

Mason County Fiscal Court  
Special Meeting  
October 25, 2016  
10:00 a.m.

The meeting was called to order by Judge/Executive Joseph Pfeffer. Present were Commissioner Joseph McKay (District 1), Commissioner Annette Walters (District 2), Commissioner Phil Day (District 3), Deputy Judge/Executive Richard Newberry, County Attorney John Estill, Assistant County Attorney Jackie Sue Wright, Sheriff Patrick Boggs and County Treasurer Kim Muse.

The matter brought before fiscal court was the rezoning of 7002 Water Tower Road. County Attorney Estill explained that on September 7, 2016, the Mason County Joint Planning Commission held a public hearing at the request of Deborah Howes. Ms. Howes is the property owner of 7002 Water Tower Road and submitted a rezoning request from "A-2" to "Community" for the 9.998 acre parcel at the convergence of the AA Highway and Water Tower Road. The Joint Planning Commission denied the request for the rezoning and therefore the request was brought before the fiscal court.

Motion made by Commissioner Walters and seconded by Commissioner Day to enter into record the findings of fact, conclusions of law and recommendation of the Joint Planning Commission to Mason Fiscal Court and not conduct a new evidentiary hearing.

Commissioner McKay – Yes  
Commissioner Walters – Yes  
Commissioner Day – Yes  
Judge/Executive Pfeffer – Yes

First, George Larger, Planning and Zoning Administrator, spoke to members of the court and summarized the public hearing from September 7, 2016, as well as answer questions from the court.

Next, Michael Clarke, attorney for Deborah Howes, spoke to the fiscal court about his client's rezoning request and offered information to support the request.

County Attorney Estill then summarized the action members of the fiscal court could take in regards to the rezoning request. The first option would be to accept the findings of fact and recommendation of the planning commission and pass a resolution as to such. The second option would be to reject the findings of the planning commission and pass an ordinance rezoning the property as requested. The third and last option would be to do nothing and 90 days from the date of the public hearing, the recommendations of the planning commission would become final.

Motion made be Commissioner McKay and seconded by Commissioner Day to accept the recommendation of the Mason County Joint Planning Commission and thus rejecting the rezoning request made by Deborah Howes.

Commissioner McKay – Yes  
Commissioner Walters – Yes  
Commissioner Day – Yes  
Judge/Executive Pfeffer – Yes

**Resolution 16-21** – Resolution affirming and adopting the Findings of Fact of the Mason County Joint Planning Commission, adopting the recommendation of the Mason County Joint Planning Commission and denying the application by Deborah Howes for the rezoning classification for a 9.98 acre parcel located at the southeast corner of KY 9 (AA Highway) and Watertower Road.

Motion by Commissioner McKay and seconded by Commissioner Walters to enter into a Memorandum of Understanding between the Maysville-Mason County Industrial Development Authority and Mason County Fiscal Court. Both parties agree that the Mason County Sheriff's Department may park vehicles on the lot of the National Guard Armory Building and the Industrial Development Authority will have no liability for any damage or accidents that occur on its property.

Commissioner McKay – Yes  
Commissioner Walters – Yes  
Commissioner Day – Yes  
Judge/Executive Pfeffer – Yes

### **Treasurer's Report**

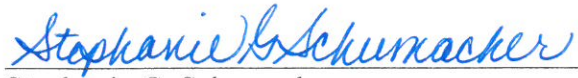
Motion by Commissioner Walters and seconded by Commissioner Day to pay claims totaling \$73,257.36, as presented by Treasurer Kim Muse and attached hereto.

Commissioner McKay – Yes  
Commissioner Walters – Yes  
Commissioner Day – Yes  
Judge/Executive Pfeffer – Yes

Having no further business, motion made by Commissioner McKay and seconded by Commissioner Day to adjourn.

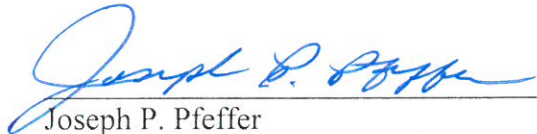
Commissioner McKay – Yes  
Commissioner Walters – Yes  
Commissioner Day – Yes  
Judge/Executive Pfeffer – Yes

Respectfully submitted on this the 25<sup>th</sup> day of October 2016:



Stephanie G. Schumacher  
Fiscal Court Clerk

Approved for Review:



Joseph P. Pfeffer  
Mason County Judge/Executive