

CITY OF BOWLING GREEN

F O U N D E D 1 7 9 8

OFFICE OF THE CITY MANAGER

DEBORAH JENKINS, CFE
Internal Auditor

JENNIFER PORTMANN
Purchasing Agent

KEVIN D. DeFEBBO
City Manager

KATIE SCHALLER, CMC, CKMC
Assistant City Manager/City Clerk

ASHLEY WATT
Assistant City Clerk

RECEIVED AND FILED
DATE August 28, 2008

August 22, 2008

TREY GRAYSON
SECRETARY OF STATE
COMMONWEALTH OF KENTUCKY
BY Kandie Adkinson

Kentucky Secretary of State
ATTN: Kandie Adkinson
Capitol Building, 700 Capital Avenue
Frankfort, Kentucky 40601

IN RE: Annexation of 15.44 acres in the vicinity of Cave Mill Road and Smallhouse Road

Dear Ms. Adkinson:

As a result of the adoption and publication of Ordinance No. BG2008-42, unincorporated territory has been annexed by the City of Bowling Green effective upon the publication date of August 22, 2008.

Certified copies of the above-referenced ordinance, description of the property and a map are enclosed for this annexed area.

Sincerely,

Katie E. Schaller
Assistant City Manager/City Clerk

Enclosures

ORDINANCE ANNEXING PROPERTY

ORDINANCE ANNEXING UNINCORPORATED
TERRITORY CONTAINING APPROXIMATELY
15.44 ACRES IN THE WHITESBORO
SUBDIVISION IN THE VICINITY OF CAVE
MILL ROAD AND SMALLHOUSE ROAD, WITH
ALL SUCH TERRITORY BEING CONTIGUOUS
TO EXISTING CITY LIMITS

TREY GRAYSON
SECRETARY OF STATE
COMMONWEALTH OF KENTUCKY
BY Handie Adkins

WHEREAS, on the 20th day of May 2008, the Board of Commissioners of the City of Bowling Green, Kentucky enacted Ordinance No. BG2008-23 declaring the City's intent to annex into the City approximately 15.44 acres in the Whitesboro Subdivision in the vicinity of Cave Mill Road and Smallhouse Road pursuant to 81A.410 and 81A.420; and,

WHEREAS, said Ordinance No. BG2008-23 was properly published on May 23, 2008 as required by law, and more than sixty (60) days have lapsed since the enactment and publication of said Ordinance proposing said annexation and during this period, no petition or complaint has been filed in the Mayor's office nor has a suit been filed in Warren Circuit Court contesting or protesting the proposed annexation of property referred to herein.

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

1. The territory containing approximately 15.44 acres, more or less, in the Whitesboro Subdivision in the vicinity of Cave Mill Road and Smallhouse Road, which territory is more particularly described on the attached map and incorporated herein by reference as if copied in full, is hereby annexed into the City limits.

2. A copy of this Ordinance shall be forwarded to Public Works Department, Engineering Division and it is hereby authorized and directed to make the necessary changes to the territorial limits of the City in Chapter One of the City of Bowling Green Code of Ordinances to reflect this annexation.

3. The provisions of this Ordinance are hereby declared to be severable and, if any section,

(Ordinance No. BG2008 – 42)

phrase or provision shall, for any reason, be declared invalid, such declaration of invalidity shall not affect the validity of the remainder of this Ordinance.

4. All prior Municipal Orders or Ordinances or parts of any Municipal Order or Ordinances in conflict herewith are hereby repealed and the provisions shall, for any reason, be declared invalid, such declaration of invalidity shall not affect the remainder of this Ordinance.

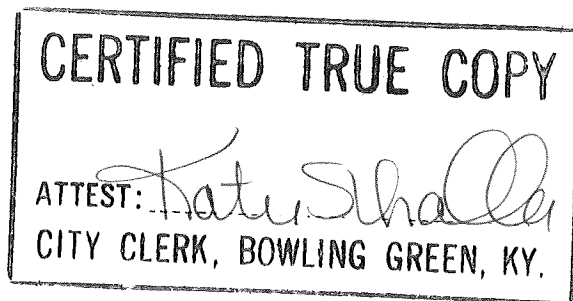
5. This Ordinance is adopted pursuant to KRS 83A.060 in that it was introduced on August 5, 2008, and given final reading on August 19, 2008, and said Ordinance shall be in full force and effect upon signature, recordation and publication in summary pursuant to KRS Chapter 424.

ADOPTED: August 19, 2008

APPROVED: Clare Walker
Mayor, Chairman of Board of Commissioners

ATTEST: Katie Schaller
City Clerk

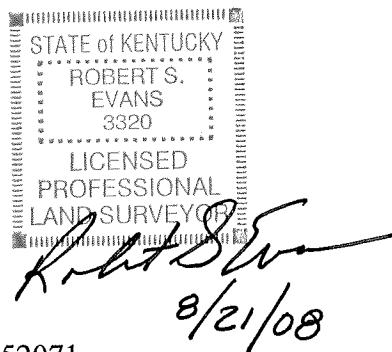
SPONSORED BY: Katie Schaller, Acting City Manager, 07/23/2008, 7:30 a.m.



