

CITY CLERK'S CERTIFICATION

I certify I am the duly qualified City Clerk of the City of Ferguson, Kentucky, and the foregoing three (3) pages of Ordinance No. 2012-11 is a true, correct and complete copy duly adopted by the City Council at a duly convened meeting held on November 5, 2012, all as appears in the official records of said City.

WITNESS, my hand and Seal, this 13 day of November, 2013.

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

Seal :

RECEIVED AND FILED
DATE December 8, 2014

ALISON LUNDERGAN GRIMES
SECRETARY OF STATE
COMMONWEALTH OF KENTUCKY
BY Garrie Adkinson

ORDINANCE NO. 2012-11

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 on April 12, 2012 by first-class mail to each property owner listed on the records of the Pulaski County Property Valuation Administrator as of January 1, 2012, being the Commonwealth of Kentucky, Department of Highways; 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. 2012-4, proposing the annexation was duly read in accordance with the Kentucky Revised Statutes and was published and went into effect on May 31, 2012; and

WHEREAS, more than sixty (60) days have elapsed since Ordinance No. 2012-4 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 ~~October~~ ^{November} 5, 2012, on motion made by Council Member Betty Wallace and seconded by Council Member Sue Poynter, the foregoing ordinance was adopted after full discussion by the following vote:

<input type="checkbox"/> YES	<input type="checkbox"/> NO	NORA ANDERSON
<input checked="" type="checkbox"/> YES	<input type="checkbox"/> NO	TONY DEPRATO
<input checked="" type="checkbox"/> YES	<input type="checkbox"/> NO	LINDA HUGHES

<input checked="" type="checkbox"/> YES	<input type="checkbox"/> NO	PAUL MOODY
<input checked="" type="checkbox"/> YES	<input type="checkbox"/> NO	SUE POYNTER
<input checked="" type="checkbox"/> YES	<input type="checkbox"/> NO	BETTY WALLACE

FIRST READING: September 10, 2012

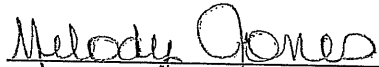
SECOND READING: ~~October 8, 2012~~
November 5, 2012

APPROVED:



ALLEN R. DOBBS, MAYOR
CITY OF FERGUSON, KENTUCKY

ATTEST:



MELODY JONES, CITY CLERK

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

A certain tract or parcel of land described as generally 30 feet each side of the centerline of Rush Branch Road after leaving the Kentucky 769 approach to the Kentucky 914 bypass and south of existing Ferguson City Limits along the south side of the 914 bypass , and lying and being on the waters of Pitman Creek, and located at the intersection of Kentucky Highway 769, and the Kentucky 914 bypass in Pulaski County Kentucky.

Note: All bearings are based on NAD 83, Kentucky Single Zone projection

Beginning at a point in the 914 bypass right-of-way and being on the north side of Kentucky 769 approach right-of-way.

Thence with the aforementioned approach right-of-way the following;

Thence S 10°20'21" E a distance of 126.99 feet;
Thence S 10°26'41" E a distance of 186.43 feet;
Thence S 34°38'36" E a distance of 104.11 feet;
Thence S 60°15'14" E a distance of 50.98 feet;
Thence N 05°41'46" W a distance of 56.60 feet;
Thence N 29°11'10" E a distance of 31.16 feet;
Thence S 55°34'42" E a distance of 76.56 feet;
Thence S 11°32'37" E a distance of 117.84 feet;
Thence S 25°36'05" E a distance of 272.14 feet;
Thence S 39°53'28" E a distance of 158.96 feet;
Thence S 60°47'17" W a distance of 81.59 feet;
Thence S 15°27'30" E a distance of 445.38 feet;
Thence S 74°32'01" E a distance of 101.69 feet;
Thence S 30°41'03" E a distance of 104.40 feet;
Thence S 32°24'44" W a distance of 290.00 feet;
Thence S 13°59'06" E a distance of 70.99 feet to a point 30 feet east of the centerline of Kentucky 769.

