of the Daniel B. & Angel A. Renick property (Deed Book 897 Page 448, Tracts 9 and 10, Plat Book 46, Page 49, Slide 4455);

THENCE along the west line of the Renick property, South 03 degrees 39 minutes 55 seconds East for a distance of 857.09 feet to a #4 rebar 18" long w/cap #3175 found,

THENCE continuing along the west line of the Renick property and the west line of the Howard & Ruth Brandon property (Deed Book 910 Page 351, Tracts 7 and 8, Plat Book 46, page 49, Slide 4455), South 07 degrees 04 minutes 14 seconds East for a distance of 672.85 feet to a #4 rebar 18" long w/cap #3175 found at the northeast corner of the Cain property;

THENCE along the north line of the Cain property, South 84 degrees 05 minutes 08 seconds West for a distance of 183.38 feet to a #4 rebar 18" long w/cap #3175 found;

THENCE along the west line of the Cain property, South 00 degrees 07 minutes 28 seconds East for a distance of 212.19 feet to the point of beginning.

Together with and subject to covenants, easements, and restrictions of record.

This tract contains 27.740 acres according to a survey by V L Associates on August 25, 2011.

Deed Reference: Deed Book 897 Page 475  
Plat Book 46 Page 49 Slide 4455

I, JOSEPH E. BROWN, do hereby certify that I am a Professional Land Surveyor, registered in compliance with the laws of the State of Kentucky, and that the above is a true and correct description of the land as surveyed.

*Joseph E. Brown* 12/1/14  
Kentucky Professional Land Surveyor No. 3173 Dist.

EXHIBIT "B"

