

RECEIVED AND FILED  
 DATE November 2, 2005

Georgetown Annexation  
 Information

TREY GRAYSON  
 SECRETARY OF STATE  
 COMMONWEALTH OF KENTUCKY  
 BY Gandie Adkins

Year	Acreage	Ordinance Number	Comments
1951	37.2	609	
1955	83	724	Ord 724 Amended Ord 723
1956	48.7	733	
1957	26.1	767	
1957	18.6	769	
1957	*	776	*Adoption of proposed annexation 769
1959	118.4	812	
1959	74.3	819	
1959	*	824	*Adoption of proposed annexation 819
1960	95	853	
1960	67.5	855	
1961	*	863B	*Adoption of proposed annexation 855
1963	116.4	910	
1963	*	911	*Adoption of proposed annexation 910
1968	2	1010	
1968	*		*Adoption of proposed annexation 1010
1970	102	1044	
1970	*		*Adoption of proposed annexation 1044
1973	334.5	1096	
1973	*		*Adoption of proposed annexation 1096
1974	722.3	1116	
74 - '75	*		*Adoption of proposed annexation 1116
1977	172.5	77-004	
1977	*		*Adoption of proposed annexation 77-004
1977	50.3	77-013	
1977	*	77-014	*Identical to 77-004
1977	*		*Adoption of proposed annexation 77-013
1977	*		*Adoption of proposed annexation 77-014
1978	59	78-002	
1978	*		*Adoption of proposed annexation 78-002
1979	50.5	79-001	
1979	*		*Adoption of proposed annexation 79-001
1981	72.4	81-011	
1982	*		*Adoption of proposed annexation 81-011 (K)
1983	46	<del>83-001</del> <sup>83-005</sup> Truck Parking	
1983	*	83-010	*Adoption of proposed annexation 83-001
1987	1946.9	87-004	*1983 by deed - 1946.9 by survey (see 87-006)
1987	*	87-006	*Adoption of proposed annexation 87-004
1987		87-017	
1987	10.9	87-018	
1988	*	88-005	*Repealed 87-017
1988	*	88-007	*Adoption of proposed annexation 88-005
1988	*	88-009	*Adoption of proposed annexation 87-018
1988	*	88-010	*Adoption of proposed annexation 88-005
1988	13.1	88-027	
1988	*	88-029	*Adoption of proposed annexation 88-027

**City of Georgetown**  
GEORGETOWN, KENTUCKY

**SUE LEWIS, CITY CLERK**

**CERTIFICATION: KRS 81A.470 FILINGS**

I certify I am the duly qualified City Clerk of the City of Georgetown, Kentucky,  
and the foregoing 11 pages of Ordinance No. 99-036 is a true, correct and  
complete copy duly adopted by the City Commission at a duly convened meeting held on  
October 13, 1999, all as appears in the official records of said City.

WITNESS, my hand and Seal of the City of Georgetown, this 18<sup>th</sup> day of  
October, 2005.



Sue Lewis  
Signature of City Clerk

CITY OF GEORGETOWN  
ORDINANCE NO. 99-036

AN ORDINANCE RELATED TO THE ANNEXATION OF PROPERTY CONTAINING 3.052 ACRES, MORE OR LESS, OWNED BY ALBERT E. DRAKE, ET AL, (AND UNDER CONTRACT OF SALE TO BELL SOUTH TELECOMMUNICATIONS, INC., A GEORGIA CORPORATION), SITUATED ON THE NORTH SIDE OF EAST MAIN STREET EXTENDED IN SCOTT COUNTY, KENTUCKY.

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WHEREAS, Albert Drake, et al, owners of legal title to the property described herein, and BellSouth Telecommunications, Inc., a Georgia corporation, owner of equitable title to said property, have consented to the annexation of said property; and

WHEREAS, all appropriate steps required under Chapter 81A of the Kentucky Revised Statutes have been performed or waived; and

WHEREAS, a copy of said consent having been made a part of the record in this matter and available for review with the minutes of this meeting; and

WHEREAS, said property is now embraced within the County of Scott, Kentucky, and is contiguous to the existing city limits and, having urban character and suitability for further urban development, is appropriate for annexation in its entirety to the City of Georgetown.

