

CITY OF BERA

CITY ADMINISTRATORS OFFICE

STEVEN CONNELLY
MAYOR

212 CHESTNUT STREET • BERA, KENTUCKY 40403
(859) 986-8528 • FAX (859) 986-7657
T.D.D.# 1-800-648-6057

RANDY STONE
CITY ADMINISTRATOR

RECEIVED AND FILED
DATE December 1, 2003
JOHN Y. BROWN III
SECRETARY OF STATE
COMMONWEALTH OF KENTUCKY
BY Kardie Adkinson

PROOF OF MUNICIPAL LEGISLATION

I, Randy Stone, City Clerk of the City of Berea, Kentucky, hereby certify that the attached is a true and accurate copy of Ordinance #07-03 adopted by the Berea City Council on June 17, 2003, and that I am the custodian of the original, which is maintained at the City Clerk's Office, Berea City Hall, Berea, Kentucky

November 25, '03
Date

Randy Stone
Randy Stone, City Clerk

ORDINANCE NO. 7 - 03

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

WHEREAS, pursuant to the term of Ordinance No. 5-03, enacted on April 1, 2003, the City Council declared its intention to annex certain real property located to the east of the current corporate limits, pursuant to KRS 81A.420; and

WHEREAS, more than sixty (60) days have elapsed since the enactment of Ordinance No. 5-03, and no petition has been received by the Mayor objecting to such annexation as set out in KRS 81A.420; and

WHEREAS, the City Council desires to proceed with the annexation and extend certain municipal services to this area; and

WHEREAS, the tracts described herein are not already incorporated;

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

SECTION I

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

THE MAP ATTACHED SETS OUT THE TRACTS OF PROPERTY ANNEXED HEREBY AND IS ADOPTED AS IF FULLY SET OUT HEREIN. THE DESCRIPTIONS CONTAINED IN THE DEEDS ARE INCORPORATED BY REFERENCE HEREIN. THE DEEDS AND MAP SET OUT THE PROPERTY ANNEXED BY THIS ORDINANCE.

SECTION II

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

SECTION III

Pursuant to previous agreement with the Madison Fiscal Court dated December 31, 1997, whereby the City of Berea was granted authority to enact land use regulations outside of the corporate limits in an area which included the property annexed herein, and pursuant to the provisions of Ordinance No. 13-2000, enacted on the 17th day of October, 2000, the City Council of the City of Berea assigned zoning classifications to the properties annexed herein, so that pursuant to the provisions of KRS 100.209, each of the properties shall remain in the zoning classification previously assigned, provided that such classifications shall after the effective date hereof be referred to as the current City zoning classification most nearly similar to such existing classification, and further that properties which currently are classified Agricultural shall be included in the city's new Agriculture zoning classification.

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 3, 2003.

SECOND READING & ENACTMENT June 17, 2003.

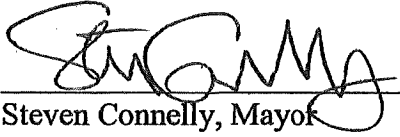
CITY OF BERA, KENTUCKY

ATTEST:



Clerk of the City Council

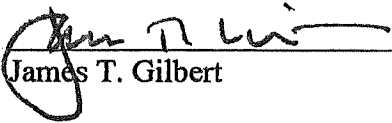
APPROVED:



Steven Connelly, Mayor

PREPARED BY:

COY, GILBERT & GILBERT
212 North Second Street
Richmond, Kentucky 40475
(859) 623-3877



James T. Gilbert

METES & BOUNDS DESCRIPTION
for
ORDINANCE NO. 07-03
ANNEXING CERTAIN REAL PROPERTY
adjoining
BEREA, MADISON COUNTY, KENTUCKY

This description describes the new corporate limits of the City of Berea, Madison County, Kentucky as created by ORDINANCE NO. 07-03 enacted June 17, 2003 (based upon an October, 2003 survey performed by Paul S. Schrader, PLS#2914, City of Berea Land Surveyor). This new corporate limits lies general from approximately 130 feet north east of the intersection of Short Line Pike with Blue Lick Road to a point in the westerly right of way of Old US Highway 25 approximately 80 feet southerly of the intersection of Old US Highway 25 with Misti Drive and is more particularly described as follows:

Unless stated otherwise, any monument referred to herein as a set "city limits monument" is a # 4 rebar, 18" in length, with an aluminum cap stamped "BEREA CITY LIMITS - PLS 2914". All bearings and coordinates stated herein are based upon NAD 83 Kentucky State Plane, South Zone as observed via "survey grade" RTK GPS on October 23 & 24, 2003.

