

ORDINANCE NO: _____

LYON FISCAL COURT

AN ORDINANCE OF THE FISCAL COURT OF LYON COUNTY, KENTUCKY ESTABLISHING MINIMUM STANDARDS FOR ACCEPTING EXISTING PUBLIC ROADS INTO THE LYON COUNTY SYSTEM OF MAINTAINED ROADS

Be it ordained, by the Fiscal Court of the County of Lyon, Commonwealth of Kentucky:

Whereas, the Court realizes the enormous cost of maintaining roads, and;

Whereas, it is in the best interest of the County to establish criteria for accepting existing public roads into the County System of Maintained Roads, and;

Therefore, the Fiscal Court of Lyon County, Kentucky does hereby resolve as follows:

(1) There must be a written acknowledgment by the majority of all property owners whose property abuts the proposed county maintained road that the road is public in nature and has been used without interruption by the general public for a period of five years or more, and said written acknowledgment shall include source of title of all abutting property owners;

(2) Each road accepted must serve a minimum of two property owners, with homes or businesses situated on the properties, or the road must provide some other legitimate benefit to the general public;

(3) Each existing public road adopted into the County System of Maintained Roads must have sufficient right of way. The minimum width shall be thirty feet (fifteen feet on each side of center line) for each road;

(4) Upon submission of written acknowledgment, two viewers will be appointed by the Judge/Executive, with approval of the majority of the Fiscal Court, and who shall, with the Road Supervisor, view the proposed county road and report in writing to the Fiscal Court:

(a) The number of properties currently served by said road and the owners of said properties;

(b) The length and width of the existing road;

(c) The current state of repair of said road and the estimate of cost to be incurred if it is accepted into the County System of Maintained Roads;

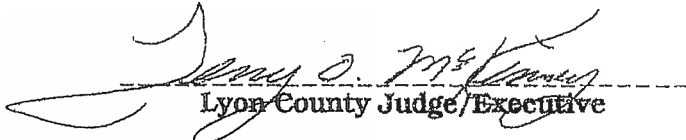
(d) Whether the existing right of way is adequate for county maintained road purposes and use by the general public and, if not, the additional right of way which must be obtained by gift or donation;

(e) In addition to the above, all other statutory requirements shall be complied with.

(5) A public road serving only a public cemetery may be accepted into the County System of Maintained Roads.

(6) For purposes of this ordinance, the term "existing public roads" means any public roads outside of approved subdivisions which have been or are in existence prior to the adoption of this ordinance.

Done this 20th day of April, 1995



Lyon County Judge/Executive

Attest:



Lyon County Court Clerk

First Reading:	2-06-95
Second Reading:	3-14-95
Published:	4-05-95
Considered:	4-20-95
Passed:	4-20-95