

EDWARD J. POPPE
DIRECTOR



200 West Dixie Avenue
P. O. Box 550
Elizabethtown, KY 42702
(270) 765-6121
Fax: (270) 765-4954

CITY OF ELIZABETHTOWN
PLANNING AND DEVELOPMENT

August 23, 2006

Secretary of State
Kandie Adkinson
700 Capital Avenue
State Capital
Frankfort, Kentucky 40601

RECEIVED AND FILED
DATE August 25, 2006

TREY GRAYSON
SECRETARY OF STATE
COMMONWEALTH OF KENTUCKY
BY Kandie Adkinson

Dear Ms Adkinson:

The City of Elizabethtown recently completed an annexation that added 84.64 acres along our northern boundary. Under the provisions of KRS 81A.470 we are submitting the required ordinance (#17-2006) for your records. The ordinance has been certified by our City Clerk and a complete copy of the ordinance has been provided, including the description of the annexed area. We are also sending a map of the area signed and stamped by a licensed surveyor.

If you should have any questions, please feel free to contact our office at 270-765-6121, extension 247.

Sincerely,

Edward J. Poppe, Director
Planning and Development

Enclosures



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. 17 - 2006 series duly adopted by the City Council of said City at a duly convened meeting held on August 21, 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 24th day of August, 2005.

Mary Chaudoin
CITY CLERK

(Seal of the City)

RECEIVED AND FILED
DATE August 25, 2006

TREY GRAYSON
SECRETARY OF STATE
COMMONWEALTH OF KENTUCKY
BY Handi Adkins

ORDINANCE NO. 17-2006

**AN ORDINANCE FOR THE CITY OF ELIZABETHTOWN, KENTUCKY
ANNEXING PROPERTY LOCATED ALONG HUTCHERSON LANE**

WHEREAS, the said property located along Hutcherson Lane is adjacent or 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, the property located along Hutcherson Lane is suitable for development for urban purposes without reasonable delay.


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 along Hutcherson Lane and a portion of right-of-way along Veteran's Way, and being more particularly described in attached Exhibit A is annexed into the City of Elizabethtown. Said property shall be zoned as Residential-1 (R-1).

This action is taken for property owned by Mary Jane Pendleton and the Kentucky Department of Transportation, and pursuant to her request, 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 out verbatim.

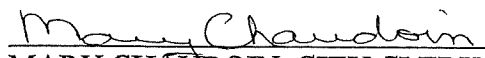
BE IT FURTHER ORDAINED that the Mayor of the City of Elizabethtown and/or his designate be and he is hereby authorized and directed to take all steps necessary to perfect this Ordinance.

READ THE FIRST TIME this 7th day of August, 2006.

READ, ADOPTED AND APPROVED this 21st day of August, 2006.


DAVID WILLMOTH, JR., MAYOR

ATTESTED TO:


MARY CHAUDOIN, CITY CLERK

April 26, 2006

APR 28 2006

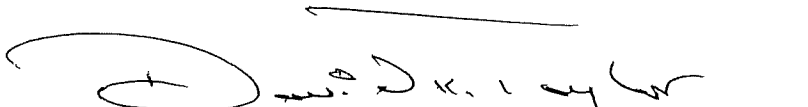
To: Mayor Wilmoth
Elizabethtown City Hall

From: David K. Taylor
560 Sunnydale Way
Elizabethtown, Ky. 42701

Dear Mayor Wilmoth:

I am writing you regarding a parcel of land on which I recently entered into a contract for purchase, containing approximately eighty-five acres. This piece of property is located off Veteran's Highway, directly behind Mouser Cabinets and extends north to Hutcherson Lane. For future development purposes, I would like you to consider my request to have the city annex this tract of land into the Elizabethtown City limits. As a result, the surrounding properties should increase in value, and once this land is developed, it will offer potential for enhancement of the city's tax revenue. I would greatly appreciate your considering this request and I thank you for your time and effort regarding this matter.

Sincerely,

A handwritten signature in black ink, appearing to read "David K. Taylor", written over a horizontal line. The signature is stylized and cursive.

David K. Taylor

CONSENT TO ANNEXATION

Comes Mary Jane Pendleton owner of property located along Hutcherson Lane and gives consent to the annexation by the City of Elizabethtown of approximately 85 acres of land, and further acknowledges and does not object to the zoning district classification that will be effective upon the property through the annexation process. By consenting to the annexation the property owners understand and agree to waive their objection to the annexation, waive any notice required to file an objection and any waiting period.

