

Resolution Of The Boone County Fiscal Court

Resolution No. 2022 - 197

A RESOLUTION OF THE BOONE COUNTY FISCAL COURT APPROVING THE VACATION OF ROAD RIGHT-OF-WAY AT 2764 & 2756 BERWOOD LANE IN HEBRON, KENTUCKY AS RECOMMENDED BY THE VIEWING COMMITTEE.

NOW, THEREFORE, BE IT RESOLVED BY THE BOONE COUNTY FISCAL COURT:


SECTION I

That Boone County Fiscal Court hereby grants the road right-of-way vacation at 2764 & 2756 Berwood Lane, Hebron, Kentucky per the following conditions. A staff memorandum dated August 18th, 2022, in support hereof is attached hereto as Exhibit "1".

1. The right-of-way shall be vacated equally to the property owners at 2764 & 2756 Berwood Lane.
2. The applicants shall be responsible to have the vacated right-of-way surveyed and develop the appropriate conveyance plats and deeds for the vacation.
3. The applicants shall record the conveyance plats and deeds with the County Clerk's office.
4. The county retains a general and permanent utility easement on the property and the conveyance is subject to all easements, right-of-way's and conditions of record.
5. 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 23rd day of August, 2022.


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

Attest:

A handwritten signature in black ink, appearing to read 'Shona', with a long horizontal flourish extending to the right. The signature is positioned above a solid horizontal line.

**Shona Schulkers,
Fiscal Court Clerk**

GARY W. MOORE
COUNTY JUDGE/EXECUTIVE

JEFFREY S. EARLYWINE
COUNTY ADMINISTRATOR



BOONE COUNTY

PUBLIC WORKS

BOONECOUNTYKY.ORG

MEMORANDUM


ROBERT FRANXMAN, PE
DIRECTOR / COUNTY ENGINEER

RECEIVED: JSE
8/18/22

(FOR 8/23/22 FC.MTL)

Date: August 18, 2022

To: Jeff Earlywine
County Administrator

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

Subject: Vacation of County Road Right-Of-Way
2764 & 2756 Berwood Lane; Hebron, KY
Viewing Committee Recommendation

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

1. The right of way shall be vacated equally to the property owners at 2764 & 2756 Berwood Lane.
2. The applicants shall be responsible to have the vacated right of way surveyed and develop the appropriate conveyance plats and deeds for the vacation.
3. The applicants shall record the conveyance plats and deeds with the County Clerk's Office.
4. The county retains a general and permanent utility easement on the property and the conveyance is subject to all easements, right of ways and conditions of record.
5. 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 August 23, 2022. Notice of the public hearing has been advertised and posted publicly as required.

PUBLIC HEARING NOTICE

NOTICE OF PUBLIC HEARING TO VACATE COUNTY ROAD RIGHT-OF-WAY

To all interested citizens of Boone County, Kentucky:

Notice is hereby given that the Boone County Fiscal Court will hold a public hearing on August 23, 2022, at 8:30 AM, prior to the Fiscal Court meeting, at:

Boone County Administration Building
First Floor – Fiscal Court Room
2950 Washington Street,
Burlington, KY 41005

The purpose of the public hearing is to consider an application to vacate a section of County Road right-of-way at 2764 & 2756 Berwood Lane in Hebron (Unincorporated Boone County). All persons having interest in the proposed vacation are invited to appear and provide information and comment.

For additional information, please contact: Boone County Public Works at 859-334-3600.

Sign Postings:

Notice of Public Hearing

Re: Vacate Right-of-Way
2764 & 2756 Berwood Lane

Boone County Fiscal Court
2950 Washington St.
Burlington, KY 41005
8:30 AM; August 23, 2022

Resolution Of The Boone County Fiscal Court

Resolution No. 2022 - 160

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 2764 & 2756 BERWOOD LANE IN HEBRON.


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 at 2764 & 2756 Berwood Lane, Hebron, KY. A Staff Memorandum dated July 7th, 2022, in support hereof and application 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 12th day of July, 2022.


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

Attest:



Shona Schulkers,
Fiscal Court Clerk



MEMORANDUM

Date: July 7, 2022

To: Jeff Earlywine
County Administrator

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

Subject: Vacation of County Road Right-Of-Way
2764 & 2756 Berwood Lane; 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 old county road right-of-way at 2764 & 2756 Berwood Lane 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 July 12, 2022, Fiscal Court agenda.

