

Resolution Of The Boone County Fiscal Court

Resolution No. 2022 - 07

A RESOLUTION RELATING TO THE BOONE COUNTY FISCAL COURT APPROVING THE REQUEST TO VACATE A SECTION OF COUNTY ROAD RIGHT-OF-WAY AT SOUTH FORK ROAD IN VERONA, 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 15190 South Fork Road in Verona, 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 right of way shall be vacated to the single adjacent property owner – James W. Smith.
2. The applicant shall be responsible to have the vacated right of way surveyed and develop the appropriate conveyance plats and deeds for the vacation.
3. The applicant shall record the conveyance plats and deeds with the County Clerk's Office.
4. Other easements or access rights may exist on the vacated property and the applicant is responsible to allow such items to exist on the vacated property and the applicant is responsible to allow such items to exist or appropriately obtain the release of such items.
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 11th day of January, 2022.

Gary W. Moore

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

Attest:

Shona Schulkers

**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
1/6/22
(FOR 1/11/22 F.C. MEETING)

Date: January 6, 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
15190 South Fork Road; Verona, KY
Viewing Committee Recommendation

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

1. The right of way shall be vacated to the single adjacent property owner – James W. Smith.
2. The applicant shall be responsible to have the vacated right of way surveyed and develop the appropriate conveyance plats and deeds for the vacation.
3. The applicant shall record the conveyance plats and deeds with the County Clerk's Office.
4. 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.
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 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 - 295

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 ON SOUTH FORK ROAD IN VERONA.

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 15190 South Fork Road, Verona, KY. Staff Memos dated December 1st, 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 7th day of December, 2021.


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

Attest:


Shena Schulkers,
Fiscal Court Clerk

CHARLES W. MOORE
County Clerk - Treasurer
BRUCE S. EARLYWINE
COUNTY ADMINISTRATOR



BOONE COUNTY
PUBLIC WORKS

BOONECOUNTYKY.ORG

MEMORANDUM

ITEM VII. F

Exhibit "1"


ROBERT FRANXMAN, P.E.
DIRECTOR - PUBLIC WORKS

RECEIVED: JSE
12/1/21

(FOL 12/7/21 F.C. 172)

Date: December 1, 2021

To: Jeff Earlywine
County Administrator

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

Subject: Vacation of County Road Right-Of-Way
15190 South Fork Road; Verona, 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 County road right-of-way at 15190 South Fork Road in Verona:

- Dr. Charlie Kenner, Commissioner, District 2
- 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 17Nov2021

I hereby make application for the vacation of the right-of-way of Parcel 045.00-00-001.07
from _____ to _____

The reason(s) for the vacation are: To add a fence around parcel 0033.00-00-015.03
to keep people from driving on the grass.

Public benefits (if any) to be derived from the vacation are:
The public would save money in up keep and no mowing would be needed.

Applicant's Name James W. Smith Signature *James W. Smith*
Address 15190 South Fork Church Road, Verona, KY 41092

Adjoiner's Name NA 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
5645 Idlewild Road
Burlington, KY 41005**

November 17, 2021

Boone County Public Works Department
5645 Idlewild Road
Burlington, KY 41005

To Whom It May Concern,

I am the owner of parcel 0033.00-00-015.03 and reside at 15190 South Fork Church Road. I am interested in parcel 045.00-00-001.07. I spoke with a Rob Davis of the KY Transportation Cabinet Dept. of Highways and he referred me to you. Apparently, before the parcel can be surrendered by the state there is a process I must follow with Boone County before proceeding.

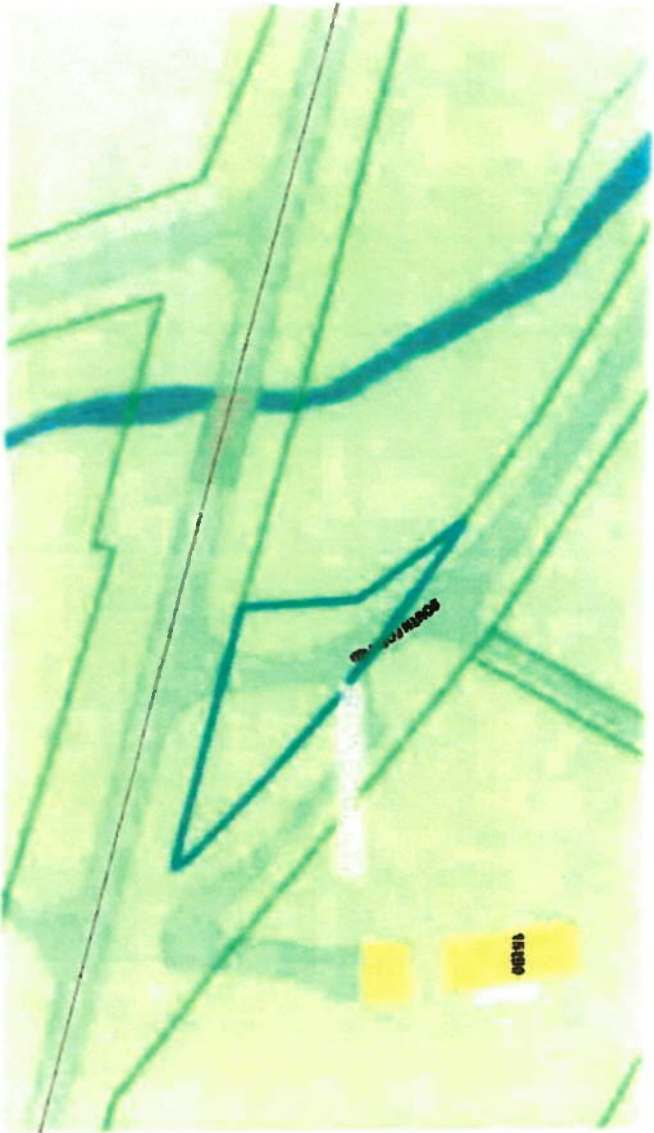
I have enclosed a Boone County, KY Vacation of Right-of-Way application and map from the Boone County PVA. My biggest interest is to install a fence around the perimeter of the home. I am continuing to deal with people driving through the area from Route 42/127 using the old road. We currently mow and maintain the highlighted area.

