

COUNCIL
TONY BISHOP
MARTY E. FULKERSON
JULIA SPRINGSTEEN
CINDY D. WALKER
VIRGIL WILLOUGHBY
BILL WISEMAN



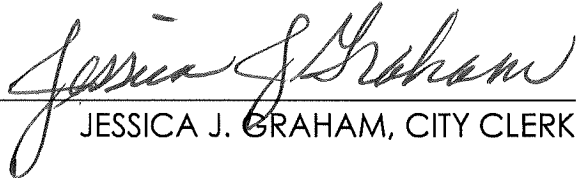
200 West Dixie Avenue
P.O. Box 550
Elizabethtown, KY 42702
(270) 765-6121
Web Site: www.owntownky.org

CITY OF ELIZABETHTOWN
JEFFREY H. GREGORY, MAYOR

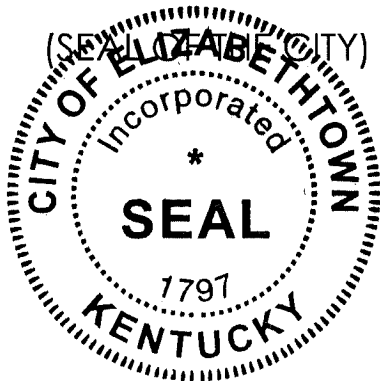
CERTIFICATION

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. 11-2023 series duly adopted by the City Council of said City at a duly convened meeting held on June 12, 2023 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 13th day of June 2023.



JESSICA J. GRAHAM, CITY CLERK



RECEIVED AND FILED
DATE July 17, 2023

MICHAEL G. ADAMS
SECRETARY OF STATE
COMMONWEALTH OF KENTUCKY
BY Justin A



ORDINANCE NO. 11-2023

**AN ORDINANCE FOR THE CITY OF ELIZABETHTOWN, KENTUCKY
ANNEXING PROPERTY LOCATED AT 6796 SOUTH WILSON ROAD**

WHEREAS the property owned by Helping Hand of Hope located at 6796 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 6796 South Wilson Road, being known as PVA #183-30-00-050 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 Regional Commercial (C-3) pursuant to the recommendation of the City of Elizabethtown Planning Commission based on a public hearing conducted on April 11, 2023. The findings of fact of the Commission in support of this recommendation are adopted as if set out verbatim and attached (Exhibit C).

This action is taken for property owned by Helping Hand of Hope pursuant to their request and consent (Exhibit D).

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 notifying all appropriate agencies of this annexation.

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

READ THE FIRST TIME this 31st day of May 2023.


READ, ADOPTED AND APPROVED this 12th day of June 2023.

Published in summary June 16, 2023.



JEFFREY H. GREGORY, MAYOR

ATTESTED TO:



JESSICA J. GRAHAM, CITY CLERK

**EXHIBIT D
ORDINANCE NO. 11-2023
CONSENT**

ANNEXATION CONSENT

Comes, Helping Hand of Hope, Inc., owner of property along South Wilson Road, more specifically known as 6796 South Wilson Road and PVA # 183-30-00-050 and gives consent to the annexation by the City of Elizabethtown of approximately 1.697 acres of their property along South Wilson Road. Property is recorded in Deed Book 1355 Page 198.

Helping Hand of Hope, Inc., 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, Helping Hand of Hope, Inc., as the current property owner does understand and agrees to waive their objection to the annexation, agrees 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.

Helping Hand of Hope, Inc., 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 and legal description for the annexation of said property.

Hope Burke - Executive Director
Helping Hand of Hope, Inc.

STATE OF KENTUCKY
COUNTY OF HARDIN

SUBSCRIBED, SWORN TO AND ACKNOWLEDGED before me by Kimberly Hope Burke
as a representative of Helping Hand of Hope, Inc., this the 11 day of January, ~~2022~~ 2023 MP

