

SPENCER COUNTY FISCAL COURT

Monday, April 16th, 2012

Fiscal Court Meeting Room, 28 East Main Street

A. Opening Prayer

Esq. Judd led the Court in prayer before Court began.

B. Pledge of Allegiance to the flag

Pledge of Allegiance to the American flag.

C. Call to order by Spencer County Judge Executive, Bill Karrer

D. Roll call by Spencer County Clerk, Lynn Hesselbrock- all present.

E. Approval of minutes from prior Fiscal Court meeting.

On the motion of Esq. Judd, seconded by Esq. Cheek, with all members of the Court present voting "Aye", it is hereby ordered to approve the minutes from the April 2, 2012 Fiscal Court meeting, with corrections being made if necessary.

F. Communications from citizens *3 minute limit*****

Mr. Lawrence Trageser came before the Court to speak about a proposed meat processing plant coming to Spencer County. "If you read the newspaper article concerning the meat processing plant, you saw when Judge Karrer made the comment that no meat processing company or slaughterhouse had contacted him. He didn't say anything about him contacting them, did he?" "You see, the problem with Bill Karrer is he consistently lies, he consistently tweaks the truth. He consistently goes into the back room to make his deals. Now why? Bill can't come before the Magistrates and tell them and advise them of what he wants to do: he's sneaking around trying to get a slaughterhouse go up in this County when nobody really wants it. But on the same hand, we've got individuals, many sitting in this room, that own businesses in B2 that he's denying the ability to use their property for the way it was intended when they got that property zoned B2. I talked to you

about the 911 dispatch. He went behind the Dispatch Commission's back and he's trying to get into negotiations with Shelby County. Just this last, first week of April, Rothenberger and Fiscal Court met and talked about incentives for the 911 Commission all in giving him a proposal to move 911 dispatch to Shelby County and potentially cost taxpayers of Spencer County \$800,000.00 to 1 million dollars. And that's for doing exactly what KSP is doing for \$66,000.00, and they did it for 81. And as well, Bill Karrer has decided to go ahead and work the Extension Office over. You know in closed session, Executive Session, he said he's gonna confiscate the building? Well they wanted a \$400,000.00 line of credit; they wanted to own the old Extension Building. That way they could get a commercial appraisal done for free. Well since the property sits on the County, the Judge needs to sign off on it, and he refused to do it. Therefore the taxpayers have to pay \$1000.00 to \$1500.00 for an appraisal to give to this Court to determine what the cost and value of that building is worth. I have another issue with Mr. Stump- open records statement. Asked him who he had deputized since he took office. What would you say if I told you he deputized his wife? What would you say if I told you I had the documents to prove it? What would you say if I had the documents to prove that he let her use the car, sitting at the bus compound where she goes to work. What if I was to say to you Buddy Stump and his wife are going in a Sheriff's vehicle to Aspen Creek Restaurant in Fern Creek? What if I said to you Buddy Stump is using a trailer.....? (3minute time limit was up) won't answer any of those questions, will you Bill?

David Jewell came before the Court. He stated that "Trageser does not speak for David Jewell" I am a business owner. I talked to you about getting B2 reverted. I talked to Planning and Zoning about it. I was interested in buying the Red Barn Arena. If property owners want to change the zoning, they must notify everyone; everybody's gotta know. The former administration does not understand it. I asked everyone and they said "We didn't vote for that." What they did, the Main Street Committee snuck this through. John Shircliffe, the guys over to Planning and Zoning was on it, they snuck this right through. They said it's not gonna change nobody. S and K Towing called about it. The little building behind the Doctor's Office didn't get sold the other day because of the same zoning problem. We're asking to revert it

back and then if you want to take it through Planning and Zoning; it needs to be tweaked, I'm not arguing with that the books is old- but bring it back the right way- do it the honest way and let the people come in and have their say. I'm asking to do it the right way. Two-thirds of the people don't know it was changed. I'm not blaming anyone. Thank you.

G. Communications from the County Judge Executive.

1. Floodwall Commission election.

Lynn McIntosh has resigned. She will need to be replaced.

2. Zach Cotton.

He has taken a job at Bennett's Gas. The Road Department is now working one person short.

3. Budget update.

The budget will be available to be picked up by the May 1st deadline. The first reading will be at the next Fiscal Court meeting on May 7th, 2012.

4. Local tire amnesty.

Will take place the first weekend after Derby May 12 and 13, 9:00am-3:00 pm at the Road Barn. The County has \$3,000.00 for this program. This program is for Spencer County residents only.

5. Flex Funds.

Waiting for Mago to complete the projects. Fiscal Court is working on 2012-2013 Flex Funds now. Will get a list to the state as soon as it is ready.

6. Economic Development.

The County Judge Executive referenced the State of the County address given at the Chamber on Thursday, April 12th. " When I am researching whether it be a

company that may or may not come here or the 911 contract to see what might be good for the County, 'no, I will not tell everyone. No I may not even tell the members of Fiscal Court when I am researching.' And first of all, what the Mayor did by putting out a memo to his Commissioners and assuming they would treat it as a confidential memo was stupid. Yes, I said that and yes, he was sitting there, and yes, he knew I was going to say that. It was stupid. If you want to guarantee that no business will come to your community you handle these issues as we did in the last week or so. You insure somebody plasters it on a sign and drags it up and down the street and if that's not good enough then you insure that it gets into the newspaper. And that's what Mr. Nation did. Yes, I will name the name. And that's what he did by asking in the City Council meeting "I want to talk about the Swift plant". Well you just signaled to everyone – have no confidence in us, we will blab, do not come to our community. I don't care whether you want them or you don't want them, you don't need to worry because they won't come, they won't talk to you. If you don't like that the County Judge is looking into whether it's a good idea to keep the contract you have that's coming up for negotiations with the Kentucky State Police and dispatch or if maybe there is something better out there, then try to sabotage that and tell people what you think you know, and try to encourage them that way, Mr. Nation, again. Do these things. And then the City worries about whether they are going to have businesses on Main Street. And you do those things and invite people not to come. To think that a large company that brings lots of jobs to the community and it fits here, but it's out in the County, that it wouldn't positively affect Main Street, and Main Street businesses, if you think the only focus should be business on Main Street, you are short-sighted. It doesn't end there and it doesn't start here. My job is to lead this community and find it the best that I can and I will continue to do that. As I told the folks at the Chamber meeting the other day, yes, I can sit in my office over there and you will pay me nearly \$80,000.00 a year and I don't have to do a thing, but I'm not built that way. And I will do my best to do the best for this County. And I will not let other entities try to stop me or hold me up. And what has happened here with the city and with the Fire Department is kind of like what I go through with my daughter's dog that she got about a year ago. She went to the animal shelter and

got her a dog. Sweetest dog you ever run across. But one thing this dog doesn't like- it doesn't like for you to mess with its tail. So what do I do? I'm gonna mess with its tail because I want to gain its confidence. I want to build its trust that if I hold its tail it's OK. I build that confidence, I build that trust. And now in the meantime, while I'm doing this, that dog might decide it's gonna bite me. It might, I don't think so, we'll work on it, well get there. What we've had a lot of between the City, the Fire Department and the County "the dog", is we've had a lot of trust that now is down the tubes. We need to rebuild some trust; we need to build some confidence. But if the tail, "the City or the Fire Department", decides it's gonna continue to try to wag this dog, as the leader, as the head of this County, as the head of that dog, I will assure you, this dog will bite.

H. Communications/reports from Members, Other Offices, and Committees.

1. Sheriff's Report:

**Spencer County Sheriff's Department
P.O. Box 475
Taylorsville, Ky., 40071**

Activity for January 2012 as follows:

Traffic Stops, Warnings – 16

Traffic Stops, Citations – 15

Highway Safety Checkpoint - 1

Non Injury Accidents – 4

Injury Accidents – 0

Fatalities - 2

Other Calls for Service – 209

CCDW Permits – 18

Vehicle Inspections - 67

Total Arrest – 19

Subpoenas, Criminal Summons & Civil Summons Served – 129

Recovered Property – 1,000.00

Total Contacts - 480

Spencer County Sheriff's Department

P.O. Box 475

Taylorsville, Ky., 40071

Activity for February 2012 as follows:

Traffic Stops, Warnings – 29

Traffic Stops, Citations – 11

Highway Safety Checkpoint - 0

Non Injury Accidents – 9

Injury Accidents – 0

Fatalities - 0

Other Calls for Service – 216

CCDW Permits – 25

Vehicle Inspections - 71

Total Arrest – 17

Subpoenas, Criminal Summons & Civil Summons Served – 57

Recovered Property – 0

Total Contacts - 435

Spencer County Sheriff's Department

P.O. Box 475

Taylorsville, Ky., 40071

Activity for March 2012 as follows:

Traffic Stops, Warnings – 69

Traffic Stops, Citations – 26

Highway Safety Checkpoint - 0

Non Injury Accidents – 10

Injury Accidents – 4

Fatalities - 0

Other Calls for Service – 298

CCDW Permits – 35

Vehicle Inspections - 66

Total Arrest – 36 Including 11 DUI's

Subpoenas, Criminal Summons & Civil Summons Served – 89

Recovered Property – 0

Total Contacts - 633

The Sheriff reports that he is averaging about \$900.00 per month in fees for transporting prisoners.

2. Parks department, Ray Jewell expansion update:

Land and water grant, update and changes.

SPENCER CO. PARK ADDITION 4-12

ESTIMATED COST

BREAKDOWN:

A.	ROADWAY STONE SURGE		
	#1. 1963x22/9x8x115x4798/2000=2,207 tonsx12.50=	\$26,815.05	
	PARKING AREA STONE		
	#2. 300x250/9x8x115x8333/2000=3,833 tonsx12.50=	\$46,570.95	
B.	ASPHALT		
	BASE: ROADWAY		
	#1. 1963x20/9x3x112x4362/2000=732.85 tonsx65.00=\$47,635.25		
	PARKING AREA		
	#2. 250x300/9x3x112x8333/2000=1,400 tonsx65.00=\$91,000.00		
	SURFACE:ROADWAY		
C.	#1. 1963x20/9x1.5x112x4362/2000=366.41 tonsx70.00=\$25,648.56		
	PARKING AREA		
	#2. 250x300/9x1.5x112x8333/2000=700.00 tonsx70.00=\$49,000.00		
D.	FABRIC:		
	ROADWAY		
	#1. 4798 SY X.62 =		\$2,974.76
	PARKING AREA		
	#2.8333 SY X.62=		\$5,166.46
E.	Total rock tonage x 5% for waste		
	6,040x5% =302 tonsx\$12.15=		\$3,669.30
F.	CULVERT PIPE:		
	#1. 40'-24" ADS PIPE		\$678.00
	#2. 40'-18" ADS PIPE		\$435.00
G.	RIP RAP:		
	#1. 48 tons		\$708.00
H.	DRAINAGE:		
	PIPE,BOXES,GRATES,ROCK		
	#1. 7-Yard drain boxes	\$390.00 ea.	\$2,730.00
	#2. 1,350' - 6"ads pipe	\$2.45per foot	\$3,307.50
	#3. 300' -8"ads pipe	\$3.78per foot	\$1,134.00

#4.	253 tons 57'stone	\$13.50 ton	\$3,415.00
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BASE- \$65.00 ton
 SURFACE-\$70.00 ton
 STONE- \$12.15 ton
 RIP RAP- \$14.75 ton
 FABRIC- \$0.62 sy.

TOTAL

\$310,887.83

NOTE:

ESTIMATE IS FOR MATERIAL ONLY

dose not include labor&equipment

This property was purchased by the previous administration; in conjunction with the agreement with the Department for Local Government \$25,000.00 of bulldozer work was included in the sales agreement. The Fiscal Court needs to decide what to do with the property. There has been a proposal for a soccer field. In order to meet the requirements of the agreement, the County must expend \$300,000.00 in order to receive \$50,000.00 in State grant money. The County Judge recommended a possible solution:

Allow the current agreement with the State to lapse and enter into another agreement with the State to apply the Grant Funds to be expended on an existing Land and Water Conservation Park such as Ray Jewell and/or Waterford parks. Additionally, apply the \$25,000.00 of Dozer work towards building an access road to the new park and gravel the road. If there is enough free Dozer work remaining, possibly excavate for one soccer field and develop the park further as we can.

- On the motion of Esq. Goodlett, seconded by Esq. Judd, with Esq. Davis and Esq. Moody voting "Nay", the other four members of the Court voting "Aye", it is hereby ordered to approve the recommendation of the County Judge Executive to let the agreement with the State lapse and spend the \$50,000.00 to finish the bulldozer work, and possibly expand Ray Jewell Park.

4. Solid Waste:

Esq. Judd reported meeting with Mr. Curtis Ochs. There are currently 14 groups of volunteers, but only 3 groups have turned in the needed paperwork. He reported that they are waiting for the weather to improve to clean up the dump sites. The 5 year Solid Waste Plan was distributed to Committee members. It will be July until the members will have more information on the baler.

3. Clerk's Fees:

The County Clerk reported turning over \$72,079.78 in revenue to Fiscal Court for the month of March.

The Judge then asked if there were anymore comments from members or committees and Esq. Davis spoke up saying “ Judge, listening to you speak awhile ago, this is just an observation, and I’m really tired about hearing about this whole Swift Plant thing, but I mean Commissioner Nation or any other Commissioner, I really don’t know who it was, and I really don’t care, but if Don Pay just merely stuffed a letter in a mailbox, and that’s all he did, no executive session or anything, and these Commissioners just take the letter out of the mailbox, I don’t really see how that is even breaking confidentially. I mean, you don’t have to answer, it’s just an observation of mine, how would they even know that it’s confidential. I mean, you’re right, Pay is the one if it’s supposed to be confidential, that dropped the ball. If you stuck a letter in my mailbox, and I go “oh” I don’t know if that’s confidential, so I don’t know that a Commissioner is to be blamed for saying anything. You know, I wasn’t at the Chamber. I don’t know, just listening to you speak now, so I don’t know if it was Nation or what Commissioner it was, it’s neither here nor there, I’m just saying, I don’t think he broke confidentially, and that’s all I’ve got to say about that.

The Judge replied” well, and I think you heard me say that what the Mayor did was stupid”, Esq. Davis replied “I did”, the Judge said “and that’s what I was referring to. Esq. Davis replied “OK, OK”. The Judge then said “but if you want to destroy your chances for any economic development then you do bring things up when you don’t know anything about them, whether it be Fiscal Court, whether it be City Council or anywhere and say I want to talk about this stuff that you really don’t know anything about. It becomes derisive and destructive and it’s a way of guaranteeing that you won’t have economic development. So, it’ just that simple. If you don’t want it, that’s the way to do it, that’s the formula for failure”.

County Attorney Ruth Ann Hollan then spoke about Mr. Trageser speaking earlier- stating she thought that perhaps he didn’t have the whole story when he made some of his claims. She stated that he didn’t know the whole story about the tornadoes. She stated Mr.Trageser thought he saw the Sheriff’s wife sitting in the Sheriff’s vehicle, but actually it was Ms. Hollan, who was

sitting in the truck. The trailer that Mr. Trageser earlier referenced, was actually not county-owned, but instead was a privately owned trailer donated for the relief effort. She then went on to describe the effort local county people made to help out the people of West Liberty. She described the scene when she and others took up needed supplies to the area. She said the reason she had brought the relief effort up was that too easy to sit back and point fingers at other people without knowing all the facts. She said that with this effort, she saw the tremendously good and generous side of people here in Spencer County. It's easy to see the bad, because there is so much of it, but she challenged everyone to pick a project and fix it. She stated it's the only way we will be any better if we join together and fix what is wrong.

I. Old Business.

1. One year review of Chelsey Park.

We are still waiting for report from the Engineer.

