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. 18-2022 series duly adopted by the City Council of said City at a duly convened meeting held on July 11, 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 12th day of July 2022.

SEAL STUCKY

JESSICA J. GRAHAM, CITY CLERK

DATE 15 2022

MICHAEL G. ADAMS SEGRETARY OF STATE COMMONWEALTH OF KENTUCKY



ORDINANCE NO. 18-2022

AN ORDINANCE FOR THE CITY OF ELIZABETHTOWN, KENTUCKY ANNEXING PROPERTY LOCATED AT INTERSECTION OF HUTCHERSON LANE AND SOUTH WILSON ROAD

WHEREAS, the property owned by James and Melissa Jenkins and Andrew Baker and Deniela De Santiago located at intersection of Hutcherson Lane and South Wilson Road is adjacent or contiguous to the City of Elizabethtown's existing boundaries; 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 at intersection of Hutcherson Lane and South Wilson Road, being known as PVA #183-40-00-022, #183-40-00-022.01, #183-40-00-022.02 and #183-40-00-022 as being more particularly described in the attached Exhibit A and shown on Exhibit B (map) is annexed into the City of Elizabethtown. Said property shall be zoned as High Density Residential (R-6) pursuant to the recommendation of the City of Elizabethtown Planning Commission based on a public hearing conducted on June 14, 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 James and Melissa Jenkins and Andrew Baker and Deniela De Santiago pursuant to their request and consent (Exhibit C).

BE IT FURTHER ORDAINED that 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, including publishing the ordinance in summary.

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

READ THE FIRST TIME this 20th day of June 2022.

READ, ADOPTED AND APPROVED this 11th day of July 2022.

Published in summary July 15, 2022.

JEFFREY H. GREGORY, MAYOR

ATT⊯STED TO:

ÉSSICA J. GRÁHAM, CITY CLERK

EXHIBIT A ORDINANCE #18-2022 LEGAL DESCRIPTION

DOUGLAS LAND SURVEYING, LLC.

21500 SONORA HARDIN SPRINGS ROAD BIG CLIFTY, KENTUCKY 42712 douglaslandsurveying@windstream.net PH. (270) 766-7722 FAX (270) 862-5840

LEGAL DESCRIPTION ANNEXATION OF

JAMES C. AND MELISSA R. JENKINS PROPERTY AND ANDREW T. BAKER AND DANIELA DE SANTIAGO PROPERTY 297 HUTCHERSON LANE ELIZABETHTOWN, HARDIN COUNTY, KENTUCKY EXHIBIT A, ORDINANCE NO. 18-2022

18 June 2022

SOURCE OF TITLE: DEED BOOK 1451, PAGE 1427 AND DEED BOOK 1519, PAGE 50.

Subject property being located at the southwest intersection of Wilson Road (KY 447, 60-foot right-of-way) and Hutcherson Lane (KY 2802, 60-foot right-of-way) near Elizabethtown, Hardin County, Kentucky and being more particularly bounded and described as follows to wit:

Beginning at a found 's-inch pin with cap stamped "HCG 2646" at the intersection of the northeast right-of-way of South Wilson Road (KY 447, 60-foot right-of-way) and the northwest right-of-way of Hutcherson Road (30-foot right-of-way), and being the southeast corner of Airport Bowling Laues, Inc. (Deed Book 1385, Page 202) and being a point in the existing cornorate limits of the City of Elizabethtown (Ordinance No. 5 – 1992 Series);

Thence leaving the line of Airport Bowling Lanes, Inc. and the existing corporate limits of the City of Elizabethtown and crossing South Wilson Road, S09°52'51"W 67.20 feet to a point at the intersection of the south right-of-way of Wilson Road (KY 447 – 60-foot right-of-way) and the east right-of-way of Hutcherson Lane (KY 2802 – 60-foot right-of-way), said point being the northwest corner of Marvin C. and Joyce Stanley (Deed Book 768, Page 113);

Thence leaving Wilson Road with the east right-of-way of Hutcherson Lane and the line of Stanley the following two (2) calls:

S25°11'46"W 85.07 feet to a point;

