

CITY CLERK'S CERTIFICATION

I certify I am the duly qualified City Clerk of the City of Ferguson, Kentucky, and the foregoing 3 pages of Ordinance No. 2011-2 are a true, correct and complete copy duly adopted by the City Council at a duly convened meeting held on March 7, 2011, all as appears in the official records of said City.

WITNESS, my hand and Seal, this 19 day of July, 2011.

Melody Jones
MELODY JONES, City Clerk
CITY OF FERGUSON, KY

Seal :

RECEIVED AND FILED
DATE September 7, 2011

ELAINE N. WALKER
SECRETARY OF STATE
COMMONWEALTH OF KENTUCKY
BY Hattie Adkinson

ORDINANCE NO. 2011-2

AN ORDINANCE OF THE CITY OF FERGUSON, KENTUCKY ANNEXING A TERRITORY OF LAND CONTIGUOUS TO THE EXISTING CITY LIMITS OF FERGUSON, KENTUCKY.

BE IT ORDAINED BY THE COMMON COUNCIL OF THE CITY OF FERGUSON, KENTUCKY, AS FOLLOWS:

WHEREAS, the City Council has determined that the hereinafter described territory is urban in character and/or suitable for development for urban purposes; and

WHEREAS, the City Council has determined that no part of the area to be annexed shall be nor currently is included in the boundary of another city; and

WHEREAS, pursuant to KRS 81A.425 notice was sent by first-class mail to each property owner listed on the records of the Pulaski County Property Valuation Administrator as of January 1, 2010; and

WHEREAS, said notice was mailed no later than fourteen (14) days prior to the meeting at which the ordinance proposing the annexation and stating the intention of the City of Ferguson to annex the territory received its second reading; and

WHEREAS, Ordinance No. 2010-5, proposing the annexation was duly read in accordance with the Kentucky Revised Statutes and was published and went into effect on July 12, 2010; and

WHEREAS, more than sixty (60) days have elapsed since Ordinance No. 2010-5 went into effect, and no petition containing signatures of property owners in the area to be annexed has been received by the Mayor pursuant to KRS 81A. 420; and

WHEREAS, all notices required by Kentucky Revised Statutes have been provided and/or

published according to law;

NOW, THEREFORE, BE IT ORDAINED by the City Council of the City of Ferguson, Kentucky that the City of Ferguson hereby ratifies the Mayor's signature upon and approves any and all documents necessary to effectuate the intent of this ordinance including, but not limited to the Consents of Annexation and further, the City hereby annexes the following described unincorporated area and makes it a part of the City of Ferguson, Kentucky:

SEE PROPERTY DESCRIPTION ATTACHED AS EXHIBIT 1
AND INCORPORATED BY REFERENCE

This ordinance shall take effect after its passage, approval and upon publication. If any section, subsection, sentence, clause, phrase, or portion of this ordinance is for any reason held invalid or unconstitutional by any Court of competent jurisdiction, such portion shall be deemed a separate, distinct, and independent provision, and such holding shall not affect the validity of the remaining portions.

All ordinances or parts of ordinances in conflict herewith are, to the extent of such conflict, hereby repealed.

At a meeting of the City Council of the City of Ferguson, Kentucky held on March 7, 2011 on motion made by Council Member Tony Deprato and seconded by Council Member ~~NO~~ Paul Moody, the foregoing ordinance was adopted after full discussion by the following vote:

<u>✓</u> YES	_____ NO	NORA ANDERSON
<u>✓</u> YES	_____ NO	TONY DEPRATO
<u>✓</u> YES	_____ NO	LINDA HUGHES

YES _____ NO

YES _____ NO

YES _____ NO

PAUL MOODY

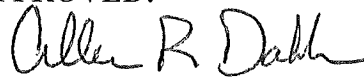
SUE POYNTER

BETTY WALLACE

FIRST READING: February 7, 2011

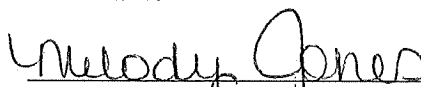
SECOND READING: March 7, 2011

APPROVED:



ALLEN R. DOBBS, MAYOR
CITY OF FERGUSON, KENTUCKY

ATTEST:



MELODY JONES, CITY CLERK

Description of
A Proposed Corridor Annexation
For the City of Ferguson Kentucky

A certain tract or parcel(s) of land described as the area of land between the Kentucky Highway 914 right-of-way limits and located and lying on the waters of Pitman Creek, and lying from a point in the existing Ferguson City limits where it intersects the Kentucky 914 by-pass just east of the new entrance to the Industrial Park, eastward to a point lying approximately 470 feet northeast of the intersection of Kentucky 914, and Rush Branch road in Pulaski County Kentucky.

Note: All iron rebar (set) are 5/8 rebar with a red plastic cap stamped PLS 3124.

Beginning at an iron rebar (set) in the centerline of Kentucky 914 and in the existing east boundary of the Ferguson city limits.

Thence with the Ferguson city limits line S 35°52'45" E a distance of 150.26 feet to a point in the existing 914 south right-of-way line.