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

Date 7/1/22

I hereby make application for the vacation of the right-of-way of Asbury Way
from BIRWOOD LANE to DEAD END

The reason(s) for the vacation are: TO AFFECT DUMPING, TRES-
PASSING, ABANDONED CARS AND OTHER ILLEGAL
ACTIVITIES THAT TEND TO OCCUR ON DEAD ENDS.

Public benefits (if any) to be derived from the vacation are: REDUCE OR
ELIMINATE COUNTY MAINTENANCE AND RESOURCES.

Applicant's Name Maynard S. Lester Signature Maynard S. Lester
Address 2764 BIRWOOD LANE, HEBRON, KY 41048

Lesley Roth
Adjoinder's Name Airport North Logistics, LLC Signature Lesley Roth
by AL. MAYER, LLC, its Manager
Address 2360 Airport North Dr., Hebron, KY 41048

Adjoinder's Name Thomas A. Womack Signature Thomas A. Womack
Address 2756 Birwood Ln. Hebron, KY 41048

Adjoinder's Name _____ Signature _____
Address _____

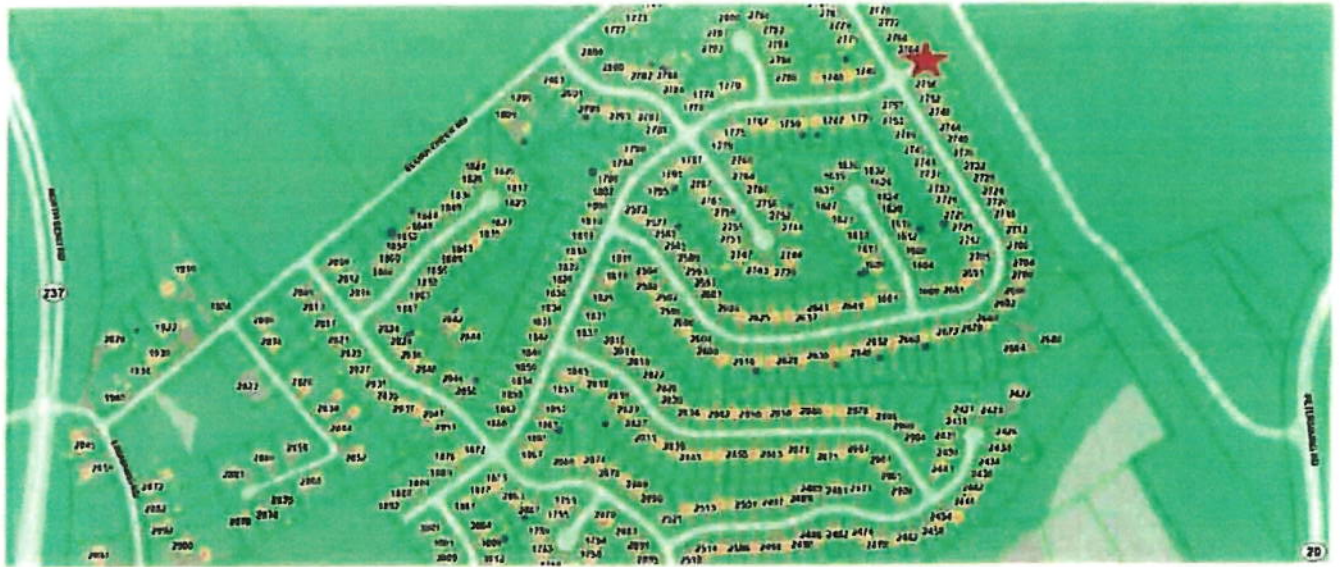
Adjoinder's Name _____ Signature _____
Address _____

Adjoinder's Name _____ Signature _____
Address _____

Adjoinder's Name _____ Signature _____
Address _____

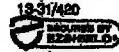
\$200.00 application fee must accompany application
Make checks payable to the Boone County Fiscal Court

Return completed application to: Boone County Public Works Department
5545 Kiewit Road
Burlington, KY 41005





MAYNARD S LEEVER
JUDY K LEEVER
2764 BERWOOD LANE
HEBRON, KY 41048



6420

7/1 2022

SWIFT

Pay to BOONE Co. Fiscal Court \$ 200.00
Two Hundred

FIFTH THIRD BANK

for _____ *Maynard S Leever*
⑆042000314⑆ 0050764586⑆ 6420