S24°05'20"W 67.19 feet to a point, the northwest corner of Richard D. Watson (Deed Book 1388, Page 528 a.k.a. Lot 3, Gaddie Subdivision, Plat Cabinet 1, Sheet 203A);

Continuing with the east right-of-way of Hutcherson Lane and the lines of Watson, Laura Grimes (Deed Book 448, Page 116), Clifford and Joyce Wise (Deed Book 818, Page 175 a.k.a. Lot 2, Gaddie Subdivision, Plat Cabinet 1, Sheet 203A) and Ruth A. Thomas (Deed Book 809, Page 481 a.k.a. Lot 1, Gaddie Subdivision, Plat Cabinet 1, Sheet 203A), S24°05'20"W 410.28 feet to a found ½-inch pin with cap stamped "Wiseman PLS 3065", the northwest corner of Vicky Lynn Gray and Judith Carol Cox (Deed Book 1501, Page 493 a.k.a. Lot 3, Wide Open Space, Section 1, Plat Cabinet 1, Sheet 3418);

Continuing with the east right-of-way of Hutcherson Lane and the line of Gray and Cox the following three (3) calls:

\$24°10'05"W 303.32 feet to a point; \$24°32'15"W 54.88 feet to a point,

\$25°06'41"W 45.67 feet to a found 1/2-inch pin with cap stamped "Wiseman PLS 3065", the northwest corner of Vicky Lynn Gray and Judith Carol Cox (Deed Book 1498, Page 1402 a.k.a. Lot 2, Wide Open Space, Section 1, Plat Cabinet 1, Sheet 3418);

Continuing with the east right-of-way of Hutcherson Lane and the line of Gray and Cox the following two (2) calls:

S25°06'41"W 34.71 feet to a point,

\$25°54'59"W 25.31 feet to a found 1/2-inch pin with cap stamped "Wiseman PLS 3065", the northwest corner of Vicky Lynn Gray and Judith Carol Cox (Deed Book 1498, Page 1402 a.k.a. Lot 1, Wide Open Space, Section 1, Plat Cabinet 1, Sheet 3418);

Continuing with the east right-of-way of Hutcherson Lane and the line of Gray and Cox the following eight (8) calls:

\$25°54'59"W 13.81 feet to a point, \$26°54'10"W 28.46 feet to a point; \$28°03'29"W 26.25 feet to a point, \$29°21'40"W 24.73 feet to a point; \$31°36'37"W 22.23 feet to a point; \$33°58'25"W 18.04 feet to a point, \$36°23'43"W 19.79 feet to a point;

\$38°52'51"W 18.51 feet to a found 1/4-inch pin with cap stamped "Wiseman PLS 3065", the northwest corner of SKI Partnership, LLC. (Deed Book 1215, Page 94 a.k.a. Future Development Tract B, SKI Subdivision, Section 1, Plat Cabinet 1, Sheet 6714), said pin also being in the existing corporate limits of the City of Elizabethtown (Ordinance No. 17 - 2006);

Continuing with the easterly right-of-way of Hutcherson Lane, the line of SKI Partnership, LLC. and the existing corporate limits of the City of Elizabethtown the following four (4) calls:

S44°42'48"W 52.06 feet to a point,

S54°42'06"W 61.14 feet to a point;

S59°38'03"W 98.61 feet to a found %-inch pin with cap stamped "Billings PLS 3472"; S61°19'21"W 194.95 feet to a point;

Thence leaving the line of SKI Partnership, LLC. and the existing corporate limits of the City of Elizabethtown and crossing Hutcherson Lane, N48°37'53"W 59.59 feet to a point on the northwesterly right-of-way of Hutcherson Lane, said point being a corner common to James C. and Melissa R. Jenkins (Deed Book 1451, Page 1427) and Marvin C. and Joyce T. Stanley (Deed Book 483, Page 187):

Thence leaving the right-of-way of Hutcherson Lane with the common line of Jenkins and Stanley, N59°05'25"W 643.93 feet to a point in the line of Marvin C. and Joyce T. Stanley (Deed Book 265, Page 559);

