

Owen County Fiscal Court  
100 North Thomas Street  
Owenton, Kentucky 40359

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Casey Ellis  
County Judge/Executive

Magistrates  
Todd Spurgeon, District 1  
Stuart Bowling, District 2  
Wayne Harris, District 3  
Chad Rose, District 4

COMMONWEALTH OF KENTUCKY  
COUNTY OF OWEN

ORDINANCE #229

**AN ORDINANCE RELATING TO THE DISCONTINUANCE OF A SECTION OF BARN'S HILL ROAD**

**WHEREAS**, Ricky and Denise Perkins and John, Debbie and Josh Smith requested that the Owen Fiscal Court discontinue a section of Barn's Hill Road, in Owen County, Kentucky, beginning from its intersection with Old Monterey Road then in a north westerly direction through property owned by Ricky and Denise Perkins then through property owned by John, Josh and Debbie Smith for approximately .810 miles until the end of the Smith property;

**WHEREAS**, the statutory procedural requirements of KRS Chapter 178 have been met regarding the discontinuance of a section of Barn's Hill Road, in Owen County, Kentucky, beginning from its intersection with Old Monterey Road then in a north westerly direction through property owned by Ricky and Denise Perkins then through property owned by John, Josh and Debbie Smith for approximately .810 miles until the end of the Smith property;

**WHEREAS**, the Owen County Road Foreman and Court Appointed Viewers visited the premises and filed a report with the Owen County Fiscal Court that in the viewers opinion no inconvenience would result to the public if Owen County Fiscal Court discontinued a section of Barn's Hill Road described below, and

**WHEREAS**, the Owen County Fiscal Court held a public hearing on November 24, 2020, and Ricky Perkins attended and stated his position in support of the discontinuance; and

**NOW, THEREFORE, BE IT ORDAINED BY THE FISCAL COURT OF THE COUNTY OF OWEN, COMMONWEALTH OF KENTUCKY, THAT:**

**Section One:** Based on the request by Ricky and Denise Perkins and John, Debbie and Josh Smith, and the report of the court appointed viewers, the Owen County Fiscal Court, pursuant to KRS 178.070, discontinues maintenance of a section of Barn's Hill Road, in Owen County, Kentucky, beginning from its intersection with Old Monterey Road then in a north westerly direction through property owned by Ricky and Denise Perkins then through property owned by

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John, Josh and Debbie Smith for approximately .810 miles until the end of the Smith property and removes said section of Barn's Hill Road from the Owen County Road Maintenance list.

Owen County Fiscal Court hereby discontinues the above described section of Barn's Hill Road under the provisions of KRS 178.070. Ricky and Denise Perkins and John, Debbie and Josh Smith having petitioned Owen County Fiscal Court to have to above described section of Barn's Hill Road revert to the owners; therefore, the above described section of Barn's Hill Road shall revert to the owners, and the Owen Fiscal Court shall have no obligation to maintain it.

**Section Two:** This ordinance becomes effective immediately upon passage and publication.

Upon introduction and given first reading before the Owen County Fiscal Court on the 8th day of December 2020 and a motion having been made by Magistrate Rose and seconded by Magistrate Harris and following discussion the same was approved as the first reading.


Given second reading and adopted by the Owen County Fiscal Court at a duly convened meeting thereof held on the 9th day of February, 2021, upon motion of Magistrate Bowling that the ordinance be passed adopted and approved and seconded by Magistrate Rose.

**WHEREUPON** Ordinance 229 is declared adopted on its second reading this 9<sup>th</sup> day of February 2021.



Casey Ellis  
County Judge/Executive

ATTEST:

  
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Laurel Stivers  
Fiscal Court Clerk