Mary Jane Pendleton

STATE OF KENTUCKY
COUNTY OF HARDIN

SUBSCRIBED, SWORN TO AND ACKNOWLEDGED before
me by MARY JANE PENDLETON, this the 14th day of APR, 2006.

Thomas W. Mason

NOTARY PUBLIC

My Commission Expires: 7-23-2009

EXHIBIT A
ANNEXATION DESCRIPTION
Total Mary Jane Pendleton Property
Deed Book 586, Page 198
Kentucky Department of Transportation Property
Deed Book 1083, Page 35

The subject tract of land lies between Hutcherson Lane and Veteran's Way and is bounded on the northeast by Mousers Kitchen, Inc. property and Cox property, on the southwest by Mousers Kitchen, Inc. property, Wolfe property and R. Charles Pendleton property and is more particularly described as follows:

Beginning at an iron pin found at a stone, said pin being 386.25 feet, south 66 degrees 07 minutes 53 seconds east of an iron pin on the southeast side of Hutcherson Lane, said point of beginning further being a corner to Mouser Custom Cabinetry, LLC, (deed book 1084, page 327) and further being a point in the corporate boundary of the City of Elizabethtown, Kentucky, thence, with the existing corporate boundary line;

South 65 degrees 43 minutes 19 seconds east, 1043.25 feet to an iron pin found, said pin being a corner in the corporate boundary of the City of Elizabethtown, Kentucky thence, south 65 degrees 22 minutes 27 seconds east, 336.35 feet to an iron pin found at a stump, said pin being another corner of the corporate boundary of the City of Elizabethtown, Kentucky, thence, with the existing corporate boundary, south 64 degrees 41 minutes 44 seconds east, 39.00 feet to an iron pin set (Fowler 2003 survey), said point being 10 feet southeast of center of a sewer line easement of the City of Elizabethtown, thence, south 64 degrees 41 minutes 44 seconds east, 219.55 feet to an iron pin found at a fence corner, thence, continuing along the existing corporate boundary of the City of Elizabethtown, south 32 degrees 11 minutes 35 seconds west, 242.05 feet to an iron pin found at a fence corner, thence, south 38 degrees 10 minutes 50 seconds east, 178.19 feet to a point, thence, south 39 degrees 28 minutes 04 seconds east, 824.08 feet to a found metal T-Post in the center of a stump, corner to Mouser's Kitchen, Inc. property and a corner in the corporate boundary of the City of Elizabethtown, thence, south 43 degrees 18 minutes 54 seconds west, 440.70 feet to an iron pin set (Fowler 2003 survey) on the north right-of-way of Veteran's Way, thence, within Veteran's Way right-of-way (deed book 1083, page 35), south 43 degrees 15 minutes 53 seconds west, 138.70 feet to the original Pendleton corner (within the existing Veteran's Way right-of-way), thence, continuing within Veteran's Way, north 79 degrees 33 minutes 46 seconds west, 55.37 feet to an iron pin set (Fowler 2003 survey) in a fence line and corner to Mouser's Kitchens (deed book 598, page 416), and a corner in the corporate boundary of the City of Elizabethtown, thence, along the existing corporate boundary of the City of Elizabethtown, north 79 degrees 11 minutes 00 seconds west, 363.32 feet to an iron pin found in the fence line, thence, north 78 degrees 47 minutes 24 seconds west, 91.94 feet to an iron pin set (Fowler 2003 survey) in a fence line, thence, north 66 degrees 02 minutes 19 seconds west, 306.90 feet to an iron pin set (Fowler 2003 survey) about 10 feet east of the center of a sanitary sewer easement of the City of Elizabethtown, thence, north 66 degrees 02 minutes 19 seconds west, 43.82 feet to an iron pin found and a corner in the existing corporate boundary of the City of Elizabethtown and a corner to Wolfe (deed book 1012, page 524), thence, with the new corporate boundary line, north 71 degrees 51 minutes 46 seconds west, 1535.39 feet to a nail in the top of a wood post found and corner to R. Charles Pendleton (deed book 691, page 145), thence, continuing with the new corporate boundary line, north 20 degrees 48 minutes 26 seconds east, 156.75 feet to an iron pin set (Fowler 2006 survey) at fence corner, thence, continuing with the new corporate boundary line, north 54 degrees 51 minutes 19 seconds west, 291.62 feet to an iron pin found, said pin being 30 feet southeast of the center of Hutcherson Lane, thence, along the east and southeast side of Hutcherson Lane, about 30 feet from the center of Hutcherson Lane, continuing with the new corporate boundary line and subject to the right-of-way of Hutcherson Lane;