Continuing with the line of Jenkins and with the line of Stanley, Todd Brandner (Deed Book 1437, Page 457), and Ronald L. and Susan G. Smith (Deed Book 320, Page 303) and Ronald R. and Elizabeth A. Luther (Deed Book 1510, Page 922), N27°55'43"E 1619.29 feet to found %-inch pin with cap stamped "D. Johnson PLS 3300" on the southwest right-of-way of South Wilson Road (KY 447, 60-foot right-of-way);

Thence crossing Wilson Road, N36°15'54"E 60.00 feet to a point on the northeast right-of-way of the aforesaid Wilson Road in the line of Valley Creek Baptist Church, Inc. (Deed Book 1459, Page 702);

Thence with the northeast right-of-way of Wilson Road and the line of Valley Creek Baptist Church, Inc., \$53°44'06"E 92.21 feet to a point;

Continuing with the northerly right-of-way of Wilson Road, the line of Valley Creek Baptist Church, Inc. and the line of Helping Hand of Hope, Inc. (Deed Book 1355, Page 198), \$54°12'16" E 280.61 feet to a found 14-inch pin with cap stamped "Spurrier PLS 3695", a corner to TDA Properties, Inc. (Deed Book 1485, Page 993), and a point in the existing corporate limits of the City of Elizabethtown (Ordinance No. 5 – 1992 Series);

Thence with the aforesaid right-of-way, the corporate limits of the City of Elizabethtown and the line of TDA Properties, Inc., S53°54'42"E 60.04 feet to a found ½-inch pin with cap stamped "HCG 2646", a corner to Airport Bowling Lanes, Inc. (Deed Book 1385, Page 202) and a point in the corporate limits of the City of Elizabethtown;

Thence with the aforesaid right-of-way, corporate limits and the line of Airport Bowling Lanes, Inc, \$54°00'47" E 393.89 feet to the point of beginning.

Subject annexation containing 32.705 acres per the deed and plat descriptions listed.

This is not a boundary survey or recordable document and does not meet the minimum standards of practice for Professional Land Surveyors. This description is for the purpose of annexation only. Monuments were located with dual frequency Topcon Hiper Lite base and rover using RTK GPS to determine state plane coordinates and used to fit individual tracts together. The described annexation lines are based on the following descriptions: Deed Book 1451, Page 1427; Deed Book 1519, Page 50; the record plat of Highland Crossing of record in Plat Cabinet 1, Sheet 6804; the Boundary Survey of Airport Bowling Lanes, Inc. of record in Plat Cabinet 1, Sheet 5497; the record plat of Gaddie Subdivision of record in Plat Cabinet 1, Sheet 203A; the record plat of Wide Open Space, Section 1 of record in Plat Cabinet 1, Sheet 3418; the record plat of SKI Subdivision, Section 1 of record in Plat Cabinet 1, Sheet 6714, all recorded in the Hardin County Clerk's Office, and a boundary survey of the Jenkins property prepared by Douglas Land Surveying, LLC, dated 05/08/2018. All bearings have been rotated to grid north (NAD 1983, KY south zone 1602).