Thence leaving the city limits, and with the right-of-way line the following 26 bearings and distances.

1. N 46°26'25" E a distance of 129.07 feet;
2. N 31°21'01" E a distance of 426.11 feet;
3. N 25°48'56" E a distance of 556.53 feet to a right-of-way point (witnessed by an iron rebar (set) which bears N 54°47'19" E a distance of 127.79 feet);
4. N 58°49'10" E a distance of 81.41 feet;
5. N 55°11'29" E a distance of 30.21 feet to a right-of-way point (witnessed by an iron rebar (set) which bears N 34°51'28" E a distance of 17.41 feet);
6. N 55°01'01" E a distance of 284.51 feet;
7. N 35°11'43" W a distance of 248.01 feet to a right-of-way point (witnessed by an iron rebar (set) which bears N 74°59'02"W a distance of 5.18 feet);
8. N 25°00'19" E a distance of 576.68 feet to a right-of-way point (witnessed by an iron rebar (set) which bears N 54°48'55"W a distance of 5.38 feet);
9. N 43°12'11" E a distance of 500.41 feet;
10. N 37°17'04" E a distance of 650.04 feet;
11. N 26°09'03" E a distance of 18.59 feet;
12. N 33°30'48" E a distance of 263.60 feet;
13. S 55°21'54" E a distance of 112.32 feet;
14. N 34°53'06" E a distance of 196.95 feet;
15. N 54°51'54" W a distance of 122.66 feet;
16. N 30°07'46" E a distance of 139.13 feet;
17. N 25°15'48" E a distance of 430.66 feet;
18. N 41°48'31" E a distance of 301.50 feet;
19. N 36°05'53" E a distance of 448.53 feet;

20. N 75°07'16" E a distance of 127.76 feet;
21. N 25°55'29" E a distance of 338.60 feet;
22. N 00°02'45" E a distance of 32.19 feet to a concrete right-of-way marker (found) (witnessed by an iron rebar (set) which bears S 35°35'18" W a distance of 2.23 feet);
23. N 12°10'46" E a distance of 95.10 feet to a pull post;
24. N 40°06'22" E a distance of 494.72 feet;
25. N 41°35'58" E a distance of 649.47 feet;
26. N 48°43'59" E a distance of 166.52 feet;
27. N 48°44'06" E a distance of 236.60 feet to a point in the right-of-way at a chain link pull post, (witnessed by an iron rebar (set) which bears N 20°04'27" W a distance of 5.78 feet);

Thence crossing the 914 by-pass N 81°09'09" W a distance of 368.33 feet to a point in the north right-of-way of the 914 by-pass at a chain link fence pull post, and witnessed by an iron rebar (set) bearing (N 36°11'32" W a distance of 1.62 feet) ;

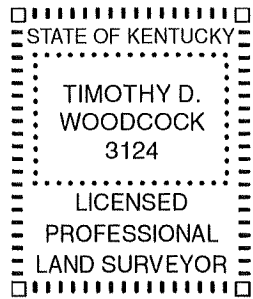
Thence following the north right-of-way of the 914 by pass the following 23 bearings and distances:

1. S 44°29'35" W a distance of 601.44 feet;
2. S 35°41'02" W a distance of 294.25 feet;
3. S 42°53'39" W a distance of 414.26 feet;
4. S 32°10'39" W a distance of 383.47 feet;
5. S 86°48'26" W a distance of 221.57 feet;
6. S 01°25'59" E a distance of 49.95 feet to a row;
7. S 30°30'07" E a distance of 118.57 feet (witnessed by an iron rebar (set) which bears S 69°07'29" E a distance of 1.88 feet);
8. S 36°05'53" W a distance of 448.53 feet;
9. S 41°31'19" W a distance of 730.28 feet;
10. S 35°30'36" W a distance of 50.48 feet;
11. S 27°00'51" W a distance of 462.86 feet;
12. S 33°16'13" W a distance of 791.85 feet;
13. S 31°08'06" W a distance of 60.00 feet;
14. S 31°07'51" W a distance of 498.94 feet (witnessed by an iron rebar which bears N 66°29'39" W a distance of 1.56 feet);
15. S 31°07'53" W a distance of 310.00 feet;
16. S 22°37'04" W a distance of 416.91 feet;
17. S 22°37'05" W a distance of 220.03 feet;
18. S 22°36'59" W a distance of 100.01 feet;
19. S 22°37'01" W a distance of 154.53 feet;
20. S 28°52'36" W a distance of 331.24 feet;
21. S 42°24'56" W a distance of 374.86 feet;
22. S 49°54'26" W a distance of 34.28 feet (witnessed by an iron rebar which bears N 35°52'45" W a distance of 75.91 feet). Said point being in the existing Ferguson city limits boundary;

23. S 35°52'45" E a distance of 212.06 feet to the beginning.

Containing 2347591 square feet or, 53.89 acres

Surveyed by Timothy D. Woodcock PLS 3124, May 22, 2010.



OVERSIZE MAP INCLUDED WITH
SUBMISSION.

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