

McBRAYER, MCGINNIS, LESLIE & KIRKLAND PLLC

W. TERRY McBRAYER
JOHN R. MCGINNIS
PHILIP BRUCE LESLIE
WILLIAM D. KIRKLAND
JD ATKINSON, JR.
JAMES G. AMATO
CECIL F. DUHN
GEORGE D. GREGORY
VI. BRETT RICE
JAMES H. FRAZIER III
KEMBRA SEXTON TAYLOR
LISA ENGLISH HINKLE
BRUCE W. MACDONALD
ROBERT E. MACLIN, III
CHRISTINE H. WESTOVER
D. LUKE MORGAN
CHRISTOPHER J. SHAUGHNESSY
ROBERT WATSON
STEPHEN G. AMATO
TERRI R. STALLARD
MARY ESTES MCGINNIS
DOUGLAS T. LOGSDON
R. STEPHEN MCGINNIS
JOHN A. WOODALL
DAVID J. GUARNIERI
AMY D. CUBbage
JASON P. BLANDFORD
CYNTHIA L. EFFINGER
G. MICHAEL CAIN II
DAVID A. COHEN
NICOLE S. BIDDLE
THOMAS D. FLAHERTY
H. TRIGG MITCHELL
LUKE A. WINGFIELD
CHRIS J. GADANSKY
JASON R. BENTLEY
CLAY B. WORTHAM
BRENDAN R. YATES
PAUL E. CRAFT
CHRISTOPHER A. RICHARDSON
JOSHUA J. MARKHAM
BENJAMIN L. RIDDLE
JASON S. MORGAN
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RYAN C. DAUGHERTY
BRITTAH N. BLACKBURN KOCH
W. CHAPMAN HOPKINS
EMILY M. HORD
MARITHA "MOLLY" LEWIS
MATTHEW H. KLEINER
PRESTON C. WORLEY
DANIEL T. CARRIER
DARYA D. THOMPSON

MAIN & HARRISON STREETS
P.O. BOX 280
402 MAIN STREET, SUITE 2
GREENUP, KENTUCKY 41144-0280
606-473-7303
FACSIMILE 606-473-9003
E-MAIL mmlk@mmlkadvanlage.com
OR VISIT US AT: www.mmlkadvanlage.com

201 EAST MAIN STREET
SUITE 1000
LEXINGTON, KENTUCKY 40507
859-231-8780
300 WHITAKER BANK BUILDING
P.O. BOX 1100
FRANKFORT, KENTUCKY 40602-1100
502-223-1200
GOVERNMENT RELATIONS OFFICE
STATE NATIONAL BANK BUILDING
SUITE 308
305 AHN STREET
FRANKFORT, KENTUCKY 40602-2847
502-875-1176
9300 SHELBYVILLE ROAD
SUITE 100
LOUISVILLE, KENTUCKY 40222
502-420-1306

May 10, 2013

RECEIVED AND FILED
DATE May 13, 2013
ALISON LUNDERGAN GRIMES
SECRETARY OF STATE
COMMONWEALTH OF KENTUCKY
BY Handie Adkinson

Secretary of State
Ms. Candy Adkinson
Land Office
Room T40, Capital Annex
700 Capital Avenue
Frankfort, KY 40601

Re: City of Greenup – Route 1 Annexation Ordinance

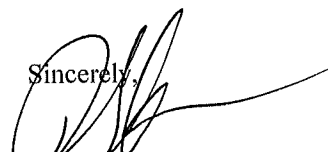
To Whom It May Concern:

Please find enclosed the following documents:

- 1. An Ordinance of the City of Greenup, Kentucky annexing property to its boundaries.
- 2. Attached to the Ordinance is a description prepared by a surveyor of said property.
- 3. The clerk certification of the Ordinance as required.
- 4. A map prepared by a licensed surveyor showing the boundaries.

Please note the annexation ordinances were published in *The Greenup News-Times* on March 21, 2013.

Please file in your normal manner.