Douglas K. Johnson, PLS 3300

Date

EXHIBIT B ORDINANCE NO. 18-2022 MAP

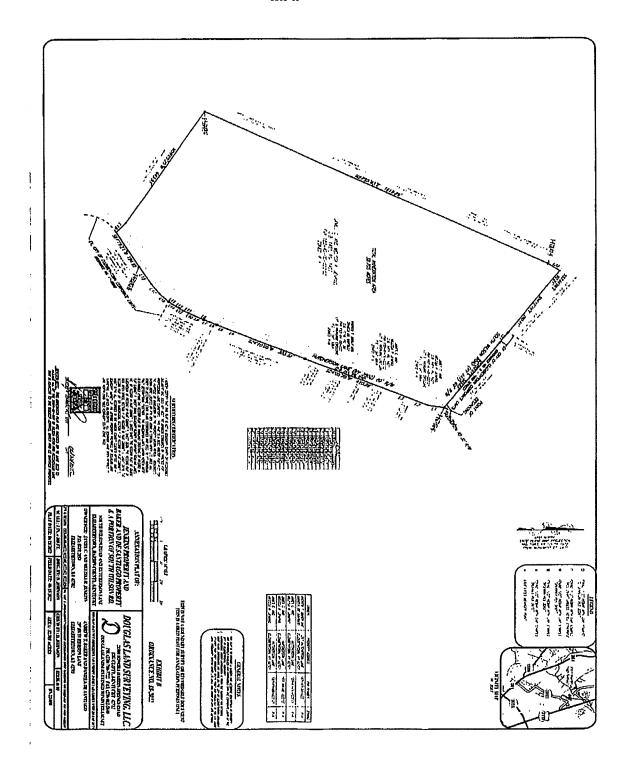


EXHIBIT C ORDINANCE #18-2022 CONSENTS

ANNEXATION CONSENT

Comes, James C. and Melissa R. Jenkins, owners of the property located along South Wilson Road (KY 447) and Hutcherson Lane (KY 2802), more specifically known as PVA # 183-40-00-022.01, 183-40-00-022.02 and 183-40-00-022.03 and gives consent to the annexation by the City of Elizabethtown of approximately 28.43 acres of their property along South Wilson Road (KY 447) and Hutcherson Lane (KY 2802). The property is recorded in Deed Book 1451, Page 1427 and Lots 1 and 2 of Highland Crossing recorded in Plat Cabinet 1, Sheet 6804 in the office of the Hardin County Clerk.

James C. and Melissa R. Jenkins acknowledge and do not object to the residential 6 zoning district classification that will be effective upon the property through the annexation process. By consenting to the annexation, James C. and Melissa R. Jenkins, 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 agrees to waive any waiting period for the finalization of the annexation as may be noted in KRS 81A.

James C. and Melissa R. Jenkins further agree 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.

Melissa R. Jenkins

James C. Jenkins

10

STATE OF KENTUCKY COUNTY OF HARDIN

SUBSCRIBED, SWORN TO AND ACKNOWLEDGED before me by James C. Jenkins and Melissa R. Jenkins this the day of
Michigallia
NOTARY PUBLIC
10/16/25
k . 00 3 x - 1/
My Commission Expires: 10/10/25 Notary ID: 44/06 38354

ANNEXATION CONSENT

Comes, Andrew T. Baker and Daniela De Santiago, owners of the property located along Hutcherson Lane (KY 2802), more specifically known as 297 Hutcherson Lane and PVA # 183-40-00-022 and gives consent to the annexation by the City of Elizabethtown of approximately 0.92 acres of their property along Hutcherson Lane (KY 2802). The property is recorded in Deed Book 1519, Page 50 and being Lot 3 of Highland Crossing recorded in Plat Cabinet 1, Sheet 6804 in the office of the Hardin County Clerk.

Andrew T. Baker and Daniela De Santiago acknowledge and do not object to the residential 6 zoning district classification that will be effective upon the property through the annexation process. By consenting to the annexation, Andrew T. Baker and Daniela De Santiago, 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 agrees to waive any waiting period for the finalization of the annexation as may be noted in KRS 81A.

Andrew T. Baker and Daniela De Santiago further agree 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.

Andrew T. Baker

Daniela De Santiago

STATE OF KENTUCKY COUNTY OF HARDIN

SUBSCRIBED, SWORN TO AND ACKNOWLEDGED before me by Andrew T. Baker and Daniela De Santiago this the day of April 2022.

NOTARY PUBLIC

My Commission Expires: <u>03 06 2029</u>

Notary ID: <u>17/1/13</u> 3453

ANNEXATION CONSENT

Comes Bradley Bottoms, Acting Chief District Engineer, KY Transportation Cabinet, Department of Highways, District 4 Office, in his official capacity as a representative for the Commonwealth of Kentucky as owner of property (right-of-way of KY 447, also known as South Wilson Road and KY 2802, also known as Hutcherson Lane) and gives consent to the annexation by the City of Elizabethtown of said street rights-of-way, and further acknowledges and does not object to the zoning district classification that will be effective upon said property through the annexation process. By consenting to the annexation the Commonwealth of Kentucky (property owner) understands and agrees to waive their objection to the annexation, agrees to waive any notice required to file an objection and agrees to waive any waiting period for the finalization of the annexation as may be noted in KRS 81A.