Morgan Puckett
NOTARY PUBLIC

My Commission Expires: Aug 23, 2026
Notary ID: KYNP571019

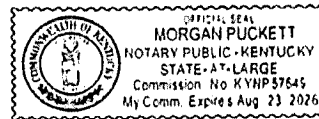
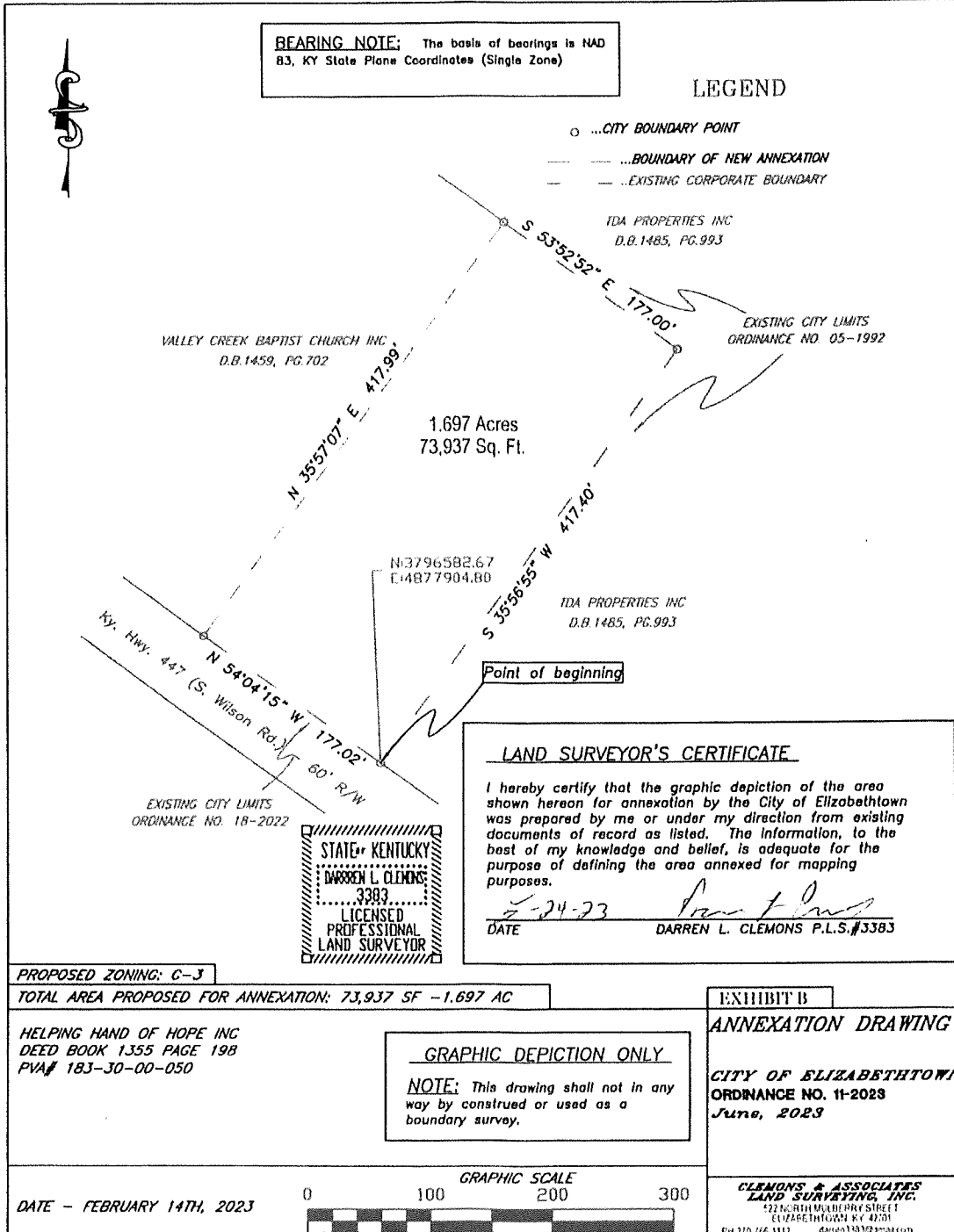


EXHIBIT B ORDINANCE NO. 11-2023 MAP



**EXHIBIT C
ORDINANCE NO. 11-2023
FINDINGS OF FACT**

**PLANNING COMMISSION FINDINGS OF FACT
Zoning Docket No. 2023-PC-06**

The Elizabethtown Planning Commission's recommendation to assign a zoning district classification of C-3, Regional Commercial, for property located at 6796 South Wilson Rd and containing 1.697 acres was based on the evidence and testimony presented to the Commission, and the following findings:

WHEREAS, the Elizabethtown Planning Commission (The Commission) finds that the Comprehensive Plan encourages the City to plan for growth by expanding the existing City limits (Goal 4), and

WHEREAS, The Commission finds that this annexation was requested by the property owner; and

WHEREAS, The Commission finds that the Community-Wide Development Policies recommend development to occur in areas where utility and services from public agencies can meet the additional demand, and for developers and property owners to be responsible for necessary extensions; and

WHEREAS, The Commission finds that the property is already developed with necessary utilities and access to South Wilson Rd; and

WHEREAS, The Commission finds that the property is located in Sub Area 2, North Dixie, of the recommended land use map with a recommendation for Suburban Residential, but that the adjacency of existing commercially zoned and used land makes this existing commercial property compatible with adjacent properties; and

WHEREAS, The Commission finds that the recommended zoning of C-3, Regional Commercial, and the existing commercial use of the property will provide an appropriate transition to adjacent properties;

RESOLVED, that the Elizabethtown Planning Commission does hereby **RECOMMEND** to the Elizabethtown City Council a zoning district classification of C-3, Regional Commercial.

