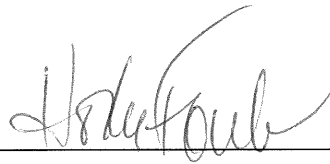


I certify I am the duly qualified City Clerk of the City of Hardinsburg, Kentucky, and the following three pages of Ordinance 2016-02 is a true, correct and complete copy duly adopted by the City Council at a duly convened meeting held on February 8, 2016, all as appears in the official records of said City.

WITNESS, my hand and Seal, this 18th day of August, 2016.



Signature of City Clerk

RECEIVED AND FILED
DATE August 24, 2016

ALISON LUNDERGAN GRIMES
SECRETARY OF STATE
COMMONWEALTH OF KENTUCKY
BY Alison Grimes

**CITY OF HARDINSBURG, KENTUCKY
ORDINANCE NO. 2016-02**

**AN ORDINANCE ANNEXING TERRITORY LOCATED ON THE WESTERN
BOUNDARY OF THE CITY OF HARDINSBURG AT INDUSTRIAL PARK ROAD
OWNED BY THE BRECKINRIDGE COUNTY INDUSTRIAL DEVELOPMENT
AUTHORITY, INC.**

WHEREAS, the territory annexed, being approximately 22.36 acres of land on Industrial Park Road on the City of Hardinsburg's western boundary is contiguous to the City of Hardinsburg, and of an urban character and suitable for urban development without unreasonable delay; and,

WHEREAS, the Breckinridge County Industrial Development Authority, Inc., by and through Burns Mercer, its duly authorized agent, entered into a consent agreement for annexation of this property on the 8th day of December, 2015; and,

WHEREAS, pursuant to KRS 81A.412, the City is not required to enact an intent to annex ordinance to give notice or to wait sixty days for enacting an ordinance of annexation; and,

WHEREAS, the City of Hardinsburg has not otherwise been challenged in a court of law in proceeding to annex the below described territory;

1. The territory described below, a map of which is attached to this Ordinance as Exhibit "A" the same as if fully incorporated into this ordinance, is hereby annexed by the City of Hardinsburg:

The first parcel (recorded in DB 280 PG 284):

Being a 12.369 acre tract located in the community of Hardinsburg, Breckinridge County, Kentucky, more particularly described as follows:

Unless stated otherwise, any monument referred to herein as a 5/8" rebar is a set 5/8" diameter steel concrete reinforcing rod, eighteen inches (18") in length, with a yellow plastic cap stamped T.W. Smith, LS 2373. The basis of bearings stated herein are based on the westerly line of Breckinridge County Development Corp. (DB 259 PG 424) property from a previous survey.

BEGINNING at a (found) 5/8" rebar on the northwesterly right-of-way of Industrial Park Road (60' R/W) corner to Breckinridge County Development Corp. (DB 259 PG 424); THENCE with said Breckinridge County Development Corp. N 45 deg. 49 min. 25 sec. W., 1557.08' to a (found) 5/8" rebar in the line of J.L. Burke Jr. (DB 209 PG 081); THENCE with said J.L. Burke Jr. N 73 deg. 07 min. 14 sec. E., 348.01' to a (found) 5/8" rebar; THENCE N 81 deg. 25 min. 11 sec. E., 35.53' to a (set) 5/8" rebar; THENCE S 51 deg. 50 min. 48 sec. E., 384.72' to a (set) 5/8" rebar corner to W. K. O'Connell (DB 185 PG 065); THENCE with new lines in said W.K. O'Connell S 37 deg. 49 min. 53 sec. W., 31.39' to a (set) 5/8" rebar; THENCE 50 deg. 59 min. 49 sec. E., 887.38' to a (set) 5/8" rebar; THENCE S 41 deg. 46 min. 30 sec. E., 43.60' to a (set) 5/8" rebar on the northwesterly right-of-way of said Industrial Park Road; THENCE with the northwesterly right-of-way of said Industrial Park Road S 34 deg. 24 min. 38 sec. W., 259.71'; THENCE with a curve to the left and with a radius of 742.45' and a long chord bearing at S 40 deg. 44 min. 36 sec. W., 163.28' to the POINT OF BEGINNING and CONTAINING 12.369 Acres (more or less) according to a physical survey by Timothy W. Smith, PLS #2373 during December, 2001, per Job No. 87-232.