Sincerely,



James W. Smith
513-418-1698
jnc.smith1995@gmail.com

Mailing Address:
15190 South Fork Church Road
Verona, KY 41092



Feature Set: ECRS

045/00-00-001.07

Project: 2018-03-26 - TRANSPORTATION (PLAN 17)

Project: 2018-03-26

Project: 2018-03-26

Project: 2018-03-26

Project: 2018-03-26

Project: 2018-03-26

Project: 2018-03-26

Project: 2018-03-26

Project: 2018-03-26

Project: 2018-03-26

Project: 2018-03-26

Project: 2018-03-26

Project: 2018-03-26

Project: 2018-03-26

Project: 2018-03-26

Project: 2018-03-26

Project: 2018-03-26

Project: 2018-03-26

Project: 2018-03-26

Project: 2018-03-26

Project: 2018-03-26

Project: 2018-03-26

Project: 2018-03-26

Project: 2018-03-26

Project: 2018-03-26

Project: 2018-03-26

Project: 2018-03-26

Project: 2018-03-26

Project: 2018-03-26

Project: 2018-03-26

Project: 2018-03-26

Project: 2018-03-26

Project: 2018-03-26

Project: 2018-03-26

Project: 2018-03-26

Project: 2018-03-26

Project: 2018-03-26

Project: 2018-03-26

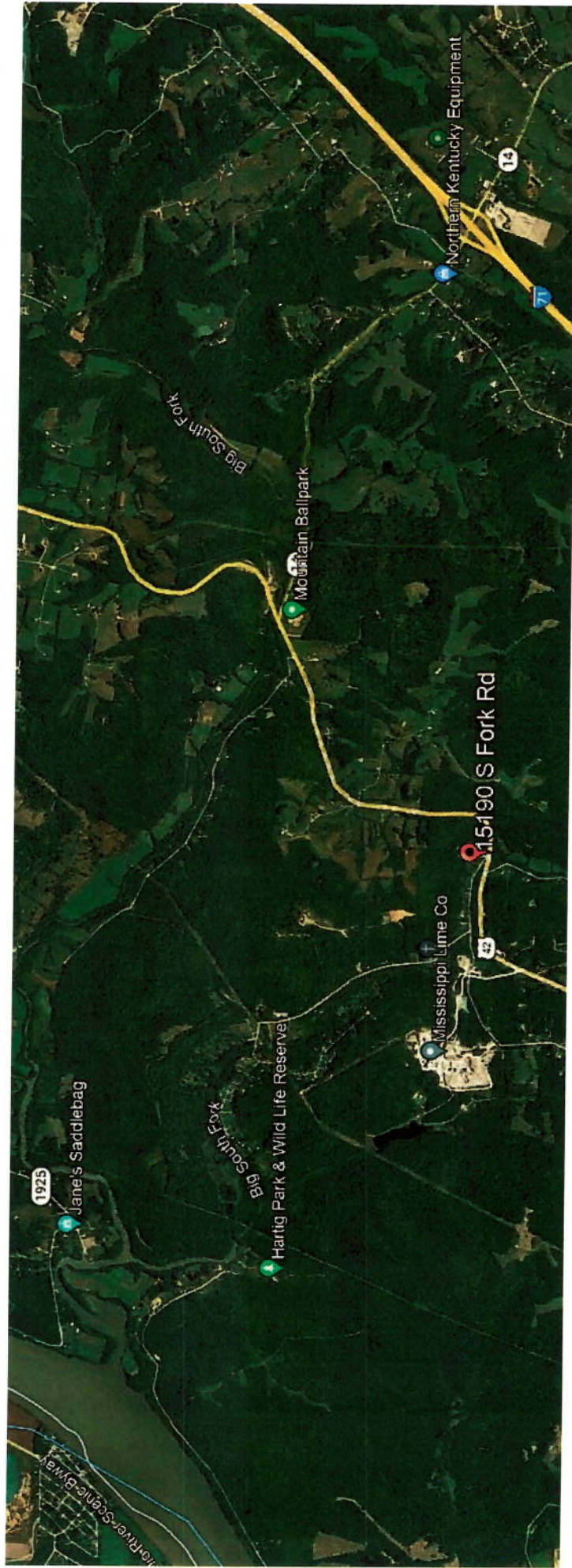