The vote was as follows:

YES: Commissioners Rice, Scott and McCrary

NOT PRESENT: Commissioners Dozer and Young

▶ Fax

June 23, 2023

From: Janet Tarter
 Phone: 606-875-3761
 Fax: 606-871-0092
 Janet_tarter7@mymail.eku.edu

To: Travis Horn, Archivist, State of Kentucky
 Phone: 502-782-7423
 Fax: 502-564-5687

Comments:

Thank you for the Tax and County information that you sent me. The following are the two Patents that I need to get copies of.

Name	Acres	Book	Page	Date of Survey	County	Water Course
Walter(s), Richard	50	25	378	09-04-1820	Pulaski	Pitman Creek
William(s), Jesse	300	10	82	09-20-1806	Pulaski	Sinking Creek

I am hoping the entire Patent will give me enough information to find a Plot Number.

Thank you for all your help.

**EXHIBIT A
LEGAL DESCRIPTION**

**Ordinance No. 11-2023
Exhibit A
Property Description
1.697 Acre Tract**

A certain tract of land lying and being in Hardin Co., Ky., adjoining the current city limits of Elizabethtown, lying on the north side of Ky. Hwy. 447 (S. Wilson Road) and being more particularly bounded and described as follows:

BEGINNING at a city boundary point in the current Elizabethtown city limits (Ordinance #05-1992), said point being on the north side of Ky. Hwy. 447 and having a KY State Plane Single Zone Coordinate of: N:3796582.67; E:4877904.60

Thence with the north side of said road and the existing city limits (Ordinance #18-2022); N 54°04'15" W a distance of 177.02' to a city boundary point, said point being a corner to the Valley Creek Baptist Church property (D.B.1459, Pg.702).

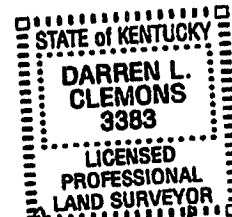
Thence with the line of the Valley Creek Church; N 35°57'07" E a distance of 417.98' to a city boundary point, said point being a corner to the TDA Properties property (D.B.1485, pg.993) and in the line of the current city limits (Ordinance #05-1992).

Thence with the lines of TDA Properties and the current city limit lines ((Ordinance #05-1992) as follows: S 53°52'52" E a distance of 177.00' to a city boundary point:

Thence S 35°58'55" W a distance of 417.40' TO THE POINT OF BEGINNING.

CONTAINING: 1.697 ACRES (73,937 Sq. Ft.) more or less according to a survey made by Clemons & Associates Land Surveying on the 14th day of February, 2023. Darren Clemons Ky. P.L.S. 3383. Subject to any and all rights-of-way, appurtenances, restrictions, and/or easements in effect to date. Bearings and distances are based on KY. State Plane Single Zone.

THE ABOVE DESCRIBED description is for annexation purposes ONLY and is not a boundary survey and does not meet the minimum standards of practice for Professional Land Surveyors.



