COUNCIL
TONY BISHOP
MATT DENEEN
MARTY E. FULKERSON
JULIA SPRINGSTEEN
CINDY D. WALKER
VIRGIL WILLOUGHBY



CITY OF ELIZABETHTOWN JEFFREY H. GREGORY, MAYOR

200 West Dixie Avenue P.O. Box 550 Elizabethtown, KY 42702 (270) 765-6121 Fax: (270) 737-5362

Web Site: www.etownky.org

CERTIFICATION

I, the undersigned, Jessica J. Graham, 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. 12-2022 series duly adopted by the City Council of said City at a duly convened meeting held on May 23, 2022 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 9th day of June 2022.



JESSICA J. GRAHAM, CITY CLERK

DATE July 15, 2022

MICHAEL G. ADAMS
SECRETARY OF STATE
COMMONWEALTH OF KENTUCKY



ORDINANCE NO. 12-2022

AN ORDINANCE FOR THE CITY OF ELIZABETHTOWN, KENTUCKY ANNEXING PORTIONS OF THE FOLLOWING PROPERTIES LOCATED AT 1151 PEAR ORCHARD ROAD, 2111 RING ROAD AND 2101 RING ROAD

WHEREAS, properties owned by Iqbal, Hale and Cundiff located along Pear Orchard Road and Ring Road are adjacent or contiguous to the City of Elizabethtown's existing boundaries; and,

WHEREAS, in 1971 the City of Elizabethtown annexed portions of the properties now owned by Iqbal, Hale and Cundiff and the current owners and the City wish for the entirety of each of these properties to be located within the City boundaries of Elizabethtown; and,

WHEREAS, by reason of population density, commercial, industrial, institutional or governmental use of land, and/or subdivision of land, this property is suitable for development for urban purposes without unreasonable delay.

NOW, THEREFORE, BE IT ORDAINED by the City of Elizabethtown, Kentucky, that from and after the passage, approval, and publication of this Ordinance, property located along 1151 Pear Orchard Road, 2111 Ring Road and 2101 Ring Road, being known as PVA # 219-10-00-015, PVA # 219-10-00-018 and PVA # 219-10-00-019.01, as being more particularly described in the attached Exhibit A and shown on Exhibit B (map) is annexed into the City of Elizabethtown. Property at 1151 Pear Orchard Road and 2111 Ring Road shall be zoned as Urban Residential, Limited (R-3) and the property at 2101 Ring Road shall be zoned Regional Commercial (C-3) pursuant to the recommendation of the City of Elizabethtown Planning Commission based on a public hearing conducted on May 10, 2022. The findings of fact of the Commission in support of this recommendation are adopted as if set out verbatim.

This action is taken for property owned by Mohammad and Robina Iqbal, C. Dawn Hale and Russell Scott Hale and Chad Cundiff pursuant to their request and consent (Exhibit C).

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

BE IT FURTHER ORDAINED this Ordinance be published in summary form.

READ THE FIRST TIME this 16th day of May 2022.

READ, ADOPTED AND APPROVED this 23rd day of May 2022.

Published May 27, 2022.

JEFFREY H. GREGORY, MAYOR

ATTESTED TO:

JESSICA J. GRAHAM, CITY CLERK



P.O. Box 2 • TOMPKINSVILLE, KY 42167 • PHONE (270) 407-5784 • PRECISION-ENGR.COM

Exhibit A

Ordinance #12-2022

Dawn Hale Lifetime Estate Property Hardin County, Ky

A certain tract of land located in Hardin County, Kentucky and being the same property conveyed to Dawn Hale Lifetime Estate as recorded in Deed Book 1348 Page 515, and more particularly described as follows:

Beginning at an iron pin found (Hawkins #2511) being a corner to Robina Iqbal (Deed Book 1270 Page 793) and being on the South ROW of KY 3005 (ROW Varies) and being the <u>POINT OF BEGINNING</u>; thence leaving the ROW of KY 3005 (ROW Varles)

