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## PUBLIC NOTICES

### Public Notices

**PUBLIC NOTICE**  
The City of Henderson Board of Zoning Adjustment will hold a regular meeting and public hearing on Wednesday, August 13, 2025, at 5:00 p.m. in the third-floor assembly room of the Henderson Municipal Building. At that time the following will be heard:  
**APPEAL # 3539** submitted by Mike Chambers for the property located at 2505 HWY 60 E. Applicant is requesting a Conditional Use Permit to build multi-family dwellings up to eight (8) units in an R-2 zone, pursuant to Article XII, section 12.03(b), Appendix A – Zoning of the Code of Ordinances of the City of Henderson, KY. The property is zoned R-2.  
**APPEAL # 3540** submitted by JTCT Holdings for the property located at 128 Second Street. Applicant is requesting a Conditional Use Permit to place a shipping container for commercial use in the CBD zone, pursuant to Article XX, Section 20.03(q); and a 5' variance to place an accessory structure closer than 10' from a primary structure, pursuant to Article IV, Section 4.24(f), Appendix A – Zoning of the Code of Ordinances of the City of Henderson, KY. The property is zoned CBD.

ORDINANCE NO. 24-25 AN ORDINANCE OF THE CITY OF HENDERSON, KENTUCKY AMENDING THE DEFINITION OF "PROJECT" IN ORDINANCE NO. 29-23 OF THE CITY DATED OCTOBER 24, 2023, AND ORDINANCE NO. 46-24 OF THE CITY DATED OCTOBER 1, 2024, TO PERMIT THE PROCEEDS OF THE CITY'S GENERAL OBLIGATION BONDS, SERIES 2023B AND GENERAL OBLIGATION BONDS, SERIES 2024A TO BE SPENT FOR COSTS OF ADDITIONAL PUBLIC PROJECTS  
WITNESSETH:  
WHEREAS, on October 24, 2023, the Board of Commissioners (the "Board") of the City of Henderson, Kentucky (the "City") enacted Ordinance No. 29-23 ("Ordinance No. 29-23") that authorized the issuance of the City of Henderson, Kentucky General

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Obligation Bonds, Series 2023B (the "Series 2023B Bonds") for the purposes of financing the costs of acquiring, constructing, equipping, and installing (i) a new fire station for the Henderson Fire Department, (ii) a street extension and related improvements to Barret Boulevard, and (iii) the Henderson Sports Complex, a 58-acre public sports complex in the City, all for the well-being and benefit of the citizens of the City (collectively, the "Series 2023B Project"); and  
WHEREAS, on October 1, 2024, the Board of the City enacted Ordinance No. 46-24 ("Ordinance No. 46-24" and, together with Ordinance No. 29-23, the "Prior Ordinances") that authorized the issuance of the City of Henderson, Kentucky General Obligation Bonds, Series 2024A (the "Series 2024A Bonds") for the purposes of financing the costs of acquiring, constructing, equipping, and installing (i) a new fire station for the Henderson Fire Department, (ii) a new convention center, (iii) a road construction project for a retail development, and (iv) a new sports pavilion, all for the ultimate well-being and benefit of the citizens of the City (collectively, the "Series 2024A Project"); and  
WHEREAS, the City has developed a need to pay the costs of acquiring, constructing, installing, and equipping HVAC improvements to City owned buildings (the "New Project" and, together with the Series 2023B Project and the Series 2024A Project, the "Projects"); and  
WHEREAS, the City has investment earnings of the Series 2023B Bonds remaining after substantially completing and paying the costs of the Series 2023B Project; and  
WHEREAS, the City desires to use such investment earnings, along with a portion of the remaining proceeds of the Series 2024A Bonds, to pay all or a portion of the costs of the New Project; and  
WHEREAS, the Board desires to amend the definition of "Project" within the Prior Ordinances to permit the City to expend the investment earnings generated by the proceeds of the Series 2023B Bonds and a portion of the remaining proceeds of the