Project: 2018-03-26



South Fork Road

RIGHT OF WAY VACATION





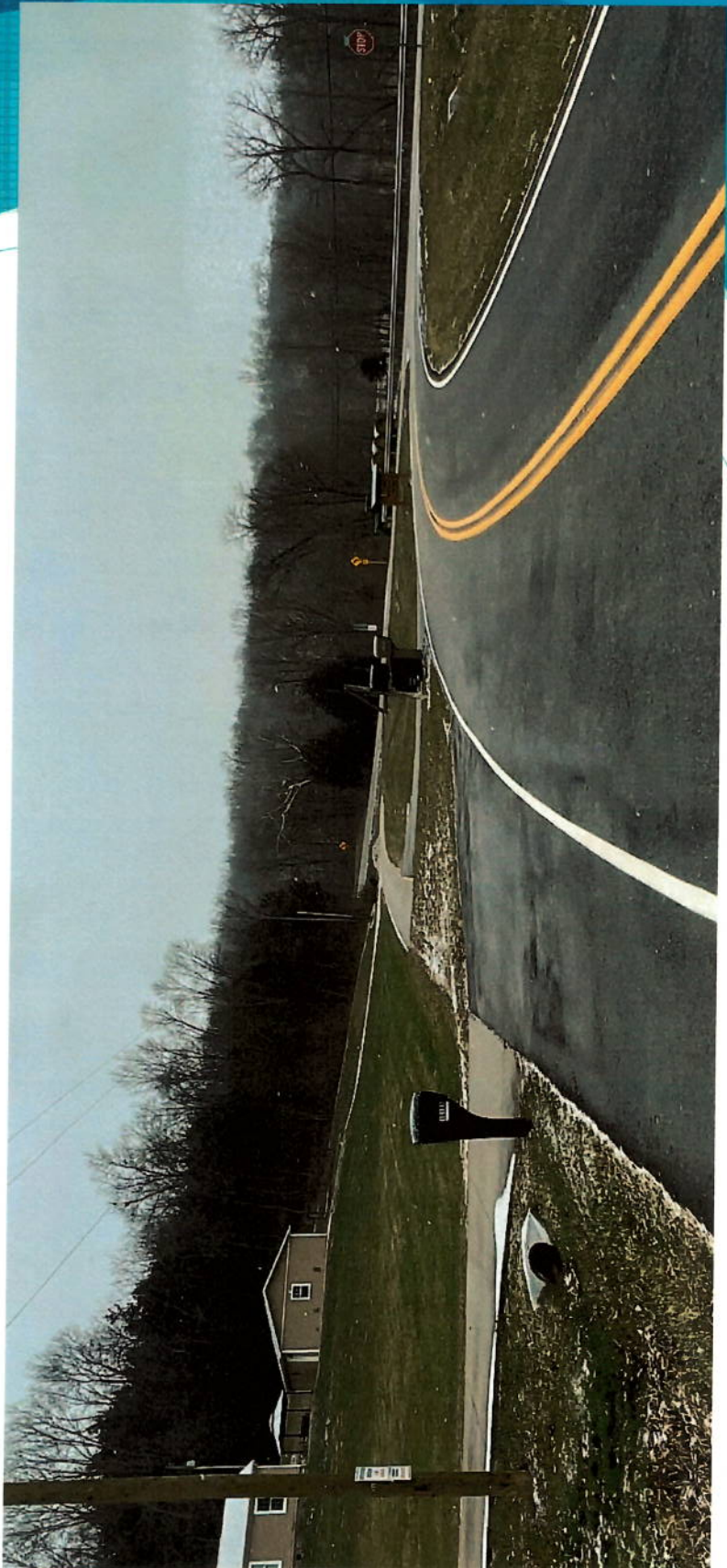
South Fork Road-- R/W Vacation



Applicant:

- James W. Smith
15190 South Fork Rd.
Verona, KY 41092

South Fork Road-- R/W Vacation



South Fork 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 - No concerns over the South Fork closure.
- ▶ Viewing Committee Conclusion - Vacation Warranted

South Fork Road-- R/W Vacation

Viewing Committee **RECOMMENDATION**

VACATE - With Conditions:

1. The right of way shall be vacated to the single adjacent property owner – James W. Smith.
2. The applicant shall be responsible to have the vacated right of way surveyed and develop the appropriate conveyance plats and deeds for the vacation.
3. The applicant shall record the conveyance plats and deeds with the County Clerk's Office.
4. 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.
5. The plat and deeds shall be reviewed by the Boone County Attorney and by the Boone County Public Works Office.