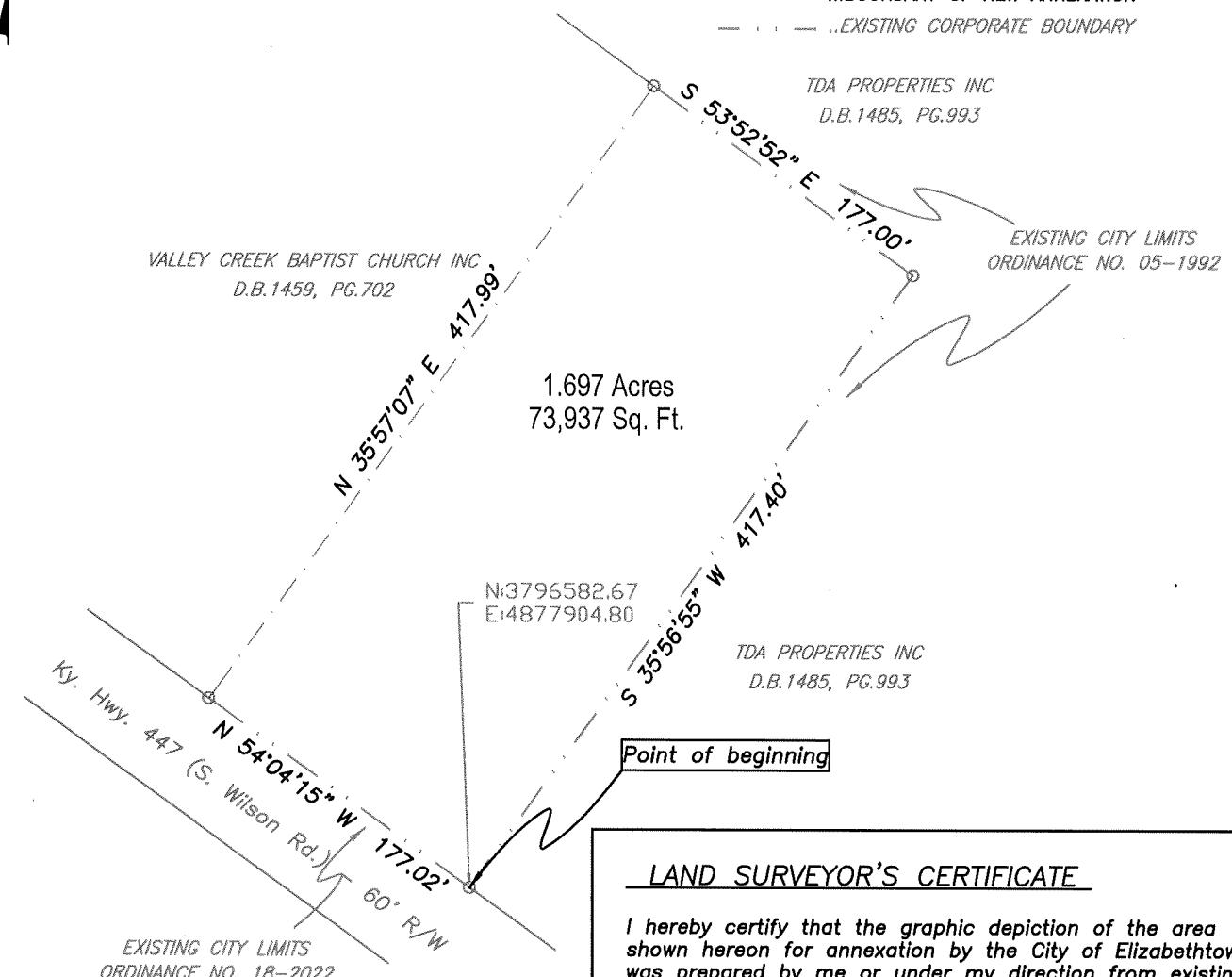
Handwritten signature and date:
5-24-23



BEARING NOTE: The basis of bearings is NAD 83, KY State Plane Coordinates (Single Zone)

LEGEND

- ...CITY BOUNDARY POINT
- — — ...BOUNDARY OF NEW ANNEXATION
- - - - - ..EXISTING CORPORATE BOUNDARY



VALLEY CREEK BAPTIST CHURCH INC
D.B.1459, PG.702

TDA PROPERTIES INC
D.B.1485, PG.993

1.697 Acres
73,937 Sq. Ft.

EXISTING CITY LIMITS
ORDINANCE NO. 05-1992

N:3796582.67
E:4877904.80

TDA PROPERTIES INC
D.B.1485, PG.993

EXISTING CITY LIMITS
ORDINANCE NO. 18-2022

Point of beginning

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.

5-24-23 *Darren L. Clemons*
DATE DARREN L. CLEMONS P.L.S.#3383

STATE OF KENTUCKY
DARREN L. CLEMONS
3383
LICENSED PROFESSIONAL LAND SURVEYOR

PROPOSED ZONING: C-3

TOTAL AREA PROPOSED FOR ANNEXATION: 73,937 SF - 1.697 AC

HELPING HAND OF HOPE INC
DEED BOOK 1355 PAGE 198
PVA# 183-30-00-050

GRAPHIC DEPICTION ONLY

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

EXHIBIT B
ANNEXATION DRAWING

CITY OF ELIZABETHTOWN
ORDINANCE NO. 11-2023
June, 2023

DATE - FEBRUARY 14TH, 2023



CLEMONS & ASSOCIATES
LAND SURVEYING, INC.
522 NORTH MULBERRY STREET
ELIZABETHTOWN, KY. 42701
PH:270-766-1112 darren3383@gmail.com