2. Zoning

2a. Tim Butler, consultant contract for services.

Mr. Butler came before the Court. He stated that he works throughout the state. He mentioned he had heard of the possible repeal of certain regulations and said that would probable "throw the good out with the bad" and he cautioned against "a wholesale repeal of regulations". He stated that he has spoke with Planning and Zoning. He said that if the regulations were repealed , a "quick-fix" could be done, or you could do some individual adjustments. He also said that the questionable regulations could be expedited to resolve the most urgent items first. He would not recommend tabling the regulations for several months. He said that he was here to bring "order to chaos". He then asked if anyone had questions and gave out contact information. Esq. Goodlett asked if it would be more difficult for Mr. Butler to do his job if the ordinances were repealed and Mr. Butler replies "no, that it would not make a difference, but he said that the Community might be confused. Esq. Moody asked what the time frame for Commercial

zoning might be. Mr. Butler stated possibly 3-4 months. He estimated 12-18 months for the completion of the entire process. Mr. Butler stated that when you hurry, you tend to make mistakes. Esq. Judd inquired about how often Public Forums would be held. Mr. Butler said at the beginning of the process and a few meetings during the process and a Public Forum at the end of the process through the customary procedures.

Esq. Goodlett stated that the repeal of the regulations had already been approved through Planning and Zoning and he didn't think that it would complicate anything.

- On the motion of Esq. Cheek, seconded by Esq. Judd, with all members of the Court present voting "Aye", it is hereby ordered to approve the contract for services with Mr. Tim Butler of Nexus Planning.

**CONTRACT
PROFESSIONAL SERVICES
PLANNING CONSULTANT - 2012**

This **CONTRACT** made and entered into this _____th day of April 2012 by and between **Spencer County Fiscal Court**, hereinafter called **Fiscal Court**, party of the first part, and **NEXUS Planning and Legal Services, Inc.**, hereafter called **CONTRACTOR**, with offices at P.O. Box 311, Bardstown, Kentucky 40004, party of the second part.

WHEREAS, FISCAL COURT, pursuant to its authority under the Kentucky Revised Statutes, Chapter 100, to develop a Comprehensive Plan and Zoning and Subdivision Regulations for Spencer County; and

WHEREAS, the FISCAL COURT is empowered by KRS 100.173 and other applicable law to employ such persons as it deems necessary to accomplish its assigned duties; and

WHEREAS, the CONTRACTOR has agreed to provide planning consultant assistance for the successful completion of the comprehensive plan and zoning and subdivision regulations;

NOW THEREFORE, in consideration of the mutual covenants of the parties hereto, it is agreed as follow:

SCOPE OF WORK: Attached hereto and incorporated by reference

TOTAL BUDGET: The expected cost of the planning consultant work is \$57,950. This is based on the scope of work detailed in the overall proposal. Any charges above this proposed budget will be approved prior to proceeding with the work that adds the extra expense.

Payment Schedule:

- | | |
|---|----------------|
| 1. Acceptance of the contract and initiation of the work | \$5,000 |
| 2. Monthly draws for 14 months @ \$3,250.00 per month | \$45,500 |
| 3. Presentation of final documents/adoption by Planning Commission. | <u>\$7,450</u> |

CONTRACT - PROFESSIONAL SERVICES

Page 2 of 2

Conditions:

1. This proposal constitutes the agreement between Nexus and Spencer County Fiscal Court.
2. The members of the Fiscal Court, City Council and Planning Commission desire to be involved with the development of the comprehensive plan, Zoning and Subdivision Regulations and desire to receive periodic updates and opportunities to provide comments.
3. The finished documents become the property of the Spencer County Fiscal Court.
4. Amendments or extensions to this contract may be granted with the mutual agreement of both parties.

Proposal accepted by:

Spencer County Fiscal Court
Hon. Bill Karrer, County Judge

Date

NEXUS: Planning & Legal Services, Inc.
Timothy C. Butler, AICP
Principal / Attorney

Date

- 2b. Planning and Zoning recommendations that were tabled at the last Fiscal Court meeting.
- On the motion of Esq. Moody, seconded by Esq. Davis, with all members of the Court present voting "Aye", it is hereby ordered to take the previously planning and zoning recommendations off the table.
- On the motion of Esq. Judd, seconded by Esq. Goodlett with Judge Executive Karrer voting "Nay" and the 5 Magistrates voting "Aye", it is

hereby ordered to repeal the previously tabled planning and zoning ordinances.

County Ordinance No. 18 (2010 series)

AN ORDINANCE AMENDING ARTICLE V OF THE TAYLORSVILLE
SPENCER COUNTY JOINT PLANNING AND ZONING
REGULATIONS REGARDING RESIDENTIAL ZONING
CLASSIFICATIONS AND GUIDELINES.

WHEREAS, a public hearing was held before the Taylorsville-Spencer County Joint Planning and Zoning Commission on the 15th day of April, 2010 after appropriate legal notice and,

WHEREAS, pursuant to KRS 100.211 (2) and Article XIII, Section 1301 of the regulations, the Taylorsville-Spencer County Joint Planning and Zoning Commission took the following action which was to recommend the proposed addition,

WHEREAS, the Spencer County Fiscal Court held a hearing on the 17th day of May, 20 , after appropriate legal notice, in regard to the proposed amendment and,

THEREFORE, BE IT ORDAINED by the Spencer County Fiscal Court (or the

County of Spencer) that Article V of the Taylorsville-Spencer County Joint Planning and Zoning

regulations is amended to read as follows:

ARTICLE V

PROVISIONS GOVERNING RESIDENTIAL DISTRICTS

Preamble: The purpose of the Residential Districts is to provide an area for residential uses and those public and semi-public uses normally considered an integral part of the residential neighborhood they serve.

Section 501 RR - Low Density Single Family Residential District: 5 to 9.9 acres

Section 501.1 Uses Permitted in the RR Low Density Residential District

- a.) One single family dwelling either site built or manufactured as provided in RM-1 District guide lines per tract.
- b.) Non-commercial horticultural or agricultural uses and buildings, including greenhouses.
- c.) Agricultural uses as stated in Article III pertaining to livestock and poultry provided that no livestock or poultry shall be housed or placed under roof within 100 feet of any neighboring dwelling except that of the owner or leaser of the tract and provided that no more than one (1) livestock or poultry animals per acre except household pets and

provided that no more than ten (10) household pets over 1 year of age, may be kept, provided that they are not kept for breeding or maintained for any commercial purposes and provided that they are not kept in such a manner as to create an offensive odor to neighboring dwellings. The disposal or feeding of garbage is prohibited. The housing or maintaining of livestock or poultry is prohibited within the city limits.

- d.) Churches, parish halls, temples, convents, monasteries, educational or charitable institutions.
- e.) Non-commercial kennels, riding stables, fishing lakes.
- f.) Parks, playgrounds, golf courses, forest, conservation areas and governmental facilities.
- g.) Renting of sleeping rooms by a resident owner, provided that two sleeping rooms is the maximum that shall be rented in any residence.

Section 501.2 Accessory Uses permitted in the RR Residential District

- a.) Accessory structures customarily incidental to any principal use located on the same lot when they meet the yard requirements.
- b.) Private swimming pools when they meet yard requirements and when adequately fenced as set forth in Article VIII, Section 802.

Section 501.3 Height Regulations in the RR Residential District

- a.) The maximum building height shall be 3 stories not including basements.

- b.) Public, semipublic, or public service buildings, hospitals, educational institutions, or schools may be erected to a height not exceeding 45 feet, and churches and temples may be erected to a height not exceeding 75 feet.

Section 501.4 Yards Required in the RR Residential District

- a.) Road Frontage - 50 feet at Property Line and 100 feet at Building Line
- b.) Front Yard - 50 feet from right-of-way
- c.) Side Yard - 15 feet*
- d.) Street Side yard - 50 feet from right-of-way
- e.) Rear Yard - Dwelling - 25 feet *
Accessory Structures -15 feet *

Section 501.5 Watershed Lake areas and Floodwall Setback *

- a.) When property adjoins the floodwall, a setback of 10 feet shall be maintained free and clear of any type of structure from the easement or boundary line of said floodwall. All applicable floodwall regulations shall apply.
- b.) Any building to be located in possible flood lands or natural drainage areas shall be so placed in accordance with the Local Flood Damage Prevention Ordinance with proper permitting

obtained through the Division of Water and the local Floodplain Coordinator.

c.) Watershed Lake guidelines as indicated in Article X, Section 1003.

Section 501.6 Exceptions and Modifications in Residential Zones

Exceptions and Modifications as indicated in Article VIII, Page 81.

Section 501.7 Parking Regulations for RR Residential District

Three All-weather off-street automobile parking, paved with bituminous, concrete, crushed stone, gravel, or slag shall be provided on all lots on which any of the following uses are established such space shall be provided with vehicular access to a street or alley.

All other parking shall be provided as indicated in Article II, Section 206, Page 11.

Parking Exceptions Article VIII, Section 805, Page 84.

Section 501.8 Signage for RR Residential District

On- premises signs permitted as indicated in Article II, Section 215,

Page 37. Electronic Signs are prohibited.

Section 502 R-1 Medium Density Single Family Residential District: 1 to 5 acres

served by Approved Septic System

Section 502.1 Uses Permitted in the R-1 Medium Density Residential District

- a.) One single family dwelling of site built construction per tract
- b.) Churches, schools, parks, playgrounds, community center, and similar uses.
- c.) Agricultural uses as stated in Article III pertaining to livestock and poultry provided that no livestock or poultry shall be housed or placed under roof within 100 feet of any neighboring dwelling except that of the owner or leaser of the tract and provided that no more than one (1) livestock or poultry animals per acre except household pets and provided that no more than five (5) household pets over 1 year of age, may be kept, provided that they are not kept for breeding or maintained for any commercial purposes and provided that they are not kept in such a manner as to create an offensive odor to neighboring dwellings. The disposal or feeding of garbage is prohibited. The housing or maintaining of livestock or poultry is prohibited within the city limits.
- d.) Golf courses and other planned recreational areas including country clubs, but not including miniature golf courses or driving ranges.
- e.) Lakes (artificial).

Section 502.2 Accessory Uses permitted in the R-1 Medium Density Residential District

- a) Accessory structures customarily incidental to any principal use located on the same lot when they meet the yard requirements.

- b) Private swimming pools when they meet yard requirements and when adequately fenced as set forth in Article VIII, Section 802.

Section 502.3 Height Regulations in the R-1 Residential District

- a.) The maximum building height shall be 3 stories not including basements.

- b.) Public, semipublic, or public service buildings, hospitals, educational institutions, or schools may be erected to a height not exceeding 45 feet, and churches and temples may be erected to a height not exceeding 75 feet.

Section 502.4 Yards Required in the R-1 Residential District

- a.) Road Frontage - 50 feet at Property Line and 100 feet at Building Line

- b.) Front Yard - 50 feet from right-of-way

- c.) Side Yard - 15 feet *

- d.) Street Side yard - 50 feet from right-of-way

- e.) Rear Yard - Dwelling - 25 feet *

Accessory Structures -15 feet *

Section 502.5 Watershed Lake areas and Floodwall Setback *

- a.) When property adjoins the floodwall, a setback of 10 feet shall be maintained free and clear of any type of structure from the easement or boundary line of said floodwall. All applicable floodwall regulations shall apply.

- b.) Any building to be located in possible flood lands or natural drainage areas shall be so placed in accordance with the Local Flood Damage Prevention Ordinance with proper permitting obtained through the Division of Water and the local Floodplain Coordinator.

- c.) Watershed Lake guidelines as indicated in Article X, Section 1003.

Section 502.6 Exceptions and Modifications in Residential Zones

Exceptions and Modifications as indicated in Article VIII, Page 81.

Section 502.7 Parking Regulations for R-1 Residential District

Three All-weather off-street automobile parking, paved with bituminous, concrete, crushed stone, gravel, or slag shall be provided on all lots on which any of the following uses are established such space shall be provided with vehicular access to a street or alley.

All other parking shall be provided as indicated in Article II, Section 206, Page 11.

Parking Exceptions Article VIII, Section 805, Page 84.

Section 502.8 Signage for R-1 Residential District

On-premises signs permitted as indicated in Article II, Section 215, Page 37. Electronic Signs are prohibited.

Section 503 R-2 High Density Single Family Residential District: minimum lot 7,200 sq. ft., Served by Approved Sewers

Section 503.1 Uses Permitted in the R-2 High Density Residential District

- a.) One single family dwelling of site built construction per tract

- b.) Household pets are allowed provided not to exceed more than two (2) household pets over 1 year of age, may be kept, provided that they are not kept for breeding or maintained for any commercial purposes and provided that they are not kept in such a manner as to create an offensive odor to neighboring dwellings. The disposal or feeding of garbage is prohibited. The housing or maintaining of livestock or poultry is prohibited.

- c.) Churches, schools, parks, playgrounds, community center, and similar uses.

- d.) Golf courses and other planned recreational areas including country clubs, but not including miniature golf courses or driving ranges.

- e.) Lakes (artificial).

Section 503.2 Accessory Uses permitted in the R-2 High Density Residential District

- a.) Accessory structures customarily incidental to any principal use located on the same lot when they meet the yard requirements.
- b.) Private swimming pools when they meet yard requirements and when adequately fenced as set forth in Article VIII, Section 802.

Section 503.3 Height Regulations in the R-2 Residential District

- a.) The maximum building height shall be 3 stories not including basements.
- b.) Public, semipublic, or public service buildings, hospitals, educational institutions, or schools may be erected to a height not exceeding 45 feet, and churches and temples may be erected to a height not exceeding 75 feet.

Section 503.4 Yards Required in the R-2 Residential District

- a.) Road Frontage - 50 feet at Property Line and 100 feet at Building Line
- b.) Front Yard - 30 feet from right-of-way
- c.) Side Yard - 10 feet *

- d.) Street Side yard - 30 feet from right-of-way

- e.) Rear Yard - Dwelling - 25 feet *
Accessory Structures -10 feet *

- f.) Maximum Lot Coverage by Structures – 30%

Section 503.5 Watershed Lake areas and Floodwall Setback *

- a.) When property adjoins the floodwall, a setback of 10 feet shall be maintained free and clear of any type of structure from the easement or boundary line of said floodwall. All applicable floodwall regulations shall apply.

- b.) Any building to be located in possible flood lands or natural drainage areas shall be so placed in accordance with the Local Flood Damage Prevention Ordinance with proper permitting obtained through the Division of Water and the local Floodplain Coordinator.

- c.) Watershed Lake guidelines as indicated in Article X, Section 1003.

Section 503.6 Exceptions and Modifications in Residential Zones

Exceptions and Modifications as indicated in Article VIII, Page 81.

Section 503.7 Parking Regulations for R-2 Residential District

Three All-weather off-street automobile parking, paved with bituminous, concrete, crushed stone, gravel, or slag shall be provided on all lots on which any of the following uses are established such space shall be provided with vehicular access to a street or alley.

All other parking shall be provided as indicated in Article II, Section 206, Page 11.

Parking Exceptions Article VIII, Section 805, Page 84.

**All parking spaces within the city shall be paved or concrete.

Section 503.8 Signage for R-2 Residential District

On- premises signs permitted as indicated in Article II, Section 215, Page 37. Electronic Signs are prohibited.

Section 504 R-3 Single Family Residential District: minimum lot 7,200 sq. ft.Served by Approved Sewers or 1 acre minimum Served by Approved Septic System

Section 504.1 Uses Permitted in the R-3 Residential District

- a.) One single family dwelling of either site built construction, manufactured as provided in RM-1 guidelines, mobile home or double wide home per tract.

