

# **Resolution Of The Boone County Fiscal Court**

## **Resolution No. 2022 - 06**

**A RESOLUTION RELATING TO THE BOONE COUNTY FISCAL COURT APPROVING THE REQUEST TO VACATE A SECTION OF PUBLIC ALLEY RIGHT-OF-WAY AT 6496 TAYLORSPOUR DRIVE IN HEBRON, UNINCORPORATED BOONE COUNTY, KENTUCKY AS RECOMMENDED BY THE VIEWING COMMITTEE.**

**NOW, THEREFORE, BE IT RESOLVED BY THE FISCAL COURT, COUNTY OF BOONE, COMMONWEALTH OF KENTUCKY:**


### **SECTION I**

That Boone County Fiscal Court hereby grants the right-of-way vacation of a section of public alley at 6496 Taylorsport Drive, Hebron, unincorporated Boone County, Kentucky per the following conditions. A Staff Memorandum dated January 6, 2022 is attached hereto as Exhibit "1", recommending the following conditions of approval:

1. The full width of the Public Alley right of way shall be vacated to the single adjacent property owner – Bruce Barnjum, between lots 43 and 30.
2. Half the width of the Public Alley right of way shall be vacated to property owner – Bruce Barnjum, along lot 29.
3. The applicant shall be responsible to have the vacated right of way surveyed and develop the appropriate conveyance plats and deeds for the vacation.
4. The applicant shall record the conveyance plats and deeds with the County Clerk's Office.
5. Other easements or access rights may exist on the vacated property and the applicant is responsible to allow such items to exist or appropriately obtain the release of such items.
6. The plat and deeds shall be reviewed by the Boone County Attorney and by the Boone County Public Works Office.

**SECTION II**

That this Resolution is hereby approved and adopted in Open Session of the Boone County Fiscal Court this 11<sup>th</sup> day of January, 2022.

  
**Gary W. Moore, Judge-Executive  
Boone County Fiscal Court**

**Attest:**

  
**Shona Schulkers,  
Fiscal Court Clerk**



MEMORANDUM

RECEIVED: JSE  
1/6/22

(FD 1/11/22 F.C. MTG)

Date: January 6, 2022

To: Jeff Earlywine  
County Administrator

From: Robert Franxman, P.E.  
County Engineer / Director of Public Works

Subject: Vacation of Public Alley Right-Of-Way  
6496 Taylorsport Drive; Hebron, KY  
Viewing Committee Recommendation



It is the recommendation of the Viewing Committee that the Fiscal Court grant approval of the request to vacate Public Alley Right of Way at the above referenced location, with the following conditions:

1. The full width of the Public Alley right of way shall be vacated to the single adjacent property owner – Bruce Barnjum, between lots 43 and 30.
2. Half the width of the Public Alley right of way shall be vacated to property owner – Bruce Barnjum, along lot 29.
3. The applicant shall be responsible to have the vacated right of way surveyed and develop the appropriate conveyance plats and deeds for the vacation.
4. The applicant shall record the conveyance plats and deeds with the County Clerk's Office.
5. Other easements or access rights may exist on the vacated property and the applicant is responsible to allow such items to exist or appropriately obtain the release of such items.
6. The plat and deeds shall be reviewed by the Boone County Attorney and by the Boone County Public Works Office.

Please consider this memorandum a request for a public hearing prior to the Fiscal Court Meeting on January 11, 2022. Notice of the public hearing has been advertised and posted publicly as required.

# Resolution Of The Boone County Fiscal Court

## Resolution No. 2021 - 294

**A RESOLUTION RELATING TO THE BOONE COUNTY FISCAL COURT AUTHORIZING THE APPOINTMENT, BY GARY W. MOORE, COUNTY JUDGE/EXECUTIVE, OF A VIEWING COMMITTEE REGARDING THE REQUEST FOR A RIGHT-OF-WAY VACATION AT AN ALLEY IN TAYLORSFORT.**

**NOW, THEREFORE, BE IT RESOLVED BY THE FISCAL COURT OF COUNTY OF BOONE, COMMONWEALTH OF KENTUCKY:**

### SECTION I

That the Boone County Fiscal Court hereby approves the appointment of a Viewing Committee relative to the request for a Right-Of-Way Vacation in an alley at 6496 Taylorsport Drive, Hebron, KY. Staff Memos dated December 1<sup>st</sup>, 2021 and application, in support hereof are attached hereto as Exhibit "1".

### SECTION II

That this Resolution is hereby approved and adopted in Open Session of the Boone County Fiscal Court this 7<sup>th</sup> day of December, 2021.

  
Gary W. Moore, Judge/Executive  
Boone County Fiscal Court

**Attest:**

  
Shona Schulkers,  
Fiscal Court Clerk



**BOONE COUNTY**  
PUBLIC WORKS

BOONECOUNTYKY.ORG

**MEMORANDUM**


**ITEM VII. E**  
**Exhibit "1"**

BOONE COUNTY PUBLIC WORKS

*RECEIVED: JSE*  
*12/1/21*  
*(Pd 12/7/21 FC. AG.)*

**Date:** December 1, 2021

**To:** Jeff Earlywine  
County Administrator

**From:** Robert Franxman, P.E.   
County Engineer / Director of Public Works

**Subject:** Vacation of Public Alley Right-Of-Way  
6496 Taylorsport Drive; Hebron, KY  
Appointment of Viewing Committee

According to KRS 178.070 I am recommending the following appointments to a viewing committee for review of a request to vacate public alley right-of-way at 6496 Taylorsport Drive in Hebron:

- Cathy Flaig, Commissioner, District 1
- Michael Martin, Public Services Supervisor
- Robert Franxman, County Engineer

Please consider this memorandum a request to place this item on the December 7, 2021, Fiscal Court agenda.

