

1ST READING 6/24/02
2ND READING 7/01/02
PUBLISHED RECEIVED 7/09/02 ED

ORDINANCE NO. 6-02

DATE Rescued
Aug 2, 2002

ORDINANCE ANNEXING PROPERTY

JOHN Y. BROWN III
SECRETARY OF STATE
COMMONWEALTH OF KENTUCKY
J. Y. Brown

ORDINANCE ANNEXING UNINCORPORATED
TERRITORY CONTAINING APPROXIMATELY
500 ACRES LYING ON EITHER SIDE OF
STATE HIGHWAY 259 NORTH FROM THE
CONTIGUOUS CITY LIMITS AT THE SOUTH
BANK OF GREEN RIVER TO THE NORTHERLY
LINE OF THE STATE GARAGE PROPERTY
AND HIGHWAY 70 ALL SUCH TERRITORY
BEING CONTIGUOUS TO EXISTING CITY
LIMITS

WHEREAS, on the 1st day of April, 2002, the City Council of the City of Brownsville, Kentucky, enacted Ordinance #3-01 declaring the City's intent to annex into the City approximately 500 acres lying on either side of State Highway 259 North from the contiguous City Limits at the south bank of Green River to the northerly line of the State Garage property and Highway 70 pursuant to 81A.410 and 81A.420; and,

WHEREAS, this Ordinance was properly published 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 Edmonson Circuit Court contesting or protesting the proposed annexation of property referred to herein.

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

1. The entire tract of real estate containing 500 acres, more or less, lying on either side of State Highway 259 North from the contiguous City Limits at the south bank of Green River to the northerly line of the State Garage property and Highway 70, which territory is more particularly described on the attached description marked Exhibit A and incorporated herein by reference as if copied in full, is hereby annexed into the City limits.

2. Appropriate City officials are hereby authorized and directed to make the necessary changes to the territorial limits of the City to reflect this annexation and to forward this information to other appropriate agencies.

3. The provisions of this Ordinance are hereby declared to be severable and, if any section, 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 All prior Municipal Orders or Ordinances or parts of any Municipal Order or Ordinance in conflict herewith are hereby repealed.

4. This ordinance is adopted pursuant to KRS 83A.060 in that it was introduced JUNE 24,, 2002, and given final reading on JULY 1,, 2002, and said ordinance shall be in full force and effect upon signature, recordation and publication in summary pursuant to KRS Chapter 424.