Sincerely,

R. Stephen McGinnis

RSM/tlc
Enclosures

¹ALSO ADMITTED IN COLORADO; ²ALSO ADMITTED IN FLORIDA; ³ALSO ADMITTED IN NORTH CAROLINA; ⁴ALSO ADMITTED IN OHIO; ⁵ALSO ADMITTED IN TEXAS; ⁶ALSO ADMITTED IN GEORGIA;
⁷ALSO ADMITTED IN WEST VIRGINIA; ⁸ALSO ADMITTED IN INDIANA

CITY CLERK'S CERTIFICATION

I certify I am the duly qualified City Clerk of the City of Greenup, Kentucky, and the foregoing five (5) pages of Ordinance No. 2-2013 is a true, correct and complete copy duly adopted by the City Council at a duly convened meeting held on January 22, 2013, all as appears in the official records of said City.

WITNESS my hand this 7 day of May 2013.

Jessica Gilliam
(Signature of City Clerk)

RECEIVED AND FILED
DATE May 13, 2013

ALISON LUNDERGAN GRIMES
SECRETARY OF STATE
COMMONWEALTH OF KENTUCKY
BY Hankie Adkins

ORDINANCE NO. 2 - 2013

AN ORDINANCE ANNEXING TO THE CITY OF GREENUP, KENTUCKY, CERTAIN TERRITORIAL LAND CONTIGUOUS TO EXISTING CITY LIMITS OF GREENUP, KENTUCKY

WHEREAS, the City Council of Greenup, Kentucky has determined that the hereinafter described territory is urban in character and/or suitable for development for urban purposes by reason of population density and/or commercial and industrial use of the land; and

WHEREAS, the City has determined that no part of the area to be annexed is included within the boundary of another City; and

WHEREAS, pursuant to KRS 81A.425, notice was sent via first-class mail to each property owner listed on the records of the Greenup County Property Evaluation Administrator as of June 26, 2012; and

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

WHEREAS, Ordinance No. 20-2012 proposing the annexation was duly read in accordance with the Kentucky Revised Statute and was published and went into effect on the 6th day of June 2012; and

WHEREAS, more than sixty (60) days have elapsed since Ordinance No. 20-2012 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 Statute have been provided and/or published according to law; and

NOW, THEREFORE, BE IT ORDAINED by the CITY OF GREENUP, KENTUCKY, that the City of Greenup does hereby ratify the Mayor's signature upon and approves all documents necessary to effectuate the intent of this Ordinance and further the City hereby annexes the following described unincorporated area and makes it a part of the City of Greenup, Kentucky;

SEE PROPERTY DESCRIPTION ATTACHED AS EXHIBIT "1" AND INCORPORATED HEREIN BY REFERENCE.

That the said territory described by the attached Exhibit 1 shall be annexed to the City of Greenup, Kentucky in the manner provided by the laws of the Commonwealth of Kentucky and the Mayor of the City of Greenup is authorized and directed to cause the advertisement of this Ordinance pursuant to law.

Be it further ordained that the Mayor of the City of Greenup shall cause an accurate map of the annexed area together with the metes and bounds description and including a certified copy of this Ordinance to be recorded in the office of the Greenup County Clerk and in the office of the Secretary of State for the Commonwealth of Kentucky.

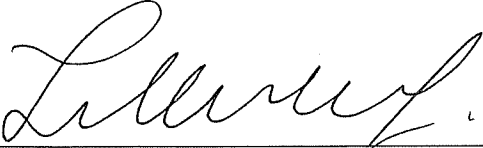
SECTION 2: That all in conflict herewith are specifically hereby repealed to the extent of said conflict only.

SECTION 3: That each section and each sentence of this Ordinance is enacted separately and the invalidity and/or unconstitutionality of any one particular sentence and/or section shall not affect the validity and/or constitutionality of any sentence and/or section.

SECTION 4: This Ordinance shall be in full effect from and after its passage, approval and publication according to law.

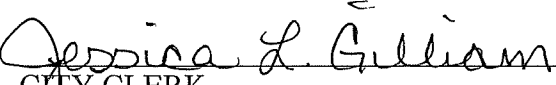
This Ordinance shall take effect upon its passage, approval and publication. If any section, subsection, sentence, clause or portion of this Ordinance is for any reason held invalid or unconstitutional by any Court of competent jurisdiction, such portion shall be deemed a separate, distinct and independent 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 said conflicts or by repeal.