\$ 75* 58' 52" W, a distance of 147.69 to a point, a corner to Robina Iqbal (Deed Book 1270 Page 793); thence

\$ 75° 52′ 36" W, a distance of 111.36 to a 32" Oak in a Fence Line, a corner to Robina Iqbal (Deed Book 1270 Page 793)

\$ 75° 07' 16" W, a distance of 281.91 feet to a point, a corner to Robina Iqbal (Deed Book 1270 Page 793); thence

S 76° 25' 06" W, a distance of 55.02 feet to a Flagged Metal Stake, a common corner to Robina Iqbal (Deed Book 1270 Page 793) and Chad Cundiff (Deed Book 1355 Page 1079); thence

N 21° 02' 06" W, a distance of 223.46 feet to an iron pin found (illegible) and being on the South ROW of KY 3005 (ROW Varies); thence following the South ROW of KY 3005 for the following calls:

N 86° 48' 18" E, a distance of 93.44 feet to an iron pin found (illegible); thence

S 88° 10' 46" E, a distance of 205.88 feet to a point; thence

S 83° 49' 05" E, a distance of 179.40 feet to a point; thence

S 77* 34' 30" E, a distance of 184.32 feet to an Iron pin found (Hawkins #2511), a corner to Robina Iqbal (Deed Book 1270 Page 793) and being the <u>POINT OF BEGINNING</u>; containing 1.77 acres more or less as indicated on a survey performed by Stephen R. Harris of Precision Engineering, KY PLS #4096, completed and certified on May 12, 2022.



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EXHIBIT A ORDINANCE #12-2022 LEGAL DESCRIPTION- 1151 PEAR ORCHARD RD, 2111 RING RD AND 2101 RING RD



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Exhibit A

Ordinance #12-2022

Chad Cundiff Property Hardin County, Ky

A certain tract of land located in Hardin County, Kentucky and being the same property conveyed to Chad Cundiff as recorded in Deed Book 1355 Page 1079, and more particularly described as follows:

Beginning at a point in the intersection of the south ROW of KY 3005 (Ring Road) and the east ROW of Pear Orchard Road (ROW Varies) and being the <u>POINT OF BEGINNING</u>; thence following the ROW of KY 3005 (ROW Varies) for the following calls:

N 54° 29' 10" E, a distance of 75.40 feet to a point; thence

N 76° 54' 38" E, a distance of 115.84 feet to a point; thence

N 78° 11' 14" E, a distance of 179.15 feet to an iron pin found (illegible); thence

N 82° 30' 41" E, a distance of 193.82 feet to a point; thence

N 87° 00′ 41″ E, a distance of 100.38 feet to an iron pin found (illegible), a corner to Dawn Hale Lifetime Estate (Deed Book 1348 Page 515); thence leaving the ROW of KY 3005 (ROW Varies)

S 21° 02' 06" E, a distance of 223.46 feet to a Flagged Metal Stake, a common corner to Dawn Hale Lifetime Estate (Deed Book 1348 Page S15) and Robina Iqbal (Deed Book 1270 Page 793); thence

S 75° 22' 00" W, a distance of 530.32 feet to an iron pin found (illegible), a common corner to Robina Iqbal (Deed Book 1270 Page 793) and Hardin Homes, LLC (Deed Book 1506 Page 072); thence

S 76° 57' 20" W, a distance of 144.71 feet to a point, being a corner to Hardin Homes, LLC (Deed Book 1506 Page 072) and being on the ROW of Pear Orchard Road (ROW Varies); thence following the ROW of Pear Orchard Road (ROW Varies) for the following calls:

N 24° 09' 39" W, a distance of 63.71 feet to a point; thence

N 04° 36' 44" W, a distance of 136.47 feet to a point; thence

N 39* 59' 33" W, a distance of 44.87 feet to a point; thence

N 13* 03' 37" W, a distance of 9.71 feet to a point being on the intersection of the east ROW of Pear Orchard Road and the South ROW of KY 3005 (Ring Road) and said point being the <u>POINT OF BEGINNING</u>; containing 3.95 acres more or less as indicated on a survey performed by Stephen R. Harris of Precision Engineering, KY PLS #4096, completed and certified on May 12, 2022.