ADOPTED: July 1, 2002

APPROVED: *[Signature]*
Mayor

ATTEST: *[Signature]*
City Clerk

ANDERSON ENGINEERING

P.O. BOX 277, FIRST AND MAIN - SMITHS GROVE, KY 42171

Phone 563-2911 - Fax 563-2921

1-800-689-5532

CITY OF BROWNSVILLE PROPOSED 600.77 ACRE ANNEXATION AREA APRIL 1, 2002

BEGINNING AT AN IRON PIN SET (ALL IRON PINS SET ARE 24" X 1/2" REBAR WITH A YELLOW PLASTIC CAP STAMPED "ANDERSON 1838") IN THE EXISTING CITY LIMITS OF BROWNSVILLE, KY., SAID PIN BEING ON THE SOUTH BANK OF THE GREEN RIVER AND THE EAST BANK OF BEAVERDAM CREEK; THENCE WITH THE EXISTING CITY LIMITS ALONG THE SOUTH BANK OF GREEN RIVER N 58°53'01"E 797.06 feet, TO AN IRON PIN SET; THENCE CROSSING GREEN RIVER N 43°25'18"W 258.34 feet, TO A CORNER POST COMMON TO ALEXANDER (DB 55 PG 348) AND ALLEN (DB 161 PG 219); THENCE WITH THE SAME SO AS TO EXCLUDE ALEXANDER AND INCLUDE ALLEN ALONG A FENCE THE FOLLOWING CALLS: N 34°33'06"W 125.71 feet, N 9°10'59"W 333.24 feet, N 62°31'09"W 25.83 feet, N 13°31'21"E 143.48 feet, AND N 57°05'45"W 221.31 feet, TO AN ANGLE IRON FOUND COMMON TO VINCENT (DB 160 PG 476) AND AFORESAID ALEXANDER; THENCE CONTINUING ALONG A FENCE SO AS TO INCLUDE VINCENT AND EXCLUDE ALEXANDER N 58°05'30"E 714.53 feet, N 31°47'32"W 1183.42 feet, N 35°47'20"E 506.99 feet, AND N 54°05'03"W 790.92 feet, TO A CORNER POST COMMON TO J.P. ALEXANDER (DB 117 PG 558) NEAR THE CENTER OF A TVA POWERLINE; THENCE TRAVERSING J.P. ALEXANDER N 61°35'39"W 1408.53 feet ALONG SAID POWERLINE TO AN IRON PIN SET 29.4 FEET SOUTH OF A POWER POLE; THENCE CONTINUING TO TRAVERSE J.P. ALEXANDER BUT LEAVING THE POWERLINE N 20°36'46"W 858.55 feet, TO AN IRON PIN SET, AND TRAVERSING J.P. ALEXANDER AND LATER GIBSON (DB 75 PG 488), CROSSING A BIG HOLLOW, N 41°46'47"W 2038.58 feet, TO AN IRON PIN SET; THENCE CONTINUING TO TRAVERSE GIBSON N 53°12'24"W 380.83 feet, TO AN IRON PIN SET AND N 67°08'24"W 450.23 feet, TO AN IRON PIN SET AT A FENCE CORNER COMMON TO NASADOS (DB 173 PG 2); THENCE WITH GIBSON AND NASADOS SO AS TO INCLUDE GIBSON AND EXCLUDE NASADOS S 22°58'39"W 959.31 feet, TO A 24" RED OAK AT A FENCE CORNER, N 49°15'45"W 308.91 feet, TO A 30" RED OAK, AND S 44°25'04"W 765.96 feet, TO A CORNER POST IN THE EAST R/W OF KY 259; THENCE CROSSING KY 259 S 39°02'41"W 71.52 feet, TO A CORNER POST FOUND COMMON TO THE KY. DEPT. OF TRANSPORTATION AND HOGAN (DB 64 PG 411); THENCE WITH SAID KY DOT AND HOGAN SO AS TO EXCLUDE HOGAN AND INCLUDE THE KY DOT S 43°38'14"W 1624.29 feet, PASSING AND EXCLUDING WOLFE (DB 126 PG 332) AND KINSER (DB 158 PG 281) TO A PK NAIL SE IN THE CENTER OF SANDY FLATS ROAD; THENCE WITH THE CENTER OF SAID ROAD S 28°41'57"E 486.11 feet, TO THE CENTER OF KY 70; THENCE WITH THE CENTER OF KY 70 S 31°04'41"E 424.45 feet, TO A PK SET IN THE CENTER OF SAID ROAD N 55°27'27"E 63.70 feet, FROM A STONE FOUND COMMON TO RICHARDS (DB 69 PG 83) AND ALEXANDER (DB 115 PG 724); THENCE WITH RICHARDS AND ALEXANDER SO AS TO EXCLUDE RICHARDS AND INCLUDE ALEXANDER S 55°27'27"W 532.59 feet, TO AN IRON PIN SET, AND N 43°04'32"W 127.07 feet, TO A 40" RED OAK COMMON TO REED (DB 87 PG 311); THENCE CONTINUING WITH ALEXANDER AND EXCLUDING REED ALONG AN OLD FENCELINE THE FOLLOWING CALLS: S 24°32'56"W 378.88 feet, TO A 24" WHITE OAK, S 40°13'18"W 46.03 feet, TO A 10" HICKORY AND S 46°14'28"W 154.11 feet, TO AN IRON PIN SET AT THE TOP OF A BLUFF; THENCE TRAVERSING ALEXANDER (115 PG 724) ALONG SAID BLUFF THE FOLLOWING CALLS: S 17°05'36"E 88.70 feet, S 25°31'31"W 163.58 feet, S 2°54'30"E 200.66 feet, N 52°00'38"E 182.22 feet, S 66°38'34"E 405.47 feet, S 48°28'26"E 247.76 feet, N 63°57'18"E 136.88 feet, S 86°05'33"E 217.59 feet, TO AN IRON PIN SET, AND CONTINUING WITH SAID BLUFF S 73°13'38"E 147.52 feet, TO AN 18" OAK AT A FENCE CORNER COMMON TO HAGAN AND STEEN (DB 161 PG 495); THENCE CONTINUING WITH SAID BLUFF, INCLUDING HAGAN AND STEEN, S 11°58'21"E 256.10 feet, S 0°42'17"W 89.39 feet, S 30°28'17"W 125.81 feet, S 4°37'47"W 168.01 feet, N 62°23'32"E 59.69 feet, N 35°56'28"E 265.30 feet, N 44°19'41"E 151.40 feet, S 63°38'23"E 240.27 feet, AND S 40°25'24"E 98.66 feet, TO AN 8" OAK FOUND AT A FENCE CORNER COMMON TO BROWN (DB 166 PG 33); THENCE WITH BROWN AND STEEN AND HAGAN N 57°45'38"E 174.24 feet, TO A 12" OAK AT A FENCE CORNER; THENCE TRAVERSING BROWN S 47°37'39"E 792.58 feet, TO AN IRON PIN SET, N 87°35'35"E 319.50 feet, TO AN IRON PIN SET, S 56°35'28"E 639.93 feet, TO AN IRON PIN SET, AND S 27°24'48"E 419.53 feet, TO AN IRON PIPE FOUND ON THE NORTH SIDE OF THE LUTTREL CEMETERY ROAD COMMON TO BECKNER AND RILEY (DB 167 PG 43);