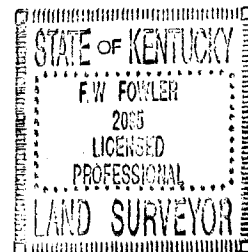
North 8 degrees 06 minutes 06 seconds east, 87.55 feet, north 5 degrees 10 minutes 00 seconds east, 774.54 feet,
North 33 degrees 13 minutes 39 seconds east, 160.15 feet chord length, (arc length 166.76 feet with a radius along the right-of-way of 170.00 feet), north 61 degrees 19 minutes 46 seconds east, 194.95 feet, north 59 degrees 38 minutes 28 seconds east, 98.61 feet,
North 54 degrees 42 minutes 31 seconds east, 61.14 feet, north 44 degrees 42 minutes 12 seconds east, 52.10 feet to an iron pin (Wiseman) found on the southeast side of Hutcherson Lane, said pin being about 30 feet from the center of Hutcherson Lane and being a corner to Cox, (deed book 538, page 240), thence, along Cox, south 66 degrees 07 minutes 53 seconds east, 386.25 feet to the point of beginning, said point of beginning being a corner in the existing corporate boundary and containing 84.640 acres per surveys of Frank W. Fowler, dated March 2003 and August 2006.

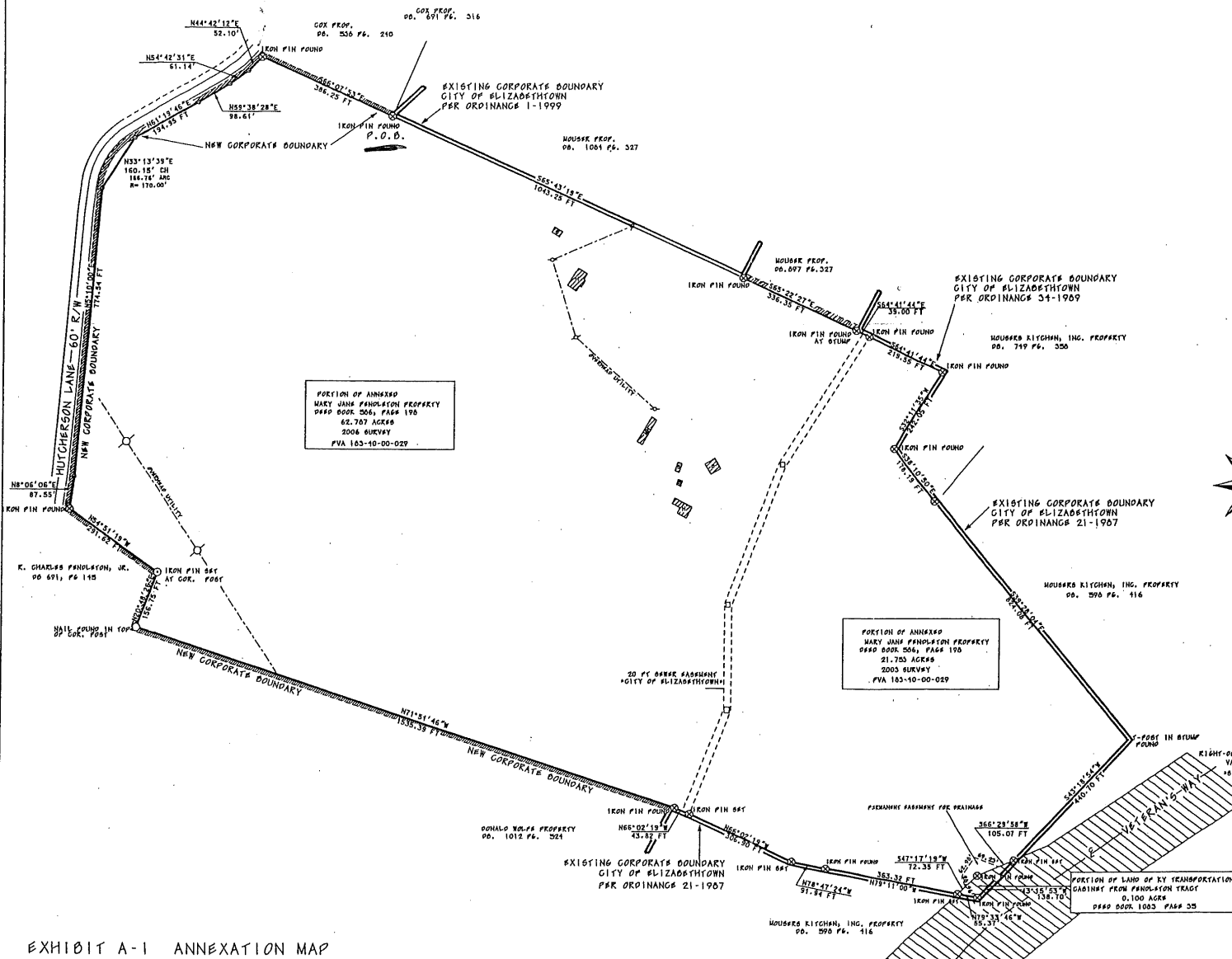
The bearings in this description are referenced to the Kentucky State Highway Drawings of Veteran's Way centerline stakes that are referenced to NAD83 Kentucky State Plane Coordinate System, South Zone.