- b.) Household pets are allowed provided not to exceed more than two (2) household pets over 1 year of age, may be kept, provided that they are not kept for breeding or maintained for any commercial purposes and provided that they are not kept in such a manner as to create an offensive odor to neighboring dwellings. The disposal or feeding of garbage is prohibited. The housing or maintaining of livestock or poultry is prohibited.

- c.) Churches, schools, parks, playgrounds, community center, and similar uses.

- d.) Golf courses and other planned recreational areas including country clubs, but not including miniature golf courses or driving ranges.

- e.) Lakes (artificial).

Section 504.2 Accessory Uses permitted in the R-3 Residential District

- a.) Accessory structures customarily incidental to any principal use located on the same lot when they meet the yard requirements.

- b.) Private swimming pools when they meet yard requirements and when adequately fenced as set forth in Article VIII, Section 802.

Section 504.3 Height Regulations in the R-3 Residential District

- a.) The maximum building height shall be 3 stories not including basements.

- b.) Public, semipublic, or public service buildings, hospitals, educational institutions, or schools may be erected to a height not exceeding 45 feet, and churches and temples may be erected to a height not exceeding 75 feet.

Section 504.4 Yards Required in the R-3 Residential District

- a.) Road Frontage – 50 feet at Property Line and 100 feet at Building Line

- b.) Front Yard – 50 feet from right-of-way – County Lot
30 feet from right-of-way – City Lot

- c.) Side Yard – 15 feet – County Lot *
10 feet – City Lot *

- d.) Street Side yard – 50 feet from right-of-way – County Lot
30 feet from right-of-way – City Lot

- e.) Rear Yard – Dwelling - 25 feet – County & City*
Accessory Structures -15 feet – County*
10 feet - City *

- f.) Maximum Lot Coverage by Structures – 30%

Section 504.5 Watershed Lake areas and Floodwall Setback *

- a.) When property adjoins the floodwall, a setback of 10 feet shall be maintained free and clear of any type of structure from the easement or boundary line of said floodwall. All applicable floodwall regulations shall apply.

- b.) Any building to be located in possible flood lands or natural drainage areas shall be so placed in accordance with the Local Flood Damage Prevention Ordinance with proper permitting obtained through the Division of Water and the local Floodplain Coordinator.

- c.) Watershed Lake guidelines as indicated in Article X, Section 1003.

Section 504.6 Exceptions and Modifications in Residential Zones

Exceptions and Modifications as indicated in Article VIII, Page 81.

Section 504.7 Parking Regulations for R-3 Residential District

Three All-weather off-street automobile parking, paved with bituminous, concrete, crushed stone, gravel, or slag shall be provided on all lots on which any of the following uses are established such space shall be provided with vehicular access to a street or alley.

All other parking shall be provided as indicated in Article II, Section 206,

Page 11.

Parking Exceptions Article VIII, Section 805, Page 84.

**All parking spaces within the city shall be paved or concrete.

Section 504.8 Signage for R-3 Residential District

On – premises signs permitted as indicated in Article II, Section 215,
Page 37. Electronic Signs are prohibited.

Section 505 R-4 Multi-Family Residential District: minimum lot 6,000 sq. ft.Served by Approved Sewers for the first unit or 2 acre minimum Served by Approved Septic System for the first unit

Section 505.1 Uses Permitted in the R-4 Residential District

- a.) Duplex (two housing units connected)
- b.) Four Plex (four housing units connected)
- c.) Patio Homes, Town Houses, Apartments

- d.) Household pets are allowed provided not to exceed more than two (2) household pets over 1 year of age, may be kept, provided that they are not kept for breeding or maintained for any commercial purposes and provided that they are not kept in such a manner as to create an offensive odor to neighboring dwellings. The disposal or feeding of garbage is prohibited. The housing or maintaining of livestock or poultry is prohibited.

- e.) Churches, schools, parks, playgrounds, community center, and similar uses.

- f.) Golf courses and other planned recreational areas including country clubs, but not including miniature golf courses or driving ranges.

- g.) Lakes (artificial).

Section 505.2 Dimension and Area Requirements in the R-4 Residential District

- a.) Duplex (two housing units connected); Four Plex (four housing units connected); Patio Homes, Town Houses, Apartments:

<u>1st</u>	<u>2nd</u>	<u>3rd</u>	<u>4th</u>	<u>5th</u>	<u>6th</u>	<u>7th</u>	<u>8th</u>	<u>9th</u>	<u>10th</u>
		<u>Unit</u>	<u>Unit</u>	<u>Unit</u>	<u>Unit</u>	<u>Unit</u>	<u>Unit</u>	<u>Unit</u>	
								15,500	

87,1	97,1	107,1	117,1	123,1	129,1	135,1	141,1	147,1	153,1

Sewered Square Footage

*43,560 square foot is equivalent to one acre

Septic Served Square Footage

- Any unit beyond the 10th unit on sewers requires an additional 1,000 square feet of land.
- Any unit beyond the 10th unit on septic requires an additional 6,000 square feet of land.
- Health Department may be more stringent depending on soil type.

Section 505.3 Accessory Uses permitted in the R-4 Residential District

- a.) Accessory structures customarily incidental to any principal use located on the same lot when they meet the yard requirements.
- b.) Private swimming pools when they meet yard requirements and when adequately fenced as set forth in Article VIII, Section 802.

Section 505.4 Height Regulations in the R-4 Residential District

- a.) The maximum building height shall be 3 stories not including basements.
- b.) Public, semipublic, or public service buildings, hospitals, educational institutions, or schools may be erected to a height not exceeding 45 feet, and churches and temples may be erected to a height not exceeding 75 feet.

Section 505.5 Yards Required in the R-4 Residential District

- a.) Road Frontage – 100 feet at Property Line

- b.) Front Yard – 50 feet from right-of-way – County Lot
30 feet from right-of-way – City Lot

- c.) Side Yard – 15 feet – County Lot*
10 feet – City Lot *

- d.) Street Side yard – 50 feet from right-of-way – County Lot
30 feet from right-of-way – City Lot

- e.) Rear Yard – Dwelling - 25 feet – County & City*
Accessory Structures & Dumpsters -10 feet *

- f.) Maximum Lot Coverage by structures – 30%

Section 505.6 Watershed Lake areas and Floodwall Setback *

- a.) When property adjoins the floodwall, a setback of 10 feet shall be maintained free and clear of any type of structure from the easement or boundary line of said floodwall. All applicable floodwall regulations shall apply.

- b.) Any building to be located in possible flood lands or natural drainage areas shall be so placed in accordance with the Local Flood Damage Prevention Ordinance with proper permitting obtained through the Division of Water and the local Floodplain Coordinator.

c.) Watershed Lake guidelines as indicated in Article X, Section 1003.

Section 505.7 Exceptions and Modifications in Residential Zones

Exceptions and Modifications as indicated in Article VIII, Page 81.

Section 505.8 Parking Regulations for R-4 Residential District

Three All-weather off-street automobile parking, paved with bituminous, concrete, crushed stone, gravel, or slag shall be provided on all lots on which any of the following uses are established such space shall be provided with vehicular access to a street or alley.

All other parking shall be provided as indicated in Article II, Section 206, Page 11.

Parking Exceptions Article VIII, Section 805, Page 84.

**All parking spaces within the city shall be paved or concrete.

Section 505.9 Signage for R-4 Residential District

On- premises signs permitted as indicated in Article II, Section 215,
Page 37. Electronic Signs are prohibited.

**Section 506 RM-1 Residential Low to Medium Density for Manufactured Housing:
minimum Lot 7,200 sq. ft. Served by Approved Sewers or 1 acre
minimum Served by Approved Septic System**

Section 506.1 Uses Permitted in the RM-1 Residential District

Single family dwellings in compliance with all standards contained in the Kentucky Building Codes; Manufactured Homes on individual lots subject to compliance with the following standards.

Manufactured Dwelling: a permanent building or structure, separate and free standing, designed and intended for occupancy by a single family and fabricated in an off-site manufacturing facility for installation or assembly at the building site as a permanent structure with all transport features permanently removed, bearing a seal certifying that it is built in compliance with the Federal Manufactured Housing Construction and Safety Code as set forth in the Code of Federal Regulations, Title 24, Part 3280, 3282, 3283 and 42 USC 5401. ET seq. and as mandated by the United States of America Department of Housing and Urban Development and commonly referred to as the HUD Code, and which meets the following additional standards:

- a.) Fixed to a "PERMANENT FOUNDATION SYSTEM" which shall be anchored in accordance with the state standards set forth in KRS 227.570;
- b.) EXTERIOR MATERIAL shall be material customarily used on site-built dwellings such as board siding, vinyl, stucco, brick, etc.
- c.) ROOFING MATERIAL shall be of wood, tile, composition shingles, or other materials compatible with the conventionally built residential structures in the neighborhood which shall be installed on a surface pitched at a minimum slope of ; 5:12;
- d.) EXTERIOR COVERING MATERIAL extending from the roofline to the ground or to the top of the foundation shall be used. Masonry type skirting materials commonly found on conventionally built residential structures shall be used;

- e.) STRUCTURAL ADDITIONS OR ALTERATIONS shall be subject to the same regulations and requirements that must be complied with to obtain a building permit for additions to a conventionally built house:
- f.) An adequate GUTTERING AND ROOF DRAINAGE system shall be installed; MEASUREMENT from front to back (depth) shall average at least 20 ft.;
- g.) MINIMUM SQUARE FOOTAGE shall be 1000 square foot on main floor not including basement or garage space;
- h.) INSPECTIONS by the local building inspector or by the appropriate state inspector.
- i.) ELECTRIC METER attached to the structure as with an on-site built structure.
- j.) ENTRANCE to have a front main entrance with a permanently attached porch or stoop with the appropriate steps as required in the Kentucky Building Code and a rear entrance with a porch or deck with the appropriate steps as required in the Kentucky Building Code.

Section 506.2 Accessory Uses permitted in the RM-1 Residential District

- a.) Accessory structures customarily incidental to any principal use located on the same lot when they meet the yard requirements.
- b.) Private swimming pools when they meet yard requirements and when adequately fenced as set forth in Article VIII, Section 802.

- c.) Household pets are allowed provided not to exceed more than two (2) household pets over 1 year of age, may be kept, provided that they are not kept for breeding or maintained for any commercial purposes and provided that they are not kept in such a manner as to create an offensive odor to neighboring dwellings. The disposal or feeding of garbage is prohibited. The housing or maintaining of livestock or poultry is prohibited.

Section 506.3 Height Regulations in the RM-1 Residential District

The maximum building height shall be 3 stories not including basements.

Section 506.4 Yards Required in the RM-1 Residential District

- a.) Road Frontage – 50 feet at Property Line and 100 feet at Building Line
- b.) Front Yard – 50 feet from right-of-way – County Lot
30 feet from right-of-way – City Lot
- c.) Side Yard – 15 feet – County Lot*
10 feet – City Lot *
- d.) Street Side yard – 50 feet from right-of-way – County Lot
30 feet from right-of-way – City Lot
- e.) Rear Yard – Dwelling - 25 feet – County & City*
Accessory Structures -15 feet – County*

10 feet - City *

- f.) Maximum Lot Coverage by Structures– 30%

Section 506.5 Watershed Lake areas and Floodwall Setback *

- a.) When property adjoins the floodwall, a setback of 10 feet shall be maintained free and clear of any type of structure from the easement or boundary line of said floodwall. All applicable floodwall regulations shall apply.

- b.) Any building to be located in possible flood lands or natural drainage areas shall be so placed in accordance with the Local Flood Damage Prevention Ordinance with proper permitting obtained through the Division of Water and the local Floodplain Coordinator.

- c.) Watershed Lake guidelines as indicated in Article X, Section 1003.

Section 506.6 Exceptions and Modifications in Residential Zones

Exceptions and Modifications as indicated in Article VIII, Page 81.

Section 506.7 Parking Regulations for RM-1 Residential District

Three All-weather off-street automobile parking, paved with bituminous, concrete, crushed stone, gravel, or slag shall be provided on all lots on which any of the following uses are established such space shall be provided with vehicular access to a street or alley.

All other parking shall be provided as indicated in Article II, Section 206, Page 11.

Parking Exceptions Article VIII, Section 805, Page 84.

**All parking spaces within the city shall be paved or concrete.

Section 506.8 Signage for RM-1 Residential District

On- premises signs permitted as indicated in Article II, Section 215,
Page 37. Electronic Signs are prohibited.

Date of First Reading May 3, 2010

Date of Second Reading May 17, 2010

County Ordinance No. 6 (2011 series)

AN ORDINANCE AMENDING ARTICLE VII OF THE TAYLORSVILLE
SPENCER COUNTY JOINT PLANNING AND ZONING
REGULATIONS REGARDING INDUSTRIAL ZONING
CLASSIFICATIONS AND GUIDELINES.

WHEREAS, a public hearing was held before the Taylorsville-Spencer County
Joint Planning and Zoning Commission on the 16th day of September, 2010 after appropriate
legal notice and,

WHEREAS, pursuant to KRS 100.211 (2) and Article XIII, Section 1301 of the
regulations, the Taylorsville-Spencer County Joint Planning and Zoning Commission
took the following action which was to recommend the proposed addition,

WHEREAS, the Spencer County Fiscal Court held a hearing on the 1st day of

November , 2010 , after appropriate legal notice, in regard to the proposed amendment

and,

THEREFORE, BE IT ORDAINED by the Spencer County Fiscal Court (or the
County of Spencer) that Article VII of the Taylorsville-Spencer County Joint Planning and

Zoning regulations is amended to read as follows:

ARTICLE VII

PROVISIONS GOVERNING INDUSTRIAL DISTRICTS

Preamble: The purpose of the Industrial District is to provide for commercial and manufacturing uses. Such uses are not to be

obnoxious or offensive, by reason of the emission of odor, dust, smoke, noise, gas fumes, cinders, vibrations, refuse matter or water carried waste and that such characteristics are not normally creating a nuisance discernible beyond its property.

Section 701 I-1 Light Industrial District

Section 701.1 Uses permitted in the I-1 Light Industrial District

- a.) Any uses permitted in the Commercial Districts except for residential uses unless they are recommended by the Planning Commission and approved by the Governing Body.

Box Factory

Boat Building

Building Movers & Wrecker Establishment

Distribution Plant

Feed Mixing

Grain Elevators

Machine Shops

Manufacturing of Plumbing, Heating or Electrical Components

Manufacturing or Treatment of Organic Products or Stone

Manufacture of Appliances, Instruments / Novelties

Manufacture or Packaging of:

 Cosmetics, Food Products or Pharmaceutical

Processing, canning, packaging or

 treatment of meats &/or vegetables

Poultry Processing -killing, dressing &/or packaging

Rabbit Processing

Sheet Metal Shops

Structure for Landing and Mooring of Barges or Boats

Tool Manufacture

Truck Terminals w/ Conditional Use Permit

Wholesale Business

Wool Pulling or Scouring

Accessory Uses or Structures incident to any of the

 listed industrial uses within the buildable area

 of the lot: Fence or enclosed wall; loading space;

lunchroom for employee; parking area or garage;
recreation area, nonprofit; repair garages for vehicles

Section 701.2 Accessory use and structure in the I-1 Light Industrial customarily

Incident to any of the above uses, located within the build-able area

of the lot, unless otherwise specified and including:

- a.) Fence or enclosure wall not to project into required front yard;
- b.) Loading space;
- c.) Lunchrooms for employee;
- d.) Parking garage or parking area;
- e.) Recreation area, non-profit;
- f.) Repair garages for vehicles:
- g.) signs, related to or advertising the use being conducted on the premises.
- h.) Any use which in the opinion of the Planning Commission which is of the same general character as those listed above.

