

RECEIVED AND FILED

DATE June 11, 2018

MUNICIPAL ORDER NO. 2018 - 105

ALISON LUNDERGAN GRIMES
SECRETARY OF STATE

COMMONWEALTH OF KENTUCKY
BY Kandice Adams

MUNICIPAL ORDER RESCINDING MUNICIPAL
ORDER NO. 2018-72 RELATED TO ORDINANCE
NO. BG80-4 AND CORRECTING AN ORIGINAL
KRS 81.045 FILING AND ADOPTING A MODERN
AND ACCURATE LEGAL DESCRIPTION OF
TERRITORY PREVIOUSLY ANNEXED BY
ORDINANCE

WHEREAS, the City of Bowling Green has enacted numerous ordinances annexing property into the corporate limits of the City; and,

WHEREAS, each independent annexation contains a prior survey often prepared by now an unknown individual, and further references documentation that is no longer in existence; and,

WHEREAS, the City approved the modern and accurate legal description at the May 1, 2018 Board of Commissioners meeting by Municipal Order No. 2018-72 and subsequent to the approval it was determined there needed to be additional language referencing a correction to the original KRS 81.045 filing and the requirement to separate the two (2) ordinances included in the municipal order; and,

WHEREAS, the City wishes to provide a modern, accurate, easily identifiable legal description reflecting bearings and distances based upon the state plane coordinate system and as recorded in plat and deed books, including relevant GPS and GIS data, and having been certified by a professional land surveyor for a prior annexation adopted by Ordinance No. BG80-4; and,

WHEREAS, the City wishes to correct its KRS 81.045 filing and comply with the requirements of Amended KRS 81A.470 effective July 13, 2004; and,

WHEREAS, the City does not intend to amend or replace its prior ordinance annexing specified territory, but rather to interpret the defined boundaries of the territory previously annexed and adopt a modern and accurate legal description of territory previously annexed.

NOW, THEREFORE, BE IT ORDERED by the City of Bowling Green, Kentucky as follows:

2018-105

(Municipal Order No. 2018 - 105)

1. The City of Bowling Green hereby rescinds Municipal Order No. 2018-72 which included errors and results in the need for a new Municipal Order.
2. The modern and accurate legal description and plat prepared by a Licensed Professional Land Surveyor for the depiction of territory previously annexed into the corporate limits of the City of Bowling Green by Ordinance No. BG80-4, copies of which are attached to and made a part of this Municipal Order as if copied in full herein, are hereby adopted.
3. The modern and accurate legal description and plat shall be the official legal description and plat for all purposes when referencing the prior annexation.
4. This Municipal Order and the attached documents shall be filed with the Office of the Secretary of State to correct the City's KRS 81.045 filing.
5. This Municipal Order shall be in full force and effect upon signature and recordation.

ADOPTED: June 5, 2018

APPROVED: Bruce Wilkinson
Mayor, Chairman of Board of Commissioners

ATTEST: Kate Silbaugh Ward
City Clerk

SPONSORED BY: Jeffery B. Meisel, City Manager, 05/30/2018, 10:00 a.m.

CERTIFICATION

I, the undersigned, do hereby certify that I am the duly qualified and City Clerk of the City of Bowling Green, Kentucky, and as such City Clerk, I further certify that the forgoing is a true, correct and complete copy of a Municipal Order duly enacted by the Board of Commissioners of the City at a duly convened meeting held on June 5, 2018, on the same occasion signed by the Mayor as evidence of approval, and now in full force and effect, all as appears from the official records of the City in my possession and under my control.

Witness my hand of said City as of the 5th day of June, 2018.

