



CITY OF BERA

CITY ADMINISTRATORS OFFICE

CLIFFORD F. KERBY, M.D.
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RANDY STONE
CITY ADMINISTRATOR

RECEIVED AND FILED
DATE Aug. 5, 2002

JOHN Y. BROWN III
SECRETARY OF STATE
COMMONWEALTH OF KENTUCKY
BY K. Addin

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 #22-89 adopted by the Berea City Council on June 13, 1989 and that I am the custodian of the original, which is maintained at the City Clerk's Office, Berea City Hall, Berea, Kentucky.

July 24, 2002
DATE

Randy Stone
RANDY STONE
CITY CLERK

DATE Aug 5, 2002ORDINANCE NO. 227 - 89

AN ORDINANCE OF THE CITY OF BEREА, KENTUCKY, ANNEXING CERTAIN REAL PROPERTY CONTIGUOUS AND ADJACENT TO THE EXISTING CORPORATE LIMITS.

JOHN Y. BROWN III
SECRETARY OF STATE

COMMONWEALTH OF KENTUCKY

WHEREAS, in Ordinance No. 12 - 89 enacted June 13, 1989, the City Council of the City of Bereа proposed to annex a certain tract of real property lying adjacent and southwest of the present corporate limits of the City of Bereа, and

BY K. Adkins

WHEREAS, said ordinance was published according to law, and

WHEREAS, more than sixty days have elapsed since the enactment of said ordinance and no petition has been received by the Mayor objecting to said annexation and containing fifty percent (50%) of the resident voters or owners of real property within the limits of the area which was proposed to be annexed;

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

SECTION I:

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

SEE ATTACHED AS EXHIBIT "A"

SECTION II:

Upon the enactment of this ordinance, the territory described herein is part of the City of Bereа for all purposes.

SECTION III:

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 IV:

All ordinance or parts of ordinances in conflict with this ordinance are hereby repealed.

FIRST READING: August 15, 1989.

SECOND READING & ENACTMENT: September 5, 1989.

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:

James T. Gilbert
James T. Gilbert,
Corporation Counsel
City of Bereа, Kentucky

EXHIBIT "A"

BOUNDARY DESCRIPTION

A boundary of land situated southwesterly of present (1989) corporate limits of City of Berea, being the same boundary as shown on plat of record titled "Annexation Boundary Plat of South Dogwood Drive & KY-21, 1989," said plat being lodged of record in Plat Cabinet _____, Slide _____ in the office of Clerk of Madison County to which reference is made for a more complete and accurate description, based on a field survey dated May, 1989 by Berea City Engineer, Horne Engineering, Inc. and being more particularly described as follows, TO WIT:

Beginning at a point on the northwesterly right-of-way of KY-21 (KDOT Proj. No. SP-76-311), said point being the present (1989) corporate limits of Berea, thence continuing with present (1989) corporate limits and the northwesterly right-of-way of KY-21 (KDOT Proj. No. SP-76-311) for two (2) calls; N 44°06'44" W, 10.00' to a point and N 45°53'16" E, 330.00' to a point, said point being on the northwesterly right-of-way of KY-21, thence leaving said right-of-way, crossing KY-21 and continuing with present (1989) corporate limits a call of S 12°09'18" E, 608.88' to a point on the northerly right-of-way of Old KY-21 for two (2) calls, being (A) a circular arc having a radius of 2,894.90' the point of radius being southerly of said arc, having an arc distance of 213.73' with a chord bearing S 84°10'10" E, a distance of 213.68' to a tangent point, and (B) a call of S 82°03'16" E, 198.20' to a point, said point being on the northerly right-of-way of Old KY-21 and also being a corner of the boundary of annexation as described in Ordinance 1-84, thence leaving the northerly right-of-way of Old KY-21 and continuing

with the present corporate limits of City of Berea described in Ordinance 1-84 for eleven (11) calls:

S 06°32'18" W, 217.79' to a wood fence post,
N 88°01'26" W, 237.77' to a wood fence post,
S 02°49'22" E, 95.36' to an existing iron pin,
S 16°05'17" W, 218.62' to an existing iron pin,
S 59°07'07" E, 217.53' to a point,
S 46°25'06" E, 367.49' to an existing iron pin,
S 80°30'00" E, 74.51' to an existing concrete monument,
N 22°10'05" E, 352.32' to a corner fence post,
N 10°06'39" E, 171.33' to an existing 1" pipe,
N 87°48'03" E, 202.53' to a point, and
N 08°17'49" W, 317.73' to a point,

said point being the intersection point of northerly right-of-way of Old KY-21 and westerly right-of-way of South Dogwood Drive (KDOT Proj. No. SP-76-281-9), said point being a corner of the boundary of annexation as described in Ordinance 1-84, thence leaving boundary as described in said Ordinance and continuing with present (1989) corporate limits of City of Berea, being the northerly right-of-way of Old KY-21 a call of S 82°03'16" E, 1,027.22' to a point on the easterly right-of-way of I-75 (KDOT Proj. No. SP-76-281-9), said call intersecting the centerline of I-75 at a distance of 851.66', thence leaving present corporate limits of City of Berea and continuing with the easterly right-of-way of I-75 (KDOT Proj. No. SP-76-281-9) for twelve (12) calls:

S 29°07'22" W, 13.57' to a point,
S 06°05'45" W, 16.56' to a point,
S 06°05'45" W, 558.46' to a point,
S 06°33'09" W, 300.04' to a point,
S 01°39'08" W, 581.38' to a point,
S 01°25'22" W, 137.36' to a point,
S 15°14'38" W, 358.06' to a point,
S 04°52'20" W, 395.03' to a point,
S 04°29'45" W, 260.05' to a point,
S 16°54'27" W, 127.48' to a point,

S 01°35'36" W, 501.22' to a point, and
S 05°35'51" W, 3.44' to a point,

thence leaving said easterly right-of-way of I-75 (KDOT Proj. No. SP-76-281-9) a course which intersects the centerline of I-75 at a distance of 182.72', said course having a call of S 85°24'06" W, 1,340.06' to a point, said point being the westerly right-of-way of South Dogwood Drive (KDOT Proj. No. SP-76-281-9), thence continuing with said right-of-way for two (2) calls; S 15°02'59" W, 375.92' to an existing SP & C at a right-of-way marker and S 10°07'02" W, 2.22' to an existing SP & C, said SP & C being a common corner to Todd Subdivision and Bryant Subdivision on westerly right-of-way of South Dogwood Drive, thence leaving said right-of-way and continuing with common boundary of Todd and Bryant for ten (10) calls:

N 78°48'53" W, 97.70' to an existing SP & C,
N 85°12'54" W, 129.54' to an existing 3/4" pipe,
N 11°01'22" W, 141.90' to a point,
N 55°31'22" W, 200.50' to a point,
N 46°17'40" W, 132.04' to a point,
S 39°58'47" W, 235.01' to an existing 1 1/2" pipe,
N 67°19'24" W, 443.49' to an existing 1" pipe,
S 47°39'20" W, 551.99' to an existing blazed 18" Chestnut Oak,
S 17°01'52" E, 339.88' to an existing 1" pipe, and
S 62°21'45" W, 442.11' to an existing 1" pipe,

said corner being westerly corner of Lot 3 of Todd Subdivision on the boundary of Bryant, thence leaving said boundary and crossing land of Bryant N 54°10'33" W, 715.48' to a set SP & C, said SP & C being the southerly corner of Lot 11 of Lakeview Estates Subdivision, thence with westerly and northerly boundary of Lots 11, 9A, 8A, 7A and 6A of Lakeview Estates and continuing with the boundary of Todd for eleven (11) calls:

N 39°51'51" W, 196.04' to a set SP & C,
S 37°22'30" W, 155.39' to a point,
N 55°54'48" W, 907.73' to a set SP & C,
N 44°18'29" E, 46.00' to a point,
N 31°18'46" E, 105.08' to an existing iron pin,
N 36°32'32" E, 93.00' to a point,
N 42°59'16" E, 246.73' to an existing iron pin,
N 51°59'13" E, 512.94' to a point,
N 54°59'59" E, 330.00' to a point,
S 88°21'19" E, 72.21' to an existing SP & C, and
N 40°23'49" W, 1,044.84' to a point,

said point being on the northwesterly right-of-way of KY-21 (KDOT Proj. No. SP-76-311), thence continuing with said northwesterly right-of-way for sixteen (16) calls:

N 55°08'12" E, 52.96' to a point,

said point being offset 30' left of centerline property corner and said right-of-way having an arc of radius 4,748.44', an arc distance of 405.07' with a chord to point being offset 30' left of centerline PT,

N 52°41'34" E, 404.94' to a point,
N 50°14'56" E, 166.62' to a point,
N 39°45'04" W, 10.00' to a point,
N 50°14'56" E, 159.50' to a point,

said point being offset 40' left of centerline PC and said right-of-way having an arc of radius of 3,669.86', an arc distance of 188.44' with a chord call of

N 48°46'41" E, 188.42' to a point,

said point being point on curve of said right-of-way, thence continuing with said right-of-way a radial line having a call of

S 42°41'35" E, 10.00' to a point,

said point being a point on curve on said right-of-way, thence continuing with said right-of-way, having an arc radius of 3,679.86, an arc distance of 87.31' with a chord call of

N 46°37'38" E, 87.30' to a point

said point being offset 30' left of centerline PT, thence continuing with northwesterly right-of-way of KY-21

N 45°57'14" E, 1,584.15' to a point,
N 44°06'44" W, 137.28' to a point'
S 88°03'25" E, 162.88' to a point,
N 45°53'16" E, 346.97' to a point,
N 02°07'31" W, 13.45' to a point,
N 45°53'16" E, 156.00' to the point of beginning containing
335.84 acres.

OVERSIZE MAP INCLUDED WITH
SUBMISSION.

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