Thence along a line 30' east of the said centerline the following;

Thence with a curve turning to the left with an arc length of 744.16', with a radius of 1670.00', with a chord bearing of S 26°45'03" E, with a chord length of 738.02',;

Thence S 39°30'59" E a distance of 488.21 feet;

Thence crossing said Kentucky 769, S 50°29'01" W a distance of 60.00 feet;

Thence running with the west side of said Kentucky 769 the following

Thence N 39°30'59" W a distance of 488.21 feet;

Thence with a curve turning to the right with an arc length of 770.90', with a radius of 1730.00', with a chord bearing of N 26°45'03" W, with a chord length of 764.54',;

Thence N 13°59'06" W a distance of 885.73 feet;

Thence leaving the 30 foot offset line and with a curve turning to the left with an arc length of 352.24', with a radius of 455.59', with a chord bearing of N 46°10'07" W, with a chord length of 343.53' to a point in the approach right-of-way.

Thence N 69°50'44" W a distance of 330.72 feet;

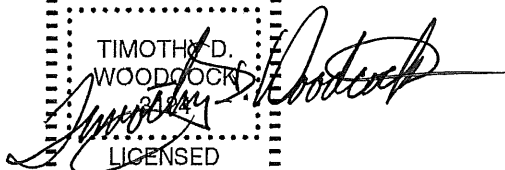
Thence N 60°02'02" W a distance of 158.16 feet;

Thence N 41°35'58" E a distance of 649.47 feet to the beginning.

Containing an area of 516,554.38 square feet, or 11.86 acres.

Surveyed by Timothy D. Woodcock PLS 3124, November 26, 2011.

STATE OF KENTUCKY
TIMOTHY D. WOODCOCK
LISC 2011
LICENSED
PROFESSIONAL
LAND SURVEYOR



OVERSIZE MAP INCLUDED WITH
SUBMISSION.

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

CITY CLERK'S CERTIFICATION

I certify I am the duly qualified City Clerk of the City of Ferguson, Kentucky,
and the foregoing one (1) pages of Ordinance No. 2012-4 is a true, correct and complete
copy duly adopted by the City Council at a duly convened meeting held on May 7, 2012,
all as appears in the official records of said City.

WITNESS, my hand and Seal , this 13 day of November, 2013.

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

Seal :

RECEIVED AND FILED
DATE December 8, 2014

ALISON LUNDERGAN GRIMES
SECRETARY OF STATE
COMMONWEALTH OF KENTUCKY
BY Handie Adkinson

ORDINANCE NO. 2012-4

AN ORDINANCE OF THE CITY OF FERGUSON, KENTUCKY STATING THE INTENT AND DESIRE TO ANNEX A CORRIDOR OF ROADWAY, SPECIFICALLY RUSH BRANCH ROAD, PULASKI COUNTY, KENTUCKY, TO THE CITY OF FERGUSON, KENTUCKY.

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

The City of Ferguson, Kentucky does hereby state its intention to annex, pursuant to KRS 81A.420, the following boundary of unincorporated territory which is a corridor known as Rush Branch Road which is contiguous to current boundaries of the City, and is a territory that is urban in character or suitable and desirable for urban development without unreasonable delay:

A certain portion of corridor located and being in Pulaski County, State of Kentucky known as Rush Branch Road, and more fully described in the survey which is attached hereto and is available in the City Clerk's Office for public review.

FIRST READING: February 6, 2012

SECOND READING: May 7, 2012

APPROVED:



**ALLEN R. DOBBS, MAYOR
CITY OF FERGUSON, KENTUCKY**

ATTEST:


MELODY JONES, CITY CLERK

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For the City of Ferguson Kentucky**

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Note: All bearings are based on NAD 83, Kentucky Single Zone projection

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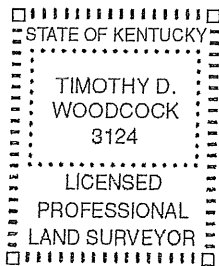
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Thence N 60°02'02" W a distance of 158.16 feet;

Thence N 41°35'58" E a distance of 649.47 feet to the beginning.