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P.O. Box 2 TOMPKINSVILLE, KY 42167 PHONE (270) 407-5784 PRECISION-ENGINEER R

Exhibit A

Ordinance #12-2022

Robina Iqbal Property Hardin County, Ky

A certain tract of land located in Hardin County, Kentucky and being the same property conveyed to Robina lqbal as recorded in Deed Book 1270 Page 793, and more particularly described as follows:

Beginning at an iron pin found (D. Johnson #3300) on the east side of Pear Orchard Road, a corner to Gittiup, LLC and being the <u>POINT OF BEGINNING</u>; thence

N 76° 05' 55" E, a distance of 1876.42 feet to an iron fin found (Hawkins #2511), a corner to Alubach Pence, LLC (Deed book 1433 Page 493); thence

N 13* 54' 05" W, a distance of 19.31 feet to an iron pin found (Hawkins #2511), a corner to Alubach Pence, LLC (Deed book 1433 Page 493); thence

N 38° 32′ 20″ E, a distance of 271.43 feet to an Iron pin found (Hawkins #2511), a corner to Alubach Pence, LLC (Deed book 1433 Page 493) and being on the ROW of Ring Road (ROW Varies); thence following the ROW of Ring Road for the following calls:

N 62° 14′ 39" W, a distance of 105.95 feet to an iron pin found (EL Cox #2131); thence

N 75° 20' 48" W, a distance of 164.02 feet to an iron pin found (Hawkins #2511); thence

N 68° 14′ 38" W, a distance of 380.20 feet to an iron pin found (Hawkins #2511); thence

N 74° 04' 04" W, a distance of 309.50 feet to an iron pin found (Hawkins #2511), a corner to Dawn Hale Lifetime Estate (Deed Book 1348 Page 515); thence leaving the ROW of Ring Road

S 75° 58' 52" W, a distance of 147.69 feet to a point, a corner to Dawn Hale Lifetime Estate (Deed Book 2312 Page 638); thence

\$ 75° 52' 36" W, a distance of 111.36 feet to a 32" Oak in a fence line), a corner to Dawn Hale Lifetime Estate (Deed Book 1348 Page 515); thence

5.75° 07′ 16″ W, a distance of 281.91 feet to a point), a corner to Dawn Hale Lifetime Estate (Deed Book 1348 Page 515); thence

S 76° 25' 06" W, a distance of 55.02 feet to a Flagged Metal Stake, a common corner to Dawn Hale Lifetime Estate (Deed Book 1348 Page 515) and Chad Cundiff (Deed Book 1355 Page 1079); thence

S 75° 22' 00" W, a distance of 530.32 feet to an iron pin found (illegible), a common corner to Chad Cundiff (Deed Book 1355 Page 1079) and Hardin Homes, LLC (Deed Book 1506 Page 072); thence

S 13° 42′ 12" E, a distance of 165.88 feet to a point, a corner to Hardin Homes, LLC (Deed Book 1506 Page 072); thence

S 04° 13′ 35″ E, a distance of 204.60 feet to an Iron pin found (EL Cox #2131), a corner to Hardin Homes, LLC (Deed Book 1506 Page 072); thence

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AND SURVEYOR

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S 88° 21' 25" W, a distance of 103.16 feet to an Iron pin found (EL Cox #2131), a corner to Hardin Homes, LLC (Deed Book 1506 Page 072) and being on the ROW of Pear Orchard Road (ROW Varies); thence following the ROW for the following calls:

S 14° 20' 29" E, a distance of 66.64 feet to an iron pin found (Hawkins #2511); thence

S 09° 00' 06" E, a distance of 100.40 feet to a point; thence

S 01° 53' 03" E, a distance of 101.90 feet to a point; thence

S 14° 06′ 36″ E, a distance of 85.19 feet to an Iron pin found (D. Johnson #3300), a corner to Fall Creek, LLC (Deed book 1448 Page 228), being on the ROW of Pear Orchard Road, and being the POINT OF BEGINNING; containing 27.36 acres more or less as indicated on a survey performed by Stephen R. Harris of Precision Engineering, KY PLS #4096, completed and certified on May 12, 2022.



