

**CERTIFICATION**

I, the undersigned, Mary Chaudoin, do hereby certify that I am the duly qualified and acting City Clerk of the City of Elizabethtown, Kentucky, and as such Clerk I further certify that the attached is a true, correct and complete copy of Ordinance No. 08 - 2006 series duly adopted by the City Council of said City at a duly convened meeting held on March 20, 2006 and thereafter signed by the Mayor as evidence of his approval, and now in full force and effect, all as appear from the official records of said City Council in my possession and under my control.

WITNESS my hand and Seal of the City, as of this 3<sup>rd</sup> day of April, 2005.

Mary Chaudoin  
CITY CLERK

(Seal of the City)

RECEIVED AND FILED  
DATE April 6, 2006

TREY GRAYSON  
SECRETARY OF STATE  
COMMONWEALTH OF KENTUCKY  
BY Janie Aderson

**ORDINANCE NO. 08-2006**

**AN ORDINANCE FOR THE CITY OF ELIZABETHTOWN, KENTUCKY  
REPEALING ORDINANCE NO. 02-2006 RELATING TO ANNEXATION  
OF PROPERTY LOCATED ON TUNNEL HILL ROAD AND  
ANNEXING PROPERTY LOCATED ON TUNNEL HILL ROAD NEAR ITS  
INTERSECTION WITH RING ROAD SAID PROPERTY OWNED BY  
HERB JONES CHEVROLET, INC.**

BE IT ORDAINED by the City of Elizabethtown, Kentucky that from and after the passage, approval and publication of this Ordinance that Ordinance No. 02-2006, enacted on January 3, 2006 and relating to the annexation of property located on Tunnel Hill Road is hereby repealed in its entirety.

BE IT FURTHER ORDAINED THAT, WHEREAS, said Herb Jones Chevrolet, Inc. property is adjacent and contiguous to the City of Elizabethtown's boundaries; and

WHEREAS, by reason of population density, commercial, industrial, institutional or governmental use of land, and/or subdivision of land, said Herb Jones Chevrolet, Inc. property is urban in character and/or suitable for development for urban purposes without reasonable delay; and

WHEREAS, the area can be fully served by utilities appropriate for urban use, therefore complying with the community-wide development polices.

NOW, THEREFORE, BE IT ORDAINED by the City of Elizabethtown, Kentucky, that from and after the passage, approval and publication of this Ordinance, that the property located on Tunnel Hill Road owned by Herb Jones Chevrolet, Inc. being identified by MAP I.D. Number 231-10-00-012 and being more particularly described in attached Exhibit A and A-1 is annexed into the City of Elizabethtown. Said property shall be zoned as Residential-2 (R-2).


This action is taken for property owned by Herb Jones Chevrolet, Inc. and pursuant to their request and consent and pursuant to recommendation of the City of Elizabethtown Planning

Commission. The findings of fact of the Commission in support of this request are adopted as if set our verbatim.

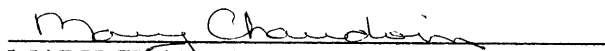
BE IT FURTHER ORDAINED that the Mayor of the City of Elizabethtown and/or his designate be and he is hereby authorized and directed to take all steps necessary to perfect this Ordinance.

READ THE FIRST TIME this 6<sup>th</sup> day of March, 2006.

READ, ADOPTED AND APPROVED this 20<sup>th</sup> day of March, 2006.

  
\_\_\_\_\_  
DAVID WILLMOTH, JR., MAYOR

ATTESTED TO:

  
\_\_\_\_\_  
MARY CHAUDOIN, CITY CLERK

## EXHIBIT A

### ANNEXATION DESCRIPTION

#### Herb Jones Chevrolet, Inc. Property - Tunnel Hill Road D.B. 860, PG. 102

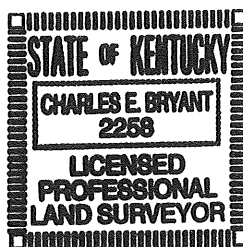
The subject tract of land is located along Tunnel Hill Road, east of Ring Road (KY 3005) near the intersection of Tunnel Hill Road with Ring Road. Said property adjoins Lots 1 & 3 of the Hicks Property Subdivision to the west, Farmgate Estates, Section 2 to the north and Lot 2 of Hicks Property Subdivision, Section 2 to the east and is more particularly described as follows:

Beginning at an existing iron pin (Leigh LS 1776) in the north right-of-way line of Tunnel Hill Road, said point being a corner to Lot 1 Hicks Property Subdivision (Plat Cabinet 1, Sheet 1060 as found in the office of the Hardin County Clerk), said point being in the corporate boundary of the City of Elizabethtown, Kentucky; thence with the existing corporate boundary line and Lots 1 & 3 of Hicks Property Subdivision North 3° 23' 15" East 1036.74 feet to an iron pin (Clifford LS 2124) in the line of Farmgate Estates, Section 2 (Plat Cabinet 1, Sheet 221B); thence with a new corporate boundary line and said Farmgate Estates line South 81° 03' 33" East 573.99 feet to an iron pin (Clifford LS 2124), a corner to Lot 2 of Hicks Property Subdivision, Section 2 (Plat Cabinet 1, Sheet 2339); thence with a new corporate boundary line and Lot 2 of Hicks Property Subdivision, Section 2 South 3° 23' 15" East 1024.43 feet to an iron pin (Clifford LS 2124) in the north right-of-way line of Tunnel Hill Road; thence crossing Tunnel Hill Road with a new corporate boundary line South 7° 45' 02" West 39.39 feet to a point in the existing corporate boundary of the City of Elizabethtown; thence with the existing corporate boundary and the original south right-of-way line of Tunnel Hill Road North 82° 14' 58" West 569.95 feet to a point in the existing corporate boundary of the City of Elizabethtown; thence North 3° 23' 15" East 39.16 feet to the point of beginning and containing 14.03 acres.

The bearings in this description are based upon NAD 83 KY State Plane Coordinates (South Zone) and the City of Elizabethtown Geodetic Control Network.

This description is intended for use by the City of Elizabethtown to facilitate annexation of the subject property and shall not in any way be construed or used for a boundary survey.

*Charles E. Bryant 3/6/06*  
Charles E. Bryant, PLS #2258





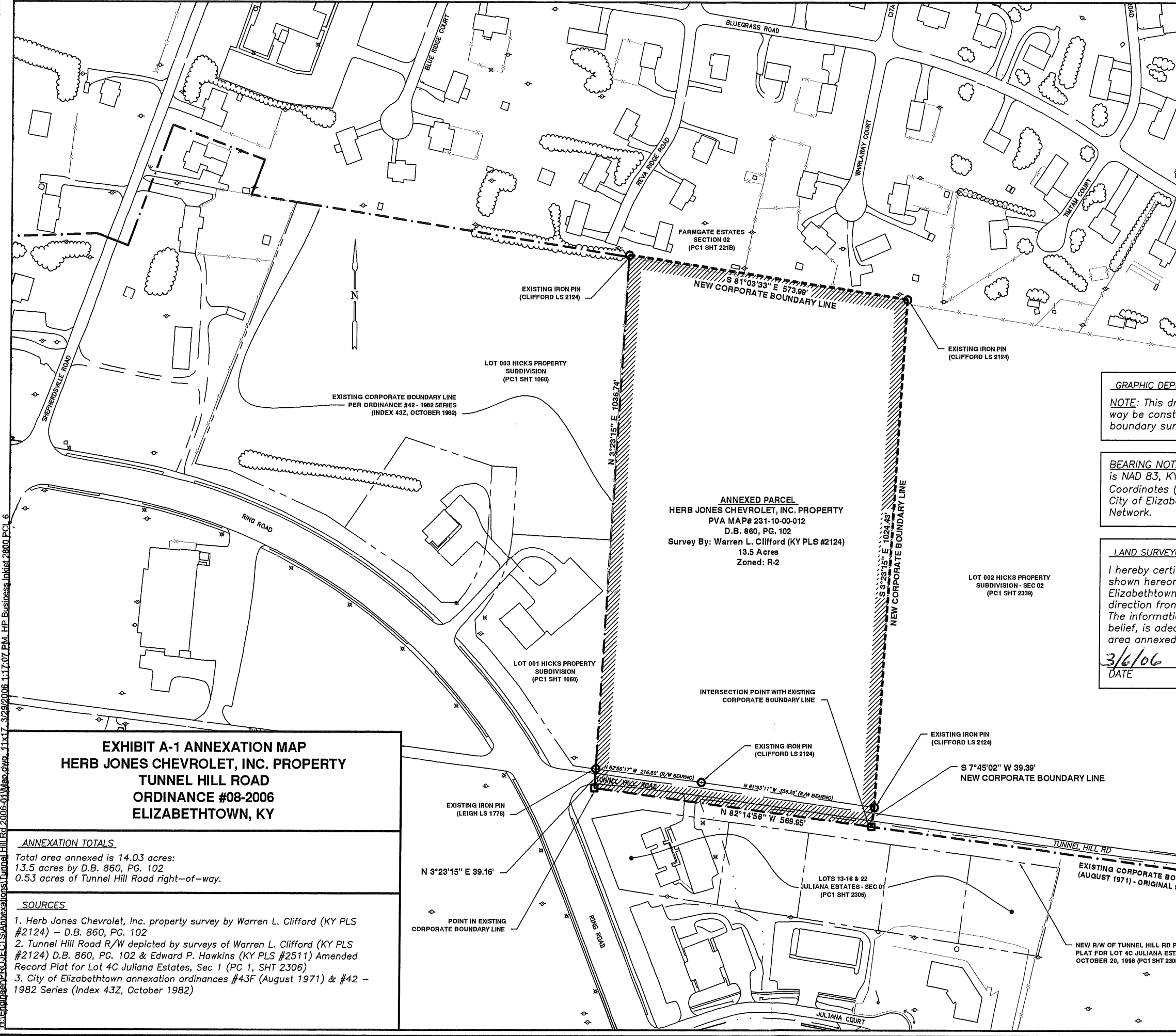
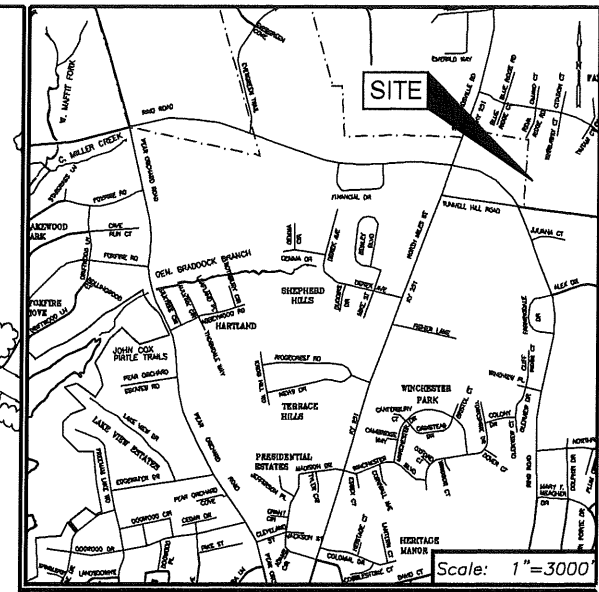
**LEGEND**