THENCE ALONG SAID ROAD N 54°33'18"E 648.22 feet, TO AN IRON PIN SET ON THE NORTH SIDE OF THE ROAD; THENCE CROSSING LUTTREL CEMETERY ROAD S 27°35'04"E 26.71 feet, TO AN IRON PIN FOUND (WHEELER), ON THE SOUTH SIDE OF THE ROAD AT A CORNER COMMON TO BECKNER-RILEY (DB 167 PG 43) AND WEBB-SKAGGS (DB 114 PG 158); THENCE ALONG THE SOUTH SIDE OF LUTTREL CEMETERY ROAD, EXCLUDING BOTH BECKNER-RILEY AND WEBB-SKAGGS, N 51°48'27"E 413.09 feet, TO A POINT IN THE CENTER OF THE OLD FERRY ROAD, SAID POINT BEING S 21°34'48"E 13.69 feet, FROM A PK NAIL SET AT THE INTERSECTION OF THE CENTERLINES OF SAID ROADS; THENCE ALONG THE CENTER OF THE OLD FERRY ROAD THE FOLLOWING CALLS: S 20°31'02"E 271.83 feet, S 35°56'37"E 44.90 feet, S 62°08'48"E 42.14 feet, N 88°51'58"E 46.81 feet, N 70°15'51"E 70.69 feet, S 88°25'59"E 35.94 feet, S 55°30'46"E 39.50 feet, TO A PK NAIL SET IN THE CENTER OF SAID ROAD, AND CONTINUING TO FOLLOW THE CENTER OF THE OLD FERRY ROAD, S 37°02'34"E 97.54 feet, S 46°55'58"E 52.74 feet, S 59°52'17"E 66.53 feet, S 71°18'14"E 50.34 feet, S 77°51'41"E 89.51 feet, TO A PK NAIL SET IN THE CENTER OF SAID ROAD, AND CONTINUING ALONG THE CENTER OF THE OLD FERRY ROAD S 74°27'20"E 24.87 feet, S 65°43'25"E 41.99 feet, S 48°03'12"E 37.36 feet, S 37°13'21"E 99.20 feet, S 46°16'03"E 530.22 feet, S 58°25'15"E 88.79 feet, S 73°37'57"E 68.02 feet, S 81°55'36"E 51.48 feet, N 82°01'21"E 33.08 feet, S 80°40'27"E 142.80 feet, S 74°07'26"E 46.19 feet, S 65°16'32"E 54.11 feet, AND S 62°01'21"E 222.26 feet, TO AN IRON PIN SET AT THE END OF PAVEMENT ON THE NORTH SIDE OF THE GREEN RIVER; THENCE CROSSING THE RIVER S 59°34'26"E 320.33 feet, TO THE BEGINNING, SAID PROPOSED ANNEXATION AREA CONTAINS 600.77 ACRES AS SURVEYED BY RALPH ANDERSON, JR L.S. 1838 ON MARCH 15, 2002.

The enclosed Map & Meets
& Bounds Description Is For
The City Of Brownsville Newly
Annexed Area. If Any
Questions Please Call.

(270) 597-3814

Erno Meredith, Mayor
Tammie Lashley, City Clerk

1ST READING 3/4/02
2ND READING 4/1/02
PUBLISHED 4/18/02

ORDINANCE NO. 3-01

ORDINANCE DECLARING CITY'S INTENT TO ANNEX PROPERTY

RECEIVED AND FILED
DATE Aug 2, 2002

ORDINANCE OF THE CITY OF BROWNSVILLE
DECLARING THE DESIRABILITY AND
CITY'S INTENTION TO ANNEX
UNINCORPORATED TERRITORY CONTAINING
APPROXIMATELY 500 ACRES LYING ON
EITHER SIDE OF STATE HIGHWAY 259
NORTH FROM THE CONTIGUOUS CITY
LIMITS AT THE SOUTH BANK OF GREEN
RIVER TO THE NORTHERLY LINE OF THE
STATE GARAGE PROPERTY AND HIGHWAY
70.

