

RECEIVED AND FILED  
DATE July 29, 2015

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

**ORDINANCE 2005-07**

**AN ORDINANCE OF THE CITY OF FULTON, KENTUCKY  
ANNEXING AND ESTABLISHING ZONING FOR CERTAIN PROPERTY  
AT THE INTERSECTION  
OF MIDDLE ROAD AND STATE ROUTE 2567**

BE IT HEREBY ORDAINED BY THE CITY OF FULTON, KENTUCKY, as follows:

SECTION 1. Pursuant to KRS 81A.412, and upon application and consent to the landowner's, Fulton Shopping Center, inc.; the real property as more particular described on Exhibit "A" hereto, together with the attached plat sketch (map) shall be annexed to and made a part of the City of Fulton. The annexed property, in accordance with KRS 81A.410, is determined to meet the qualifications as follows:

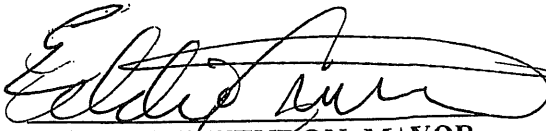
- (a) The property is adjacent or contiguous to the city's boundaries at the time the annexation proceeding is begun; and
- (b) The property, by reason of population density, commercial, industrial, institutional governmental use of land, or subdivision of land, is urban in character or suitable for development for urban purposes without reasonable delay.
- (c) No part of the area to be annexed is included within the boundary of another incorporated city.

SECTION 2. Pursuant to KRS 81A.412 and KRS 100.209, the property to be annexed will be zoned C-3. This commission accepts the recommendation of the Fulton Planning and Zoning Commission and said zoning shall be placed upon the City's zoning map and shall be effective for the annexed property.

SECTION 3. Pursuant to KRS 81A.470, the City Clerk is directed to cause an accurate map of the annexed property, together with a metes and bounds description and copy of this Ordinance duly certified, to be recorded in the Office of the Fulton County Clerk, the Office of the Secretary of State, and in the Department of Local Government, a/k/a Governor's Office for Local Development. The map and description shall be prepared by a professional land surveyor in conformity with KRS 81A.470. Further and pursuant to KRS 81A.475 the City Clerk shall furnish to the Office of the Fulton County Clerk, along with the map clearly delineating the boundaries of the annexed property, a list of the names and addresses of those property owners and registered voters who reside in the area annexed.

FIRST READING: JUNE 13, 2005

SECOND READING: AUGUST 22, 2005

  
EDDIE CRITTENDON, MAYOR

ATTEST:

  
HELEN J LEE, CITY CLERK

I, Helen J Lee, Fulton City Clerk do hereby certify this ordinance as a true and exact reproduction of the original proposed ordinance on this 15th day of December 2014.

  
Helen J Lee, Fulton City Clerk

**BOUNDARY DESCRIPTION – PROPOSED ANNEXATION  
HIGHWAY 166 AND PURCHASE PARKWAY  
CITY OF FULTON, KENTUCKY**

**BEGINNING** a point at the intersection of the center of Kentucky highway No. 166 with the west right-of-way of the Purchase Parkway, said point also being 220 feet northwest of the center of the purchase parkway, said point also being 60 feet northwest of the center of an access road on the west side of the purchase parkway, said point also being the south line of the present city limit of Fulton, Kentucky;

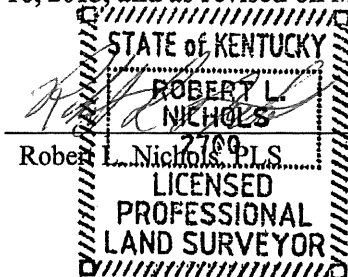
1. *thence*, with a curve of said right-of-way of the purchase parkway to the left, said curve having a radius of 2,129.86 feet and a chord of south 33 degrees 47 minutes 49 seconds west a chord distance of 37.05 feet, for an **arc distance of 37.05 feet** to a set iron pin, said pin being 60 feet west of the center of said access road and 35' feet south of the center of Highway 166;
2. *thence*, with a curve of said right-of-way of the purchase parkway to the left, said curve having a radius of 2,129.86 feet and a chord of south 20 degrees 47 minutes 26 seconds west a chord distance of 922.55 feet, for an **arc distance of 929.92 feet** to a set iron pin, said point being 60 feet west of the center of said access road;

*thence*, through the McDade property, for the following twelve (12) calls:

3. **NORTH 75 degrees 21 minutes 48 seconds WEST, 677.84 feet** to a set iron pin;
4. **NORTH 01 degrees 07 minutes 50 seconds EAST, 191.73 feet** to a set iron pin;
5. **SOUTH 75 degrees 21 minutes 48 seconds EAST, 145.10 feet** to a set iron pin;
6. **NORTH 14 degrees 38 minutes 12 seconds EAST, 100.00 feet** to a set iron pin;
7. **SOUTH 75 degrees 21 minutes 48 seconds EAST, 65.00 feet** to a set iron pin;
7. **NORTH 14 degrees 38 minutes 12 seconds EAST 296.21 feet** to a set iron pin;
9. **SOUTH 82 degrees 58 minutes 12 seconds EAST, 107.19 feet** to a set iron pin;
10. **NORTH 14 degrees 38 minutes 12 seconds EAST, 40.36 feet** to a point in concrete;
11. **NORTH 82 degrees 58 minutes 12 seconds WEST, 125.00 feet** to a set iron pin;
12. **NORTH 14 degrees 38 minutes 12 seconds EAST, 153.64 feet** to a set iron pin;
13. **SOUTH 75 degrees 24 minutes 41 seconds EAST, 24.12 feet** to a point in concrete;
14. **NORTH 03 degrees 56 minutes 48 seconds EAST, 145.35 feet** to a 'Mag' nail set in the south right-of-way of highway 166 and being 35 feet south of the center of said highway;

15. *thence*, **NORTH 03 degrees 56 minutes 48 seconds EAST**, for a distance of 35.65 feet to a point in the center of Highway 166;
15. *thence*, **SOUTH 75 degrees 22 minutes 13 seconds EAST**, with the center of Kentucky Highway 166 and the present south line of the Fulton city limit, for a distance of 650.68 feet to the point-of-beginning, and containing **12.572 acres**.

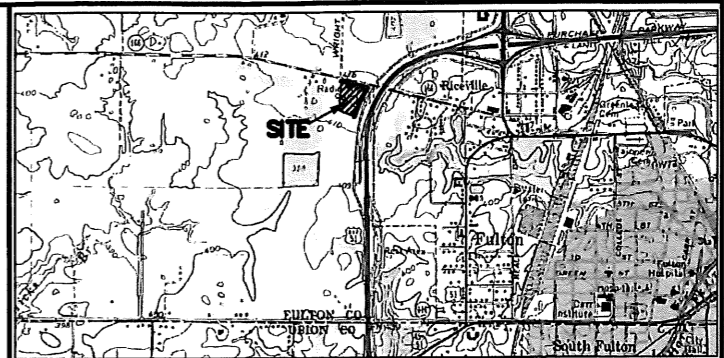
- All bearings are based upon Magnetic North of March 14, 2004.
- All set iron pins are 5/8" X 30" rebars with red plastic caps marked 'R L NICHOLS – PLS 2700'.
- This description was prepared from a **survey and plat for the City of Fulton, Kentucky, dated January 16, 2015, and as revised on May 5, 2015, by Robert L. Nichols, KY PLS No. 2700.**



NOTE: MAGNETIC NORTH IS BASED UPON THE BEARING ALONG THE SOUTH LINE OF HIGHWAY 166, AS OBSERVED ON 3/14/04.