Section 701.3 Required Conditions for Uses permitted in the I-1 Light Industrial

Districts

- a.) The premises, all buildings and accessory structures, including signs, walls, fences and other enclosures shall be kept in sightly and proper condition and repair.
- b.) Screening and Buffering as set forth in Section 606.
- c.) Loading and Unloading Docks: space used for loading or unloading commercial vehicles in connection with such an operation shall be located at the rear of the building or located in a manner as to not be seen from a major roadway.
- d.) All outside storage shall be screened from sight, with plant material or tight fencing six (6) feet high or a combination of both fencing and plant material as set forth in the screening and buffering section. See Section 606.

Section 701.4 Required Lot Area and Lot Width in I-1 Light Industrial Districts

Each use to be established in the I-1 District shall provide a minimum lot area of one acre and a minimum lot width of One Hundred (100) feet.

Section 701.5 Building Height Regulation in I-1 Light Industrial Districts

No building/ structure in the I-1 Districts shall exceed fifty (50) feet in height unless the front, side and rear yards required in Section 1001.6 are increased five (5) feet for every five (5) feet or fraction thereof of additional height over fifty (50) feet.

Section 701.6 Yards Required in I-1 Light Industrial Districts

Except as required in the Building Line setback, Article II, Section 212 all structures to be constructed, altered, or moved in the I-1 Districts shall provide yards of the following minimum depths.

- a.) Front yard- fifty (50) feet landscaped with grass, trees, and shrubs.

- b.) Street Side Yard - fifty (50) feet landscaped with grass, trees, and shrubs.

- c.) Unless otherwise stated - side yard- thirty-five (35) feet except where a side yard abuts a residential district in which case a side yard of seventy-five (75) feet shall be provided.

- d.) Rear Yard – twenty-five (25) feet.

Section 701.7 Exceptions and Modifications in Industrial Zones

Exceptions and Modifications as indicated in Article VIII.

Section 701.8 Parking Regulations for I-1 Light Industrial District

All points of access and off-street automobile parking areas on the front and street side must be paved with bituminous asphalt or concrete from the street to the structure. All other parking areas are to be paved with bituminous asphalt, concrete, crushed stone, gravel, or slag.

All other parking shall be provided as indicated in Article II, Section 206.

Parking Exceptions Article VIII, Section 805.

Section 701.9 Signage for I-1 Light Industrial District

On- premises signs permitted as indicated in Article II, Section 215.

Electronic Signs are permitted as indicated in Article II, Section 215.

Section 702 I-2 High Industrial District

Section 702.1 Uses permitted in the I-2 Heavy Industrial District

- a.) Any uses permitted in the I-1 Industrial District.

Accessory Uses or Structures incident to any of the
listed industrial uses within the buildable area
of the lot: Offices;

Incinerators but only properly constructed
devices approved by the BOA hereinafter
referred to;

Manufacture, Processing and/or Storage of

Gas in its various forms, not in excess of quantities determined by the BOA to be not hazardous to adjacent properties;

Storage of explosives or inflammables, not in excess of that determined by the BOA to be not hazardous to adjacent properties;

Asphalt Processing

Battery Manufacturing

Boiler Works

Concrete, Central Mixing and Batching Plant w/ Conditional Use Permit

Concrete Products Manufacture not including cement

Cooperage Works/Wooden Barrel manufacturing

Dispensary

Distillery

Fertilizer, Incinerator or Reduction Products w/ Conditional Use Permit

Foundry – casting of light weight non-ferrous metal

Junkyards/ Automobile Wrecking/ Salvage Operations

located not less than 400 feet from any R-district operation enclosed on all sides with a tight painted fence not less than 8 feet high and provided that operation shall not be visible from street or road

Lumber Storage, Millworks & Sales w/ Conditional Use Permit

Oilcloth or Linoleum Manufacture

Planing Mill

Private Incinerators w/ Conditional Use Permit

Power Generation/ Gas Manufacturing Plants

Public Incineration w/ Conditional Use Permit

Rock, Sand, Slag or Gravel Distribution

Rolling Mill

Salt Works

Sawmill- commercial w/ Conditional Use Permit

Solid Fuel Sales:

coal, coke and wood, storage and sales w/ Conditional Use Permit

Stone or Monument Works

Storage and Distribution of Any Material or

Merchandise other than: explosives or

inflammable; garbage, offal or dead animals;

paper, exclusive of rolled newsprint or other

rolled paper; petroleum & petroleum byproducts

in excess of an amount necessary for use of the

premises, and rags, metal and junk

Section 702.2 Accessory use and structure in the I-2 Heavy Industrial District

customarily incident to any of the above uses including:

- a.) Fence or enclosure wall not to project into required front yard;

- b.) Loading space;

- c.) Parking garage;
- d.) Recreation area, non-profit;
- e.) Signs related to or advertising the use being conducted on the premises.
- f.) Incinerators, (but only properly constructed devices approved by the Board of Adjustment hereinafter referred to.)
- g.) Offices.
- h.) Manufacture, processing and/or storage of gas in its various forms, not in excess of quantities determined by the Board of Adjustment to be not hazardous to adjacent properties.
- i.) Storage of explosives or inflammables, not in excess of that determined by the Board of Adjustment to be not hazardous.
- j.) Lunchrooms for employees.
- k.) Repair garages for vehicles.
- l.) Any use which in the opinion of the Planning Commission is of the same general character as those listed above.

Section 702.3 Required Conditions for Uses permitted in the I-2 Heavy Industrial

Districts

- a.) The premises, all buildings and accessory structures, including signs, walls, fences and other enclosures shall be kept in sightly and proper condition and repair.
- b.) Screening and Buffering as set forth in Section 606.
- c.) Loading and Unloading Docks: space used for loading or unloading commercial vehicles in connection with such an operation shall be located at the rear of the building or located in a manner as to not be seen from a major roadway.
- d.) All outside storage shall be screened from sight, with plant material or tight fencing six (6) feet high or a combination of both fencing and plant material as set forth in the screening and buffering section. See section 606.

Section 702.4 Required Lot Area and Lot Width in I-2 Heavy Industrial Districts

Each use to be established in the I-2 District shall provide a minimum lot area of one acre and a minimum lot width of One Hundred (100) feet.

Section 702.5 Building Height Regulation in I-2 Heavy Industrial Districts

No building in the I-2 Districts shall exceed fifty (50) feet in height unless the front, side and rear yards required in Section 1003.6 are increased five (5) feet for every five (5) feet or fraction thereof of additional height over fifty (50) feet.

Section 702.6 Yards Required in I-2 Heavy Industrial Districts

Except as required in the Building Line setback, Article II, Section 212 all structures to be constructed, altered, or moved in the I-2 Districts shall provide yards of the following minimum depths.

- a.) Front yard- fifty (50) feet landscaped with grass, trees, and shrubs.
- b.) Street Side Yard - fifty (50) feet landscaped with grass, trees, and shrubs.
- c.) Unless otherwise stated - side yard- thirty-five (35) feet except where a side yard abuts a residential district in which case a side yard of seventy-five (75) feet shall be provided.
- d.) Rear Yard – twenty-five (25) feet.

Section 702.7 Exceptions and Modifications in Industrial Zones

Exceptions and Modifications as indicated in VIII.

Section 702.8 Parking Regulations for I-2 Heavy Industrial District

All points of access and off-street automobile parking areas on the front and street side must be paved with bituminous asphalt or concrete from the street to the structure. All other parking areas are to be paved with bituminous asphalt, concrete, crushed stone, gravel, or slag.

All other parking shall be provided as indicated in Article II, Section 206.

Parking Exceptions Article VIII, Section 805.

Section 702.9 Signage for I-2 Heavy Industrial District

On- premises signs permitted as indicated in Article II, Section 215.

Electronic Signs are permitted as indicated in Article II, Section 215.

Date of First Reading October 18, 2010

Date of Second Reading November 1, 2010

County Ordinance No. 5 (2011 series)

AN ORDINANCE AMENDING ARTICLE VI OF THE TAYLORSVILLE
SPENCER COUNTY JOINT PLANNING AND ZONING
REGULATIONS REGARDING COMMERCIAL ZONING
CLASSIFICATIONS AND GUIDELINES.

WHEREAS, a public hearing was held before the Taylorsville-Spencer County

Joint Planning and Zoning Commission on the 16th day of September, 2010 after appropriate

legal notice and,

WHEREAS, pursuant to KRS 100.211 (2) and Article XIII, Section 1301 of the

regulations, the Taylorsville-Spencer County Joint Planning and Zoning Commission

took the following action which was to recommend the proposed addition,

WHEREAS, the Spencer County Fiscal Court held a hearing on the 1st day of

November , 2010 , after appropriate legal notice, in regard to the proposed amendment

and,

THEREFORE, BE IT ORDAINED by the Spencer County Fiscal Court (or the

County of Spencer) that Article VI of the Taylorsville-Spencer County Joint Planning and

Zoning regulations is amended to read as follows:

ARTICLE VI

PROVISIONS GOVERNING COMMERCIAL DISTRICTS

Preamble: The purpose of the commercial Districts is to govern the location and uses of a full range of business and commercial establishments needed to serve Spencer County and the city of Taylorsville. The regulations of the various commercial districts are designed to provide for groupings of business and commercial establishments that are compatible in scope of services and method of operation.

Section 601 P-1 Professional Offices District

Section 601.1 Uses permitted in the P-1 Professional Offices District

- a.) Any use permitted and as regulated in the residence district most closely adjoining the P-1 Business District; and if they are adjoining two or more different categories of residence districts, the regulations of the more restrictive residence district shall apply.
- b.) Professional and Governmental Offices as follows:

Banks
Business Colleges
Business Offices
Clinics
Dental Offices
Doctors Offices
Government Offices
Insurance Offices
Opticians
Professional Offices
Public/Governmental Buildings & Facilities
Real Estate office
Educational/ Charitable Institutions

c.) Offices: business and professional offices of any kind.

d.) Banks: including drive-in banks, savings and loan companies, finance companies and similar services.

e.) Other uses: any other retail business or service use which is determined by the Board of Adjustment to be of the same general character as the above permitted uses, but not including any use which is first permitted in the other commercial Districts, or which is prohibited in the commercial Districts, subject to compatibility with the surroundings.

Section 601.2 Required Conditions for Uses permitted in the P-1 Professional

Offices District

- a.) Business in enclosed buildings: all businesses, service or processing shall be conducted wholly within a completely enclosed building.
- b.) The premises, all buildings and accessory structures, including signs, walls, fences and other enclosures shall be kept in sightly and proper condition and repair.
- c.) Screening and Buffering as set forth in Section 606.

Section 601.3 Accessory Uses Permitted in the P-1 Professional Offices District

Accessory uses and structures customarily accessory and incidental to any of the foregoing permitted principal P-1 uses located on the same lot when they meet the yard requirements.

Section 601.4 Dimension and Area Requirements in the P-1 Professional Offices

District

- a.) Maximum Height - 35 feet
- b.) Minimum Lot Area w/ sanitary sewer - none

- c.) Minimum Lot Area without sanitary sewer - 1 acre

- d.) Maximum Lot coverage - 40 percent

- e.) Minimum Lot Width - 50 feet

- f.) Minimum Front Yard - 50 feet

- g.) Minimum side yard - 5 feet

- h.) Minimum Rear Yard - 5 feet

Except when abutting a residential district, the residential setbacks apply.

Section 601.5 Exceptions and Modifications in Commercial and Industrial Zones

Exceptions and Modifications as indicated in Article VIII.

Section 601.6 Parking Regulations for P-1 Professional Offices District

All-weather off-street automobile parking, paved with bituminous asphalt or concrete shall be provided on all lots on which any of the following uses are established such space shall be provided with vehicular access to a street or alley.

All other parking shall be provided as indicated in Article II, Section 206.

Parking Exceptions Article VIII, Section 805.

Section 601.7 Signage for P-1 Professional Offices District

On- premises signs permitted as indicated in Article II, Section 215.

Electronic Signs are permitted as indicated in Article II, Section 215.

Section 602 **B-1 Downtown Business District**

Section 602.1 **Uses permitted in the B-1 Downtown Business District**

a.) Any use permitted and as regulated in the P-1 Professional Offices District and the Residential district most closely adjoining the B-1 Downtown Business District; and if they are adjoining two or more different categories of residence districts, the regulations of the more restrictive residence district shall apply.

b.) Retail and Personal Service Outlets as follows:

Antiques

Art Galleries

Bakeries

Barber Shops

Bed & Breakfast

Beauty Parlors

Book Stores
Camera & Photo Supplies
Caterers
Cellular Phone Sales
Commercial Schools/Art Studios
Community Buildings or Centers
Computer & Satellite Sales
Cosmetic Shop
Dance & Drama Studios
Delicatessens
Drug Stores
Fine Arts Studios w/ Conditional Use Permit
Fitness & Health Clubs
Florists
Funeral Homes/Mortuaries
Gift Shops
Hearing Aid Sales and Service
Hobby Shops/Handicrafts
Ice Cream Parlors
Jewelry, Art Metal Craft & Watch Repair
Libraries
Palmistry
Photography Studios
Picture Framing
Private Dining Rooms
Reducing Salons/Gymnasiums

Restaurant - not drive-in or drive-thru

Tanning Salon

Travel Agencies/Ticket Sales

- c.) Retail sales establishments serving or selling alcohol shall follow the local and state Alcohol Beverage Control Guidelines.
- d.) Other uses: any other retail business or service use which is determined by the Board of Adjustment to be of the same general character as the above permitted uses, but not including any use which is first permitted in the other Commercial Districts, or which is prohibited in the Commercial Districts, subject to compatibility with the surroundings.

Section 602.2 Required Conditions for Uses permitted in the B-1 Downtown

Business District

- a.) Business in enclosed buildings: all businesses, service or processing shall be conducted wholly within a completely enclosed building.
- b.) The premises, all buildings and accessory structures, including signs, walls, fences and other enclosures shall be kept in sightly and proper condition and repair.
- c.) Screening and Buffering as set forth in Section 606.
- d.) Processes and equipment employed in goods processed or sold shall be limited to those which are not objectionable by reason of odor, dust, smoke, cinders, gas fumes, noise, vibration, refuse matter, or water-carried waste.

- e.) New merchandise: goods for sale shall consist primarily of new merchandise, except for antiques. Second hand merchandise shall be prohibited except for stores dealing in traded in merchandise.

Section 602.3 Accessory Uses Permitted in the B-1 Downtown Business District

Accessory uses and structures customarily accessory and incidental to any of the foregoing permitted principal B-1 uses located on the same lot when they meet the yard requirements.

Section 602.4 Dimension and Area Requirements in the B-1 Downtown Business

District

- a.) Maximum Height - 35 feet
- b.) Minimum Lot Area w/ sanitary sewer - none
- c.) Minimum Lot Area without sanitary sewer - 1 acre
- d.) Maximum Lot coverage - 40 percent
- e.) Minimum Lot Width - 50 feet
- f.) Minimum Front Yard - 50 feet

g.) Minimum side yard - 5 feet

h.) Minimum Rear Yard - 5 feet

Except when abutting a residential district, the residential setbacks apply.

Section 602.5 Exceptions and Modifications in Commercial and Industrial Zones

Exceptions and Modifications as indicated in Article VIII.

Section 602.6 Parking Regulations for B-1 Downtown Business District

All-weather off-street automobile parking, paved with bituminous asphalt or concrete shall be provided on all lots on which any of the following uses are established such space shall be provided with vehicular access to a street or alley.

All other parking shall be provided as indicated in Article II, Section 206.

Parking Exceptions Article VIII, Section 805.

Section 602.7 Signage for B-1 Downtown Business District

On- premises signs permitted as indicated in Article II, Section 215.

Electronic Signs are permitted as indicated in Article II, Section 215.