**NOW, THEREFORE, BE IT ORDAINED BY THE CITY OF GEORGETOWN, KENTUCKY:**

SECTION I. PURPOSE: The hereinafter described property is urban in character, suitable for further urban land use development without unreasonable delay, and is contiguous to the existing city limits of the City of Georgetown. It is, therefore, desirable to annex this property to the City of Georgetown, extending the boundaries of the city to include this property described as follows:

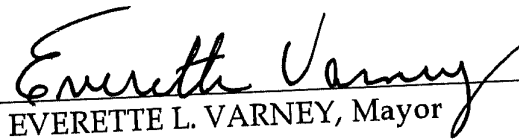
See Legal Description of property annexed attached hereto, incorporated herein, and made a part hereof by reference as EXHIBIT "A".

SECTION II. ANNEXATION: The above described property is hereby annexed into the City of Georgetown, all technical requirements having been satisfied or waived by consent being filed with the minutes of Georgetown City Council meeting dated the 5<sup>th</sup> day of October, 1999.

SECTION III. ZONE CLASSIFICATION: The annexation of this property shall not affect its zoning classification.

SECTION IV. EFFECTIVE DATE: This Ordinance shall become effective upon publication on the 13 day of October, 1999.

WHEREUPON, the foregoing Ordinance was read for the first time on the 16 day of September, 1999, read for the second time, passed and approved on the 5<sup>th</sup> day of October, 1999.

  
EVERETTE L. VARNEY, Mayor

ATTEST:

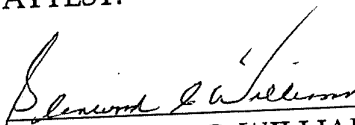
  
GLENWOOD C. WILLIAMS  
City Clerk

EXHIBIT "A"

Legal Description

Beginning at a vertical iron rail in the north right-of-way of East Main extended and at a corner to Bobby and Carolyn Wells, being approximately 2100' northwest of the intersection of East Main extended and the McClelland by-pass; thence, leaving said right-of-way, along Wells Line, N 30°11'48" E 277.54 to existing fence post; thence leaving Wells Line S 31°31'44" E, 153.15' along Hamilton, Hinkle, and Ruth's Line to a point, with a witness corner set at 4.23' south and 2.67' east; thence N 53°59'11" E, 264.21' to a maple tree cluster and being a corner to Hamilton, Hinkle, Ruth; thence with a pin and cap, 30' from the centerline of a private road to Hamilton, Hinkle, and Ruth; thence with said private road along a curve having a radius of 1100.00' and a chord of S 02°14'52" W, 395.13' to a pin and cap; thence S 16°53'46" W, 177.83' to a pin and cap in the north right-of-way line of East Main extended; thence along said right-of-way N 57°43'51" W, 453.27' to the point of beginning. Said tract containing 3.052 acres.

Being a portion of the same property acquired by John L. Drake, by Deed dated March 16, 1939, and recorded in Deed Book 64, Page 351, in the Office of the County Court Clerk of Scott County, Kentucky; an undivided one-half interest in fee simple in such property having vested in Albert E. Drake and Kathryn D. DiTardi, respectively, under the Last Will and Testament of John L. Drake, who died on the ~~21<sup>st</sup>~~ day of ~~FEBRUARY~~, 1991. (See Will Book 6, Page 350, in the Office of the Clerk aforesaid, Scott Probate Court No. 91-P-031, filed February 27, 1991.)

## CONSENT TO ANNEXATION

WHEREAS, the City Council, Georgetown, Kentucky, has expressed its desire and intent to annex certain unincorporated territory located in Scott County, Kentucky, and

WHEREAS, said City Council intends to enact an Ordinance to accomplish the annexation of said territory, and

WHEREAS, the undersigned are the owners in fee simple of the real property situated within that portion of the area to be annexed and referred to as the Consent Area, and

WHEREAS, said real property is under contract to be sold to BellSouth Telecommunications, Inc., a Georgia corporation, and

WHEREAS, the undersigned property owners (and purchaser pursuant to Sale and Purchase Contract) now desire to unilaterally and unconditionally consent to the annexation by the City of Georgetown, Kentucky, of the unincorporated territory (the Consent Area) which is more fully described as follows:

See Legal Description of property proposed for annexation attached hereto, incorporated herein, and made a part hereof by reference as EXHIBIT "A".

