



CITY OF BEREA

STEVEN CONNELLY  
MAYOR

PAUL S SCHRADER, PLS  
LAND SURVEYOR-GIS COORDINATOR

GIS – SURVEY DEPARTMENT  
212 CHESTNUT STREET BEREA, KENTUCKY 40403  
(859) 986-8528 FAX (859) 986-7657  
T.D.D.# 1-800-648-6057  
January 22, 2007

RECEIVED AND FILED  
DATE January 24, 2007

Secretary of State Land Office  
Room T40, Capital Annex  
700 Capital Avenue  
Frankfort, KY 40601  
Attn: Ms. Kandie Adkinson

TREY GRAYSON  
SECRETARY OF STATE  
COMMONWEALTH OF KENTUCKY  
BY Kandie Adkinson

Re: Annexation Ordinance 19-06 Resubmitted

Hi Kandie,

You sent this ordinance back with a note that the calls in the legal description did not match the calls on the plat or map. We are only annexing the small 1.12 acre tract labeled "Clayborn (Clayton) Walker Heirs".

I had to reverse some of the calls on the plat (i.e. SW becomes NE, etc.) when composing the legal so that the legal would run consistently in a clock wise manner. I have highlighted the pertinent calls on the plat.

Most importantly, I have added the reversed calls in parenthesis in the legal description so that the calls in the legal description will match the calls on the plat. I hope this will be satisfactory.

Thank you for your continual patience,

Paul S. Schrader, PLS  
City Surveyor

Cc: Governor's Office for Local Development



CITY OF BERA

CITY ADMINISTRATORS OFFICE

STEVEN CONNELLY  
MAYOR

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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 #19-06 adopted by the Berea City Council on December 5, 2006, and I am the custodian of the original, which is maintained at the City Clerk's Office, Berea City Hall, Berea, Kentucky.**

December 19, 2006

Date

Randy Stone

Randy Stone, City Clerk

RECEIVED AND FILED

DATE January 24, 2007

TREY GRAYSON  
SECRETARY OF STATE  
COMMONWEALTH OF KENTUCKY  
BY Hardie Adkinson

**ORDINANCE NO. 19 - 06**

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

**WHEREAS**, by deed dated May 18, 2000, from the Master Commissioner of the Madison Circuit Court, the Berea Industrial Development Authority (BIDA) obtained title to a 1.12 acre tract of real property located near Mayde Road;; and

**WHEREAS**, BIDA is developing the area at the end of Mayde Road to extend its industrial park in the City of Berea; and

**WHEREAS**, BIDA has recently determined that the said 1.12 acre tract has not been annexed into the city and has requested in writing that it be annexed; and

**WHEREAS**, the City Council has determined that the tract of land to be annexed is adjacent and contiguous to the current corporate limits and which by reason of use of the land as industrial property, the land to be annexed is suitable for development for urban 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 owner of the property agrees to the annexation;

**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 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**

Because of the use of the property and because it is within and surrounded by the Berea Industrial Park, the property annexed herein and described on Exhibit A is hereby assigned the zoning classification of I-2 (Industrial Park District).

**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.

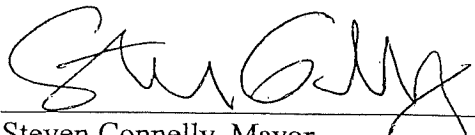
FIRST READING: November 28, 2006.

SECOND READING & ENACTMENT December 5, 2006.

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

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James T. Gilbert

**EXHIBIT  
A**

**LEGAL DESCRIPTION  
for  
ANNEXATION  
of  
BEREA INDUSTRIAL DEVELOPMENT AUTHORITY  
CLAYBORN WALKER HEIRS PARCEL (DB 516, PG 704)  
BEREA, MADISON COUNTY, KENTUCKY**

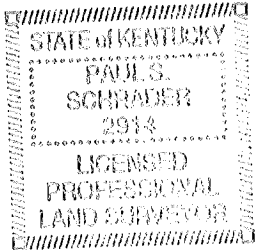
A certain tract or parcel of land lying in Berea, Madison County, Kentucky more particularly bounded and described as follows (based upon a November, 1996 survey performed by Berea Land Surveying, P.L.S. # 2914 and shown on a plat of record in Plat Book 14, Page 57):

Unless stated otherwise, any monument referred to herein as a set iron pin is a # 4 rebar, 18" in length, with a yellow plastic cap stamped "PSS, PLS 2914". All bearings stated herein are based upon the call of N68°13'31"W found in Plat Book 9, Page 112.

Beginning at an iron pin set at a corner (said corner being N 68°13'31" W, 641.45 feet from the northwesterly corner of the current terminus of the westerly right of way of Mayde Road and having NAD 1983 KY South Zone feet coordinates of Northing 2110845 and Easting 2058611) common to the Berea Industrial Development Authority (see Tract 1 of Plat Book 14, Page 57 and Deed Book 471, Page 182) and common to Matsushita (Deed Book 462, Page 676) thence with the line of said Matsushita N 68°13'31" W, 236.50 feet to an iron pin set at a corner common to said Matsushita and Jerry Mundy et al (see Tract 4 of Plat Book 14, Page 57 and Will Book 24, Page 161); thence with the line of said Jerry Mundy et al N 19°57'00" E (shown on attached plat as S 19°57'00" W), 203.37 feet to an iron pin set at a corner common to said Jerry Mundy et al and aforesaid Berea Industrial Development Authority; thence with the line of said Berea Industrial Development Authority for two (2) calls:  
S 68°52'29" E (shown on attached plat as N 68°52'29" W), 239.92 feet to a set iron pin;  
S 20°55'13" W (shown on the attached plat as N 20°55'13" E), 206.01 feet to the point of beginning and containing 1.12 acres.

This parcel is also described as:  
The Clayborn (Clayton) Walker Heirs remnant of Deed Book 109, Page 288 1.12 acres tract as shown on the "BOUNDARY RETRACEMENT PLAT – MOSS FARRIS FARM" recorded in Plat Book 14, Page 57 in the office of the Madison County Court Clerk.

And being the same property conveyed to the Berea Industrial Development Authority from the Clayborn Walker heirs by deed dated May 18, 2000 and recorded in Deed Book 516, Page 704 in the office of the Madison County Court Clerk.



*Paul S. Schrader*, PLS 1-22-07  
Paul S. Schrader, PLS #2914                      Date

OVERSIZE MAP INCLUDED WITH  
SUBMISSION.

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