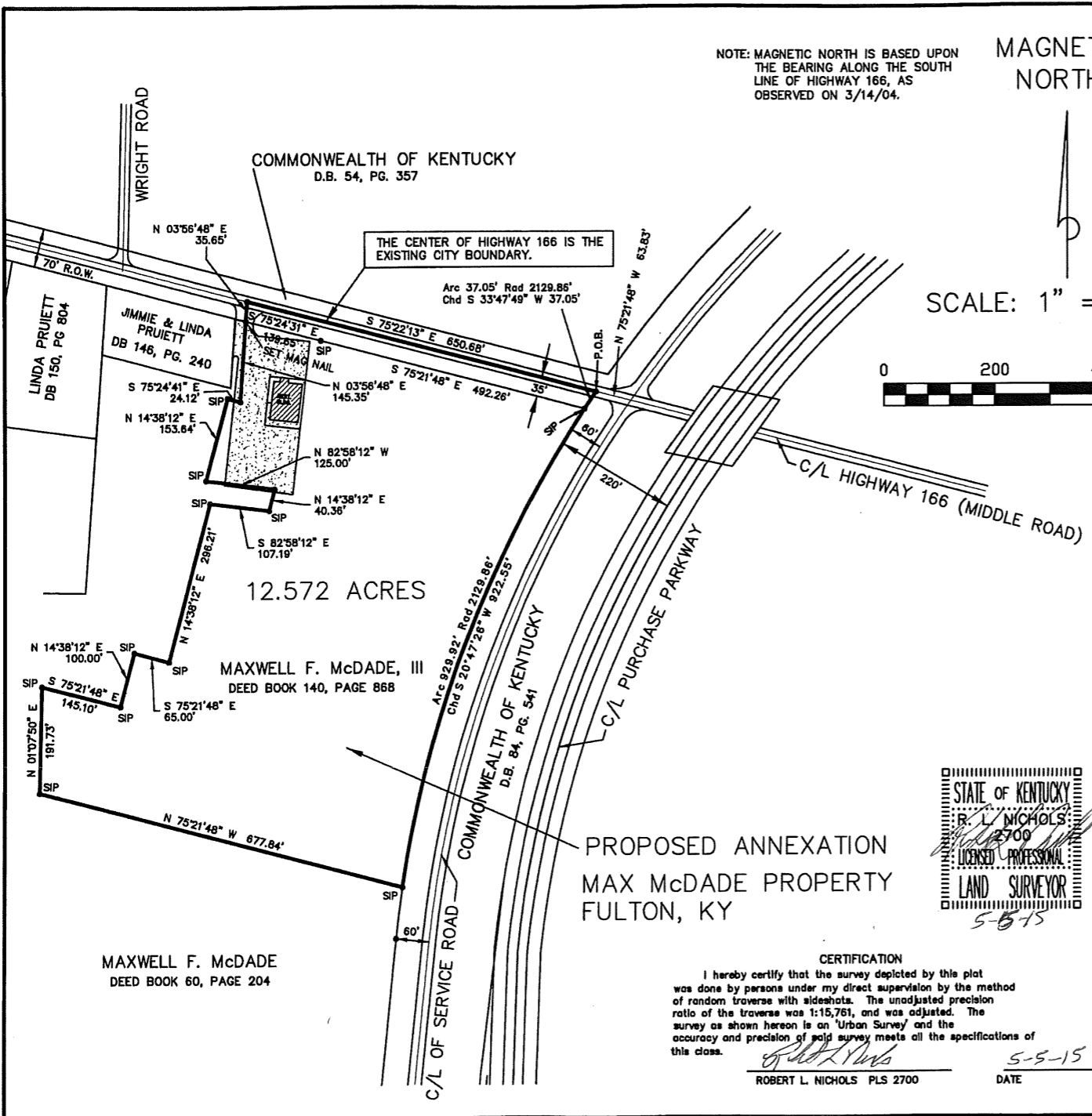
MAGNETIC NORTH

SCALE: 1" = 200'



VICINITY MAP

NOTE: 'SIP' INDICATES SET IRON PIN, 5/8" X 30" REBAR WITH CAP MARKED 'RLN-PLS 2700'



BOUNDARY LINE SURVEY  
 PROPOSED ANNEXATION  
 HIGHWAY 166 & PURCHASE PARKWAY  
 FOR CITY OF FULTON, KENTUCKY

THIS PLAT REPRESENTS A BOUNDARY SURVEY AND COMPLIES WITH 201 KAR 18:150  
 DATES OF FIELD WORK: JANUARY 16, 2015  
 DATE OF DRAWING: JANUARY 16, 2015  
 REVISED DRAWING: MAY 5, 2015



PROPOSED ANNEXATION  
 MAX McDADE PROPERTY  
 FULTON, KY

MAXWELL F. McDADE  
 DEED BOOK 60, PAGE 204

MAXWELL F. McDADE, III  
 DEED BOOK 140, PAGE 868

LINDA PRUIETT  
 DB 150, PG 804

JIMMIE & LINDA PRUIETT  
 DB 146, PG. 240

CERTIFICATION  
 I hereby certify that the survey depicted by this plat was done by persons under my direct supervision by the method of random traverse with sideshots. The unadjusted precision ratio of the traverse was 1:15,761, and was adjusted. The survey as shown hereon is an 'Urban Survey' and the accuracy and precision of said survey meets all the specifications of this class.  
 Robert L. Nichols  
 ROBERT L. NICHOLS PLS 2700  
 DATE 5-5-15

ASHBURN NICHOLS & ASSOCIATES  
 SURVEYING ENGINEERING ASSOCIATES  
 113513  
 7/2/2015 1:46:54 PM  
 Book: ENC Number: 19  
 7/1/17  
 Betty Abernathy, Fulton County  
 PC: KIN DATE  
 923 EAST MAIN STREET PHONE: 731/885-8970  
 UNION CITY, TN 38261 FAX: 731/885-7009  
 WWW.ASHBURN-NICHOLS.COM