The second parcel (recorded at DB 259 PB 427):

Being a 10.00 acre tract of land in the community of Hardinsburg, Breckinridge County, Kentucky, more particularly described as follows:

Unless stated otherwise, any monument referred to herein as a "5/8" rebar" is a set 5/8" diameter steel concrete reinforcing rod, eighteen inches (18") in length, with a yellow plastic cap stamped "T.W. Smith, LS 2373". All bearings stated herein are based on the bearing on the southerly line of W. Keenan O'Connell property from a previous survey.

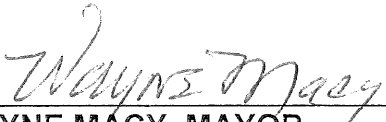
BEGINNING at a (found) iron pin on the northerly right-of-way of a 60' easement corner to Breckinridge County Industrial Development Authority, Inc. (DB 239 PG 330); THENCE with said Breckinridge County Industrial Development Authority, Inc., N 46 deg. 01 min. 59 sec. W., 756.09' to a (found)

iron pin corner to J. Burke (DB 210 PG 470) and J. Burke (DB 209 PG 081); THENCE with said J. Burke (DB 209 PG 081) N 45 deg. 27 min. 52 sec. W., 782.21' to a (found) iron pin; THENCE N 51 deg. 32 min. 49 sec. E., 242.78' to a (found) iron pin; THENCE N 73 deg. 08 min. 49 sec. E., 39.81' to a (set) 5/8" rebar; THENCE leaving said J. Burke with a new line in W. Keenan O'Connell (DB 185 PG 065) S 45 deg. 49 min. 25 sec. E., 1557.08' to a (set) 5/8" rebar on the northerly right-of-way of said 60' easement; THENCE with the northerly right-of-way of said 60' easement with a curve to the right having a radius at 742.45' and a long chord bearing at S 58 deg. 10 min. 11 sec. W., 286.23' to the POINT OF BEGINNING and CONTAINING 10.00 Acres (more or less) according to a physical survey by Timothy W. Smith, PLS 2373, during April 1999 per Job No. 87-232.

2. The provisions of this Ordinance are declared to be severable and if any section, phrase, or provision fails for any reason or shall be declared to be invalid shall not affect the remainder of the Ordinance.


3. All prior municipal orders or Ordinances or parts of any municipal orders or Ordinances in conflict herewith are hereby repealed.

This Ordinance is adopted pursuant to KRS 83A.060, and it was given a first reading on the 11th day of January 2016, and given second and final reading on the 8th day of February 2016. Said Ordinance shall be in full force and effect on signature and recording and publication of said Ordinance in accordance with KRS 81A. 060 and KRS Chapter 424.



WAYNE MACY, MAYOR
CITY OF HARDINSBURG, KENTUCKY

ATTEST:



HOLLY FOWLER, CITY CLERK
CITY OF HARDINSBURG, KENTUCKY

—SMITH—

ENGINEERING AND LAND SURVEYS, INC.

901 High Street

Brandenburg, Kentucky 40108

(270) 422-2588

(270) 547-2588

ANNEXATION AREA

BEING a 22.360 acre tract located on the northwesterly side of Industrial Park Road, approximately 634' from the intersection of US Highway 60, near the city of Hardinsburg, Breckinridge County, Kentucky, more particularly described as follows:

BEGINNING at a found 5/8" rebar with cap stamped T. W. Smith LS 2373 in the existing city limit line and on the northwesterly right-of-way of Industrial Park Road corner to W. K. O'Connell (DB 185 PG 65), said rebar having a KY State Plane Coordinates (NAD83) (south zone) of N: 2,167,910.66, E: 1,428,661.64 and a latitude of 37 deg. 46 min. 47.4732 sec. and a longitude of 86 deg. 28 min. 57.6587 sec.; THENCE with the northwesterly right-of-way of Industrial Park Road the following chordal courses: S 34 deg. 28 min. 59 sec. W., 258.97' to a set 5/8" rebar being the PC; THENCE with a curve to the right with a radius of 742.45' and a long chord bearing of S 49 deg. 27 min. 48 sec. W., 382.18' to a set 5/8" rebar; THENCE continuing with a curve to the right with a radius of 742.45' and a long chord bearing of S 66 deg. 53 min. 24 sec. W., 65.09' to a set 5/8" rebar corner to Air Ride Properties (DB 299 PG 145); THENCE leaving said Industrial Park Road with Air Ride Properties N 45 deg. 54 min. 41 sec. W., passing a set 5/8" rebar at 633.34', a total distance of 756.81' to a found 5/8" rebar with cap stamped T. W. Smith LS 2373 corner to JLB Real Estate LLC (DB 359 PG 275, Parcel 8 and Parcel 7); THENCE with JLB Real Estate (Parcel 7) N 45 deg. 20 min. 53 sec. W., 780.85' to a found 5/8" rebar with cap stamped T. W. Smith LS 2373; THENCE N 51 deg. 33 min. 30 sec. E., 242.41' to a found 5/8" rebar; THENCE N 73 deg. 07 min. 15 sec. E., 39.83' to a found 5/8" rebar with cap stamped T. W. Smith LS 2373; THENCE N 73 deg. 13 min. 48 sec. E., 348.01' to a found 5/8" rebar with cap stamped T. W. Smith LS 2373; THENCE N 81 deg. 31 min. 50 sec. E., 35.53' to a found 5/8" rebar with cap stamped T. W. Smith LS 2373; THENCE S 51 deg. 44 min. 37 sec. E., 384.72' to a found 5/8" rebar with cap stamped T. W. Smith LS 2373 corner to said W. K. O'Connell; THENCE with W. K. O'Connell S 38 deg. 05 min. 25 sec. W., 31.39' to a found 5/8" rebar with cap stamped T. W. Smith LS 2373; THENCE S 50 deg. 53 min. 05 sec. E., passing a set 5/8" rebar at 230.90', a total distance of 887.41' to a found 5/8" rebar with cap stamped T. W. Smith LS 2373; THENCE S 40 deg. 39 min. 48 sec. E., 43.63' to the POINT OF BEGINNING and CONTAINING 22.360 acres (more or less) according to a physical survey by Timothy W. Smith, PLS #2373 during September, 2015, per Job No. 15-185.