ANNEXATION CONSENT

Comes, Mohammad J. and Robina J. Iqbal, owners of property along Ring Road (KY 3005), more specifically known as 1151 Pear Orchard Road and PVA # 219-10-00-015 and give their consent to the annexation by the City of Elizabethtown of approximately 27.8 acres of their property along Ring Road. Property is recorded in Deed Book 1270 Page 793 in the office of the Hardin County Clerk.

Mohammad J. and Robina J. Iqbal acknowledge and do not object to the residential zoning district classification that will be effective upon the property through the annexation process. By consenting to the annexation, Mohammad J. and Robina J. Iqbal, as the current property owners do understand and agree to waive their objection to the annexation, agree to waive any notice of the annexation to allow them to file an objection and agree to waive any waiting period for the finalization of the annexation as may be noted in KRS 81A.

Mohammad J. Iqbal, M.D.

Robina J. Iqbal

STATE OF KENTUCKY COUNTY OF HARDIN

My Commission Expires: 11-15-2022

Notary ID: 612080

ANNEXATION CONSENT

Comes, Russell Scott Hale, owner of property along Ring Road (KY 3005), more specifically known as 2111 Ring Road and PVA # 219-10-00-018 and gives consent to the annexation by the City of Elizabethtown of approximately 1.74 acres of his property along Ring Road. Property is recorded in Deed Book 1340 Page 903 in the office of the Hardin County Clerk.

Russell Scott Hale acknowledges and does not object to the residential zoning district classification that will be effective upon the property through the annexation process. By consenting to the annexation, Russell Scott Hale, as the current property owner does understand and agrees to waive his objection to the annexation, agrees to waive any notice of the annexation to allow him to file an objection and agrees to waive any waiting period for the finalization of the annexation as may be noted in KRS 81A.

Puscell Scott Hale

STATE OF KENTUCKY COUNTY OF HARDIN

SUBSCRIBED, SWORN TO AND ACKNOWLEDGED before me by Russell Scott Hale this the 16 day of MHro4, 2022.

JIMMY Dean Wheeler NOTARY PUBLIC

My Commission Expires: 3 9 2025

Notary ID: KYNP 25161



ORDINANCE #12-2022 CONSENTS

ANNEXATION CONSENT

Comes, Chad Cundiff, owner of property along Ring Road (KY 3005), more specifically known as 2101 Ring Road and PVA # 219-10-00-019.01 and gives consent to the annexation by the City of Elizabethtown of approximately 3.91 acres of his property along Ring Road. Property Is recorded in Deed Book 1355 Page 1079 in the office of the Hardin County Clerk.

Chad Cundiff acknowledges and does not object to the commercial zoning district classification that will be effective upon the property through the annexation process. By consenting to the annexation, Chad Cundiff, as the current property owner does understand and agrees to waive his objection to the annexation, agrees to waive any notice of the annexation to allow him to file an objection and agrees to waive any waiting period for the finalization of the annexation as may be noted in KRS 81A.

Chad Cundiff further agrees to pay for the expenses incurred by the City of Elizabethtown associated with the preparation of the annexation ordinance relating to the required boundary survey, annexation map and legal description for the annexation of said property.