Kate Schaller Ward
City Clerk

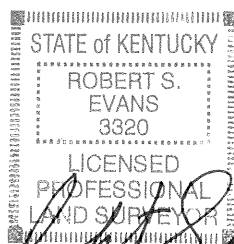
LEGAL DESCRIPTION

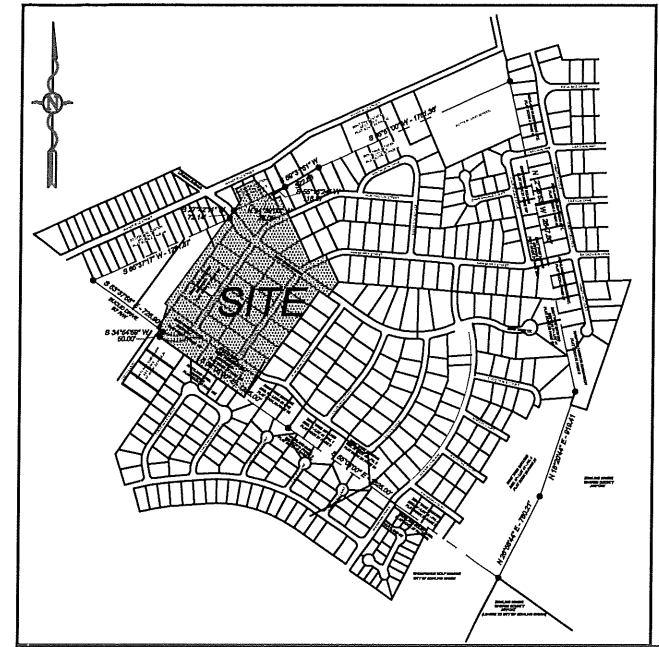
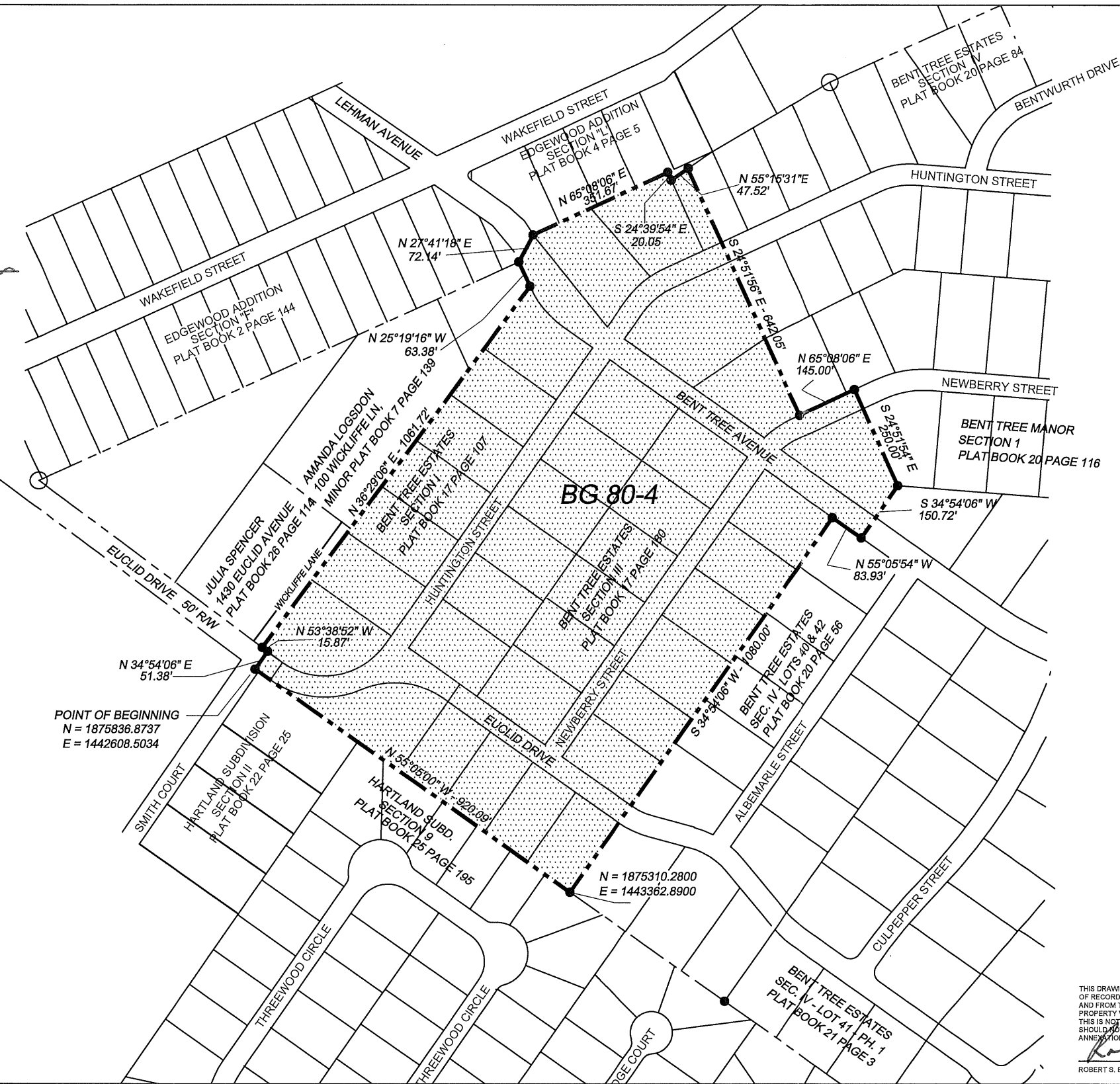
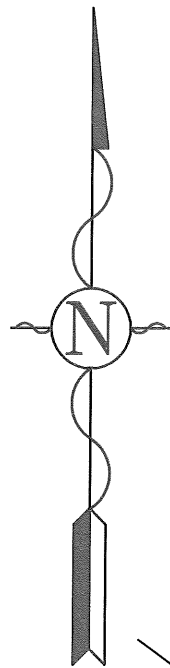
CORRECTION BG80-4

Being certain parcel of land starting on Euclid Avenue and being a portion of the Bent Tree Estates and more particularly described as follows:

The following description was prepared by Robert S. Evans PLS # 3320 BG Public Works – Field Engineering. Sources of record Plat Books 17/107, 20/56, 17/180, 25/195, 22/25 and Minor Plat Book 7/139 as recorded in the Warren County Court Clerk's Office. BG80-4 as filed in the Bowling Green City Clerk's Office. Bearings are rotated to match the rear line of Plat Book 17 Page 107, S 55°05' W. This is not a boundary survey and is for annex purposes only.