Containing an area of 516,554.38 square feet, or 11.86 acres.

Surveyed by Timothy D. Woodcock PLS 3124, November 26, 2011.



PUBLIC NOTICE REGARDING ANNEXATION

Pursuant to KRS 424.130(1)(b) and KRS 424.140, please take notice that the state owned right-of-way/territory described below shall become annexed by the City of Ferguson, Kentucky unless the owner of the area to be annexed (Pulaski County, Kentucky) protests by signing and filing a petition with the Mayor of the City of Ferguson opposing the annexation of the right-of-way/territory by or before July 5, 2012. If no Petition in opposition to the annexation of the right-of-way/territory is received on or before July 5, 2012, the City of Ferguson, Kentucky, shall read an Ordinance annexing the property set forth herein.

The following paragraph describes a tract of land situated in Pulaski County, Kentucky on Rush Branch Road (Kentucky 648) adjoining the present city limits of the City of Ferguson, Kentucky, intended to be annexed into the City of Ferguson with said premises being more particularly described as follows:

Beginning at a point in the south right of way of the Kentucky 914 bypass, and the existing Ferguson City Limits (Ordinance 2010-10). Following the right of way of Ky. 638, each side of said centerline, a southerly direction a distance of 3,005.52 feet.

APPROVED:

Allen R. Dobbs

**ALLEN R. DOBBS, MAYOR
CITY OF FERGUSON**

CITY OF FERGUSON
P.O. BOX 222 FERGUSON, KY 42533
PHONE 606-679-6800
FAX 606-678-9638

April 12, 2012

Commonwealth of Kentucky
Department of Highways
8th District Office
P. O. Box 780
Somerset, KY 42502

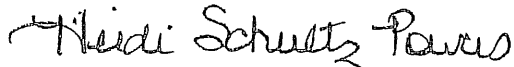
Re: **Notice of Intent to Annex**

Dear Sir or Madam,

This letter shall serve notice that the City of Ferguson, Kentucky intends to annex the right-of-way that you own within the areas known as Kentucky 914 Bypass, Kentucky 2747 and Rush Branch Road (Ky. 638) and described in the attached City of Ferguson Ordinances. The Intent to Annex Ordinances received their first reading on March 5, 2012 and shall receive their second readings at 7:00 p.m. on Monday, May 7, 2012 at Ferguson City Hall, 414 Murphy Avenue, Ferguson, Kentucky.

If you have any questions regarding this matter, please feel free to contact me at (606) 679-7345 or at the address above. Thank you for your prompt attention to this matter.

Very truly yours,



HEIDI SCHULTZ POWERS
CITY ATTORNEY, CITY OF FERGUSON
CC: Hon. Lisa Miracle

CITY CLERK'S CERTIFICATION

I certify I am the duly qualified City Clerk of the City of Ferguson, Kentucky, and the foregoing list of property owners is a true and complete list of all property owners listed on the records of the Pulaski County property valuation administrator as of January 1, 2012, within the territory to be annexed in City of Ferguson Ordinance Numbers 2012-1 through 2012-6.

Property Owners:

County of Pulaski—Elihu Cabin Hollow Road East and West;
Jones Knob Road
Commonwealth of Kentucky—Kentucky 914 Bypass, Kentucky
2747 and Rush Branch Road (Ky. 638)

I further certify that letters have been sent to each of the property owners listed giving notice that the first reading of the Intent to Annex Ordinances has been made and that the second reading of the Intent to Annex Ordinances will be made on Monday, May 7, 2012 at 7:00 p.m. in the Ferguson City Hall. Said notices were mailed, first class mail, postage prepaid to all property owners listed herein. Said notices were mailed on April 12, 2012, which was more than 14 days prior to the May 7, 2012 meeting at which the Intent to Annex Ordinances shall receive their second reading. I further certify that copies of the proposed Intent to Annex Ordinances were included with the letters

WITNESS, my hand and Seal, this 7 day of May, 2012.

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

Seal :