Section 603

B-2 Light Commercial District

Section 603.1 Uses permitted in the B-2 Light Commercial District

a.) Any use permitted and as regulated in the P-1 Professional Offices and B-1 Downtown Business District unless a modification of such use is specifically mentioned herein.

b.) Retail and Personal Service Outlets as follows:

Apparel Stores

Assisted Living

Cleaning, Dyeing & Laundry *

Consignment Stores

Costume/Formal Attire Rental

Curio & Novelty Shops

Custom Tailors & Weavers

Day Care w/ Conditional use Permit

Department Stores

Discount Houses

Extended Care or Assisted Living

Fruit & Vegetable Markets

Grocers

Hardware Stores

Health Food Stores

Hotels & Motels
Key shops / Locksmith Repairs
Laundry / Dry Cleaning *
Leather Goods, Sales & Repair
Liquors, Package Sales
Military Surplus Stores
Millinery Shops / Fabric Stores
Museums
Musical Instrument Sales & Service
Nursing Homes
Orthopedic & Medical Supplies
Private Clubs & Lodges w/ Conditional Use Permit
Restaurant - drive-in or drive-thru
Roadside Stands
Sewing Machine Stores, Sales & Service
Shoe Sales & Repair
Sports wear
Stamp & Coin Stores
Stationary Stores / Card Shops
Tobacco Shops
Tourist Homes & Rooming Dwellings
Toy Stores
Variety Stores
Veterinary Clinic/ Animal Hospital **

- c.) Retail sales establishments serving or selling alcohol shall follow the local and state Alcohol Beverage Control Guidelines.

- d.) *Household services: laundry, dyeing and dry cleaning establishments, provided no building accommodating any such use shall have any heating or power plant, ventilating device or other opening, except stationary windows and required fire exits, within fifty (50) feet of any R-District

- e.) **Animal hospitals, veterinary clinics, etc: animal hospitals, kennels, display and housing or boarding of pets and other domestic animals, provided that any buildings in which the animals are kept shall be reasonably soundproof and exercise runs shall be enclosed on all sides by a sight-obscuring, unpierced wall at least six (6) feet in height.

- e.) Other uses: any other retail business or service use which is determined by the Board of Adjustment to be of the same general character as the above permitted uses, but not including any use which is first permitted in the other Commercial Districts, or which is prohibited in the Commercial Districts, subject to compatibility with the surroundings.

Section 603.2 Required Conditions for Uses permitted in the B-2 Light

Commercial District

- a.) Business in enclosed buildings: all businesses, service or processing shall be conducted wholly within a completely enclosed building unless otherwise approved by the Administrator.

- b.) The premises, all buildings and accessory structures, including signs, walls, fences and other enclosures shall be kept in sightly and proper condition and repair.

- c.) Screening and Buffering as set forth in Section 606.

- d.) Processes and equipment employed in goods processed or sold shall be limited to those which are not objectionable by reason of odor, dust, smoke, cinders, gas fumes, noise, vibration, refuse matter, or water-carried waste.
- e.) Night operation: no building customarily used for night operation shall have any opening, other than stationary windows and required exits within two hundred (200) feet of any R-District.
- f.) Loading and Unloading Docks: space used for loading or unloading commercial vehicles in connection with such an operation shall be located at the rear of the building or located in a manner as to not be seen from a major roadway and located no closer than one hundred (100) feet of any R-District.

Section 603.3 Accessory Uses Permitted in the B-2 Light Commercial District

Accessory uses and structures customarily accessory and incidental to any of the foregoing permitted principal B-2 uses located on the same lot when they meet the yard requirements.

Section 603.4 Dimension and Area Requirements in the B-2 Light Commercial

District

- a.) Maximum Height - 55 feet
- b.) Minimum Lot Area w/ sanitary sewer - none
- c.) Minimum Lot Area without sanitary sewer - 1 acre
- d.) Maximum Lot coverage - 40 percent

- e.) Minimum Lot Width - 50 feet
- f.) Minimum Front Yard - 50 feet
- g.) Minimum side yard - 5 feet
- h.) Minimum Rear Yard - 5 feet

Except when abutting a residential district, the residential setbacks apply.

Section 603.5 Exceptions and Modifications in Commercial and Industrial Zones

Exceptions and Modifications as indicated in Article VIII.

Section 603.6 Parking Regulations for B-2 Light Commercial District

All-weather off-street automobile parking, paved with bituminous asphalt or concrete shall be provided on all lots on which any of the following uses are established such space shall be provided with vehicular access to a street or alley.

All other parking shall be provided as indicated in Article II, Section 206.

Parking Exceptions Article VIII, Section 805.

Section 603.7 Signage for B-2 Light Commercial District

On- premises signs permitted as indicated in Article II, Section 215.

Electronic Signs are permitted as indicated in Article II, Section 215.

Section 604

B-3 Medium Commercial District

Section 604.1 Uses permitted in the B-3 Medium Commercial District

a.) Any use permitted and as regulated in the P-1 Professional Offices, B-1 Downtown Business District and B-2 Light Commercial District unless a modification of such use is specifically mentioned herein.

b.) Retail and Personal Service Outlets as follows:

Appliances

Auto Parts & Supply

Automotive Sales, Display and Rental:

automobiles, trucks, buses, motorcycles, ATV

bicycles, trailers, airplanes, tractors, boats &

jet skies, lawn mowers & any other self

propelled vehicles of any kind

Automotive Service Stations and Minor Repair

Billiard or Pool Halls

Boat Docks or Launch Areas
Boat Storage
Bowling Alley
Camping Areas w/Conditional Use Permit
Car Wash
Commercial Parking Lots
Commercial Resorts
Convenience Store/Gas Station
Country Clubs *
Crockery Sales / Ceramic Products
Dairy Products
Drafting Supply Store
Driving Ranges *
Exterminator
Floor Covering Store
Furniture Sales
Garden Supply & Nursery Stock Stores
Golf Courses
Hospital
Household Furnishings
Interior Decoration Shops
Lawn Mower Service
Marinas or Boat Rental
Meat Markets / Butcher Shops
Mini Storage Units
Office Furnishings & Equipment

Office Machines, Sales & Repair
Paint Stores & Art Supplies
Pawn Shops
Printing & Related Trades:
 publishing, binding, job printing
Public Auction Rooms
Radio & Television Sales & Service
Record Shops
Radio, Telecasting Studios
Schools (Non-Commercial)
Tattoo Parlor
Trade Schools
Sign Painting Shops
Skating Rinks ice or roller *
Sports Arenas w/ Conditional Use Permit *
Swimming Pools *
Taverns & Bars
Theaters
Vehicle Storage Garages
Venetian Blind / Awning Shop
Veterinary Clinic/Animal Hospital **
Wall Paper & Paper Hanging Shops

- c.) Retail sales establishments serving or selling alcohol shall follow the local and state Alcohol Beverage Control Guidelines.

- d.) * Commercial recreation: any type of commercial recreation, including ball parks or field, golf driving ranges, skating rinks, swimming pools and similar open-air facilities; provided the premises upon which such open-air commercial use is located shall be enclosed by a solid masonry wall at least six (6) feet high where it abuts, in the rear or on the sides, any R-District.
- e.) **Animal hospitals, veterinary clinics, etc: animal hospitals, kennels, display and housing or boarding of pets and other domestic animals, provided that any buildings in which the animals are kept shall be reasonably soundproof and exercise runs shall be enclosed on all sides by a sight-obscuring, un-pierced wall at least six (6) feet in height.
- f.) Other uses: any other retail business or service use which is determined by the Board of Adjustment to be of the same general character as the above permitted uses, but not including any use which is first permitted in the other Commercial Districts, or which is prohibited in the Commercial Districts, subject to compatibility with the surroundings.

Section 604.2 Required Conditions for Uses permitted in the B-3 Medium

Commercial District

- a.) Uses to be enclosed or screened from residence districts: All businesses, service repair, processing, storage or display, except nursery stock, whether principal or accessory shall be conducted wholly within a completely enclosed building unless otherwise approved by the Administrator.

- b.) The premises, all buildings and accessory structures, including signs, walls, fences and other enclosures shall be kept in sightly and proper condition and repair.
- c.) Screening and Buffering as set forth in Section 606.
- d.) Processes and equipment employed in goods processed or sold shall be limited to those which are not objectionable by reason of odor, dust, smoke, cinders, gas fumes, noise, vibration, refuse matter, or water-carried waste.
- e.) Night operation: no building customarily used for night operation shall have any opening, other than stationary windows and required exits within two hundred (200) feet of any R-District.
- f.) Loading and Unloading Docks: space used for loading or unloading commercial vehicles in connection with such an operation shall be located at the rear of the building or located in a manner as to not be seen from a major roadway and located no closer than one hundred (100) feet of any R-District.

Section 604.3 Accessory Uses Permitted in the B-3 Medium Commercial District

Accessory uses and structures customarily accessory and incidental to any of the fore going permitted principal B-3 uses located on the same lot when they meet the yard requirements.

Section 604.4 Dimension and Area Requirements in the B-3 Medium Commercial

District

- a.) Maximum Height - 55 feet

- b.) Minimum Lot Area w/ sanitary sewer - none
- c.) Minimum Lot Area without sanitary sewer - 1 acre
- d.) Maximum Lot coverage - 40 percent
- e.) Minimum Lot Width - 50 feet
- f.) Minimum Front Yard - 50 feet
- g.) Minimum side yard - 5 feet
- h.) Minimum Rear Yard - 5 feet

Except when abutting a residential district, the residential setbacks apply.

Section 604.5 Exceptions and Modifications in Commercial and Industrial Zones

Exceptions and Modifications as indicated in Article VIII.

Section 604.6 Parking Regulations for B-3 Medium Commercial District

All points of access and off-street automobile parking areas on the front and street side must be paved with bituminous asphalt or concrete from the street to the structure. All other parking areas are to be paved with bituminous asphalt, concrete, crushed stone, gravel, or slag.

All other parking shall be provided as indicated in Article II, Section 206.

Parking Exceptions Article VIII, Section 805.

Section 604.7 Signage for B-3 Medium Commercial District

On- premises signs permitted as indicated in Article II, Section 215.

Electronic Signs are permitted as indicated in Article II, Section 215.

Section 605 B-4 Heavy Commercial District

Section 605.1 Uses permitted in the B-4 Heavy Commercial District

a.) Any use permitted and as regulated in the P-1 Professional Offices, B-1 Downtown Business District, B-2 Light Commercial District and B-3 Medium Commercial District unless a modification of such use is specifically mentioned herein.

b.) Retail and Personal Service Outlets as follows:

Automotive Services and Repair:

Engine & transmission shops, Body & Fender

Shops, Electric & Battery Shops, Tire Service
& Repair, Glass Shops, Auto Upholstery Shops
and Car Wash

Automotive Wholesaling & Auctioning of Vehicles

Blacksmith Shop/Horse Shoeing

Building Material Sales & Storage w/ Conditional Use Permit

Farm Implement Repair & Sales w/ Conditional Use Permit

Frozen Food Lockers

Furniture Making & Upholstery

Ham Curing w/ Conditional Use Permit

Ice Houses not exceed 5 ton capacity

Laboratories – research, development & testing

Laboratories – experimental, photo, motion picture

Machinery Repairing, Sales & Display

Mobile Home Sales & Service

Monument Service Shop

Schools of Industrial Trade

Drive-in Theaters w/ Conditional Use Permit

Race Tracks w/ Conditional Use Permit

- c.) Other uses: any other retail business or service use which is determined by the Board of Adjustment to be of the same general character as the above permitted uses, but not including any use which is first permitted in the other Commercial Districts, or which is prohibited in the Commercial Districts, subject to compatibility with the surroundings.

Section 605.2 Required Conditions for Uses permitted in the B-4 Heavy

Commercial District

- a.) Business in enclosed buildings: all businesses, service or processing shall be conducted wholly within a completely enclosed building unless otherwise approved by the Administrator.
- b.) The premises, all buildings and accessory structures, including signs, walls, fences and other enclosures shall be kept in sightly and proper condition and repair.
- c.) Screening and Buffering as set forth in Section 606.
- d.) Processes and equipment employed in goods processed or sold shall be limited to those which are not objectionable by reason of odor, dust, smoke, cinders, gas fumes, noise, vibration, refuse matter, or water-carried waste.
- e.) New merchandise: goods for sale shall consist primarily of new merchandise, except for antiques. Second hand merchandise shall be prohibited except for stores dealing in traded in merchandise.

- f.) Night operation: no building customarily used for night operation shall have any opening, other than stationary windows and required exits within two hundred (200) feet of any R-District.

- g.) Loading and Unloading Docks: space used for loading or unloading commercial vehicles in connection with such an operation shall be located at the rear of the building or located in a manner as to not be seen from a major roadway and located no closer than one hundred (100) feet of any R-District.

Section 605.3 Accessory Uses Permitted in the B-4 Heavy Commercial District

Accessory uses and structures customarily accessory and incidental to any of the foregoing permitted principal B-4 uses located on the same lot when they meet the yard requirements.

Section 605.4 Dimension and Area Requirements in the B-4 Heavy Commercial

District

- a.) Maximum Height - 35 feet

- b.) Minimum Lot Area w/ sanitary sewer - none

- c.) Minimum Lot Area without sanitary sewer - 1 acre

- d.) Maximum Lot coverage - 40 percent

- e.) Minimum Lot Width - 50 feet

- f.) Minimum Front Yard - 50 feet

- g.) Minimum side yard - 5 feet

- h.) Minimum Rear Yard - 5 feet

Except when abutting a residential district, the residential setbacks apply.

Section 605.5 Exceptions and Modifications in Commercial and Industrial Zones

Exceptions and Modifications as indicated in Article VIII.

Section 605.6 Parking Regulations for B-4 Heavy Commercial District

All points of access and off-street automobile parking areas on the front and street side must be paved with bituminous asphalt or concrete from the street to the structure. All other parking areas are to be paved with bituminous asphalt, concrete, crushed stone, gravel, or slag.

All other parking shall be provided as indicated in Article II, Section 206.

Parking Exceptions Article VIII, Section 805.

Section 605.7 Signage for B-4 Heavy Commercial District

On- premises signs permitted as indicated in Article II, Section 215.

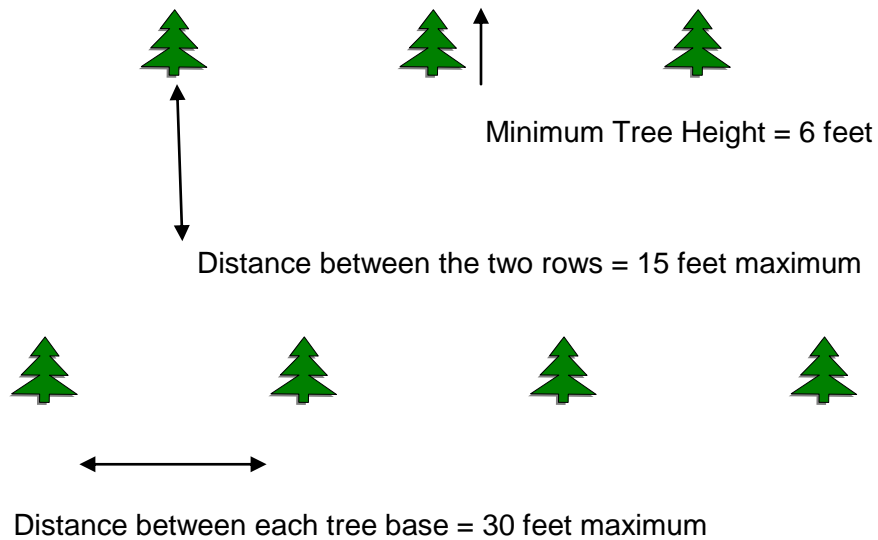
Electronic Signs are permitted as indicated in Article II, Section 215.