January 7, 2022

EXHIBIT B ORDINANCE NO. 12-2022 MAP – 1151 PEAR ORCHARD RD, 2111 RING RD & 2101 RING RD

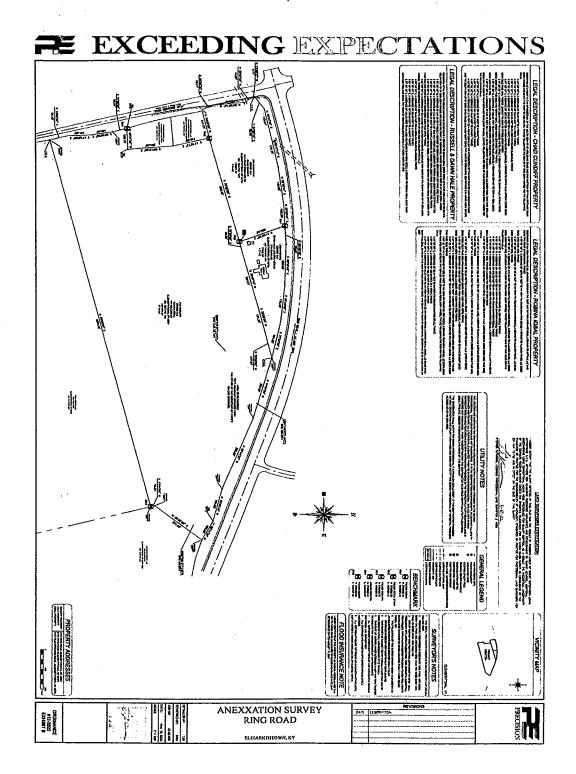


EXHIBIT C



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Exhibit A

Ordinance #12-2022

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N 76° 54′ 38" E, a distance of 115.84 feet to a point; thence

N 78° 11′ 14" E, a distance of 179.15 feet to an iron pin found (illegible); thence

N 82° 30′ 41" E, a distance of 193.82 feet to a point; thence

N 87° 00′ 41″ E, a distance of 100.38 feet to an iron pin found (illegible), a corner to Dawn Hale Lifetime Estate (Deed Book 1348 Page 515); thence leaving the ROW of KY 3005 (ROW Varies)

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S 75° 22′ 00″ W, a distance of 530.32 feet to an iron pin found (illegible), a common corner to Robina Iqbal (Deed Book 1270 Page 793) and Hardin Homes, LLC (Deed Book 1506 Page 072); thence

S 76° 57′ 20″ W, a distance of 144.71 feet to a point, being a corner to Hardin Homes, LLC (Deed Book 1506 Page 072) and being on the ROW of Pear Orchard Road (ROW Varies); thence following the ROW of Pear Orchard Road (ROW Varies) for the following calls:

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N 13° 03′ 37″ W, a distance of 9.71 feet to a point being on the intersection of the east ROW of Pear Orchard Road and the South ROW of KY 3005 (Ring Road) and said point being the **POINT OF BEGINNING**; containing 3.95 acres more or less as indicated on a survey performed by Stephen R. Harris of Precision Engineering, KY PLS #4096, completed and certified on May 12, 2022.



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Exhibit A

Ordinance #12-2022

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S 75° 52′ 36″ W, a distance of 111.36 to a 32″ Oak in a Fence Line, a corner to Robina Iqbal (Deed Book 1270 Page 793)

S 75° 07′ 16″ W, a distance of 281.91 feet to a point, a corner to Robina Iqbal (Deed Book 1270 Page 793); thence

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omitted

Note: Added to New Was 7/19/22

STATE of KENTUCKY

STEPHEN R.

ARRIS

LICENSED

PROFESSIONAL

LAND SURVEYOR

Co-6-2022



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Exhibit A

Ordinance #12-2022

Robina Iqbal Property Hardin County, Ky

PRECISION-ENER STEPHEN R.
HARRIS
4096
LICENSED
PROFESSIONAL
LAND SURVEYOR

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S 75° 58′ 52″ W, a distance of 147.69 feet to a point, a corner to Dawn Hale Lifetime Estate (Deed Book 2312 Page 638); thence

S 75° 52′ 36″ W, a distance of 111.36 feet to a 32″ Oak in a fence line), a corner to Dawn Hale Lifetime Estate (Deed Book 1348 Page 515); thence

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S 14° 20' 29" E, a distance of 66.64 feet to an iron pin found (Hawkins #2511); thence

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STATE of KENTUCKY

STEPHEN R.

HARRIS

4096

LICENSED

PROFESSIONAL

LAND SURVEYOR

6-6-2022

OVERSIZE MAP INCLUDED WITH SUBMISSION.

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