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Series 2024A Bonds to be applied towards the payment of the costs of the New Project, which would have otherwise originally qualified for financing with use of the proceeds of the Series 2023A Bonds and the Series 2024A Bonds under Sections 66.011 et. seq. of the Kentucky Revised Statutes, as amended (the "General Obligation Act"); and  
WHEREAS, the amendment of the definition of "Project" within the Prior Ordinances does not require the consent of holders of the Series 2023B Bonds or the Series 2024A Bonds, but will promote transparency by the City in its application of the proceeds of the Series 2023B Bonds and the Series 2024A Bonds to the New Project;  
NOW, THEREFORE, BE IT ORDERED by the City of Henderson, Kentucky, as follows:  
Section 1. Affirmation and Incorporation of Preamble. The facts and statements contained in the foregoing preamble of this Ordinance, including the terms defined therein, are hereby affirmed and incorporated as a part of this Ordinance.  
Section 2. Declaration of Public Purpose and Necessity. The Board hereby declares the New Project to be a public project engaged in by the City for public purposes under the General Obligation Act. The Board hereby confirms the necessity of the Series 2023B Bonds and the Series 2024A Bonds and hereby declares the necessity of each of the New Project as required by Section 66.101 of the General Obligation Act.  
Section 3. Amendment of Definition of Project in the Prior Ordinances. The definition of "Project" in each of the Prior Ordinances is hereby amended and restated to add the New Project to the description of the "Project" contained therein.  
Section 4. Further Actions. In connection with the undertaking and implementation by the City of the amendment herein described, which is hereby expressly directed, the Designated Officers of the City (as defined in each of the Prior Ordinances) are hereby authorized and directed to take and carry out such further necessary, desirable, or appropriate actions to effect such amend-

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ment.  
Section 5. Severability. If any one or more of the provisions of this Ordinance should be determined by a court of competent jurisdiction to be contrary to law, then such provisions shall be deemed to be severable from all remaining provisions and shall not affect the validity of such other provisions.  
Section 6. Inconsistent Actions. All prior ordinances, resolutions, orders, or parts thereof inconsistent herewith are hereby repealed. The Prior Ordinances, except to the extent otherwise amended herein, is hereby affirmed.  
Section 7. Open Meetings Compliance. All meetings of the Board and of its committees and any other public bodies, at which the formal actions in connection with this Ordinance, or at which deliberations that resulted in such formal actions were held, were open meetings, and such formal actions were taken and any such deliberations took place while such meetings, after proper notice, were open to the public, in compliance with all legal requirements including KRS Sections 61.805 through 61.850.  
Section 8. Effective Date. This Ordinance shall become effective immediately upon adoption and publication of a summary thereof, as provided by law.  
Full text of this ordinance with attachments may be requested from the City Clerk's office at 270-831-4927, or [jmbrandon@hendersonky.gov](mailto:jmbrandon@hendersonky.gov), or can be found on the City's website in the agenda packets from July 15, 2025, and July 22, 2025 at: <https://www.hendersonky.gov/AgendaCenter/Board-of-Commissioners-Meetings-1>

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specifications and regulations. NOW, THEREFORE, BE IT ORDERED by the City of Henderson, Kentucky, that the City hereby accepts certain public improvements, which are generally depicted on the attached drawing, marked Exhibit "A", and consists of the following:  
Sidewalks:  
Audubon Street – 94 linear feet of 4 feet wide concrete sidewalk  
All ordinances or parts of ordinances in conflict herewith are hereby repealed and superseded to the extent of such conflict.  
This ordinance shall become effective upon its legal adoption.  
Full text of this ordinance with attachments may be requested from the City Clerk's office at 270-831-4927, or [jmbrandon@hendersonky.gov](mailto:jmbrandon@hendersonky.gov), or can be found on the City's website in the agenda packets from July 15, 2025, and July 22, 2025 at: <https://www.hendersonky.gov/AgendaCenter/Board-of-Commissioners-Meetings-1>

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