**Boone County, Kentucky  
Vacation of Right-of-Way  
Application**

Date 11-15-21

I hereby make application for the vacation of the right-of-way of alley way  
from between lot 43 to lot 29, 30  
6420 Taylorsport Dr.

The reason(s) for the vacation are: To connect lot 43 to 29 and  
30. This will allow for a septic system and leach  
lines to be installed per Health Departments site  
evaluation.

Public benefits (if any) to be derived from the vacation are: \_\_\_\_\_

Applicant's Name Bruce Barnison Signature Bruce Barnison  
Address 6420 Taylorsport Dr Hebron, Ky 41048

Adjoiner's Name \_\_\_\_\_ Signature \_\_\_\_\_  
Address \_\_\_\_\_

Adjoiner's Name \_\_\_\_\_ Signature \_\_\_\_\_  
Address \_\_\_\_\_

Adjoiner's Name \_\_\_\_\_ Signature \_\_\_\_\_  
Address \_\_\_\_\_

Adjoiner's Name \_\_\_\_\_ Signature \_\_\_\_\_  
Address \_\_\_\_\_

Adjoiner's Name \_\_\_\_\_ Signature \_\_\_\_\_  
Address \_\_\_\_\_

Adjoiner's Name \_\_\_\_\_ Signature \_\_\_\_\_  
Address \_\_\_\_\_

**\$200.00 application fee must accompany application.  
Make checks payable to the Boone County Fiscal Court**

Return completed application to: **Boone County Public Works Department  
5845 Idlewild Road  
Burlington, KY 41005**



R  
at TAYLORSPOINT DR

X | 64



# Taylorsport Road Alley

**RIGHT OF WAY VACATION**



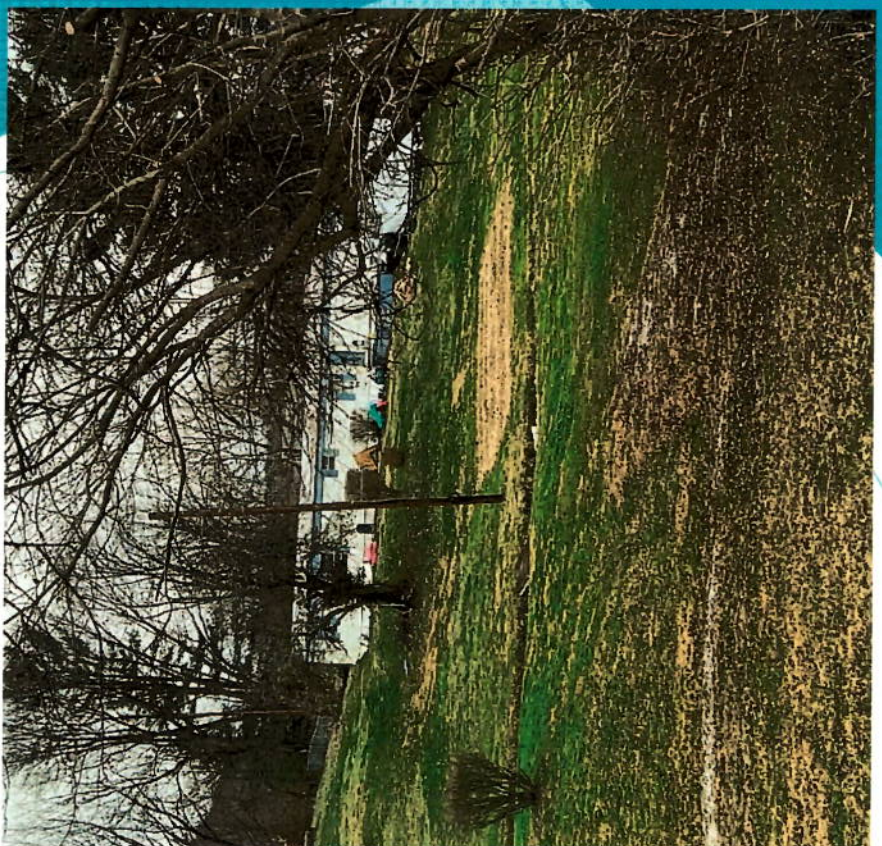
# Taylorsport Road -- R/W Vacation



## **Applicant:**

- Bruce Barnjum  
6496 Taylorsport Dr.  
Hebron, KY 41048

# TaylorSPORT Road -- R/W Vacation



# Taylorsport Road -- R/W Vacation

## Viewing Committee **INVESTIGATION**

### Department of Public Works:

- ▶ Public Works Comments - No reason to maintain ownership of area in question for current or future needs.
- ▶ Viewing Committee Conclusion - Vacation Warranted

### Boone County Planning Commission:

- ▶ P&Z Comments - "From the bike/ped transportation perspective, I think it best to avoid closing old existing ROWs like the one in Taylorsport (or any of our small communities, especially those along the river)"
- ▶ Consideration - No Current or planned multi-modal projects in this portion of the County. Portions of the same alley have previously been vacated (Middle Street)
- ▶ Viewing Committee Conclusion - Vacation Warranted



# Taylorsport Road -- R/W Vacation

## Viewing Committee **RECOMMENDATION**

### **VACATE - With Conditions:**

1. The full width of the Public Alley right of way shall be vacated to the single adjacent property owner – Bruce Barnjum, between lots 43 and 30.
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3. The applicant shall be responsible to have the vacated right of way surveyed and develop the appropriate conveyance plats and deeds for the vacation.
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6. The plat and deeds shall be reviewed by the Boone County Attorney and by the Boone County Public Works Office.