JOHN Y. BROWN III
SECRETARY OF STATE
COMMONWEALTH OF KENTUCKY
K. Adkins

WHEREAS, several property owners along State Highway 259 North commencing at the contiguous city limits at the south bank of Green River and continuing along Highway 259 North to Indian River Road (Highway 70), have requested the City of Brownsville to annex their property; and

WHEREAS, the owners of other property which the City needs to annex have been contacted by the City, but have not consented to annexation; and

WHEREAS, the City hereby declares it desirable to annex approximately five hundred (500) acres further described in the attachment to this Ordinance; and

WHEREAS, the proposed property to be annexed is adjacent or continuous to the City and the property is urban in character and suitable for development for urban purposes without unreasonable delay.

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

1. The City of Brownsville hereby declares that it is desirable and it intends and proposes to annex the territory containing approximately 500 acres, more or less, in an area running northwardly from the southerly banks of Green River and the northerly City limits to Indian River Road (Highway 70), which territory is more particularly described on the attached description marked Exhibit A and incorporated herein by reference as if copied in full.

2. Pursuant to KRS 81A.410 et seq., the City hereby declares that it is hereby desirable and it intends to annex this unincorporated territory to the City of Brownsville

3. All prior municipal orders or ordinances or parts of any municipal order or ordinance in conflict herewith are hereby repealed and the provisions of this ordinance are hereby declared to be severable and, if any section, phrase or provision shall, for any reason, be declared invalid, such declaration of invalidity shall not affect the remainder of this ordinance.

4. This ordinance is adopted pursuant to KRS 83A.060 in that it was introduced March 4, 2002, and given final reading on April 1, 2002, and said ordinance

shall be in full force and effect upon signature,
recordation and publication in summary pursuant to KRS
Chapter 424.

ADOPTED: April 1, 2002

APPROVED: [Signature]
Mayor

ATTEST: [Signature]
City Clerk

NOTICE

In accordance with KRS Chapter 424 and KRS 83A.060, the following action of the City Council of the City of Brownsville, Kentucky, held at 6:00 p.m. on Monday, April 1, 2002, at a regular meeting of the City Council in City Hall, is hereby made a matter of public record by publication and summary. This ordinance has been given second reading approval, signed by Mayor Emo Meredith, attested by City Clerk Tammie Lashley and is on file for public inspection at City Hall in the office of the City Clerk.

1. Ordinance #3-01: Ordinance Declaring the City's Intent to Annex Property. Ordinance of the City of Brownsville Declaring the Desirability and City's Intention to Annex Unincorporated Territory Containing Approximately 500 Acres Lying on Either Side of State Highway 259-North from the Contiguous City Limits at the South Bank of Green River to the Northerly Line of the State Garage Property and Highway 70.

(INSERT MAP)*MAP MAY BE SEEN AT THE MAYOR'S OFFICE

Ordinance #3-01, declaring the desirability and the City's intention to annex unincorporated territory containing approximately 500 acres lying on either side of State Highway 259-North from the contiguous city limits of the south bank of Green River to the northerly line of the State garage property and Highway 70, all such territory being contiguous to existing city limits, was adopted April 1, 2002, and published this date, April 18, 2002. Pursuant to KRS 81A.420, if within sixty (60) days of April 18, 2002, fifty percent (50%) of the resident voters or owners of real property within the limits of the proposed property to be annexed petition the Mayor in opposition to the proposal an election shall be held at the next regular election on the question of annexation. This petition opposing annexation must be delivered to the Mayor of the City of Brownsville

on or before the close of business on June 17, 2002, at City Hall, 121 Washington Street, Brownsville, Kentucky.

Exhibit "A" (Attached description)

A copy of the full text of the ordinance and all documents referred to therein may be examined at the office of the Mayor at City Hall, Brownsville, Kentucky.

The foregoing summary was prepared by H. Eugene Harmon, of Satterfield & Harmon, Attorneys at Law, Bowling Green, Kentucky, who certifies that such summary is true and accurate. The City Council of the City also certifies that the summary of the ordinance appearing above is accurate.

CITY OF BROWNSVILLE, KENTUCKY

BY: *Tammie Lashley*
Tammie Lashley, City Clerk

OVERSIZE MAPS INCLUDED WITH
SUBMISSION.

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