Section 606 Screening/Buffering Required Between Commercial or Industrial and

Residential and/or Agricultural Districts.

Newly established or newly expanding commercial or industrial where such uses abuts in the rear or on the sides either directly or across an alley of any Residential and/or Agricultural district shall provide within the commercial or industrial property along that adjacent property line, a properly maintained dense hedge or tree planting in a double row staggered at a minimum height of 6 feet, or other suitable landscape device such as a solid wall or fence at least eight (8) feet high as approved by the planning & zoning commission to visually screen the commercial or industrial area from such adjacent residential and/or agricultural areas. Failure to provide or maintain such planting buffer shall constitute a violation of this ordinance.

See Example below:



Date of First Reading October 18, 2010

Date of Second Reading November 1, 2010

ORDINANCE NO. 2 (2011 series)

AN ORDINANCE AMENDING ARTICLE III OF THE TAYLORSVILLE
SPENCER COUNTY JOINT PLANNING AND ZONING
REGULATIONS REGARDING AGRICULTURAL ZONING
CLASSIFICATIONS AND GUIDELINES.

WHEREAS, a public hearing was held before the Taylorsville-Spencer County
Joint Planning and Zoning Commission on the 1st day of July, 2010 after appropriate
legal notice and,

WHEREAS, pursuant to KRS 100.211 (2) and Article XIII, Section 1301 of the
regulations, the Taylorsville-Spencer County Joint Planning and Zoning Commission
took the following action which was to recommend the proposed addition,

WHEREAS, the Spencer County Fiscal Court held a hearing on the 2nd day of
August, 2010 , after appropriate legal notice, in regard to the proposed amendment
and,

THEREFORE, BE IT ORDAINED by the Spencer County Fiscal Court (or the County of Spencer) that Article III of the Taylorsville-Spencer County Joint Planning and Zoning regulations is amended to read as follows:

ARTICLE III

PROVISIONS GOVERNING AGRICULTURAL DISTRICTS

Preamble: The Agriculture District is intended to (1) conserve agricultural lands for continued farm use, and (2) minimize urban-type development in rural areas (3) preserve the natural beauty and open space character of the Spencer County rural countryside and (4) protect the public health, safety and welfare from hazardous and/or unsafe waste, whether solid, semi-solid or liquid generated or disintegrate from a municipal commercial or industrial waste water treatment plant, water supply treatment plant, air pollution control facility or any other such waste having similar characteristics and effects; due to the presence of sinkholes, losing streams and sinking streams associated with the karsts topography of Spencer County.

AG-1 Agricultural District : 10 acres or more

Section 501 Uses permitted in the AG-1 Agriculture District

- a.) One Principle Single Family Dwelling of site built construction and limited to one manufactured home or site built home per farm used as a dwelling, which is permanently occupied by members of the immediate family of the farm owner or by full-time employees working on the farm.

- b.) Agricultural uses including one principle farm dwelling and storage of farm products.

- c.) Roadside stand for sale of agricultural products produced on the premises.

- d.) Churches, parish halls, temples, convents, monasteries, educational or similar institutions.

- e.) Renting of sleeping rooms by a resident owner, provided that two sleeping rooms is the maximum that shall be rented in any residence

- f.) Communication towers including but not limited to Public Utility Substations, booster stations, radio and television relay towers, repeater stations, etc., but not including power generation or gas manufacturing plants. All Cellular Antenna Towers are subject to Art. II, Sect. 218.

- g.) Accessory buildings and uses

- h.) Riding academies and stables subject to KRS 100.111 pertaining to agricultural uses

- i.) Non-commercial kennels

Section 502 **Height Regulations in Agriculture District**

- a.) The maximum building height shall be 3 stories not including basements.

- b.) Educational institutions, or schools may be erected to a height not exceeding 45 feet, and churches and temples may be erected to a height not exceeding 75 feet.

Section 503 **Yards Required in Agriculture District**

- a.) Road Frontage - 50 feet

- b.) Front Yard - 50 feet from right-of-way

- c.) Side Yard - 15 feet*

- d.) Street Side yard - 30 feet

- e.) Rear Yard - 40 feet *

Section 504 **Watershed Lake areas and Floodwall Setback ***

- a.) When property adjoins the floodwall, a setback of 10 feet shall be maintained free and clear of any type of structure from the easement or boundary line of said floodwall. All applicable floodwall regulations shall apply.

b.) Any building to be located in possible flood lands or natural drainage areas shall be so placed in accordance with the Local Flood Damage Prevention Ordinance with proper permitting obtained through the Division of Water and the local Floodplain Coordinator.

c.) Watershed Lake guidelines as indicated in Article X, Section 1003.

Section 505 Exceptions and Modifications

Exceptions and Modifications as indicated in Article VII.

Section 506 Parking Regulations for Agriculture District

Three All-weather off-street automobile parking, paved with bituminous asphalt, concrete, crushed stone, gravel, or slag shall be provided on all lots on which any of the following uses are established such space shall be provided with vehicular access to a street or alley.

All other parking shall be provided as indicated in Article II, Section 206, Page 11.

Parking Exceptions Article VIII, Section 805, Page 84.

Section 507 Signage

On-premises signs permitted as indicated in Article II, Section 215.

Electronic Signs are prohibited as indicated in Article II, Section 215.

SPECIAL NOTE: on land used solely for agriculture, stock raising, dairying or similar purposes, the regulations as to construction permits, certifications of occupancy, height, yard, location, or Courts Requirements is not applicable for Agriculture Buildings other than the residence, except that set-back lines required for protection of existing or proposed streets or highways must be observed; and no structure may be built in a designated floodway or flood plain which would tend to increase flood heights or obstruct water flow unless permitted by the Division of Water. An agricultural construction permit exemption affidavit is to be acquired for all agricultural structures stating that all buildings are being used as farm buildings incidental to the farming operation.

Section 508 Special Conditional Use

The following use is declared to possess such characteristics of unique or special form, nature of operation, extent or limited application that each specific use shall be considered an individual case and shall be subject to written approval of the Board of Zoning Adjustments in accordance with the provisions of this ordinance:

Land farming or land spreading of any sludge or special wastes may be established and maintained in an agricultural district as a Special Conditional Use in accordance with the following regulations:

A.) Land farming may be permitted by special Conditional Use of the following conditions:

- 1.) storage of any sludge or special waste shall be stored on the farm on which the sludge or special waste will be spread, provided it is not stored more than ten (10) days; and provided a plan which provides appropriate measures to prevent wind or water erosion or leaking of the sludge or special waste is submitted to the Board of Adjustments. The Board of Adjustments may grant a "Restricted Conditional Use~ permit for storage of any sludge or special waste for a period exceeding ten (10) days in an Industrial District.

- 2.) The applicant (landowner and sludge generator) shall submit to the Board of Adjustments the following:
 - (a) For informational purposes, a copy of the surface and ground water Quality Assurance Plan required by 401 KAR 48:200.
 - (b) The affidavit of a geologist, physical geographer, agricultural or civil engineer, with professional experience in karsts hydrogeology, certifying that the land farming site is not within the catchment / drainage area of a sinkhole, losing stream, or sinking stream; with citations to the sources used in preparing the certification which shall include but not be limited to a physical onsite inspection of the proposed land farming site.

Said affidavit shall detail the affiant's educational background and experience with karsts hydrogeology.
 - (c) Copies of all test results used to determine that the sludge is non-hazardous in accordance with all criteria to be considered for identifying hazardous waste as set forth in 401 KAR, Chapter 31 of Natural Resources and the Environmental Protection Cabinet.
 - (d) Copies of all test results establishing that the sludge does not contain any pathogens, or toxic substances regulated by the Toxic Substances Control Act.
- 3.) The grant or denial by the Cabinet for Natural Resources and Environmental Protection of a request for determination of waste classification for a proposed land farming site prior to the applicant's submittal of a complete permit application pursuant

to 401 KAR 48:200, Section 1 may be considered by the Board of Adjustments in approving or denying the Special Conditional Use Permit, but shall not be dispositive of that determination.

- 4.) Any Special Conditional Use permit granted shall be conditional upon the granting of a land farming permit pursuant to 401 KAR 48:200 and shall become effective upon date the land farming permit is issued by Kentucky's Cabinet for Natural Resources and Environmental Protection.
- 5.) For informational purposes, a copy of the permit application required by 401KAR 48:200, Section 3 to be submitted to Kentucky's Cabinet for Natural Resources and Environmental Protection shall be submitted simultaneously to the Board of Adjustments.
- 6.) For informational purposes, the Permit- tee shall provide to the Board of Adjustments a copy of the results of periodic soil sampling tests required by 401 KAR 48:200 section 8 (20), (a), (b) within 30 days of the date said sampling tests are conducted together with an affidavit by the applicant stating that said results are within the guidelines set by 401 KAR 48:200 Section 8. Applicant shall send copies of the sampling results and the affidavit described herein above to the Kentucky Cabinet for Natural Resources and Environmental Protection.
- 7.) For informational purposes, the Permit-tee shall provide the Board of Adjustment a copy of the written notice regarding excessive cumulative concentration of contaminants required by 401 KAR 48:200 section 8 (25) and a copy of any report describing corrective actions to be taken pursuant to 401 KAR 48:200 section 8.
- 8.) When a Special Conditional Use permit for land farming is revoked, notice of revocation shall be provided by letter from the Board of Adjustments to the Kentucky Cabinet for Natural

Resources and Environmental Protection. A Special Conditional Use Permit for land farming shall be revoked:

- a) When permit-tee fails to provide copies of test results, affidavits or notices required by this article hereof to Board of Adjustment within 60 days of the date tests are taken or notice or report is due to be sent to the Cabinet for Natural Resources and Environmental Protection.

 - (b) When the area ceases to be used as a land farming site;

 - (c) When the permit-tee's land farming permit issued pursuant to KRS Chapter 224 and 401 KAR 48:200, and any amendments thereto, is revoked by the Kentucky Cabinet for Natural Resources and Environmental Protection;

 - (d) If the information on which the application for special Conditional use permit was granted is proved to have been false; or

 - (e) When the information contained in the hydro geologist affidavit becomes incorrect as a result of hydro geological changes in the land farming site which affect the site's capacity for removal and/or control of contaminants.
- 9.) No Special Conditional Use which has been revoked shall be reactivated or renewed until the Board of Adjustments has received from the Permit-tee a copy of the written authorization by the Kentucky Cabinet for Natural Resources and Environmental Protection to recommence land farming.

No land farming or land spreading of special wastes or sludge shall be conducted in areas within the catchment / drainage area of a sinkhole, losing stream, or sinking stream; or on slopes greater than 8% based on slopes determination by the soil conservation service.

Date of First Reading July 19, 2010

Date of Second Reading August 2, 2010

PUBLIC NOTICE

Please take notice that the Spencer County Fiscal Court on the 16th day of April, 2012 passed the following ORDINANCES:

On motion of Esq. Judd, second by Esq. Goodlett all members of the court voting "Aye", with County Judge Executive Karrer voting "Nay" it is hereby ordered by the Court to Repeal Articles III, V, VI, & VII pertaining to agricultural, residential, commercial and industrial zoning classifications adopted as County Ordinances 2 (2011 series), 18 (2010 series), 5 (2011 series), 6 (2011 series) and to readopt the prior Regulations for Articles, III, V, VI, & VII of the Taylorsville-Spencer County Joint Planning and Zoning Regulations.

Attest: Lynn Hesselbrock

Bill Karrer

Clerk Spencer County Fiscal Court

Spencer County Judge/Executive

J. New Business

1. Review and approval of Bills and Transfers:

General Fund

Invoice Number	Invoice Date	Description	Due Date	Original Amount	Amount Paid	Discount Available	Balance Remaining
Vendor: AIRGAS		Airgas USA, LLC					
9005064735	04/16/12	0151405780 ems oxygen	04/16/12	543.75	.00	.00	543.75
Vendor Total: AIRGAS				543.75	.00	.00	543.75
Vendor: AT&T		A T & T					
4/16coroner	04/16/12	0150204450 coroner internet	04/16/12	28.88	.00	.00	28.88
Vendor Total: AT&T				28.88	.00	.00	28.88
Vendor: AUTOZONE		Auto Zone					
4547275955	04/16/12	0154014670 weedeater string	04/16/12	3.89	.00	.00	3.89
4547281840	04/16/12	0150155920 motor oil	04/16/12	9.98	.00	.00	9.98
Vendor Total: AUTOZONE				13.87	.00	.00	13.87
Vendor: BENGAS		Bennett's Gas Company					
4/16animal	04/16/12	0152055780 anim ctrl utilit	04/16/12	20.49	.00	.00	20.49
4/16ems	04/16/12	0151405780 ems utilities	04/16/12	193.90	.00	.00	193.90
4/16mainten	04/16/12	0150855780 mainten bldg utilit	04/16/12	61.47	.00	.00	61.47
4/16recycle	04/16/12	0152175780 recycling utilit	04/16/12	59.97	.00	.00	59.97
4/16recycle	04/16/12	0152174680 gasline repair	04/16/12	96.14	.00	.00	96.14
Vendor Total: BENGAS				431.97	.00	.00	431.97
Vendor: BIG3		Big Three Tractor Company					
138552	04/16/12	0154014670 weed head	04/16/12	29.99	.00	.00	29.99
Vendor Total: BIG3				29.99	.00	.00	29.99
Vendor: BLGRASSREC		Bluegrass Recycling Srvc Inc					
March2012	04/16/12	0152054030 carcass disposal	04/16/12	2,055.71	.00	.00	2,055.71
Vendor Total: BLGRASSREC				2,055.71	.00	.00	2,055.71
Vendor: BREYNOLDS		Brenda Reynolds					
4/16refund	04/16/12	0150705670 zoning permit refund	04/16/12	55.00	.00	.00	55.00
Vendor Total: BREYNOLDS				55.00	.00	.00	55.00
Vendor: CARDINAL		Cardinal Office Products					
IN-1139749	04/16/12	0150154450 sher ink cartridges	04/16/12	64.92	.00	.00	64.92
IN-1139749	04/16/12	0150704450 zoning dvd case	04/16/12	18.26	.00	.00	18.26
IN-1139749	04/16/12	0150104450 clerk paper,postits	04/16/12	89.84	.00	.00	89.84
Vendor Total: CARDINAL				173.02	.00	.00	173.02
Vendor: CHAMBER		Chamber of Commerce					
April-June2012	04/16/12	0150805710 aoc-paid rent	04/16/12	750.00	.00	.00	750.00
Vendor Total: CHAMBER				750.00	.00	.00	750.00
Vendor: COUNTRY MT		Taylorsville Country Mart					
March2012-park	04/16/12	0154014550 parks trimmer gas	04/16/12	33.11	.00	.00	33.11
March2012-recy	04/16/12	0152174680 recycl bobcat fuel	04/16/12	84.76	.00	.00	84.76
Vendor Total: COUNTRY MT				117.87	.00	.00	117.87
Vendor: CRSHOLDING		CRS Holding of America					
56757	04/16/12	0152174680 e-scrap recycling	04/16/12	467.00	.00	.00	467.00
Vendor Total: CRSHOLDING				467.00	.00	.00	467.00