PAGE TWO
22.360 ACRES
ANNEXATION AREA

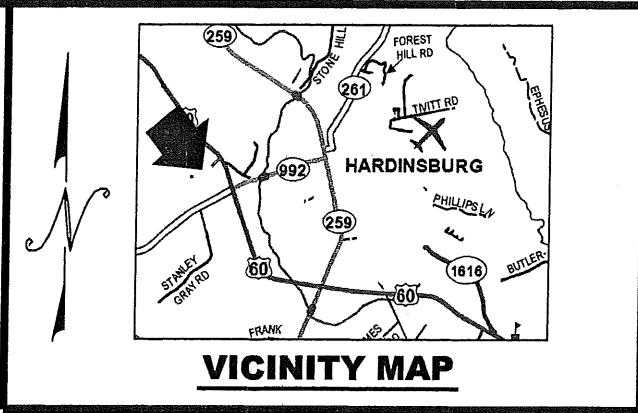
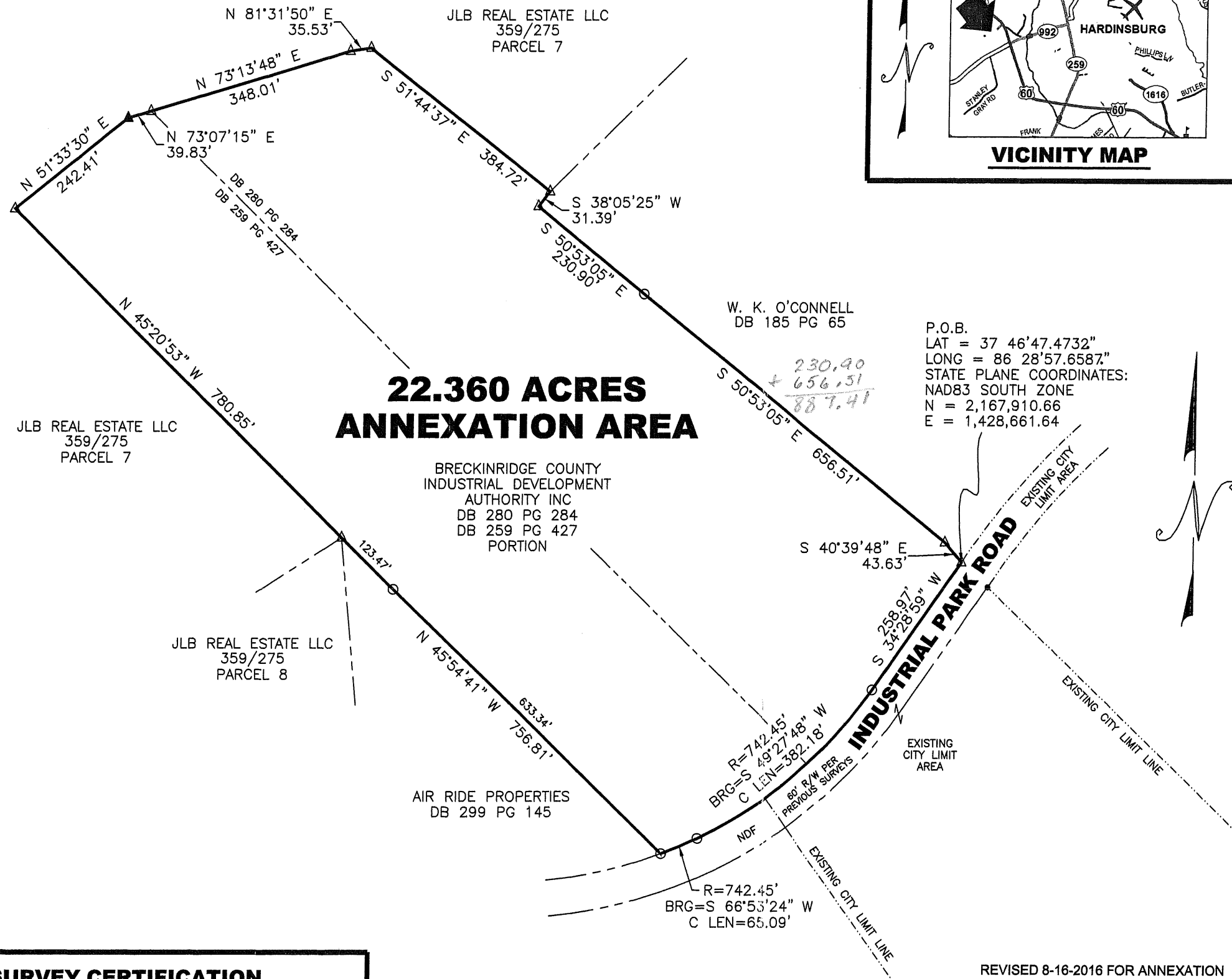
Unless stated otherwise, any monument referred to herein as a "5/8" rebar is a set 5/8" diameter steel concrete reinforcing rod, eighteen inches (18") in length, with a yellow plastic cap stamped "T.W. Smith LS 2373" or "set magnail" is a set 1½" magnail with washer stamped "T.W. SMITH LS 2373". The basis of bearing stated herein is based on GPS North, NAD 83, NAVD 88, GRS 80.

