

ORDINANCE NO. 920.24

AN ORDINANCE AMENDING THE ZONING ORDINANCE TEXT AS IT RELATES TO MERCHANT ELECTRIC GENERATING FACILITIES FOR THE JOINT ZONING ORDINANCE 920.7 FOR BOYLE COUNTY KENTUCKY

WHEREAS, the Fiscal Court of the County of Boyle, Commonwealth of Kentucky, has heretofore adopted a zoning ordinance.

WHEREAS, the Danville-Boyle Planning and Zoning Commission, the duly appointed administrative agency of the County to administer and enforce its zoning ordinance, has conducted a public hearing on requested amendments to the zoning ordinance text as it relates to Merchant Electric Generating Facilities and made certain findings, and presented recommendations for consideration by the Fiscal Court of the County of Boyle, Commonwealth of Kentucky; and,

WHEREAS, the Fiscal Court of the County of Boyle, Commonwealth of Kentucky, has reviewed the minutes of the public hearing conducted by the Planning & Zoning Commission on May 22, 2024, and considered the findings and recommendations of the Commission as proposed and presented by Mikaela Gerry, Director Danville-Boyle County Planning & Zoning Commission; and,

WHEREAS, the Danville-Boyle County Planning & Zoning Commission, Kentucky did conduct a public hearing for the Text Amendments of the Zoning Ordinance (text amendment attached) as prescribed in the Zoning Ordinance of Boyle County, Kentucky, and KRS 100; and,

NOW, THEREFORE, BE IT RESOLVED by the Boyle County Fiscal Court, Commonwealth of Kentucky, as follows:


1. Articles 4 and 5 of the Zoning Ordinance titled **Boyle County Zoning Ordinance** are hereby amended, approved, and re-adopted as if copied in full (attached).
2. **Applicability** - the provisions of this amendment shall apply to incorporated and unincorporated limits of Boyle County, Commonwealth of Kentucky.
3. **Effective Date** – Unless otherwise specifically stated, the provisions of this Ordinance shall become effective immediately upon passage and publication as required by law.
4. **Conflict with Other Regulations** – In the event that the provisions of this Amendment are inconsistent with another or if the provisions of the Zoning Ordinance or Zoning Map conflict with the provisions found in other adopted ordinances, the more restrictive shall control.
5. **Severability** – If a court declares the provisions of this Amendment in any part to be invalid, that ruling shall not affect the validity of the remainder of this Ordinance.

This Ordinance is adopted pursuant to KRS 67 in that it was introduced on June 11, 2024, and given final reading on June 25, 2024, and said Ordinance shall be in full force and effect upon signature, recordation, and publication in summary pursuant to KRS 424 and KRS 67.

ATTESTATION:

BOYLE COUNTY FISCAL COURT


Katina Wesley, Boyle Fiscal Clerk


Trille L. Bottom
Boyle County Judge/Executive

PUBLICATION DATE: July 2, 2024