Bradley Bottoms, KyTC Acting Chief District Engineer Commonwealth of Kentucky

STATE OF KENTUCKY COUNTY OF HARDIN

SUBSCRIBED, SWORN TO AND ACKNOWLEDGED before me by Bradley Bottoms, representative of the Commonwealth of Kentucky, KY Transportation Cabinet this the 8th day of July, 2022.

Christinas Collision (McCuller)

My Commission Exgires: 7 30 2 Notary ID: (0058 9

EXHIBIT A ORDINANCE #18-2022 LEGAL DESCRIPTION

DOUGLAS LAND SURVEYING, LLC.

21500 SONORA HARDIN SPRINGS ROAD BIG CLIFTY, KENTUCKY 42712 douglaslandsurveying@windstream.net PH. (270) 766-7722 FAX (270) 862-5840

LEGAL DESCRIPTION ANNEXATION OF

JAMES C. AND MELISSA R. JENKINS PROPERTY AND ANDREW T. BAKER AND DANIELA DE SANTIAGO PROPERTY 297 HUTCHERSON LANE ELIZABETHTOWN, HARDIN COUNTY, KENTUCKY EXHIBIT A, ORDINANCE NO. 18-2022

18 June 2022

SOURCE OF TITLE: DEED BOOK 1451, PAGE 1427 AND DEED BOOK 1519, PAGE 50.

Subject property being located at the southwest intersection of Wilson Road (KY 447, 60-foot right-of-way) and Hutcherson Lane (KY 2802, 60-foot right-of-way) near Elizabethtown, Hardin County, Kentucky and being more particularly bounded and described as follows to wit:

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Thence leaving the line of Airport Bowling Lanes, Inc. and the existing corporate limits of the City of Elizabethtown and crossing South Wilson Road, S09°52'51"W 67.20 feet to a point at the intersection of the south right-of-way of Wilson Road (KY 447 – 60-foot right-of-way) and the east right-of-way of Hutcherson Lane (KY 2802 – 60-foot right-of-way), said point being the northwest corner of Marvin C. and Joyce Stanley (Deed Book 768, Page 113);

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S24°32'15"W 54.88 feet to a point,

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525-21 40. At 54'12 test to a bound

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Continuing with the line of Jenkins and with the line of Stanley, Todd Brandner (Deed Book 1437, Page 457), and Ronald L. and Susan G. Smith (Deed Book 320, Page 303) and Ronald R. and Elizabeth A. Luther (Deed Book 1510, Page 922), N27°55'43"E 1619.29 feet to found ½-inch pin with cap stamped "D. Johnson PLS 3300" on the southwest right-of-way of South Wilson Road (KY 447, 60-foot right-of-way);

Thence crossing Wilson Road, N36°15'54"E 60.00 feet to a point on the northeast right-of-way of the aforesaid Wilson Road in the line of Valley Creek Baptist Church, Inc. (Deed Book 1459,

Page 702);

Thence with the northeast right-of-way of Wilson Road and the line of Valley Creek Baptist Church, Inc., \$53°44'06" E 92.21 feet to a point;

Continuing with the northerly right-of-way of Wilson Road, the line of Valley Creek Baptist Church, Inc. and the line of Helping Hand of Hope, Inc. (Deed Book 1355, Page 198), \$54°12'16" E 280.61 feet to a found ¼-inch pin with cap stamped "Spurrier PLS 3695", a corner to TDA Properties, Inc. (Deed Book 1485, Page 993), and a point in the existing corporate limits of the City of Elizabethtown (Ordinance No. 5 – 1992 Series);

Thence with the aforesaid right-of-way, the corporate limits of the City of Elizabethtown and the line of TDA Properties, Inc., S53°54'42"E 60.04 feet to a found ¼-inch pin with cap stamped "HCG 2646", a corner to Airport Bowling Lanes, Inc. (Deed Book 1385, Page 202) and a point in the corporate limits of the City of Elizabethtown;

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Douglas K. Johnson, PLS 3300

Date

OVERSIZE MAP INCLUDED WITH SUBMISSION.

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