

ORDINANCE NO. 2 - 96

AN ORDINANCE OF THE CITY OF BEREA, KENTUCKY, ANNEXING CERTAIN REAL PROPERTY LOCATED NEAR BEREA, MADISON COUNTY KENTUCKY.

WHEREAS, interest has been evidenced in annexing a tract of land located near Berea, Madison County, Kentucky; and

WHEREAS, the City Council has determined that the corporate boundaries of the City should be extended to include this area; and

WHEREAS, the City wishes to be able to be in the position to extend certain municipal services to this area; and

WHEREAS, the tract described herein is not already incorporated; and

WHEREAS, the owners of the property agree to the annexation;

NOW, THEREFORE, the City of Berea, Kentucky, does ordain as follows:

SECTION I

That the City of Berea, Kentucky, pursuant to KRS 81A.420 and KRS 81A.412, hereby annexes and makes a part of the corporate area the certain tract of property described as follows:

SEE ATTACHED EXHIBIT A

SECTION II

Upon the enactment of this ordinance, the territory described in Exhibit A is part of the City of Berea for all purposes.

SECTION III

Pursuant to Section 81.402(6) of the Berea City Code, the Planning Commission shall hold a public hearing on the zoning classification to be assigned to the property annexed herein, and until the City Council acts on the Planning Commission's recommendation, the property annexed shall be classified R-1

A certain tract of land located on the south side of KY HWY 21, approximately 2,400 feet west of the intersection of KY HWY 21, and Gabbardtown Road, near Berea, Madison County, Kentucky, and being bound by survey (Job. No. 5386) made March 29, 1995, by Charles E. Black, a licensed Land Surveyor (L.S. 670), and further described as follows:

96.58 acre tract

Beginning at a steel pin by a set stone in the south right of way line of Ky. Hwy. 21 and corner to Otis Pigg; thence leaving said right of way line with the line of Pigg S 01° 48' 12" W 2,008.25 feet to a point (passing a steel witness pin at 1,958.25 feet) in the center of Silver Creek, in the line of Cecil Hylton; thence leaving the line of Pigg with the line of Hylton (as agreed by Hylton and Burnell) two (2) calls: N 82 deg 17' 58" W, 448.10 feet to a steel pin; thence, S 25 deg 11' 51" W 313.24 feet to a steel pin set by a 12" Ash in the line of Hylton and corner to W.M. Goodrich; thence leaving the agreed line of Hylton with the lines of Goodrich six (6) calls: N 67 deg 59' 48" W 489.27 feet to a steel pin set by a 24" maple; thence N 68 deg 50' 15" W, 134.36 feet to a steel pin; thence N 69 deg 07' 03" W, 454.99 feet to a steel pin; thence N 69 deg 16' 58" W, 352.04 feet to a steel pin; thence S 34 deg 42' 55" W, 380.06 feet to a C. N. set in top of an existing post; thence N 70 deg 14' 19" W, 484.95 feet to a steel pin in the line of Goodrich, at the northeast ending right of way point of Arrowhead Drive, and corner to Lot 8 of Stonewall Subdivision; thence leaving the line of Goodrich and the right of way line of Arrowhead Drive with the line of Lot 8 of Stonewall Subdivision N 33 deg 25' 36" E, 223.40 feet to an existing steel pin and common corner to H. Goodrich; thence leaving the line of lot 8 with the line of Goodrich N 33 deg 25' 36" E, 193.13 feet to an existing iron pipe and common corner to Forest Bryant; thence leaving the line of Goodrich with the line of Bryant two (2) calls: N 33 deg 12' 02" E, 636.33 feet to a steel pin; thence N 32 deg 53' 18" E 275.67 feet to an existing C.N. & Post and common corner to Di Teresa; thence leaving the line of Bryant with the line of Di Teresa for a portion of Rifai for a portion of Straud for a portion of, and Park for the remainder of two (2) calls: N 33 deg 09' 41" E 847.48 feet to an existing iron pipe; thence N 33 deg 34' 02" E, 363.00 feet to a steel pin in the south right of way line of KY Hwy. 21; thence leaving the line of Park with the south right of way line of Ky. Hwy. 21 S 78 deg. 09' 12" E, 1,282.05 feet to a containing 96.58 acres.

And being the same property conveyed to Anthony Burnell and Verna Burnell, spouses; Etta Marie Davis and Freddie Ben Davis, spouses; J.C. Burnell, Jr., and Betty Burnell, spouses; William E. Burnell and Janet Burnell, spouses; and Lula Maye Viars and Lloyd Viars, spouses, by deed of conveyance dated April 24, 1995, from J.C. Burnell, Sr., and Laura Burnell, by and through her attorney in fact, J.C. Burnell, Jr., and recorded in Deed Book 454 at page 182 in the Madison County Clerk's Office, Richmond, KY.

(Single Family Residential).

SECTION IV

The City Clerk or any other officer having custody of official maps or records of the City is hereby directed to amend such maps or records to reflect the annexation provided for herein.

SECTION V

All ordinance or parts of ordinances in conflict with this ordinance are hereby repealed.

FIRST READING: February 6, 1996.

SECOND READING & ENACTMENT February 20, 1996.

CITY OF BEREA, KENTUCKY  
ATTEST:

Patricia D. Alvarado  
Clerk of the City Council

APPROVED:

Clifford F. Kerby  
Clifford F. Kerby, M.D., Mayor

PREPARED BY:

COY, GILBERT & GILBERT  
212 North Second Street  
Richmond, Kentucky 40475  
(606) 623-3877

James T. Gilbert  
James T. Gilbert

OVERSIZE MAP INCLUDED WITH  
SUBMISSION.

To research the map, contact the  
Office of Secretary of State  
or the County Clerk.