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Invoice Number	Invoice Date	Description	Due Date	Original Amount	Amount Paid	Discount Available	Balance Remaining
Vendor: DUPLICATOR		Duplicator Sales & Service Inc					
272848	04/16/12	0150803380 p/z server contract	04/16/12	57.29	.00	.00	57.29
Vendor Total: DUPLICATOR				57.29	.00	.00	57.29
Vendor: FLEET1		Fleet One					
4/16animal	04/16/12	0152054920 anim ctrl fuel	04/16/12	117.61	.00	.00	117.61
4/16bdginsp	04/16/12	0151154550 bdg insp fuel	04/16/12	341.13	.00	.00	341.13
4/16coroner	04/16/12	0150204450 coroner fuel	04/16/12	67.74	.00	.00	67.74
4/16ems	04/16/12	0151404550 ems fuel	04/16/12	2,803.12	.00	.00	2,808.12
4/16mainten	04/16/12	0150807210 mainten fuel	04/16/12	68.28	.00	.00	68.28
4/16parks	04/16/12	0154014550 parks fuel	04/16/12	548.24	.00	.00	548.24
4/16reycle	04/16/12	0152174680 recycling fuel	04/16/12	193.80	.00	.00	193.80
4/16sheriff	04/16/12	0150154550 sheriff fuel	04/16/12	5,153.18	.00	.00	5,153.18
4/16transp	04/16/12	015015455T transport fuel	04/16/12	626.11	.00	.00	626.11
4/16zoning	04/16/12	0150704450 zoning enforc fuel	04/16/12	83.19	.00	.00	83.19
Vendor Total: FLEET1				10,007.40	.00	.00	10,007.40
Vendor: GDCOMP		GD Computer Specialists					
201211-clk	04/16/12	0150104450 co clerk comp work	04/16/12	150.00	.00	.00	150.00
201211-pz	04/16/12	0150704450 zoning comp work	04/16/12	112.50	.00	.00	112.50
201211-sher	04/16/12	0150157250 sher computer work	04/16/12	662.50	.00	.00	662.50
201214	04/16/12	0150157250 sher comp moniters	04/16/12	375.50	.00	.00	375.50
201214	04/16/12	0150704450 zoning comp work	04/16/12	150.00	.00	.00	150.00
201214	04/16/12	0151404460 ems comp work	04/16/12	225.00	.00	.00	225.00
Vendor Total: GDCOMP				1,675.50	.00	.00	1,675.50
Vendor: GETSET		Get Set Graphics					
March2012	04/16/12	0150803380 website mainten	04/16/12	75.00	.00	.00	75.00
Vendor Total: GETSET				75.00	.00	.00	75.00
Vendor: HUBER		Huber Tire Inc.					
30-13142	04/16/12	0151404430 ems/dem veh tires	04/16/12	709.80	.00	.00	709.80
30-13143	04/16/12	0151404430 med1 tires	04/16/12	511.80	.00	.00	511.80
Vendor Total: HUBER				1,221.60	.00	.00	1,221.60
Vendor: HUMANE		Kentucky Humane Society					
2012-1	04/16/12	0152053150 dogs/puppies	04/16/12	275.00	.00	.00	275.00
Vendor Total: HUMANE				275.00	.00	.00	275.00
Vendor: JACOBI		Jacobi Sales Inc.					
XC39656	04/16/12	0154014670 parks mower parts	04/16/12	213.21	.00	.00	213.21
Vendor Total: JACOBI				213.21	.00	.00	213.21
Vendor: JPCOOKE		J.P. Cooke Company					
172375	04/16/12	0150104450 clerk name badge	04/16/12	15.50	.00	.00	15.50
175496	04/16/12	0150154450 sheriff ink stamps	04/16/12	50.60	.00	.00	50.60
175496	04/16/12	0150404450 treas ink stamps	04/16/12	13.83	.00	.00	13.83
175496	04/16/12	0150104450 clrk ink stamp,badg	04/16/12	80.92	.00	.00	80.92
Vendor Total: JPCOOKE				160.85	.00	.00	160.85
Vendor: KACOA		KACo Insurance Agency					
B14171	04/16/12	0191005210 bldg insp bond	04/16/12	101.80	.00	.00	101.80

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Vendor Total: KACOIA				101.80	.00	.00	101.80
Vendor: KACOLI		KACo Leadership Institute					
L.Hesselbrock	04/16/12	0191005690 training, 5/3 & 6/21	04/16/12	130.00	.00	.00	130.00
Vendor Total: KACOLI				130.00	.00	.00	130.00
Vendor: KCCA		Kentucky County Clerks' Assocn					
L.Hesselbrock	04/16/12	0191005690 clerk luncheon mtg	04/16/12	20.00	.00	.00	20.00
S.Coulter	04/16/12	0191005690 clerk luncheon mtg	04/16/12	20.00	.00	.00	20.00
Vendor Total: KCCA				40.00	.00	.00	40.00
Vendor: KMCA		KY Magistrates/Comm. Associatn					
D.Goodlett	04/16/12	0191005690 conf registration	04/16/12	295.00	.00	.00	295.00
Vendor Total: KMCA				295.00	.00	.00	295.00
Vendor: KTREAS		Kentucky State Treasurer					
B.Spencer	04/16/12	0154014670 pesticide certif	04/16/12	25.00	.00	.00	25.00
R.Smith	04/16/12	0154014670 pesticide certif	04/16/12	10.00	.00	.00	10.00
Vendor Total: KTREAS				35.00	.00	.00	35.00
Vendor: KYFILLIES		Kentucky Fillies 01					
4/16litter	04/16/12	0153404680 cleanup 8mi@\$85/mi	04/16/12	680.00	.00	.00	680.00
Vendor Total: KYFILLIES				680.00	.00	.00	680.00
Vendor: KYSHASSOC		Kentucky Sheriff Association					
B.Stump	04/16/12	0191005690 2 conf registratns	04/16/12	565.00	.00	.00	565.00
Vendor Total: KYSHASSOC				565.00	.00	.00	565.00
Vendor: L&W EE		L & W Emergency Equipment					
4954	04/16/12	0150157510 sher gunrack	04/16/12	239.99	.00	.00	239.99
4967	04/16/12	0150157170 sher portabl radio	04/16/12	814.98	.00	.00	814.98
4978	04/16/12	0150157510 sher radio speaker	04/16/12	44.63	.00	.00	44.63
Vendor Total: L&W EE				1,099.60	.00	.00	1,099.60
Vendor: LCNI		The Spencer Magnet					
4/16clerk	04/16/12	0150104450 clerk finan ad	04/16/12	146.00	.00	.00	146.00
4/16co	04/16/12	0150803020 misc co ads	04/16/12	216.60	.00	.00	216.60
4/16zoning	04/16/12	0150703020 zoning ads	04/16/12	88.40	.00	.00	88.40
Vendor Total: LCNI				451.00	.00	.00	451.00
Vendor: LFLW		Limestone Farm Lawn Worksite					
3002088	04/16/12	0154014670 parks mower reservo	04/16/12	23.95	.00	.00	23.95
3002117	04/16/12	0154014670 mower filter	04/16/12	3.10	.00	.00	3.10
Vendor Total: LFLW				27.05	.00	.00	27.05
Vendor: LOGANS		Logan's					
4/16cthse	04/16/12	0150805710 cths/annx floormats	04/16/12	534.70	.00	.00	534.70
4/16pva	04/16/12	0150305780 pva floormats	04/16/12	90.00	.00	.00	90.00
Vendor Total: LOGANS				624.70	.00	.00	624.70
Vendor: LOWES		Lowe's					
March2012-sher	04/16/12	0150157250 sher bldg parts	04/16/12	175.63	.00	.00	175.63
Vendor Total: LOWES				175.63	.00	.00	175.63

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Invoice Number	Invoice Date	Description	Due Date	Original Amount	Amount Paid	Discount Available	Balance Remaining
Vendor: M & M		M & M Office Products Inc.					
24314	04/16/12	0150104450 clerk equip upgrade	04/16/12	1,315.00	.00	.00	1,315.00
Vendor Total: M & M				1,315.00	.00	.00	1,315.00
Vendor: MARLIN		Marlin Business Bank					
10891019	04/16/12	0150104450 clerk copier contra	04/16/12	340.13	.00	.00	340.13
Vendor Total: MARLIN				340.13	.00	.00	340.13
Vendor: MMBC		Mt. Moriah Baptist Church					
4/16litter	04/16/12	0153404680 cleanup 8mi@\$85/mi	04/16/12	680.00	.00	.00	680.00
Vendor Total: MMBC				680.00	.00	.00	680.00
Vendor: MMCNUTT		Mike McNutt					
001	04/16/12	0152054020 animal emergency	04/16/12	86.70	.00	.00	86.70
Vendor Total: MMCNUTT				86.70	.00	.00	86.70
Vendor: MMOODY		Mike Moody					
4/16mileage	04/16/12	0191005690 mileage reimb	04/16/12	46.56	.00	.00	46.56
Vendor Total: MMOODY				46.56	.00	.00	46.56
Vendor: MSMEDLEY		Dr. Meg E. Smedley					
A.Baker	04/16/12	0153105070 court-ordered fee	04/16/12	300.00	.00	.00	300.00
Vendor Total: MSMEDLEY				300.00	.00	.00	300.00
Vendor: MWE		Martin World Enterprises Inc.					
4/16ems	04/16/12	0151404460 ems gps	04/16/12	149.99	.00	.00	149.99
4/16sheriff	04/16/12	0150154450 sher batts, usb	04/16/12	87.46	.00	.00	87.46
4/16zoning	04/16/12	0150704450 zoning mic	04/16/12	117.48	.00	.00	117.48
Vendor Total: MWE				354.93	.00	.00	354.93
Vendor: NAPA		NAPA Auto Parts					
302896	04/16/12	0150807210 maint brakes	04/16/12	123.40	.00	.00	123.40
303081	04/16/12	0151404430 ems plug	04/16/12	2.72	.00	.00	2.72
303086	04/16/12	0151404430 ems tahoe wipers	04/16/12	26.84	.00	.00	26.84
303400	04/16/12	0151404430 ems lamp	04/16/12	13.50	.00	.00	13.50
303475	04/16/12	0151404430 ems lamps, wipers	04/16/12	94.96	.00	.00	94.96
303478	04/16/12	0151404430 ems parts	04/16/12	3.49	.00	.00	3.49
303641	04/16/12	0150807210 mainten batteries	04/16/12	342.69	.00	.00	342.69
303881	04/16/12	0151404430 ems lights	04/16/12	8.30	.00	.00	8.30
Vendor Total: NAPA				615.90	.00	.00	615.90
Vendor: PITNEYBOWE		Pitney Bowes					
338666	04/16/12	0150104450 clk postmeter softw	04/16/12	84.80	.00	.00	84.80
Vendor Total: PITNEYBOWE				84.80	.00	.00	84.80
Vendor: PRIORITY1		Priority 1, Inc.					
L.Hesselbrock	04/16/12	0191005690 training registratn	04/16/12	90.00	.00	.00	90.00
Vendor Total: PRIORITY1				90.00	.00	.00	90.00
Vendor: QUADMED		Quad Med Inc.					
64159	04/16/12	0151404460 ems med supplies	04/16/12	199.25	.00	.00	199.25
Vendor Total: QUADMED				199.25	.00	.00	199.25

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Invoice Number	Invoice Date	Description	Due Date	Original Amount	Amount Paid	Discount Available	Balance Remaining
Vendor: QUILL		Quill Corporation					
2223397	04/16/12	0150154450 sher dep bus cards	04/16/12	29.99	.00	.00	29.99
Vendor Total: QUILL				29.99	.00	.00	29.99
Vendor: RUMPKE		Rumpke					
1419534	04/16/12	0153404680 litter dumpster	04/16/12	717.20	.00	.00	717.20
1419766	04/16/12	0153404680 litter dumpster	04/16/12	307.44	.00	.00	307.44
Vendor Total: RUMPKE				1,024.64	.00	.00	1,024.64
Vendor: SCJAIL		Spencer County Jail Fund					
01041612	04/16/12	TRANSFER	04/16/12	25,000.00	.00	.00	25,000.00
Vendor Total: SCJAIL				25,000.00	.00	.00	25,000.00
Vendor: SCLBS		SCHS Lady Bears Softball					
4/16litter	04/16/12	015340480 cleanup 8mi@\$85/mi	04/16/12	680.00	.00	.00	680.00
Vendor Total: SCLBS				680.00	.00	.00	680.00
Vendor: SHELBYWIRE		Shelby Broadband					
April2012	04/16/12	0154015780 parks internet	04/16/12	39.95	.00	.00	39.95
Vendor Total: SHELBYWIRE				39.95	.00	.00	39.95
Vendor: SOCOMM		Southern Communications Inc.					
7926	04/16/12	0151404460 ems rapidcharges	04/16/12	198.00	.00	.00	198.00
7927	04/16/12	0151404430 ems speaker mic	04/16/12	141.00	.00	.00	141.00
Vendor Total: SOCOMM				339.00	.00	.00	339.00
Vendor: SOFTW MGMT		Software Management LLC					
13983	04/16/12	0150104450 clerk comput progrm	04/16/12	2,894.00	.00	.00	2,894.00
Vendor Total: SOFTW MGMT				2,894.00	.00	.00	2,894.00
Vendor: TAUTOCTR		Taylorsville Auto Center					
1104	04/16/12	0151404430 ems tahoe alignmt	04/16/12	60.00	.00	.00	60.00
Vendor Total: TAUTOCTR				60.00	.00	.00	60.00
Vendor: TMOBILE		T-Mobile					
March2012	04/16/12	0150155780 sher aircards	04/16/12	239.94	.00	.00	239.94
Vendor Total: TMOBILE				239.94	.00	.00	239.94
Vendor: U OF K		University of Kentucky					
B.Karrer	04/16/12	0191005690 registration-4/19	04/16/12	80.00	.00	.00	80.00
B.Karrer	04/16/12	0191005690 registration-4/18	04/16/12	80.00	.00	.00	80.00
Vendor Total: U OF K				160.00	.00	.00	160.00
Vendor: USPOST		U.S. Postmaster					
4/16judge	04/16/12	0150014450 judge postage	04/16/12	90.00	.00	.00	90.00
4/16sheriff	04/16/12	0150155630 sheriff postage	04/16/12	90.00	.00	.00	90.00
Vendor Total: USPOST				180.00	.00	.00	180.00
Vendor: VALLEY		Valley Apparel & Signs					
1125	04/16/12	0151404810 ems shirt	04/16/12	70.00	.00	.00	70.00
Vendor Total: VALLEY				70.00	.00	.00	70.00

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General Fund

Invoice Number	Invoice Date	Description	Due Date	Original Amount	Amount Paid	Discount Available	Balance Remaining
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* These invoices are on hold.

