

CITY OF CENTRAL CITY, KENTUCKY
ORDINANCE BILL #2008 - 03

AN ORDINANCE ANNEXING TERRITORY INTO
THE CITY OF CENTRAL CITY, KENTUCKY,
TO BE KNOWN AS
"THE 2008 BINKLEY / DEVELOPMENT DESIGN & CONSTRUCTION, LLC
ANNEXATION"

WHEREAS, John Binkley and Kelly Binkley, husband and wife; and Development Design & Construction, LLC, have requested that certain real estate owned by them located near West Everly Brothers Blvd. (US Highway 62), adjacent to Catalpa Street, and adjacent to the southerly boundary of the city limits, which property is currently outside the city limits of the City of Central City, be annexed into the City of Central City, and have consented in writing to such annexation; a copy of the written requests and consents to annexation signed by the owners of the property to be annexed, John Binkley and Kelly Binkley, husband and wife; and Development Design & Construction, LLC, being attached hereto and made a part hereof by reference; and

WHEREAS, the territory requested to be annexed by consent is contiguous to the City of Central City's current boundaries and is urban in character or suitable for development for urban purposes without unreasonable delay; and

WHEREAS, the City of Central City desires to expand its territory to facilitate commercial and other growth in the area hereinafter described.

**NOW, THEREFORE, BE IT ORDAINED BY THE CITY OF CENTRAL CITY,
KENTUCKY, AS FOLLOWS:**

1. The territory described in "Exhibit A" attached hereto and made a part hereof by reference, which territory is also shown on a map or plat also attached hereto and made a part hereof by reference, is hereby annexed into the city limits of the City of Central City, Kentucky, and shall henceforth be a part of the City of Central City, Kentucky.

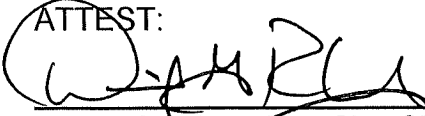
2. Pursuant to the recommendation of the City-County Planning and Zoning Commission and KRS 81A.412, KRS 160 209, and all other applicable authority, the above described territory annexed hereby shall be zoned B-2 as marked on the map or plat attached hereto and made a part hereof by reference, and an appropriate map amendment to the city zoning map shall be made pursuant to this ordinance.

3. Pursuant to KRS 81A.470, the City Clerk of the City of Central City, Kentucky, shall cause a certified copy of this Ordinance, including the map or plat exhibit, as well as the exhibit containing the metes and bounds description of the annexed area, to be filed with the Muhlenberg County Clerk, with the Kentucky Secretary of State, and with the Commonwealth of Kentucky Department of Local Government, for recording in said offices.


4. Pursuant to KRS 81A.475, the City Clerk of the City of Central City, Kentucky shall cause, in addition to a map clearly delineating the boundaries of the area annexed hereby, a list of the names and addresses of those property owners and registered voters who reside in the area annexed hereby, as of the effective date of this ordinance.

5. This Ordinance shall take effect upon its passage, approval, and publication as required by law.

DATED: This the 16th day of April, 2008.

ATTEST:


David G. Rhoades, City Clerk



Jerry L. Mitchell, Mayor

FIRST READING: March 12th, 2008


ROLL CALL

	YES	NO
CASKEY	<u>absent</u>	_____
GENTRY	<u>✓</u>	_____
JENKINS	<u>✓</u>	_____
KOPER	<u>✓</u>	_____
MITCHELL	<u>✓</u>	_____
MOORE	<u>✓</u>	_____
RICHEY	<u>✓</u>	_____
SHAVER	<u>✓</u>	_____
TOTAL:	<u>7</u>	<u>0</u>

City Clerk Certification Filings
(KRS 81A.470)

I certify I am the duly qualified City Clerk of the City of Central City, Kentucky, and the foregoing ____ pages of Ordinance No. 08-03 is a true, correct, and complete copy duly adopted by the City Council at a duly convened meeting held on 4/16/08, as appears in the official records of said City.

WITNESS, my hand and (Seal or the Seal of said City), this 6th day of May, 2008.



