

104 E. Pleasant Street
 P.O. Box 67
 Cynthiana, Ky. 41031-0067
 Phone: (859) 234- 7150
 Fax: (859) 234-0035

City of Cynthiana

RECEIVED AND FILED
 DATE January 26, 2009

January 22, 2008

TREY GRAYSON
 SECRETARY OF STATE
 COMMONWEALTH OF KENTUCKY
 BY Kandice Addison

The Honorable Trey Grayson
 Secretary of State
 The Capitol
 700 Capitol Avenue, Suite 152
 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 #1456 dated December 17, 2008 annexing certain property to the City in accordance with the requirements of KRS. 81A.470.

Charleen McIlvain
 Charleen McIlvain, City Clerk

Subscribed, sworn to, and acknowledged before me this the 22nd day of January 2009.

Kathy M. Brooks
 Kathy M. Brooks, Notary

My Commission expires May 2, 2009

ORDINANCE NO. 1456

AN ORDINANCE OF THE CITY OF CYNTHIANA, KENTUCKY EXTENDING ITS PRESENT BOUNDARY AND ANNEXING CERTAIN CONTIGUOUS PROPERTY TO THE CITY CONSISTING OF CERTAIN PROPERTY LYING ON KENTUCKY HIGHWAY 32 & 36 ON THE EAST SIDE OF THE CITY AND SOUTH OF THE WOODLAND TERRACE SUBDIVISION AND BEING CURRENTLY OWNED BY LARRY M. WILEY AND PATRICIA E. WILEY, HIS WIFE, AND JAMES A. BROWN AND KAY BROWN, 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 residential development in the area of lying generally south of Millersburg Pike on the east side of the City, and,

WHEREAS, the area to be annexed is suitable for development for urban residential purposes without unreasonable delay and it is desirable for all concerned that said growth and development be 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:

All those certain tracts or parcels of land, lying and being located in Harrison County, Kentucky: and situated on the south side of Millersburg Pike (KY 32 & 36); and more particularly described as follows:

The property descriptions following are based on an "Annexation Plat" prepared by Darnell Engineering, Inc. dated October 7, 2008 and does not represent an actual field survey performed by same. Mathematical error of closure was adjusted along road right-of-way.

Beginning at point in the south right-of-way of Millersburg Pike (KY 32 & 36), a corner between Paul M. Fischer & Cheryl Fischer (D.B. 187, Pg. 798; P.C. 2, Sh. 82A) and Larry M. Wiley & Patricia E. Wiley (D.B. 261, Pg. 9; P.C. 2, Sh. 22B); said point lying S 55°22'46" E. 177.90 feet from a property corner in said right-of-way of said road, a corner between Paul M. Fischer & Cheryl Fischer (D.B. 187, Pg. 798; P.C. 2, Sh. 82A) and The Randall E. and Virginia H. Ashbrook Family Limited Partnership (D.B. 214, pg. 80; P.B. 1, Sh. 114); thence with the said south right-of-way of said Millersburg Pike (KY 32 & 36) S. 60°39'26" E. 165.44 feet to a property corner and S. 60°30'05" E. 166.39 feet to a property corner, a corner to Derek J. Clarke & Doreen Wisener (D.B. 234, Pg. 16; P.C. 2, Sh. 22A); thence with said Clarke & Wisener S. 33°09'34" W. 442.09 feet to a property corner, in the line of Paul Fischer & Cheryl Fischer (D.B. 245, Pg. 12; P.C. 4, Sh. 77B); thence with said Fischer & Paul Fischer & Cheryl Fischer (D.B. 214, Pg. 170; P.C. 4, Sh. 77B) N. 59°00'27" W. passing a property corner at 216.24, in all 432.48 feet to a property corner, a corner to Paul M. Fischer & Cheryl Fischer (D.B. 187, Pg. 798; P.C. 2, Sh. 82A); thence with said Fischer N. 46°11'02" E. 448.34 feet to the point of beginning containing an area of 3.829 acres more or less, and being subject to any and all easements or right-of-way of record and in existence at the date of this drawing.

Said property being the same as that property deeded Larry M. Wiley & Patricia E. Wiley in Deed Book 261, Page 9 and shown on Plat Cabinet 2, Sheet 22B and that property deeded James A. Brown in Deed Book 304, Page 13 and shown on Plat Cabinet 2, Sheet 22B.

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 R-2 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.

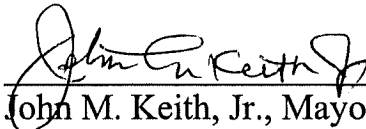
SECTION 5: The City Clerk shall immediately cause an accurate map of the newly annexed area with a metes and bounds description together with a certified

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.

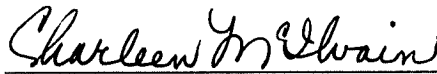
FIRST READING AND APPROVAL: December 9, 2008

SECOND READING AND PASSAGE: December 17, 2008



John M. Keith, Jr., Mayor Pro-tem

ATTEST:



Charleen McIlvain, City Clerk

OVERSIZE MAP INCLUDED WITH
SUBMISSION.

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