- ▭ BUILDINGS
- 100 ADDRESS
- TANKS
- SIDEWALKS
- PAVED ROADS
- UNPAVED ROADS
- RAILROADS
- - - FENCE LINE
- DITCH/STREAM/POND
- GROUP TIMBER
- ⊛ LIGHT POLE
- ⊙ UTILITY POLE
- ▭ CATCH BASIN
- SIGN

0' 200' 300'

Scale: 1"=200'

Drawn: G. Cole  
Checked:  
Approved:  
Date: 3-3-06  
Rev.: 3-6-06  
Rev.:



**ANNEXED PARCEL**  
HERB JONES CHEVROLET, INC. PROPERTY  
PVA MAP# 231-10-00-012  
D.B. 860, PG. 102  
Survey By: Warren L. Clifford (KY PLS #2124)  
13.5 Acres  
Zoned: R-2

**GRAPHIC DEPICTION ONLY**  
*NOTE: This drawing shall not in any way be construed or used as a boundary survey.*

**BEARING NOTE:** The basis of bearing is NAD 83, KY State Plane Coordinates (South Zone) and the City of Elizabethtown Geodetic Control Network.

**LAND SURVEYOR'S CERTIFICATE**  
I hereby certify that the graphic depiction of the area shown hereon for annexation by the City of Elizabethtown was prepared by me or under my direction from existing documents of record as listed. The information, to the best of my knowledge and belief, is adequate for the purpose of defining the area annexed for mapping purposes.  
3/6/06 *Charles E. Bryant*  
DATE CHARLES E. BRYANT, PLS #2258

**STATE OF KENTUCKY**  
**CHARLES E. BRYANT**  
**2258**  
**LICENSED PROFESSIONAL LAND SURVEYOR**

**EXHIBIT A-1 ANNEXATION MAP**  
**HERB JONES CHEVROLET, INC. PROPERTY**  
**TUNNEL HILL ROAD**  
**ORDINANCE #08-2006**  
**ELIZABETHTOWN, KY**

**ANNEXATION TOTALS**  
Total area annexed is 14.03 acres:  
13.5 acres by D.B. 860, PG. 102  
0.53 acres of Tunnel Hill Road right-of-way.

- SOURCES**
1. Herb Jones Chevrolet, Inc. property survey by Warren L. Clifford (KY PLS #2124) - D.B. 860, PG. 102
  2. Tunnel Hill Road R/W depicted by surveys of Warren L. Clifford (KY PLS #2124) D.B. 860, PG. 102 & Edward P. Hawkins (KY PLS #2511) Amended Record Plat for Lot 4C Juliana Estates, Sec 1 (PC 1, SHT 2306)
  3. City of Elizabethtown annexation ordinances #43F (August 1971) & #42 - 1982 Series (Index 43Z, October 1982)

Aerial photography and digital mapping prepared by Photo Science, Inc. of Lexington, KY. Aerial photography from April 13, 2001. Horizontal control based on North American datum of 1983. Vertical control based on North American vertical datum of 1988. The City of Elizabethtown accepts no liability for the accuracy of this document.