

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

**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 #20-05 adopted by the Berea City Council on September 20, 2005, and I am the custodian of the original, which is maintained at the City Clerk's Office, Berea City Hall, Berea, Kentucky.**

October 19, 2006  
Date

Randy Stone  
Randy Stone, City Clerk

RECEIVED AND FILED  
DATE January 29, 2007  
\_\_\_\_\_  
JEFF GRAYSON  
SECRETARY OF STATE  
COMMONWEALTH OF KENTUCKY  
BY Karlene Adkins

ORDINANCE NO. 20 - 05

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

WHEREAS, in Ordinance No. 04-05, the City Council declared its intent to annex certain real property owned by the RNCC Land Development, LLC, located on North Herndon Lane; and

WHEREAS, as directed in Ordinance No. 04-05, the Planning Commission held a public hearing on June 28, 2005, and has recommended that the RNCC Land Development property annexed be assigned a zoning classification of A-1 (Agriculture) with a PUD (Planned Unit Development) overlay; and

WHEREAS, the City Council has determined that the tract of land's proximity to a major arterial route (US 25), 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 urban purposes; 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 agree 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

Pursuant to the recommendation of the Planning Commission at its January 25, 2005, 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 following zoning classifications: A-1 (Agriculture) with a PUD (Planned Unit Development) overlay

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.

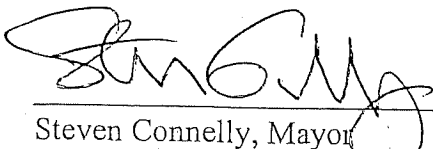
FIRST READING: September 6, 2005.

SECOND READING & ENACTMENT September 20, 2005.

CITY OF BEREA, KENTUCKY  
ATTEST:

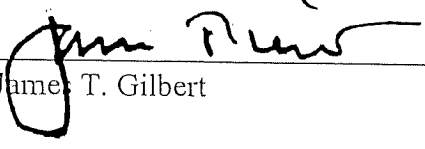
  
\_\_\_\_\_  
Clerk of the City Council

APPROVED:

  
\_\_\_\_\_  
Steven Connelly, Mayor

PREPARED BY:

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

  
\_\_\_\_\_  
James T. Gilbert

**EXHIBIT**  
**A**

**Ordinance 20-05 Legal Description**

**A certain tract or parcel of land lying contiguous to the City of Berea, Madison County, Kentucky;**

**more particularly bounded and described as follows:**

**Beginning at the northernmost point of the current City of Berea corporate boundary south of Mountain View Drive; said point being at the approximate NAD 1983 Kentucky South state plane coordinates of North 2,120,298 by East 2,070,230; thence with new lines extending the corporate limits of the City of Berea as follows:**

**in a general northeasterly direction along the lines of parcel #1 for six(6) calls:**

**N73°47'04"E, 145.77 feet; N73°47'04"E, 759.91 feet; N16°20'42"W, 202.64 feet to a point in the southerly right of way of Mountain View Drive; with said southerly right of way N73°53'20"E, 100.03 feet; leaving said right of way S16°20'42"E, 202.63 feet; N73°47'04"E, 69.66 feet; thence turning southward, continuing along the lines of parcel #1 for sixteen(16) calls:**

**S11°11'09"E, 928.78 feet; S16°10'59"E, 501.29 feet; S12°46'36"E, 156.61 feet; S13°06'05"E, 544.76 feet; S12°03'40"E, 969.09 feet; S57°56'44"W, 879.91 feet; S17°26'58"E, 474.36 feet; S23°18'33"E, 317.76 feet; S57°50'07"W, 146.42 feet; S17°30'29"E, 326.68 feet; N70°03'51"E, 180.55 feet; S12°22'33"E, 412.43 feet; S74°23'36"W, 291.17 feet; S60°03'41"W, 77.31 feet; S49°45'01"W, 63.81 feet; S49°45'01"W, 44.62 feet to a point in the current corporate limits;**

**thence with said current corporate limits for nine(9) calls:**

**N30°49'40"W, 223.71 feet; N01°52'54"E, 639.59 feet; N11°43'57"W, 209.91 feet; N19°58'45"W, 1071.89 feet; N21°22'15"W, 251.07 feet; N34°11'17"W, 1060.60 feet; N04°48'19"E, 697.00 feet; N19°43'41"E, 460.60 feet; N06°09'54"W, 572.34 feet to the point of beginning and containing approximately 109 acres.**

**And being all of parcel #1(Deed Book 541, Page 541).**

OVERSIZE MAP INCLUDED WITH  
SUBMISSION.

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