

RECEIVED AND FILED
DATE January 30, 2015

ALISON LUNDERGAN GRIMES
SECRETARY OF STATE
COMMONWEALTH OF KENTUCKY
BY Hattie Adkinson

CITY OF BEREA

CITY ADMINISTRATORS OFFICE

STEVEN CONNELLY
MAYOR

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CHERYL CHASTEEN
CITY CLERK

PROOF OF MUNICIPAL LEGISLATION

I, Cheryl Chasteen, City Clerk of the City of Berea, Kentucky, hereby certify that the attached is a true and accurate copy of Ordinance #23-2014 adopted by the Berea City Council on November 18, 2014, and I am the custodian of the original, which is maintained at the City Clerk's Office, Berea City Hall, Berea Kentucky.

Date: December 1, 2014

Cheryl Chasteen
Cheryl Chasteen, City Clerk
City of Berea, Kentucky

ORDINANCE NO. 23 - 14

AN ORDINANCE OF THE CITY OF BEREHA, KENTUCKY, HEREBY ANNEXING CERTAIN REAL PROPERTY LOCATED NEAR BEREHA, MADISON COUNTY KENTUCKY, AND ASSIGNING ZONING CLASSIFICATIONS TO SUCH PROPERTY.

WHEREAS, in Ordinance No. 13-13, the City Council declared its intent to annex certain property on Farristown Road, Kentucky, which land is owned by the Farristown Baptist Church, Berea Industrial Development Authority, Mina Mason Heirs, Edna and Howard White, into the corporate limits; and

WHEREAS, as directed in Ordinance No. 13-13, the Planning Commission held a public hearing on June 18, 2013, and has recommended that the property annexed be assigned a zoning classification of I (Industrial) and PF (Public Facilities); 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 tracts 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 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 June 18, 2014, 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 I (Industrial) and PF (Public Facilities), as set out on Exhibit B.

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.

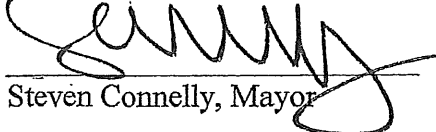
SECTION V

All ordinance or parts of ordinances in conflict with this ordinance are hereby repealed.

FIRST READING: October 21, 2014.

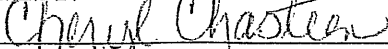
SECOND READING & ENACTMENT November 18, 2014.

APPROVED:


Steven Connelly, Mayor

CITY OF BEREА, KENTUCKY

ATTEST:


Clerk of the City Council

PREPARED BY:

A handwritten signature in cursive script, appearing to read "Jerry W. Gilbert". The signature is written in dark ink and is positioned above the printed name.

Jerry W. Gilbert
Corporation Counsel

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). The boundaries have been established by the use of a Trimble GNSS R8 model 3 survey grade unit to locate several corners called for in deeds based upon KY south zone NAD 83 coordinate base.

Beginning at a point in the current City of Berea corporate boundary and approximately 292 feet north of the railroad crossing of Mayde Road; said point being at the approximate NAD 1983 Kentucky South coordinates of North 2,110,601 East 2,059,371;

Thence with the line of The City of Berea existing corporate limits for thirty-one (31) calls:
S 80°10'25" E, 162.92 feet crossing the right of way of State Highway 1983;

thence with said easterly state right of way for three (3) calls:

73.28 feet along a curve to the left with a radius of 225.25 feet and a chord of

N 00°23'22"E, 72.96 feet;

N 09°42'34"E, 856.94 feet;

N 17°30'10"E, 139.72 feet;

thence crossing said state right of way:

N 80°10'57" W, 165.28 feet;

thence creating a new City of Berea corporate limits line for four (4) calls:

N 66°10'26"W, 211.94 feet;

N 53°02'31"W, 321.12 feet;

N 52°32'07"W, 250.27 feet;

S 47°46'34"W, 112.11 feet;

Thence with existing City of Berea corporate limits for twenty-two (22) calls:

N 63°10'32"W, 180.16 feet;

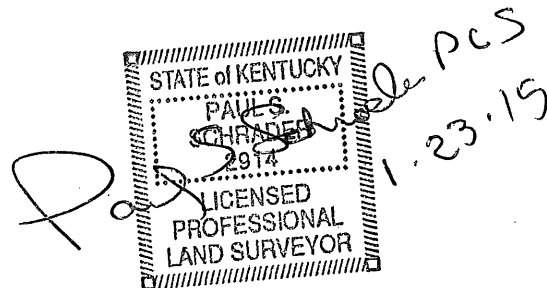
S 24°36'23"W, 198.42 feet;

N 66°30'16"W, 410.60 feet;

N 24°51'01"E, 838.21 feet;

N 68°10'57"W, 52.46 feet;

S 21°49'03"W, 84.04 feet;



N 69°31'02"W, 1003.22 feet;
S 25°20'15"W, 460.43 feet;
S 14°27'22"W, 681.09 feet;
S 68°13'31"E, 1323.73 feet;
N 24°22'34"E, 370.80 feet;

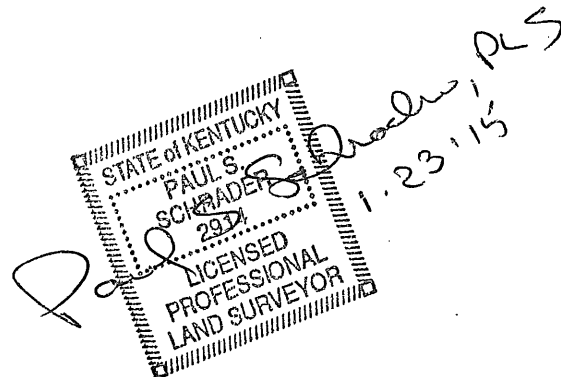
S 62°27'35"E, 155.29 feet;
S 25°29'47"W, 234.60 feet;
S 64°59'55"E, 314.86 feet;
N 23°04'38"E, 58.12 feet;
S 67°46'44"E, 638.67 feet;

S09°34'14"W, 258.42 feet;
S 22°36'14"W, 200.64 feet;
S 23°19'46"E, 79.80 feet;
S 48°04'14"W, 123.10 feet;
N 86°34'14"E, 80.60 feet;
S 09°34'14"W, 101.53 feet to the point of beginning and containing approximately 44 acres.
And being all of parcel #1.

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). The boundaries have been established by the use of current City of Berea corporate limits.

Beginning at a point in the current City of Berea corporate boundary and approximately 2,616 feet west of the railroad crossing of Mayde Road; said point being at the approximate NAD 1983 Kentucky South coordinates of North 2,111,479 East 2,057,021;

Thence with the line of The City of Berea existing corporate limits for four (4) calls:
S 68°13'31"E, 1222.19 feet;
N 24°22'34"E, 220.23 feet;
N 68°13'31"W, 1260.44 feet;
S 14°27'22"W, 221.81 feet to the point of beginning and containing approximately 6 acres.
And being all of parcel #2.



OVERSIZE MAP INCLUDED WITH
SUBMISSION.

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