

Map 1

CITY OF CYNTHIANA

MELVIN HAMPTON, MAYOR

HOURS 8 00 A.M. TO 4 00 P.M.

P. O. BOX 67

CYNTHIANA, KENTUCKY 41031

RECEIVED

NOV 10 1989

SECRETARY OF STATE
COMMONWEALTH OF KY

November 8, 1989

Office of Secretary of State
Capitol Building
Frankfort, Kentucky 40601

Re: Annexation of Property By
City of Cynthiana, Kentucky

Dear Sir:

Pursuant to the requirements of KRS. 81A.470, enclosed please find a certified copy of Ordinance Number 1207 of the City of Cynthiana, Kentucky annexing certain property to the City. Also enclosed is an accurate map of the annexed area with a metes and bounds description as required by law.

Please record these documents in the appropriate manner, If you have any questions, please advise.

Sincerely,

Janice F. Tolle
Janice F. Tolle, City Clerk

JEH:jt

Encl:

MELVIN E. HAMPTON
PUBLIC AFFAIRS

VIRGIE WELLS
PUBLIC PROPERTY

DAVID GASSER
PUBLIC SAFETY

CHARLES W. NORTH
PUBLIC WORKS

DAVID HOLLAND
PUBLIC FINANCE

CITY OF CYNTHIANA

MELVIN HAMPTON, MAYOR

HOURS 8 00 A M TO 4 00 P M

P O BOX 67

CYNTHIANA, KENTUCKY 41031

I, Janice F. Tolle, City Clerk of the City of Cynthiana, Kentucky, do certify that the foregoing is a true and correct copy of Ordinance # 1207 of the City of Cynthiana, Kentucky as recorded in my office.

Janice F. Tolle
Janice F. Tolle, City Clerk

Given under my hand this the 8th day of November, 1989.

Subscribed and sworn to before me this the 8th day of November, 1989.

Kathy M. Brooks
Kathy M. Brooks
Notary State-at-Large

My Commission expires May 2, 1993

ORDINANCE NO. 1207

AN ORDINANCE OF THE CITY OF CYNTHIANA, KENTUCKY EXTENDING ITS PRESENT BOUNDARY AND ANNEXING CERTAIN CONTIGUOUS PROPERTY TO THE CITY CONSISTING OF APPROXIMATELY 6.41 ACRES LYING NORTH OF THE PRESENT CITY BOUNDARY AND EAST OF U.S. HIGHWAY 27 AND BEING CURRENTLY OWNED BY DONALD THOMAS WARE AND POLLY C. WARE, HIS WIFE.

WHEREAS, the City Commission of the City of Cynthiana recognizes the importance of orderly urban growth in preserving and expanding the benefits of municipal government for all citizens; and,

WHEREAS, the City Commission recognizes the potential for growth of business development in the area of U.S. Highway 27 North of the City of Cynthiana; and,

WHEREAS, the area to be annexed is suitable for development for urban purposes without unreasonable delay and it is desirable for all concerned that said growth and development occur within expanded limits of the City of Cynthiana; and,

WHEREAS, plans are underway to extend municipal water and sewer facilities to the area to be annexed to insure safe and healthful disposal of waste in the area of development with the owners of the annexed property to bear the costs of extending such facilities to the subject property and obtaining necessary permits, easements and approvals;

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

SECTION 1: That the City of Cynthiana, Kentucky, hereby extends its boundaries and annexes the following described contiguous property to the City:

Beginning at a steel rebar (set) in the eastern right-of-way line of U.S. 27 and in the northern margin of Indian Creek Road; thence with the eastern right-of-way line of U.S. 27, North 13 degrees 00 minutes 00 seconds East 925.50 feet to a 1/2 inch pipe (found), corner to E.S. Ford, et us.; thence with the lines of E.S. Ford, et ux, for two calls, South 18 degrees 4 minutes 16 seconds East 760.39 feet to a steel rebar (found), South 36 degrees 1 minutes 39 seconds East 274.26 feet to a steel rebar (found), corner to LeBus Tobacco Company, Inc.; thence with the line of LeBus Tobacco Company, Inc., South 19 degrees 51 minutes 48 seconds West 116.10 feet to a steel rebar (set) in the northern margin of Indian Creek Road; thence with the northern margin of the Indian Creek Road, North 74 degrees 57 minutes 23 seconds West 586.01 feet to the beginning and containing 6.41 acres and being subject to easements and rights-of-way of record and in existence and in accordance with a survey by Jerry. L. Casey, LS in June 1989. See Plat Cabinet 2, Sheet 140A.

Being the same property as that conveyed Donald Thomas Ware and Polly C. Ware, his wife, by Frazer LeBus, Jr., etc. by deed dated the 3rd day of July, 1989 and recorded in Deed Book 182, Page 121.

All references are to the records of the Harrison County Clerk's Office.

SECTION 2: A plat of the subject property is attached hereto as a part hereof.

SECTION 3: Annexation of this area to the City of Cynthiana is desirable due to its potential for development and the advantages to be derived by all concerned from the extension of water and sewer facilities to the subject area without unreasonable delay and at the sole expense of the owners of said property.

SECTION 4: The property annexed has been zoned A-1 (agricultural) and pursuant to Section 630 of the Cynthiana-Harrison County-Berry Zoning Ordinance, and in accordance with the recommendation of the Cynthiana-Harrison County Berry

Planning and Zoning Commission made after holding a public hearing as required by KRS Chapter 81A and other applicable law, the zoning classification of the property annexed remains A-1 (agricultural) following this annexation. On June 13, 1989, the Cynthiana-Harrison County-Berry Joint Planning Commission issued a conditional use permit for the subject property to permit the construction of a funeral home and said conditional use permit remains in full force and effect following this annexation. A map is attached hereto as a part hereof, setting forth the zoning for the area annexed.

SECTION 5: The City Clerk shall immediately cause an accurate map of the annexed area with a metes and bounds description together with a certified copy of this Ordinance to be recorded in the office of the Harrison County Clerk and the office of the Secretary of State. She shall further forward a map delineating the boundaries of the annexed area along with a list of the names and addresses of those property owners and/or registered voters who reside in such area all in compliance with KRS 81A.470 and KRS 81A.475.

SECTION 6: This ordinance shall take effect from and after its passage, approval and publication as required by law.

FIRST READING AND APPROVAL: 10-10-89

SECOND READING AND PASSAGE: 10-29-89

Melvin E. Hampton
Melvin E. Hampton, Mayor

ATTEST:

Janice Tolle
Janice Tolle, City Clerk