



**CITY OF BERE A**

CITY CLERKS OFFICE

CLIFFORD F. KERBY, M.D.  
MAYOR

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T.D.D.# 1-800-648-6057

PATRICIA D. ABRAMS, CMC/AAE  
CITY CLERK

**PROOF OF MUNICIPAL LEGISLATION**

I, Patricia D. Abrams, City Clerk of the City of Berea, Kentucky, hereby certify that the attached is a true and accurate copy of Ordinance #15-98 adopted by the Berea City Council on July 7, 1998 and that I am the custodian of the original, which is maintained at the City Clerk's Office, Berea City Hall, Berea, Kentucky.

July 20, 1998  
DATE

Patricia D. Abrams  
PATRICIA D. ABRAMS, CMC/AAE  
CITY CLERK

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ORDINANCE NO. 15 - 98

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(G) 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

(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All ordinance or parts of ordinances in conflict with this ordinance are hereby repealed.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: June 2, 1998.

SECOND READING & ENACTMENT July 7, 1998.

CITY OF BEREА, KENTUCKY  
ATTEST:

Patricia D. Abrams  
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

TRACT NO. 1: A certain tract of land in Madison County, Kentucky, on the waters of Silver Creek and bounded as follows: Beginning at two ash trees on the northeast bank of Silver Creek a corner to Pleas Evans at "A"; thence with his line S85E 63-5/10 poles to a stake said Evans' corner at "2", thence still with him N2W 82 poles to a stone a corner to said Evans and also a corner to Wm. M. Adams at "3"; thence with Adams S86E 110 poles to a stone in the trace of an old road on the West side of the Kingston and Berea Pike at 4; thence with the trace of said old road and crossing the Berea Pike S4-1/2W 196 poles to a stone corner to Pleas Evans and also a corner to Wm. A. Burdett's (William Henry Burdett) heirs at 5; thence N85W with Cyrus Moore's line 132 poles to a stake in the center of Silver Creek at a water gap at "6"; thence with and down the creek in the center, N2W 52 poles to a stake at "7"; thence N10E 34 poles to a stake at "8"; thence N43W 40 poles to the beginning, containing one hundred and fifty two (152) acres.

There is excluded from the above tract of land heretofore conveyed to Pleas Evans from B.S. Terrill and wife, Mary E. Terrill, by deed dated the 8th day of April, 1903, which is recorded in the Madison County Clerk's office in Deed Book 56 at page 406, containing 39.16 acres conveyed to C.A. Moore by deed from B.S. Terrill and wife, Mary Terrill, by deed dated the 8th day of April, 1903, which is recorded in the Madison County Clerk's office in Deed Book 58 at page 486.

TRACT NO. 2: A certain tract of land in Madison County, Kentucky, and on the waters of Silver Creek and bounded as follows, viz:

Beginning at a stake the old corner to Evans and Terrill at H, thence with the old line of the said Evans and Terrill N85W 43-1/2 poles to the crossing of the new line at E; thence the new line N 80-1/2E 43-1/2 poles to another old line at D; thence with that line S2E 11 poles to the beginning, containing one and one-half (1 1/2) acres.

AND BEING THE SAME PROPERTY conveyed to Holiday Motel, Inc., by deed of conveyance dated October 5, 1993, from Imogene Combs, Kendall Gadd, Susan Gadd, Craig Gadd, Ann Dennis Gadd, Deanna T. Gadd, and Barbara J. Oldaker, and recorded in Deed Book 438 at page 399, in the office of the Madison County Clerk.

EXHIBIT A

OVERSIZE MAP INCLUDED WITH  
SUBMISSION.

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