NOW THEREFORE, the undersigned property owners (and purchaser pursuant to Sale and Purchase Contract) hereby consent, pursuant to KRS 81A.500, to the annexation by the City of Georgetown, Kentucky, of that certain area of

unincorporated territory (the Consent Area) which is more particularly described above.

FURTHER, the undersigned property owners (and purchaser pursuant to Sale and Purchase Contract) agree that the City of Georgetown, Kentucky, may enact an Ordinance annexing the Consent Area to the City of Georgetown, Kentucky.

FURTHER, the undersigned property owners (and purchaser pursuant to Sale and Purchase Contract) covenant and agree that they will not sue the City of Georgetown, Kentucky, or any of its officers, agents, employees or representatives or prosecute any action to which the City of Georgetown, Kentucky, or any of its officers, agents, employees or representatives is a party for or on account of the annexation of the Consent Area.

FURTHER, the undersigned property owners (and purchaser pursuant to Sale and Purchase Contract) hereby waive the requirements of KRS 81A.050 and KRS 81A.060 and any and all other requirements for annexation of the Consent Area.

IN TESTIMONY WHEREOF, the undersigned property owners (and purchaser pursuant to Sale and Purchase Contract) have executed this Consent to Annexation on this the 20<sup>th</sup> day of Sept., 1999.

OWNERS:

Albert E. Drake  
ALBERT E. DRAKE

Katherine A. Drake  
KATHERINE A. DRAKE

Kathryn DiTardi  
KATHRYN DITARDI

PURCHASER: BELLSOUTH TELECOMMUNICATIONS, INC., A GEORGIA CORPORATION

By: [Signature]

Title: Manager - Real Estate - TN/KY

STATE OF KENTUCKY )  
( SCT.  
COUNTY OF SCOTT )

SUBSCRIBED, sworn to and acknowledged before me on this the 29th day of SEPTEMBER, 1999, by Albert E. Drake, husband of Katherine A. Drake.

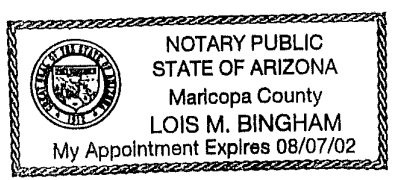
My commission expires: JAN. 11, 2003

[Signature]  
NOTARY PUBLIC  
STATE AT LARGE

STATE OF Arizona )  
( SCT.  
COUNTY OF Maricopa

SUBSCRIBED, sworn to and acknowledged before me on this the 20th day of September, 1999, by Katherine A. Drake, wife of Albert E. Drake.

My commission expires: 08/07/02



Lois M. Bingham  
NOTARY PUBLIC

STATE OF ILLINOIS )  
( SCT.  
COUNTY OF COOK )

SUBSCRIBED, sworn to and acknowledged before me on this the 23rd  
day of SEPTEMBER, 1999, by Kathryn DiTardi, a widow.

My commission expires: 7-23-01.



Kyle Larson  
NOTARY PUBLIC

STATE OF Tennessee )  
( SCT.  
COUNTY OF DAVIDSON )

SUBSCRIBED, sworn to and acknowledged before me on this the 30th  
day of September, 1999, by ORIN C. Odom  
Manager-Real Estate - TN/KY of BellSouth Telecommunications,  
Inc., a Georgia corporation, for and on behalf of said corporation.

My commission expires: May 27, 2001.

Deborah S. Thurman  
NOTARY PUBLIC

PREPARED BY:

R. Bruce Lankford  
R. BRUCE LANKFORD  
Lankford & Lankford  
Attorneys at Law  
300 East Main Street  
P. O. Box 513  
Georgetown, Kentucky 40324

EXHIBIT "A"

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**BELLSOUTH WORKSTATION –  
E. MAIN STREET (Extended)**