Beginning at a forest service monument, a disk set in concrete, found in the easterly right of way of Blue Lick Road, approximately 130 feet northeasterly of the intersection of Blue Lick Road with Short Line Pike at the observed coordinates of North 2,092,307.12 by East 2,073,370.06 at a corner of the previously existing corporate limits; thence N 76°52'32" W, 19.67 feet to a city limits monument set in the centerline of Blue Lick Road; thence with the centerline of Blue Lick Road for forty-seven (47) calls:

N 30°55'01" E, 98.42 feet;
N 29°52'18" E, 174.47 feet;
N 30°24'03" E, 202.69 feet to a set city limits monument;
N 31°26'40" E, 172.51 feet;
N 30°15'37" E, 449.82 feet;
N 29°46'27" E, 138.45 feet;
N 29°17'00" E, 97.02 feet to a set city limits monument;
N 29°21'38" E, 79.22 feet;
N 31°29'57" E, 118.65 feet;
128.67 feet along a 138.13 foot radius curve to the left having a chord of N 08°49'20" E, 124.07 feet;
N 19°36'31" W, 121.70 feet;
N 17°42'01" W, 102.44 feet;
N 19°46'44" W, 92.22 feet;
151.72 feet along a 1641.23 foot radius curve to the right having a chord of N 17°09'41" W, 151.67 feet;
N 14°29'27" W, 160.92 feet to a set city limits monument;
N 16°30'24" W, 150.59 feet;
240.53 feet along a 1802.11 foot radius curve to the right having a chord of N 13°00'08" W, 240.35 feet;
154.51 feet along a 1372.81 foot radius curve to the left having a chord of N 09°56'54" W, 154.43 feet;
N 13°59'12" W, 371.57 feet to a set city limits monument;
N 12°50'43" W, 123.19 feet;
232.14 feet along a 315.65 foot radius curve to the right having a chord of N 07°36'45" E, 226.94 feet;
N 22°32'31" E, 115.89 feet;
N 24°38'28" E, 134.13 feet;

N 29°12'12" E, 94.81 feet;
171.02 feet along a 709.72 foot radius curve to the left (passing a set city limits monument at 81.26 feet) having a chord of N 26°35'48" E, 170.60 feet;
N 20°26'06" E, 75.21 feet;
N 19°04'10" E, 543.86 feet;
215.62 feet along a 3064.79 foot radius curve to the left having a chord of N 16°18'26" E, 215.57 feet to a set city limits monument;
187.20 feet along a 1685.17 foot radius curve to the left having a chord of N 09°33'59" E, 187.10 feet;
171.25 feet along a 770.36 foot radius curve to the right having a chord of N 17°54'48" E, 170.89 feet;
N 24°15'36" E, 342.07 feet;
212.91 feet along a 874.03 foot radius curve to the right having a chord of N 31°50'32" E, 212.39 feet to a set city limits monument;
N 40°10'23" E, 904.63 feet;
202.13 feet along a 679.01 foot radius curve to the left (passing a set city limits monument at 102.00 feet) having a chord of N 31°08'30" E, 201.39 feet;
232.42 feet along a 526.10 foot radius curve to the right having a chord of N 36°22'50" E, 230.54 feet;
193.22 feet along a 696.96 foot radius curve to the right having a chord of N 51°49'49" E, 192.61 feet;
N 60°23'47" E, 223.40 feet;
176.43 feet along a 267.81 foot radius curve to the left (passing a set city limits monument at 95.86 feet) having a chord of N 41°14'05" E, 173.26 feet;
214.10 feet along a 963.50 foot radius curve to the right having a chord of N 22°48'04" E, 213.66 feet;
N 31°51'33" E, 50.93 feet;
505.80 feet along a 770.91 foot radius curve to the left having a chord of N 16°32'14" E, 496.78 feet to a set city limits monument;
176.96 feet along a 690.54 foot radius curve to the left having a chord of N 09°36'01" W, 176.47 feet;
N 20°47'33" W, 77.91 feet;
188.85 feet along a 175.35 foot radius curve to the left having a chord of N 11°25'45" E, 179.85 feet;
N 35°40'23" E, 136.80 feet;
175.97 feet along a 261.06 foot radius curve to the left having a chord of N 23°04'22" E, 172.65 feet;
N 02°23'36" E, 134.58 feet to a city limits monument set at the intersection of the centerline of Blue Lick Road with the centerline of Johnson Road; thence with the centerline of Johnson Road for four (4) calls:

S 80°00'35" W, 124.48 feet;
148.51 feet along a 351.53 foot radius curve to the right having a chord of S 88°42'17" W, 147.41 feet;
N 79°17'54" W, 179.02 feet;
224.44 feet along a 1078.37 foot radius curve to the left having a chord of N 85°18'46" W, 224.03 feet to a city limits monument set at the intersection of the centerline of Johnson Road with the extension of the approximate line of Jimmie Lamb (Deed Book 383, Page 670); thence leaving the centerline of Johnson Road and with the said approximate line of Jimmie Lamb for four (4) calls:
N 03°43'41" W, (passing a found iron pin with cap number 3297 at 26.19 feet) 779.02 feet to a found iron pin with cap number 3297;
N 02°06'41" W, 702.56 feet to a found iron pin with cap number 670;
N 79°07'18" W, 950.40 feet to a found iron pin with cap number 670;
N 10°05'49" E, (passing a found iron pin with cap number 670 at 336.74 feet) 362.83 feet to a point in the center of Terrill Branch; thence with the said approximate line of Jimmie Lamb and the center of Terrill Branch for six (6) calls:

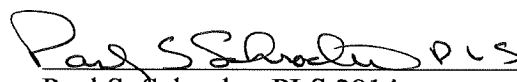
S 76°01'36" W, 138.37 feet;
S 74°00'18" W, 142.21 feet;

S 44°11'12" W, 199.18 feet;
S 41°57'06" W, 97.98 feet;
S 69°46'46" W, 30.97 feet;
N 88°02'36" W, 72.29 feet; thence leaving the centerline of Terrill Branch and with the approximate line of Larry Combs (Deed Book 401, Page 355) for two (2) calls:

N 02°29'10" W, (passing iron pins with caps number 3205 at 67.75 feet and 345.37 feet) 454.00 feet to a found iron pin with cap number 3205;
N 14°30'03" W, 868.55 feet to a found post called for in deed; thence N 37°17'15" W, 50.00 feet to a city limits monument set in the centerline of Highway 1016; thence with the centerline of Highway 1016 S 52°42'45" W, 1062.59 feet to a set city limits monument; thence leaving the centerline of Highway 1016 N 37°17'15" W, 50.00 feet to a found aluminum conduit; thence with the approximate line of James & Pearline Bicknell (Deed Book 421, Page 495) for two (2) calls:

N 88°17'38" W, 669.78 feet to a found iron pin with cap number 3118;
N 88°43'23" W, 29.78 feet to a found iron pin with cap; thence with the approximate line of PBK Bank (Deed Book 540, Page 148) N 88°44'26" W, 1491.78 feet to a found iron pin with cap number 3205; thence with the approximate line of John Devere (Deed Book 413, Page 406) N 35°18'41" E, 289.90 feet to a found iron pin with cap number 3205; thence with said approximate line of John Devere and crossing the right of way of Old US Highway 25 N 88°20'11" W, (passing a found iron pin with cap number 3205 at 334.02 feet) 384.04 feet to a city limits monument set in the westerly right of way of said Old US Highway 25 in the line of the previously existing corporate limits lying approximately 80 feet southerly of the intersection of said Old US Highway 25 with Misti Drive and said point having a coordinate value of North 2,103,416.90 by East 2,070,493.37.

Being all of the new corporate limits of the City of Berea, Madison County, Kentucky as established by the City of Berea Ordinance No. 07-03, said ordinance having been enacted June 17, 2003.

 PLS
Paul S. Schrader, PLS 2914
11.25.03
Date



OVERSIZE MAP INCLUDED WITH
SUBMISSION.

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