The above described tract is subject to any easements, right-of-ways, restrictions, overlaps, vacancies, uncertainties, planning and zoning requirements either implied or of record.

NOTE: Deed Book references shown hereon were used for survey purposes only and may not be the complete legal title source. The above legal description is part of a plat illustrating said survey. This plat should be consulted concerning any additional information about said survey.

STATE OF KENTUCKY
T.W.
SMITH
2373
LICENSED
PROFESSIONAL
LAND SURVEYOR

T.W. Smith
8-16-16



NOTES

1. Basis of Bearing from GPS North, NAD 83, NAVD 88, GRS 80
2. GPS Vector Closure - 1:27,751
3. Date of Field Survey: 9-14-2014
4. This is a Rural Class Survey.
5. The Survey shown hereon is subject to any easements, restrictions, or cemeteries either implied or of record and to any actual roadway right-of-way different from that shown hereon. Easement lines shown are approximate.
6. This Survey does not guarantee access rights to any land shown hereon from any State, County or other roadway of any kind.
7. Adjoiners shown hereon are from tax office.
8. Deed Book references shown hereon were used for survey purposes only and may not be the complete legal title source.
9. The certification of this Survey is made as of this date only for the person it was done for and is subject to any future facts that may more accurately describe or establish the boundary shown hereon. This survey is subject to any adverse or other rights of others due to court action.
10. The Survey depicted hereon is subject to any planning and zoning regulations that maapply.
11. No title search was supplied to this surveyor.
12. The bearings and distances shown along roadways are chordal courses unless otherwise indicated.
13. Acreages are more or less.
14. This survey does not represent or establish land ownership per 201 KAR 18.150 3.(2).
15. GPS NOTES: Existing monuments shown hereon along with traverse points, meander points, and other points were located using a dual frequency Topcon Legacy receiver with a Hiper Plus dual frequency rover using RTK methods. The RPA of the measurements shown meets or exceeds the closure given hereon at the 95 percent confidence level.
16. TOTAL STATION NOTES: Set monuments, existing trees, and any other surveyed points shown hereon not possible to be located by GPS methods were set or located using a Topcon GTS 235W total station as verified with closure angles.



GRAPHIC SCALE

ANNEXATION MAP FOR CITY OF HARDINSBURG

220 SOUTH MAIN STREET
HARDINSBURG, KENTUCKY 40143

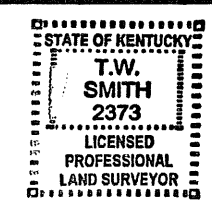
SHOWING A PORTION OF THE PROPERTY OF
BRECKINRIDGE INDUSTRIAL DEVELOPMENT AUTHORITY
INDUSTRIAL PARK ROAD
HARDINSBURG, BRECKINRIDGE COUNTY, KENTUCKY

DRAWN BY: P. SMITH	DATE: SEPT 24, 2015
SCALE: 1" = 200'	JOB NO.: 15-185

SURVEY CERTIFICATION

I hereby exclusively certify to the "survey for" entity or person shown hereon that the Survey depicted by this Plat represents a boundary survey and complies with 201 KAR 18:150 and was performed under my supervision by the method of GPS and/or random traverse with sideshots. The closure error is listed in the notes.

Timothy W. Smith
TIMOTHY W. SMITH, LS 2373
8-16-2016
DATE



SEAL

SMITH
ENGINEERING AND LAND SURVEYS, INC.
901 HIGH STREET
BRANDENBURG, KY. 40108
PHONE: 270/422-2588

- LEGEND**
- - Set 5/8" x 18" rebar with cap, unless otherwise noted
 - ▲ - Found 5/8" rebar
 - △ - Found 5/8" rebar with cap stamped T.W. Smith LS 2373
 - - Boundary/Survey line
 - - - - - Approximate deed line
 - NDF - No deed found

REVISED 8-16-2016 FOR ANNEXATION