**Staff Report to the Georgetown-Scott County Planning Commission  
August 12, 1999**

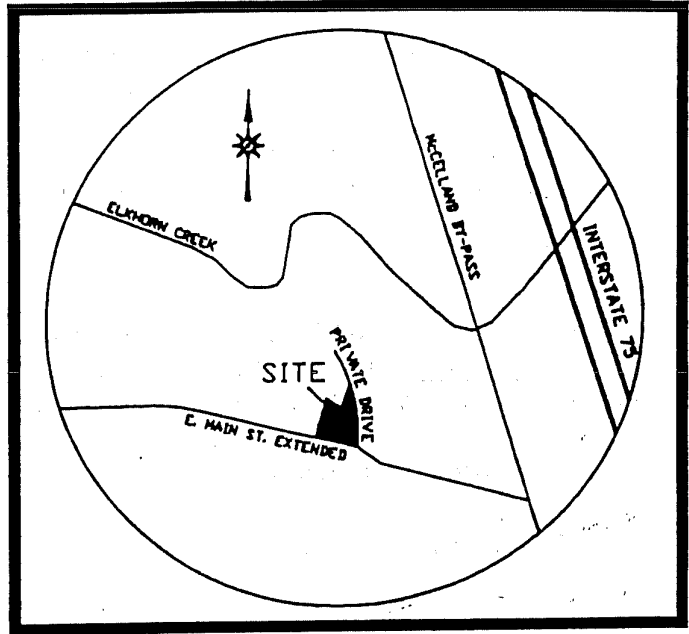
**FILE NUMBER: ZMA-1999-53**

**PROPOSAL:** Rezoning Request for 3.052 acres from A-1 Agricultural to I-1 Light Industrial.

**LOCATION:** Northeast side E. Main Street Extended, West of McClelland Circle, Southwest of US 460 (Paris Pike).

**APPLICANT:** BellSouth

**ENGINEER/  
SURVEYOR:** Tom Vittitow – Lockett & Farley



**STATISTICS:**

Zone	A-1
Proposed zone	I-1
Surrounding zones	A-1, I-1
Acreage	3.052
Proposed Use	Utility workstation and equipment (vehicle storage)
Sq. Ft. of Buildings	4,820
Min. lot size proposed	3.052
Bldg. Ground Coverage	3.6%
Parking sp. Required	28
Parking sp. Provided	34
New street required	No
Water/sewer available	Yes/Yes*
Access	Access is via a private road serving the Hamilton, Hinkle, & F property (old quarry site) with access to E. Main Street (exte a local road with approximately 15' of pavement.
Variances	None

\* = This site will access the proposed sanitary sewer line that will provide service to the Southern S. property (west) and continue to the GMWSS pump station located on the Drake Property.

BellSouth Workstation – East Main Street (extended)  
ZMA-1999-53

### **KEY ISSUES/COMMENTS:**

The applicant is requesting zone change approval for approximately 3.052 acres from A-1 Agricultural to I-1 Light Industry. This site is identified by the 1996 Comprehensive Plan (and 1991 Plan) for industrial use. The applicant's proposed use is a workstation for the storage of vehicles and utility equipment. This site is adjacent to (east of) the recently approved Southern States property rezoning and annexation request (ZMA-1999-23).

Access to this site is to E. Main Street (extended) via a private road that serves the former Hamilton, Hinkle, & Ruth quarry. The property will be screened using a minimum 6' tall fence with opaque slats, 28 red maples, and over 150 burning bushes. The proposed buffering and screening is well above the requirements contained within the Landscape Ordinance.

