

CITY OF BEREA

CITY CLERKS OFFICE

CLIFFORD F. KERBY, M.D.
MAYOR

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PATRICIA D. ABRAMS, CMC/AE
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 #24-98, adopted by the Berea City Council on September 15, 1998, and that I am the custodian of the original, which is maintained at the City Clerk's Office, Berea City Hall, Berea, Kentucky.

November 16, 1998
DATE

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

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ORDINANCE NO. 24 - 98

AN ORDINANCE OF THE CITY OF BEREA, KENTUCKY, ANNEXING CERTAIN REAL PROPERTY OWNED BY THE SILVER CREEK BAPTIST CHURCH LOCATED ON KENTUCKY HIGHWAY 21 EAST NEAR BEREA, MADISON COUNTY KENTUCKY.

WHEREAS, the Silver Creek Baptist Church has evidenced interest in being annexed by the City; 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 owner of the property, the Silver Creek Baptist Church, agrees 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 (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All ordinance or parts of ordinances in conflict with this ordinance are hereby repealed.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: September 1, 1998.

SECOND READING & ENACTMENT September 15, 1998.

CITY OF BEREA, KENTUCKY
ATTEST:

Patricia D. Abrams
Clerk of the City Council

APPROVED:

Clifford F. Kerby, M.D., Mayor

PREPARED BY:

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

James T. Gilbert



P.O. Box 543 • Berea, Kentucky 40403
 Phone 986-3736 • 615 Big Hill Road
 E Mail: www.BLSurveying.com

LEGAL DESCRIPTION
 for
SILVER CREEK BAPTIST CHURCH
HIGHWAY 21
BEREA, MADISON COUNTY, KENTUCKY

A certain tract or parcel of land lying in Berea, Madison County, Kentucky; more particularly bounded and described as follows (based upon an August 1998 survey performed by Berea Land Surveying, P.L.S. # 2914):

Unless stated otherwise, any monument referred to hereon as an "ipc" is a set # 4 rebar, 18" in length, with a yellow plastic cap stamped "P.S.S., PLS 2914". All bearings stated herein based upon the magnetic meridian as observed May 1997.

Beginning at a PK nail set at the intersection of the southerly right-of-way of Highway 21 with the westerly right-of-way of Gabbardtown Road, thence with the right-of-way of Gabbardtown Road for four (4) calls:

S 39° 15' 03" W, 49.15 feet to a set pk nail;

S 50° 44' 57" E, 10.00 feet to a set pk nail;

S 39° 15' 03" W, 161.00 feet to a set ipc;

109.99 feet along a 2322.00 foot radius curve to the left, said curve having a chord of 109.98 feet, bearing S 37° 53' 37" W, to an ipc set at a corner common to Leonard and Kathy Bratcher, thence with the line of Bratcher, N 62° 59' 40" W, passing through a found witness ipc at 407.63 feet, in all 434.45 feet to a point in the centerline of Silver Creek, a corner common to Alfred Johnson, thence with the centerline of Silver Creek and the line of Johnson for three (3) calls:

N 37° 14' 49" E, 78.83 feet to an unmonumented point;

N 21° 38' 07" E, 45.98 feet to an unmonumented point;

N 03° 14' 46" W, 93.31 feet to an unmonumented point at a corner common to the right-of-way of Kentucky Highway 21, thence with the right-of-way of said highway, S 74° 56' 09" E, passing through an ipc set in witness at 10.00 feet, in all, 538.98 feet to the point of beginning and containing 2.79 acres.

And being the same property conveyed to the Silver Creek Baptist Church from Clarence and Zephia Anderson by deed dated August 27, 1964 and recorded in Deed Book 86, Page 516, and conveyed to Silver Creek Baptist Church from David and Mary Parsons by deed dated November 27, 1962 and recorded in Deed Book 200, Page 63 in the office of the Madison County Court Clerk.

Paul S. Schrader 8-17-98
 Paul S. Schrader Date

File: 98084-

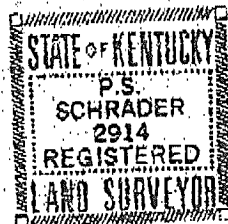


EXHIBIT A

OVERSIZE MAP INCLUDED WITH
SUBMISSION.

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