



CITY OF BEREA

CITY ADMINISTRATORS OFFICE

STEVEN CONNELLY
MAYOR

212 CHESTNUT STREET • BEREA, KENTUCKY 40403
(859) 986-8528 • FAX (859) 986-7657
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RANDY STONE
CITY ADMINISTRATOR

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 07-10 adopted by the Berea City Council on July 6 2010, and I am the custodian of the original, which is maintained at the City Clerk's office, Berea City Hall, Berea, Kentucky.

8/17/10

Date

Randy Stone, City Clerk
City of Berea, Kentucky

RECEIVED AND FILED
DATE August 20, 2010

TREY GRAYSON
SECRETARY OF STATE
COMMONWEALTH OF KENTUCKY
Randie Adkins

ORDINANCE NO. 07 - 10

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

WHEREAS, in Ordinance No. 02-09, the City Council declared its intent to annex approximately 105 acres of land located at 290 Estridge Road, Bereа, Kentucky, into the corporate limits, which land is known as the City of Bereа Landfill, owned by the City of Bereа, Kentucky; and

WHEREAS, as directed in Ordinance No.02-09, the Planning Commission held a public hearing on May 26, 2009, and has recommended that the landfill property annexed be assigned a zoning classification of A-1 (Agriculture); and

WHEREAS, the City Council has determined that the property to be annexed is adjacent and contiguous to the current corporate limits and which by reason of population density, use of the land, including subdivision of land, both existing and expected, the land to be annexed is suitable for development for major business purposes, so 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 Council of the City of Bereа, Kentucky, does ordain as follows:

SECTION I

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

Attached as Exhibit A.

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 the recommendation of the Planning Commission at its May 26, 2009, regular meeting, and KRS 81A.420, KRS 81A.412, and KRS 100.209, the property annexed herein and described on Exhibit A is hereby assigned the zoning classifications of A-1 (Agriculture).

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 and zoning classification provided for and assigned herein.

SECTION V

All ordinance or parts of ordinances in conflict with this ordinance are hereby repealed.

FIRST READING: June 15, 2010.

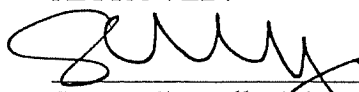
SECOND READING & ENACTMENT July 6, 2010.

CITY OF BEREА, 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

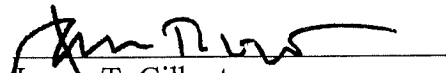

James T. Gilbert

EXHIBIT A

CITY OF BEREA PROPERTY LEGAL DESCRIPTION for ANNEXATION INTO THE CORPORATE LIMITS of THE CITY OF BEREA, KENTUCKY

A certain tract or parcel of land lying contiguous to the City of Berea, Madison County, Kentucky; more particularly bounded and described as follows. Please note that the metes and bounds shown hereon have not been surveyed "on the ground" nor according to the minimum standards of practice (201 KAR 18:150). These calls have been determined via the plotting of deeds upon digital ortho photography flown in the summer of 2008, with GPS'ed monumentation for the purposes of annexation into corporate limits:

Beginning at a point in the current City of Berea corporate boundary and approximately 955 feet west of the centerline of Angel Road; said point being at the approximate NAD 1983 Kentucky South state plane coordinates of North 2,097,599 East 2,050,969;
thence with the line of the City of Berea property (DB 211, PG 106; DB 222, PG 059; DB 228, PG 034; DB 259, PG 399; DB 335, PG 018; DB 335, PG 021) for seventeen (17) calls;
S 08°00'11" W, 1600.56 feet;
S 11°58'46" E, 458.85 feet;
S 16°01'13"W, 891.86 feet;
S 15°00'49"W, 159.07 feet;
thence with the right of way of Estridge Road;
S 69°49'42"W, 82.19 feet;
thence with the line of the City of Berea;
S 64°09'29"W, 52.54 feet;
S 61°59'33"W, 232.37 feet;
S 56°52'35"W, 49.47 feet;
S 51°55'09"W, 241.90 feet;
S 56°45'18"W, 98.74 feet;
S 57°00'54"W, 89.36 feet;
N 10°24'47"W, 1342.55 feet;
N 10°09'40"W, 2191.88 feet;
N 77°42'54"E, 896.07 feet;
N 43°57'34"E, 468.53 feet;
thence with the line of the City of Berea and subsequently with the current corporate limits;
S 59°55'30"E, 671.68 feet;

S 05°47'29"W, 186.14 feet to the point of beginning and containing approximately 105 acres.

And being all of the property conveyed to the City of Berea by deeds dated September 25, 1964, April 25, 1966, April 27, 1967, March 15, 1971, February 6, 1981, and February 23, 1981 and recorded in Deed Book 211, Page 106, Deed Book 222, Page 059, Deed Book 228, Page 034, Deed Book 259, Page 399, Deed Book 335, Page 018, and Deed Book 335, Page 021 in the office of the Madison County Court Clerk.

OVERSIZE MAP INCLUDED WITH
SUBMISSION.

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