Signature of City Clerk

Seal (Notary)

RECEIVED AND FILED
DATE January 27, 2009

TREY GRAYSON
SECRETARY OF STATE
COMMONWEALTH OF KENTUCKY
BY Harlie Adkins

EXHIBIT A

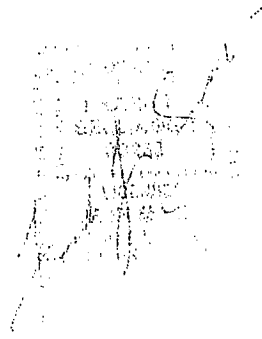
**AN ORDINANCE ANNEXING TERRITORY INTO
THE CITY OF CENTRAL CITY, KENTUCKY,
TO BE KNOWN AS**

"THE 2008 BINKLEY / DEVELOPMENT DESIGN & CONSTRUCTION, LLC ANNEXATION"

TRACT TO BE ANNEXED TO THE CITY OF CENTRAL CITY

BEING A TRACT OF LAND TO BE ANNEXED INTO THE CITY OF CENTRAL CITY, KENTUCKY AND BEING PART OF THE PROPERTY CONVEYED TO DEVELOPMENT DESIGN AND CONSTRUCTION, LLC AS RECORDED IN DEED BOOK 519, PAGE 48 IN THE OFFICE OF THE CLERK OF THE COUNTY COURT OF MUHLENBURG COUNTY, KENTUCKY AND BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS:

BEGINNING AT AN IPC FOUND STAMPED "2925" ON THE WEST RIGHT-OF-WAY LINE OF CATALPA STREET, SAID POINT BEING CORNER TO THE ABOVE-MENTIONED DEVELOPMENT DESIGN AND CONSTRUCTION, LLC PROPERTY; THENCE N 49°30'00" E - 131.34' TO A POINT; THENCE S 21°00'28" E - 151.99' TO A SET #5 REBAR WITH A CAP STAMPED "FSTAN #3282" AND THE TRUE POINT OF BEGINNING; THENCE S 21°00'28" E - 246.10' TO AN IRON PIPE FOUND; THENCE S 20°37'02" E - 270.78' TO A SET #5 REBAR WITH A CAP STAMPED "FSTAN #3282"; THENCE S 51°59'44" W - 244.68' TO AN IPC FOUND STAMPED "2102"; THENCE S 51°59'44" W - 262.45' TO A SET #5 REBAR WITH A CAP STAMPED "FSTAN #3282"; THENCE N 24°02'00" W - 489.43' TO A SET #5 REBAR WITH A CAP STAMPED "FSTAN #3282"; THENCE N 51°39'00" E - 49.94' TO A SET #5 REBAR WITH A CAP STAMPED "FSTAN #3282"; THENCE N 49°50'28" E - 492.22' TO THE TRUE POINT OF BEGINNING CONTAINING 252592.83 SQUARE FEET (5.7987 ACRES) AS PER SURVEY BY FRANK L. SELLINGER, II, PLS NO. 3282 WITH F.S./TAN LAND SURVEYORS AND CONSULTING ENGINEERS DATED JANUARY 3, 2007.



F.S. Land Company
T. Alan Neal Company

Land Surveyors and Consulting Engineers

Box 17546 2313/2315 Crittenden Drive, Louisville, KY. 40217
Tel: (502) 635-5866 (502) 636-5111 Fax: (502) 636-5263

LEGAL DESCRIPTION

LOCATION: U.S. HIGHWAY 62 (WEST EVERLY BROTHERS BLVD) & CATALPA ST.
CENTRAL CITY, KY 42330

DEED BOOK: 519 PAGE: 48

DATE OF FIELD: 12-29-06
DATE OF PLAT: 1-03-07

OWNER: DEVELOPMENT DESIGN AND CONSTRUCTION, LLC
ADDRESS: 904 WEST EVERLY BROTHERS BOULEVARD, CENTRAL CITY, KY 42330

FSTAN JOB#: 06-4345

OVERSIZE MAP INCLUDED WITH
SUBMISSION.

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