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.

Prepared By Frank W. Fowler
Frank W. Fowler, PLS 2095

8/7/06
Date





- LEGEND**
- - IRON PIN SET CONSISTENT WITH PLASTIC SURVEY
 - ⊗ - IRON PIN FOUND
 - - UTILITY POLE
 - - MEASURE POINT NOT FOUND
 - - SANITARY MANHOLE
 - — — - NEW CORPORATE BOUNDARY
 - — — - EXISTING CORPORATE BOUNDARY

NOTE:
THIS SURVEY SHOWN HEREON IS NOT A

SURVEYOR'S CERTIFICATION

I HEREBY CERTIFY THAT THIS DRAWING FOR THE PURPOSE OF ANNEXATION BY THE CITY OF ELIZABETHTOWN HAS BEEN PREPARED BY ME AND UNDER MY SUPERVISION AND IN ACCORDANCE WITH THE SURVEYS CONDUCTED IN MARCH 2003 AND AUGUST 2006 EXISTING RECORDS AS SHOWN. THE INFORMATION CONTAINED HEREIN IS ACCURATE TO THE BEST OF MY KNOWLEDGE AND BELIEF, IS ADEQUATE FOR THE PURPOSES OF ANNEXATION AND IS NOT TO BE USED FOR ANY OTHER PURPOSE.

Frank W. Fowler
FRANK W. FOWLER, PL6 2095

ANNEXATION SURVEY	
MARY JANE PENDELTON	
SURVEY FOR:	PVA 103-10-00-029
DAVID TAYLOR	SOURCE OF TOTAL ACRES
560 BUNNINGDALE WAY	MARY JANE PENDELTON
ELIZABETHTOWN, KENTUCKY 42701	0.100 ACRES
DATE: AUGUST 2006	TOTAL ACRES
SURVEY BY:	
FOWLER SURVEYS INC.	
FRANK W. FOWLER, L6 2095	
470 BLENDOVER DRIVE	
ELIZABETHTOWN, KY 42701	
PHONE: 270-755-9539	
FRANK@FOWLERCALLTEL.NET	
DWG. BY:	JG
TAYLOR.DGN	CHECKED BY: FF
SCALE: 1 INCH = 200 FEET	
0	200
GRAPHIC SCALE IN FEET	

EXHIBIT A-1 ANNEXATION MAP
MARY JANE PENDELTON PROPERTY
LYING BETWEEN HUTCHERSON LANE AND VETERAN'S WAY
DEED BOOK 506, PAGE 190
TOTAL ACRES OF 04.640

04.540 ACRES BY DEED OF MARY JANE PENDELTON
• 0.100 ACRES OF KY DEPT OF TRANSPORTATION
WITHIN VETERAN'S WAY RIGHT-OF-WAY FROM PENDELTON BY DEED BOOK 1003 PAGE 35.
FIELD SURVEYED IN MARCH 2003 AND AUGUST 2006
EXISTING CORPORATE BOUNDARY DESCRIBED BY THE FOLLOWING ORDINANCES:
ORDINANCE 21-1907, ORDINANCE 34-1909 & ORDINANCE 1-1999

NOTE:
THE SOUTHEAST PORTION OF THE MARY JANE PENDELTON FARM WAS FIELD SURVEYED IN MARCH 2003 AND CONTAINS 21.753 ACRES. THE REMAINDER OF THE FARM WAS SURVEYED IN AUGUST 2006 AND CONTAINS 62.707 ACRES.
THE TOTAL SIZE OF THE FARM IS 04.540 ACRES.
THERE IS A 0.100 ACRE TRACT BELONGING TO KY TRANSPORTATION WITHIN THE RIGHT-OF-WAY OF VETERAN'S WAY.