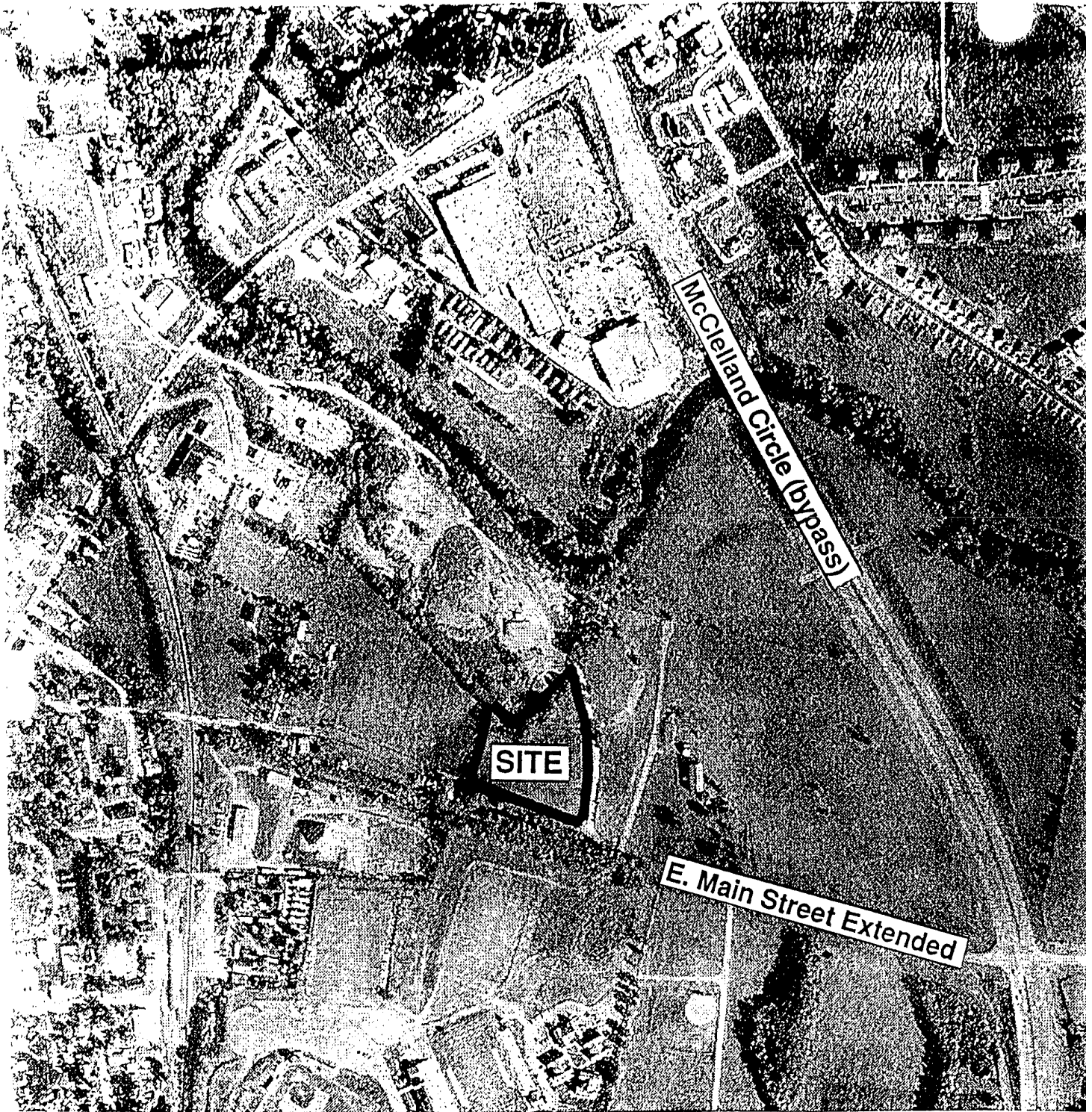
The site's proximity to the quarry, Georgetown-Scott County Recycling Center, and existing soil type, make this a suitable and acceptable use of the property. The development of this site will be similar in nature to the KU workstation located on U.S. 421 and should not impact Elkhorn Creek. The workstation is intended to be used by BellSouth employees only, no outside vehicle or pedestrian traffic is anticipated.

### **RECOMMENDATION:**

**Approve I-1** because this designation is supported by Comprehensive Plan, is compatible with the surrounding uses, and will provide a suitable transition. Approve the rezoning subject to:

1. Annexation by the City of Georgetown.
2. Connection to the sanitary sewer and any requirements of GMWSS (no certificate of occupancy should be issued until the sanitary sewer connection is complete).
3. There shall be no grading or construction on the site until all required plans (i.e., construction plans and soil erosion control plans) have been reviewed by the Planning Commission Engineer and USDA-NRCS (as applicable).
4. All requirements of the *Zoning Ordinance*.
5. All requirements of the *Subdivision & Development Regulations*.

As part of this application and the attached Preliminary Development Plan, the applicant will have to file a minor subdivision plat creating this as a lot of record.



## BellSouth Workstation

From: A-1 Agricultural  
To: I-1

ZMA-1999-53  
Photo: 10-24-98