TRACT 1
WHITESBORO ANNEXATION

Being a 10.12 acre tract of land located at the rights-of-way intersection of Smallhouse Road and Cave Mill Road in the City of Bowling Green and more particularly described by metes and bounds as follows:

Beginning at a point in the existing city limits of The City of Bowling Green and being in the north right-of-way line of Cave Mill Road said point being approximately 887 feet from the west right-of-way line of Smallhouse Road and corner common to Lots 14 and 15 Whitesboro Subdivision (Plat Book 3 Page 76); thence leaving the right of way line of Cave Mill Road and with the common line of said Lots 14 and 15 N 10 deg 03 min 22 sec E 400.00 feet to a point, said point located in the line of Tract "B" of aforesaid subdivision; thence leaving said common line and with the common line of aforesaid Tract "B" S 79 deg 56 deg 38 sec E 380.63 feet to a point, said point located in the line of Lot 5 of aforesaid subdivision; thence with the common line of said Tract "B" and said Lot 5 and continuing with Lot 4 of aforesaid subdivision N 05 deg 44 min 20 sec W 197.31 feet to a point, said point corner common to Lots 4 and 3 of aforesaid subdivision; thence leaving said Tract "B" and with the common line of said Lots 4 and 3 N 84 deg 15 min 41 sec E 396.85 feet to a point, said point located in the west right-of-way line of Smallhouse Road; thence leaving said Lot 3 and with said right-of-way and continuing with said Lot 4, then Lots 5 through 10 of aforesaid subdivision S 05 deg 57 min 05 sec E 701.72 feet to a point, corner common to aforesaid Lot 10; thence with said Lot 10 S 84 deg 02 min 55 sec W 20.00 feet to a point; thence S 03 deg 41 min 14 sec E 18.38 feet to a point, said point located in the north right-of-way line of Cave Mill Road; thence with said right-of-way and continuing with aforesaid Lot 10, then Lots 11 through 14 of aforesaid subdivision N 79 deg 56 min 38 sec W 887.44 feet to the point of beginning containing 10.12 acres and area to be defined for annexation purposed only as shown on The City of Bowling Green Public Works drawing number 28009 dated April 29, 2008.

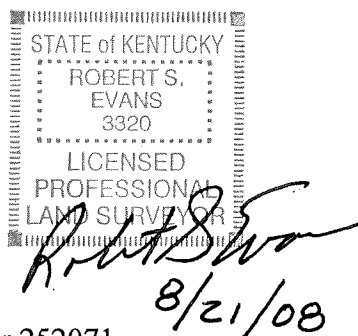


Document Number 252071

TRACT 2
WHITESBORO ANNEXATION

Being a 5.32 acre tract of land located along the right-of-way of Cave Mill Road in the City of Bowling Green and more particularly described by metes and bounds as follows:

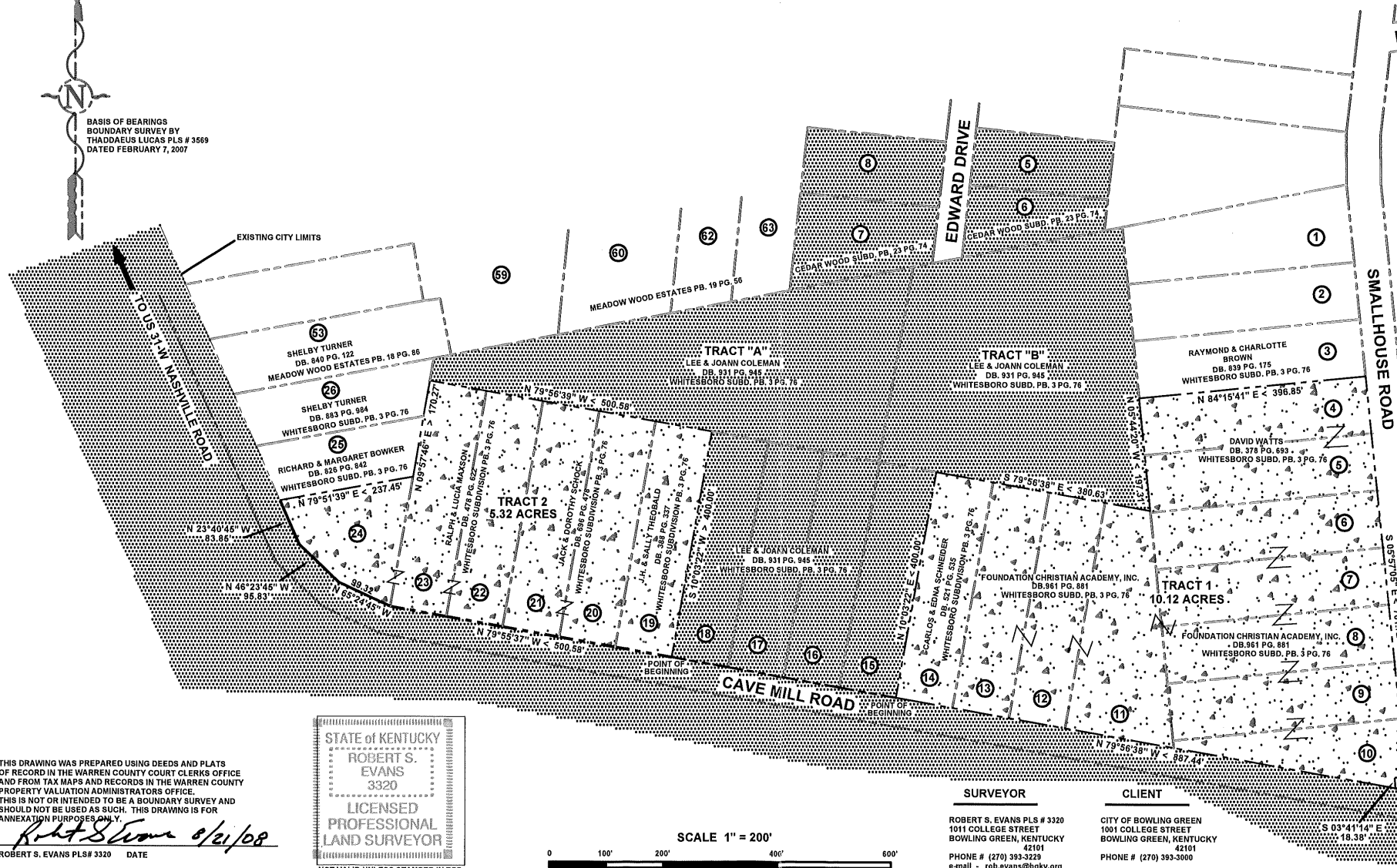
Beginning at a point in the existing city limits of The City of Bowling Green and being in the north right-of-way line of Cave Mill Road said point being approximately 1,287 feet from the west right-of-way line of Smallhouse Road and corner common to Lots 18 and 19 Whitesboro Subdivision (Plat Book 3 Page 76); thence with the right-of-way line of Cave Mill Road and with the common line of aforesaid Lot 19 and continuing with Lots 20 through 23 of aforesaid subdivision N 79 deg 55 min 37 sec W 500.58 feet to a point, said point corner common to aforesaid Lot 23 and Lot 24 of aforesaid subdivision; thence with said Lot 24 N 65 deg 24 min 45 sec W 99.32 feet to a point; thence N 46 deg 23 min 45 sec W 95.83 feet to a point; thence N 23 deg 40 min 45 sec W 83.85 feet to a point, said point corner common to aforesaid Lot 24 and Lot 25 of aforesaid subdivision; thence leaving said right-of-way and with the common line of said Lots 24 and 25 N 79 deg 51 min 39 sec E 237.45 feet to a point, corner common to aforesaid Lot 24 and Lot 25 and in the line of aforesaid Lot 23; thence leaving the common line of aforesaid Lot 24 and 25 and with the common line of aforesaid Lot 23 and Lot 25 and continuing with Lot 26 of aforesaid subdivision N 09 deg 57 min 46 sec E 170.27 feet to a point, corner common to aforesaid Lot 23 and in the line of aforesaid Lot 26; thence leaving said Lot 26 and with the common line of said Lot 23 and continuing with aforesaid Lots 22 through 19 N 79 deg 56 min 39 sec W 500.58 feet to a point, said point corner common to aforesaid Lot 19 and Lot 18; thence with the common line of said Lots S 10 deg 03 min 22 sec W to the point of beginning containing 5.32 acres and area to be defined for annexation purposed only as shown on The City of Bowling Green Public Works drawing number 28009 dated April 29, 2008.



Document Number 252071

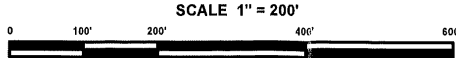
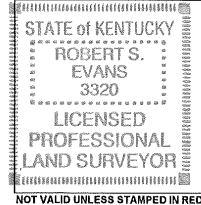


BASIS OF BEARINGS
BOUNDARY SURVEY BY
THADDAEUS LUCAS PLS # 3569
DATED FEBRUARY 7, 2007



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 2/21/08
ROBERT S. EVANS PLS# 3320 DATE



SURVEYOR	CLIENT
ROBERT S. EVANS PLS # 3320 1011 COLLEGE STREET BOWLING GREEN, KENTUCKY 42101 PHONE # (270) 393-3229 e-mail - rob.evans@bky.org	CITY OF BOWLING GREEN 1001 COLLEGE STREET BOWLING GREEN, KENTUCKY 42101 PHONE # (270) 393-3000

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CITY OF BOWLING GREEN

PUBLIC WORKS
FIELD ENGINEERING

WHITESBORO ANNEXATION
CAVE MILL ROAD

SHEET
JOB NO. _____
28009