

# CITY OF CYNTHIANA

P.O. BOX 67 • 104 E. PLEASANT ST.  
CYNTHIANA, KENTUCKY 41031  
(859) 234-7150

RECEIVED AND FILED  
DATE Sept. 25, 2003

September 22, 2003

JOHN Y. BROWN  
SECRETARY OF STATE  
COMMONWEALTH OF KENTUCKY  
BY K. Asherim

John Y. Brown III  
Secretary of State  
700 Capitol Avenue, Suite 152  
The Capitol  
Frankfort, Kentucky 40601

I, Charleen McIlvain, City Clerk of the City of Cynthiana, Kentucky, do certify that the attached is a true and correct copy of Ordinance #1372 of the City of Cynthiana, Kentucky annexing 7 acres belonging to Landmark Newco, LLC into the City limits.

Charleen McIlvain  
Charleen McIlvain, City Clerk

Subscribed, sworn to, and acknowledged before me this the 22nd day of September 2003.

Kathy M. Brooks  
Kathy M. Brooks, Notary

My Commission expires May 2, 2005

DATE Sept. 25, 2003

ORDINANCE NO. 1372

JOHN Y. BROWN III  
SECRETARY OF STATE  
COMMONWEALTH OF KENTUCKY  
BY H. Quinn

AN ORDINANCE OF THE CITY OF CYNTHIANA, KENTUCKY EXTENDING ITS PRESENT BOUNDARY AND ANNEXING CERTAIN CONTIGUOUS PROPERTY TO THE CITY LYING GENERALLY SOUTH OF THE PRESENT CITY BOUNDARY AND NEAR THE SOUTHERN RIGHT-OF-WAY OF SAFETY WAY ROAD AND BEING CURRENTLY OWNED BY LANDMARK NEWCO, LLC.

**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 industrial business and/or residential development in the area of lying generally south of the present City boundary and near the southern right-of-way of Safety Way Road 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 the expanded limits of the City of Cynthiana; and

**WHEREAS**, the owners of said property have requested and consented to the annexation pursuant to KRS 81A.412,

**NOW, THEREFORE, BE IT ORDAINED BY THE CITY COMMISSION OF 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:

COMMENCING at an iron pin (found) in the southern right-of-way line of Safety Way road, corner to the Charles L. Woods, et al, land (7.000 acres), said point being the POINT OF BEGINNING; thence with the Charles L. Woods, et al, land (7.000 acres); South 52 degrees 16 minutes 52 seconds West a distance of 508.51 feet to an iron pin

(found), corner to the Daniel Gasser, et ux, land (33.437 acres); thence with the Daniel Gasser, et ux. land (33.437 acres) for two calls, South 52 degrees 16 minutes 52 seconds West a distance of 899.79 feet to an iron pin (found); thence South 52 degrees 16 minutes 52 seconds West a distance of 50.00 feet to a point in the low water line of the South Fork of the Licking River; thence with the low water line of the South Fork of the Licking River for nine calls, North 22 degrees 27 minutes 15 seconds West a distance of 238.20 feet; thence North 02 degrees 59 minutes 47 seconds West a distance of 205.85 feet; thence North 00 degrees 13 minutes 20 seconds West a distance of 199.77 feet; thence North 00 degrees 27 minutes 28 seconds West a distance of 211.74 feet to a point in the low water line of the South Fork of the Licking River, and said point referenced by an iron pin (set) at South 90 degrees 00 minutes 00 seconds East a distance of 82.00 feet; thence continuing along said river, North 01 degrees 58 minutes 57 seconds West a distance of 211.91 feet; thence North 02 degrees 56 minutes 15 seconds West a distance of 200.49 feet; thence North 07 degrees 20 minutes 08 seconds West a distance of 188.81 feet; thence North 08 degrees 12 minutes 28 seconds West a distance of 157.10 feet; thence North 08 degrees 44 minutes 11 seconds West a distance of 140.63 feet to a point in the low water line of the South Fork of the Licking River, corner to the Clean Earth Kentucky LLC land; thence with the Clean Earth Kentucky LLC land for two calls, North 79 degrees 32 minutes 15 seconds East, a distance of 20.00 feet to an iron pin (found #1366); thence North 79 degrees 32 minutes 15 seconds East a distance of 549.90 feet to the southern line of the Safety Way road (proposed), South 39 degrees 43 minutes \_\_ seconds East a distance of 1225.04 feet to the POINT OF BEGINNING.

Being the same property as that conveyed Landmark Newco, LLC, a Kentucky limited liability company, by Matt Stone Kentucky, Inc., a Kentucky corporation, by Deed dated June 26, 2003 of record in Deed Book 267, Page 160.

All references are to the records of the Harrison County Court 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 annexation of this area without unreasonable delay.

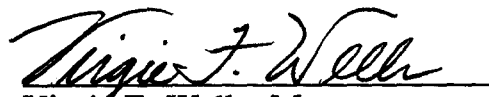
**SECTION 4:** The property annexed has been zoned County I-1 and the duly annexed territory shall retain the same zoning classification as applied prior to annexation pending any changes which may be made subsequent to the adoption of this Ordinance by appropriate zoning map amendments or other regulations in accordance with KRS 100.209 and other applicable law.

**SECTION 5:** The City Clerk shall immediately cause an accurate map of the newly 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, the Office of the Secretary of State of the Commonwealth of Kentucky and the Office of the Department For Local Government. The Clerk 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.

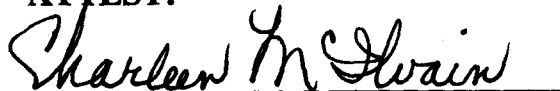
**SECTION 6:** This Ordinance shall take effect from and after its passage, approval and publication as required by law.

**FIRST READING AND APPROVAL:** August 26, 2003

**SECOND READING AND PASSAGE:** September 9, 2003

  
Virgie F. Wells, Mayor

**ATTEST:**

  
Charleen McIlvain, City Clerk

**PLEASE NOTE:**

**The oversize map or maps submitted with this particular filing are currently unavailable for online research. The map(s) will be added at a later date.**

**For copies needed immediately, please contact the Secretary of State's Office, Land Office Division, phone 502-564-3490.**