Beginning at a point in the existing city limits as of the filing of BG80-4, said point being in the south right-of-way of Smith Court and Euclid Avenue; thence crossing Euclid Avenue North 34 degrees 54 minutes 06 seconds East, 51.38 feet to a point in the north right-of-way of Euclid Avenue; thence with said right-of-way North 53 degrees 38 minutes 52 seconds West, 15.87 feet to a point in said right-of-way and the rear line of Bent Tree Estates Section 1 PB. 17 PG. 107; thence with said line North 36 degrees 29 minutes 06 seconds East, 1061.72 feet to a point in the south right-of-way of Bent Tree Avenue; thence with said right-of-way North 25 degrees 19 minutes 16 seconds West, 63.38 feet to a point common to Edgewood Addition Section F PB. 2 PG. 144; thence crossing Bent Tree Avenue North 27 degrees 41 minutes 18 seconds East, 72.14 feet to a point common to Edgewood Addition Section L PB. 4 PG. 5 and Bent Tree Estates Section IV PB. 20 PG. 84; thence with said line North 65 degrees 08 minutes 06 seconds East, 351.67 feet to a point; thence South 24 degrees 39 minutes 54 seconds East, 20.05 feet to a point; thence North 55 degrees 15 minutes 31 seconds East, 47.52 feet to a point; thence South 24 degrees 51 minutes 56 seconds East, 642.05 feet crossing Huntington Street to a point in the north right-of-way of Newberry Street; thence with said right-of-way North 65 degrees 08 minutes 06 seconds East, 145.00 feet to a point; thence crossing Newberry Street South 24 degrees 51 minutes 54 seconds East, 250.00 feet to a point in the line of Bent Tree Manor Section 1 PB. 20 PG. 116; thence with said line and crossing Bent Tree Avenue South 34 degrees 54 minutes 06 seconds West, 150.72 feet to a point in the south right-of-way of Bent Tree Avenue; thence with said right-of-way North 55 degrees 05 minutes 54 seconds West, 83.93 feet to a point; thence leaving the right-of-way and with the line of Bent Tree Estates Section IV PB. 20 PG. 56 and Bent Tree Estates Section III PB, 17 PG. 180 South 34 degrees 54 minutes 06 seconds West, 1080.00 feet to a point in the rear line of Hartland Subdivision Section 9 PB, 25 PG, 195; thence with said line North 55 degrees 05 minutes 00 seconds West, 920.09 feet to the point of beginning containing 29.69 acres.





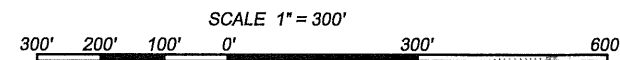
VICINITY MAP
NOT TO SCALE

NOTES

PURPOSE OF DRAWING IS TO CORRECT FILED ANNEXATION BG80-4
SOURCES USED FOR COMPILING DRAWING. PLAT BOOKS 17/107, 20/56, 17/180,
25/195, 22/25 AND MINOR PLAT BOOK 7 PAGE 139 AS RECORDED IN THE WARREN CO. COURT CLERK'S OFFICE.
BG80-4 AS FILED WITH THE BOWLING GREEN CITY CLERK'S OFFICE.
TOTAL AREA OF THIS CORRECTION- 29.69 ACRES.
THIS DOES NOT CHANGE THE EXISTING CORPORATE LIMITS.

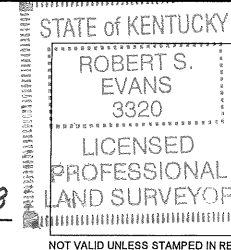
THIS ANNEXATION CORRECTION IS ORIENTED TO STATE PLANE COORDINATES KENTUCKY SOUTH 1602

ANNEX CORRECTION BG 80-4



THIS DRAWING WAS PREPARED USING DEEDS AND PLATS
OF RECORD IN THE WARREN COUNTY COURT CLERKS OFFICE
AND FROM TAX MAPS AND RECORDS IN THE WARREN COUNTY
PROPERTY VALUATION ADMINISTRATORS OFFICE.
THIS IS NOT OR INTENDED TO BE A BOUNDARY SURVEY AND
SHOULD NOT BE USED AS SUCH. THIS DRAWING IS FOR
ANNEXATION PURPOSES ONLY.

ROBERT S. EVANS PLS# 3320 DATE



SURVEYOR

ROBERT S. EVANS PLS # 3320
1011 COLLEGE STREET
BOWLING GREEN, KENTUCKY
42101
PHONE # (270) 393-3229
e-mail - rob.evans@bgky.org

CLIENT

CITY OF BOWLING GREEN
1001 COLLEGE STREET
BOWLING GREEN, KENTUCKY
42101
PHONE # (270) 393-3000



CITY OF BOWLING GREEN

PUBLIC WORKS DEPARTMENT

ANNEX CORRECTION
BG 80-4

SHEET 01 OF 01

JOB NO. 18076 SCALE 1" = 300' DATE 5/30/2018