Report Total: Invoices	57,408.48
Open Credits	.00
Less Discounts Available	.00
Net Balance Due	57,408.48

*** Report Options ***

Vendors: ALL
Invoice Dates: 04/16/2012 to 04/16/2012
Status: All
Accounts: ALL
As Of: Current Date (04/12/2012)
*** End of Report ***

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Vendor: A&MOIL		A & M Oil Company					
14308rd	04/17/12	0261054550 road fuels	04/17/12	2,222.56	.00	.00	2,222.56
				Vendor Total: A&MOIL	2,222.56	.00	2,222.56
Vendor: ASFORD		All-State Ford Truck Sales					
5243101	04/17/12	0261054470 door hinge	04/17/12	119.43	.00	.00	119.43
				Vendor Total: ASFORD	119.43	.00	119.43
Vendor: AUTOZONE		Auto Zone					
4547264438	04/17/12	0261054470 clips, rings	04/17/12	7.98	.00	.00	7.98
4547266688	04/17/12	0261054470 paint gun	04/17/12	54.99	.00	.00	54.99
4547271892	04/17/12	0261054470 parts	04/17/12	24.68	.00	.00	24.68
4547272816	04/17/12	0261054470 windshield fluid	04/17/12	11.94	.00	.00	11.94
4547277548	04/17/12	0261054470 brake spring	04/17/12	8.99	.00	.00	8.99
				Vendor Total: AUTOZONE	108.58	.00	108.58
Vendor: BENGAS		Bennett's Gas Company					
51571-rd	04/17/12	0261055780 propane	04/17/12	190.30	.00	.00	190.30
				Vendor Total: BENGAS	190.30	.00	190.30
Vendor: CEDARCREEK		Cedar Creek Quarry LLC					
139178	04/17/12	0261054470 surge, dga stone	04/17/12	2,851.63	.00	.00	2,851.63
139224	04/17/12	0261054470 surge, 57s, chan lin	04/17/12	2,067.34	.00	.00	2,067.34
139281	04/17/12	0261054470 surge, channel lin	04/17/12	3,954.39	.00	.00	3,954.39
139320	04/17/12	0261054470 dga stone	04/17/12	728.33	.00	.00	728.33
139321	04/17/12	0261054470 surge stone	04/17/12	178.64	.00	.00	178.64
139322	04/17/12	0261054470 surge, dga stone	04/17/12	3,848.03	.00	.00	3,848.03
139388	04/17/12	0261054470 surge, 57s stone	04/17/12	315.10	.00	.00	315.10
				Vendor Total: CEDARCREEK	13,943.46	.00	13,943.46
Vendor: COUNTRY MT		Taylorsville Country Mart					
Mar2012-road	04/17/12	0261054470 cleaners	04/17/12	4.24	.00	.00	4.24
				Vendor Total: COUNTRY MT	4.24	.00	4.24
Vendor: FLEET1		Fleet One					
4/17road	04/17/12	0261054550 road fuels	04/17/12	514.90	.00	.00	514.90
				Vendor Total: FLEET1	514.90	.00	514.90
Vendor: JEDINGER		J. Edinger & Son, Inc.					
23756	04/17/12	0261054470 parts	04/17/12	105.00	.00	.00	105.00
23809	04/17/12	0261054470 galion cross	04/17/12	310.00	.00	.00	310.00
				Vendor Total: JEDINGER	415.00	.00	415.00
Vendor: LFLW		Limestone Farm Lawn Worksite					
3001183	04/17/12	0261054470 filters, gaskets	04/17/12	70.81	.00	.00	70.81
				Vendor Total: LFLW	70.81	.00	70.81
Vendor: LOGANS		Logan's					
4/17road	04/17/12	0261055780 road uniforms	04/17/12	1,033.75	.00	.00	1,033.75
				Vendor Total: LOGANS	1,033.75	.00	1,033.75
Vendor: LOWES		Lowe's					

04/12/12
06:15PM

Spencer County Fiscal Court
Open Invoice Report
As of April 12, 2012

Road Fund

Invoice Number	Invoice Date	Description	Due Date	Original Amount	Amount Paid	Discount Available	Balance Remaining
902830	04/17/12	0261054470 lightbulbs	04/17/12	41.78	.00	.00	41.78
Vendor Total: LOWES				41.78	.00	.00	41.78
Vendor: MCPC		Midwest Construction Products					
0019659-IN	04/17/12	0261054470 rockfabric, pins	04/17/12	1,572.00	.00	.00	1,572.00
Vendor Total: MCPC				1,572.00	.00	.00	1,572.00
Vendor: MHEQUIP		M.H. Equipment Company					
C95357	04/17/12	0261054470 coupling yoke	04/17/12	220.84	.00	.00	220.84
C96238	04/17/12	0261054470 fluids, brakes	04/17/12	242.95	.00	.00	242.95
Vendor Total: MHEQUIP				463.79	.00	.00	463.79
Vendor: NAPA		NAPA Auto Parts					
301601	04/17/12	0261054470 oil,air,fuefilters	04/17/12	214.68	.00	.00	214.68
302650	04/17/12	0261054470 hydraulic filters	04/17/12	397.20	.00	.00	397.20
302711	04/17/12	0261054470 oil filters	04/17/12	54.36	.00	.00	54.36
303097	04/17/12	0261054470 couplings	04/17/12	7.30	.00	.00	7.30
Vendor Total: NAPA				673.54	.00	.00	673.54
Vendor: REPDIESEL		Republic Diesel					
01047169	04/17/12	0261054470 drive shaft	04/17/12	405.23	.00	.00	405.23
01211925	04/17/12	0261054470 bearing straps	04/17/12	16.06	.00	.00	16.06
Vendor Total: REPDIESEL				421.29	.00	.00	421.29
Vendor: RMARKSBURY		Reid Marksbury					
4/17reimb	04/17/12	0261054470 reimb boot allowanc	04/17/12	75.00	.00	.00	75.00
Vendor Total: RMARKSBURY				75.00	.00	.00	75.00
Vendor: ROGERS		Rogers Group Inc.					
0086131530	04/17/12	0261054470 8s stone	04/17/12	553.54	.00	.00	553.54
Vendor Total: ROGERS				553.54	.00	.00	553.54
Vendor: SCGENERAL		Spencer County General Fund					
4/17reimb	04/17/12	0261054470 invoice correction	04/17/12	129.68	.00	.00	129.68
Vendor Total: SCGENERAL				129.68	.00	.00	129.68
Vendor: SH WELDING		Shelby Welding Service					
954425	04/17/12	0261054470 weld rods, steel	04/17/12	347.45	.00	.00	347.45
Vendor Total: SH WELDING				347.45	.00	.00	347.45
Vendor: SHCROAD		Shelby County Road Department					
29	04/17/12	0261054470 12400gal saltbrine	04/17/12	1,612.00	.00	.00	1,612.00
Vendor Total: SHCROAD				1,612.00	.00	.00	1,612.00
Vendor: TOTALTRUCK		Total Truck Parts					
253706	04/17/12	0261054470 steelcreeper, hoses	04/17/12	154.54	.00	.00	154.54
254352	04/17/12	0261054470 control valve	04/17/12	236.09	.00	.00	236.09
254733	04/17/12	0261054470 band clamp	04/17/12	51.36	.00	.00	51.36
255181	04/17/12	0261054470 drums,shoekits	04/17/12	317.98	.00	.00	317.98
255572	04/17/12	0261054470 valvestems, parts	04/17/12	458.24	.00	.00	458.24
256337	04/17/12	0261054470 parts	04/17/12	29.78	.00	.00	29.78
256338	04/17/12	0261054470 parts, hoses	04/17/12	55.36	.00	.00	55.36

04/12/12
06:15PM

Spencer County Fiscal Court
Open Invoice Report
As of April 12, 2012

Road Fund

Invoice Number	Invoice Date	Description	Due Date	Original Amount	Amount Paid	Discount Available	Balance Remaining
Vendor Total: TOTALTRUCK				1,303.35	.00	.00	1,303.35
Vendor: TRASUP		Tractor Supply					
March2012-rd	04/17/12	0261054470 tank,pump,sprayer	04/17/12	149.99	.00	.00	149.99
Vendor Total: TRASUP				149.99	.00	.00	149.99
Vendor: TRUCKPRO		TruckPro, Inc.					
063-0183392	04/17/12	0261054470 mufflers	04/17/12	421.94	.00	.00	421.94
063-0184120	04/17/12	0261054470 mufflers	04/17/12	288.50	.00	.00	288.50
Vendor Total: TRUCKPRO				710.44	.00	.00	710.44

* These invoices are on hold.

Report Total:	Invoices	26,676.88
	Open Credits	.00
	Less Discounts Available	.00
	Net Balance Due	26,676.88

*** Report Options ***
 Vendors: ALL
 Invoice Dates: 04/17/2012 to 04/17/2012
 Status: All
 Accounts: ALL
 As Of: Current Date (04/12/2012)
 *** End of Report ***

04/12/12
06:16PM

Spencer County Fiscal Court
Open Invoice Report
As of April 12, 2012

Jail Fund

Invoice Number	Invoice Date	Description	Due Date	Original Amount	Amount Paid	Discount Available	Balance Remaining
Vendor: 3HERDA		Darrell Herndon					
03041112	04/18/12	transport food	04/18/12	102.03	.00	.00	102.03
Vendor Total: 3HERDA				102.03	.00	.00	102.03
Vendor: FLEET1		Fleet One					
4/18jail	04/18/12	0351014550 transport fuel	04/18/12	155.28	.00	.00	155.28
Vendor Total: FLEET1				155.28	.00	.00	155.28
Vendor: JEWHPHS		Jewish Hospital Shelbyville					
404943987	04/18/12	MEDICAL-C.DEWITT	04/18/12	5,887.00	.00	.00	5,887.00
Vendor Total: JEWHPHS				5,887.00	.00	.00	5,887.00
Vendor: SCODET		Shelby County Detention Center					
03032012	04/18/12	HOUSING 3/12	04/18/12	14,770.00	.00	.00	14,770.00
Vendor Total: SCODET				14,770.00	.00	.00	14,770.00

* These invoices are on hold.

Report Total:	Invoices	20,914.31
	Open Credits	.00
	Less Discounts Available	.00
	Net Balance Due	20,914.31

*** Report Options ***
 Vendors: ALL
 Invoice Dates: 04/18/2012 to 04/18/2012
 Status: All
 Accounts: ALL
 As Of: Current Date (04/12/2012)
 *** End of Report ***

ADDITIONAL INVOICES AND TRANSFERSGENERAL FUND INVOICES/TRANSFERS

Business net profit overpayment refund		18.26
Business payroll tax overpayment refund		51.59
Business net profit overpayment refund		43.18
Business net profit overpayment refund		16.00
Kentucky Utilities	sheriff utilities	212.36
	Occ tax bldg utilities	52.69
	Zoning bldg utilities	191.18
	Cthse bldg utilities	1,383.34
	Annex bldg utilities	416.00
	Sheriff bldg 2 nd floor utilities	120.95
City Waterworks	Waterford park utilities	94.89
Ronnie Smith	reimburse boots (up to \$75max)	74.19
Salt River Electric	mainten bldg utilities	160.03
	Animal ctrl bldg utilities	53.34
	Ems bldgs utilities	96.89
	Recycling bldg utilities	50.13
	Parks utilities	432.15

Transfer \$6,000 to 0150801470 (mechanic) from 0192009990 (reserves for transfer)
 Transfer \$6,000 to 0151351070 (dem director salary) from 0192009990 (reserves for transfer)
 Transfer \$250 to 0153105070 (public advocate programs) from 0192009990 (reserves)
 Transfer \$1,500 to 0150157250 (sheriff equipmt upgrades) from 0192009990 (reserves)
 Transfer \$200 to 0150475670 (occ tax refunds) from 0192009990 (reserves for transfer)
 Transfer \$2,000 to 0151404430 (ems parts/repairs) from 0192009990 (reserves for transfer)
 Transfer \$5,000 to 0153404680 (solidwaste/litter programs) from 0192009990 (reserves)

ROAD FUND INVOICES/TRANSFERS

Salt River Electric	road dept bldg utilities	426.87
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Transfer \$5,000 to 0261054550 (road fuel) from 0261054470 (materials/supplies)

JAIL FUND INVOICES/TRANSFERS

Transfer \$300 to 0351013990 (transport costs) from 0351013140 (housing contracts)

<u>Cash Balances:</u>	<u>General Fund</u>	<u>Road Fund</u>	<u>Jail Fund</u>
3/31/2011	\$841,830.10	\$404,228.12	\$23,928.31
4/29/2011	\$1,059,396.34	\$346,310.60	\$ 7,284.73
5/13/2011	\$1,074,285.25	\$533,786.82	\$27,642.12
6/30/2011	\$668,476.49	\$372,349.04	\$45,109.09
7/29/2011	\$925,644.65	\$380,871.59	\$87,502.06
8/31/2011	\$733,625.71	\$909,239.71	\$67,146.34
9/23/2011	\$685,293.09	\$916,249.99	\$44,055.30
10/31/2011	\$777,421.50	\$827,015.56	\$40,783.68
11/30/2011	\$1,403,138.79	\$706,833.63	\$22,379.02
12/27/2011	\$1,536,150.31	\$570,923.05	\$26,768.49
1/27/2012	\$1,459,748.37	\$710,716.61	\$44,738.31
2/29/2012	\$1,511,835.35	\$633,891.30	\$32,364.89
3/31/2012	\$1,200,291.88	\$670,941.20	\$23,274.04
4/13/2012*less taxes	\$1,230,553.20	\$647,072.51	\$24,378.72

- On the motion of Esq. Cheek, seconded by Esq. Judd, with all members present voting “Aye”, it is hereby ordered to pay all bills and approve all transfers.
2. Zoning readings and recommendations from Julie Sweazy of Planning and Zoning.

There were none.
 3. Ordinance #10 (2012 series) to lower the speed limit on East River Road, second reading and adoption.

**Spencer County, Kentucky
Ordinance No. 10
Fiscal Year 2012 Series**

**An Ordinance Establishing a 25 miles-per-hour Speed Limit on
East River Road (County Road 1086)**


Whereas, the Fiscal Court of Spencer County, Kentucky, during a duly convened meeting on May 17th, 2004, established a 35mph speed limit on all county maintained roads outside the confines of a subdivision; and

Whereas, written request has been submitted by the residents of East River Road (County Road 1086), that for safety reasons, the posted speed limit on said East River Road be reduced and established at 25 miles-per-hour,

Now Therefore, Be It Ordained by the Fiscal Court of Spencer County, Commonwealth of Kentucky that a 25 miles-per-hour speed limit is hereby established for East River Road (County Road 1086).

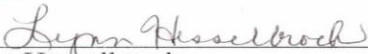
Given first reading and approval on April 2, 2012.

Given second reading and adoption on April 16, 2012.



Bill Karrer
Spencer County Judge Executive

Attest:



Lynn Hesselbrock
Spencer County Fiscal Court Clerk

- On the motion of Esq. Moody, seconded by Esq. Cheek, with Esq. Davis voting "Nay", and the other members of the Court voting "Aye", it is hereby ordered to adopt Ordinance #10 lowering the speed limit on East River Road to 25 MPH.

4. Request from Tourism Commission:

Taylorsville Spencer County Tourism Commission
P.O. Box 38
Taylorsville, KY 40071

April 9, 2012

Spencer County Fiscal Court
P.O. Box 398
Taylorsville, KY 40071

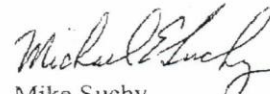
Judge Karrer and Spencer County Fiscal Court Magistrates,

Taylorsville, Spencer County Tourism would like to host a public fireworks display on Saturday, June 30, 2012. We have obtained permission from Mr. Adams, the Superintendent of Spencer County Public Schools to use the Spencer Co. High School parking lot and bleachers for spectators. However, we are seeking the permission of Fiscal Court to be able to use Ray Jewell Park to set the fireworks off. Tourism has hired Melrose Pyrotechnics, who is fully licensed and insured, to launch the fireworks. Please advise at earliest convenience if this is permissible so that we may begin further planning a fireworks events for the benefit of the Spencer County Community and overnight guests that are visiting. If you have any additional questions, please contact us.

Sincerely,


W. Sullivan
Committee Chair


Joan Markwell
Vice Chair and Secretary


Mike Suchy
Treasurer

cc: James Hodge
Legal Counsel



- On the motion of Esq. Judd, seconded by Esq. Goodlett, with all members of the Court present voting "Aye", it is hereby ordered to accept the request from the Tourism Commission.

5. Next meeting is Monday, May 7th at 9:00 am.
6. Executive Session- personnel [KRS 61.810(1)(f) and 61.815].
 - On the motion of Esq. Davis, seconded by Esq. Cheek, with all members of the Court voting “Aye” it is hereby ordered to go into Executive Session.
 - On the motion of Esq. Goodlett, seconded by Esq. Cheek, with all members of the Court present voting “Aye”, it is hereby ordered to come out of Executive Session.
 - With there being no further business ---On the motion of Esq. Davis, seconded by Esq. Cheek, with all members present voting “Aye”, it is hereby ordered to adjourn this meeting of the Spencer County Fiscal Court.