MAYOR, CITY OF GREENUP, KENTUCKY

ATTEST:


CITY CLERK

FIRST READING: _____ 12-27-12

SECOND READING: 1-22-13 _____

Being a survey of the proposed Annexation to the city of Greenup, being the Jerald R. Witten property (D.B. 568 PG: 38), the Phillip B. Leslie, and John R. McGinnis property (D.B. 476 PG. 209) and the Right-Of-Way of State Route 1.

Unless otherwise indicated, any (IPS) iron pin set referred to herein, is a ¾ " diameter rebar 30 inches long with a 3 ½" aluminum cap stamped "CITY OF GREENUP BOUNDARY, PLS 3582".

Beginning at a point not monumented, said point being in the existing city boundary of the City of Greenup and the south right-of-way line of Ky. State Route 1. and bears N 81-41-41 W and 68.97' from an iron pin found (P.L.S #3662) on the north side of State Route 1,

Thence, with the existing City boundary, N 54-37-42 E and 70.75' to a point not monumented, said point being in the south line of the Jerald R. Witten property (D.B.568 PG. 38), and bears N 11-43-03 W and 52.00' from an iron pin found (P.L.S. #3662), passing an iron pin set on line at a distance of 21.49',

Thence, with the existing city corporate boundary, N 71-04-01 E and 294.99' to a point in the south Right-Of-Way line of U.S. 23, Said point being at station 978+35 230.00' Rt. Of center line,

Thence, leaving the corporate boundary, with a new line of annexation and the south Right-Of-Way of U.S. 23, S 42-00-21 E and 226.39' to a concrete monument found at station 980+50 300.00'Rt. of center line,

Thence, S 62-35-06 E and 214.87' to an iron pin found (P.L.S. #3662),

Thence, S 66-55-13 E and 41.30' to an iron pin found (P.L.S. #3662),

Thence, S 50-53-13 E and 95.41' to a concrete monument found at station 984+00 300.00' Rt. Of center line said monument being a corner between the Jerald R. Witten property and the Phillip B. Leslie and John R. McGinnis property (D.B. 476 PG. 209),

Thence, with said Leslie and McGinnis property, S 56-14-50 E and 441.97' to a 4" Dia. Steel pipe, said pipe being in the west line of the Phillip and Amy Dowdy property (D.B. 470 PG. 491),

Thence, with said Dowdy property line, S 33-20-01 W and 256.25' to an iron pin found. (P.L.S. #1965), said iron pin is a corner to the Micheal and Regina Crum property (D.B. 522 PG. 317),

Thence, with said Crum property, N 54-11-18 W and 125.01' to an iron pin found. (P.L.S. #1965),

Thence, S 43-46-47 W and 237.33' to an iron pin found. (P.L.S. #1965), said iron pin is located inside the north Right-Of-Way line of Ky. State Route 1.

Thence, crossing said road, S 37-58-35 W and 75.15' to an iron pin set on the south Right-Of-Way line

of Ky. State Route 1 said iron pin having a station and offset of 3+04.33 40.00' Lt.

Thence, with the Right-Of-Way line of Ky. State Route 1, N 52-01-46 W and 198.67' to a point not monumented,

Thence, with a curve to the right, chord bearing and distance of N 44-34-30 W and 505.98, having a radius of 1950.00 and a length of 507.41' to a point,

Thence, S 52-52-47 W and 20.00' to a point. Said point having a station and offset of 10+00 60.00' Lt. of centerline,

Thence, with a curve to the right, chord bearing and distance of N 33-15-17 W and 259.22' having a radius of 1887.41 and a length of 259.43' to a point not monumented, said point having a station and offset of 12+50 60.00' Lt. of centerline,

Thence, North 61-53-38 E and 20.00' to a point not monumented,

Thence, with a curve to the right, chord bearing and distance of N 22-52-12 W and 138.05' having a radius of 756.30 and a length of 138.24' to the P.O.B. Containing 12.00 acres.

North Reference for this survey is Kentucky State Plane North Zone, NAD 1983.

For a more detailed description, see plat #1285 of survey, by: Richard L. Howerton PLS # 3582 of Howerton Engineering & Surveying PLLC in Greenup, Kentucky. Dated May 8, 2012.

Richard L. Howerton 2/26/2013
Richard L. Howerton PLS # 3582

