

CERTIFICATION OF RESOLUTION NO. 2020-51

I hereby certify that I am the duly qualified Clerk of the City of Harlan, Kentucky, that the following pages of Resolution No. 2020-51, a Resolution Adopting a Modern and Accurate Legal Description of Territory Previously Annexed by Ordinance 110.09, and dated the 26 day of May, 2020, is a true, correct and complete copy of the duly adopted Resolution No. 2020-51 enacted by the Harlan City Council at a duly convened meeting held on May 26, 2020, all as appears in the official records of the City of Harlan.

Witness, my hand and the seal of said City of Harlan, this 26 day of May 2020.

Carla Jones
Carla Jones
Clerk of the City of Harlan, Kentucky

SEAL:

RECEIVED AND FILED
DATE June 25, 2021

MICHAEL G. ADAMS
SECRETARY OF STATE
COMMONWEALTH OF KENTUCKY
BY Kandie Adkins

RESOLUTION 2020-5.1

A RESOLUTION ADOPTING A MODERN AND ACCURATE LEGAL
DESCRIPTION OF TERRITORY PREVIOUSLY ANNEXED
BY ORDINANCE 110.09

WHEREAS the City of Harlan, Kentucky (hereinafter: "City") has enacted numerous ordinances annexing property into the corporate limits of the City; and,

WHEREAS, the City wishes to provide a modern, accurate, easily identifiable legal description reflecting bearings and coordinates based upon the state plane coordinate system, including relevant GPS and GIS data, same having been certified by a professional land surveyor for each prior annexation; and,

WHEREAS, the City wishes to comply with the requirements of Amended KRS § 81A.470, and,

WHEREAS the City does not intend to amend or replace its prior ordinance annexing, but rather to interpret the defined boundaries of the territory previously annexed and adopt a modern and accurate legal description of territory previously annexed; and,

WHEREAS an area annexed by City of Harlan Ordinance 110.09 and dated August 20, 2001 was not properly set forth by map or description as required by law to be filed with the Kentucky Secretary of State's Office; or was otherwise filed in a manner necessitating this Resolution; and,

WHEREAS, the City wishes to add a modern legal description of the territory previously annexed to its KRS 81.045 filing, thereby correcting the same,

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF HARLAN, KENTUCKY:

SECTION 1. That the City Council of the City of Harlan, Kentucky hereby adopts the following legal description, and plat attached hereto as prepared by Mr. Leo Miller, a Licensed Professional Land Surveyor No. 1904, as an accurate depiction of the property previously annexed into the corporate city limits of the City of Harlan, Kentucky by Ordinance 110.09, dated August 20, 2001, a copy of which is attached hereto.

SECTION 2. That the City Council of the City of Harlan, Kentucky hereby adopts said new legal description and plat as the official legal description and plat to be adopted by the City for all purposes when referencing this prior annexation (Ordinance 110.09).

SECTION 3. That the new legal description or Meets and Bounds Description of the Woodland Hills Annexation to the City of Harlan Ordinance 110.09 is as follows:

Beginning on the center of the ridge between the right and left forks of the Dave Smith Branch of Martins Fork of the Cumberland River, in the 1600' elevation contour, and the North line of the "Southend annexation" ordinance # 110.20, dated 05-21-1980, said point has Kentucky State Plane Single Zone N.A.D. 83 coordinates of N: 3470981.13, E: 5634382.60;

Thence with said 1600' contour the following courses and distances: N 13'33'21" W 76.25'; Thence N 25'06'26" E 183.69'; Thence N 03'47'06" E 460.53'; Thence N 08'45'41" E 199.77'; Thence N 61'36'36" W 39.46'; Thence S 50'01'10" W 392.39'; Thence S 55'37'34" W 153.05'; Thence S 73'38'48" W 84.80'; Thence N 42'00'50" W 68.87'; Thence N 04'07'39" W 135.42'; Thence N 05'35'42" E 144.66'; Thence N 03'42'12" W 141.28'; Thence N 14'24'24" W 180.75'; Thence N 04'12'58" W 301.80'; Thence N 76'11'02" W 38.09'; Thence S 47'44'40" W 254.48'; Thence S 56'28'43" W 125.59'; Thence S 37'25'58" W 419.20'; Thence S 46'39'24" W 363.98'; Thence S 66'43'41" W 138.13'; Thence N 78'58'59" W 113.05'; Thence N 53'31'44" W 240.08'; Thence S 60'31'05" W 205.47'; Thence N 87'15'01" W 59.25' to the center of the ridge between Dave Smith Branch and King Hollow;

Thence leaving the 1600' elevation contour and down said ridge S 43'34'44" W 420.40'; Thence S 27'10'17" W 267.14'; Thence S 12'18'06" W 159.84' to the north line of the city of Harlan "Southend Annexation";

Thence with said annexation line N 90'00'00" E 2504.57' to the beginning.

Containing 2074658.4 sq. ft or 47.628 acres and being all the property described in the City of Harlan "Woodland Hill" annexation ordinance # 110.09, date 08-20-2001.

(The foregoing description is an unofficial description. For official description see documents prepared by Leo Miller and Associates and of record with the Harlan City Clerk.)

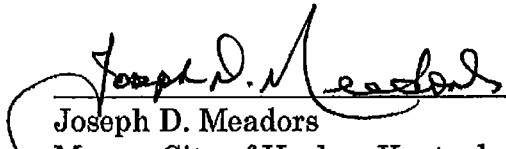
SECTION 4. This new legal description as prepared by Mr. Leo Miller, a Licensed Professional Land Surveyor No. 1904, is also attached as Exhibit A labeled "Woodland Hills Annexation Ordinance 110.09 08-20-2001". The Plat is attached as Exhibit B and labeled "Woodland Hills Annexation Ordinance 110.09 08-20-2001"

Resolution 2020-5:§
City of Harlan, Kentucky

as prepared by Leo Miller and Associates, Inc., Professional Engineers and Land Surveyors and dated April 15, 2020.

SECTION 5. That this resolution and the attached documents shall be filed with the Office of the Secretary of State to correct the City's KRS 81.045 filing.

Adopted unanimously upon proper motion, second and vote on this 26 day of May, 2020.



Joseph D. Meadors
Mayor, City of Harlan, Kentucky

Attest:



Carla Jones
Clerk, City of Harlan, Kentucky

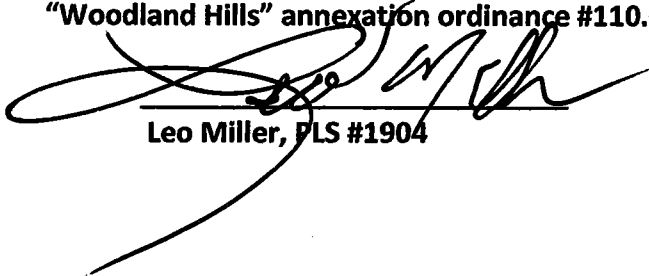
**METES AND BOUNDS DESCRIPTION
"WOODLAND HILLS ANNEXATION"
ORDINANCE #110.09
08-20-2001**

Beginning in the North line of the City of Harlan "Sunshine Annexation" ordinance #110.20, dated 05-21-1980, at the center of the ridge between the right and left forks of the Dave Smith Branch of Martins Fork of the Cumberland River, and in the 1600' elevation contour, said point has Kentucky State Plane Single Zone N.A.D. 83 coordinates of N: 3470981.13, E:5634382.60;

Thence with said 1600' contour, the following courses and distances: N 13°33'21" W 76.25'; Thence N 25°06'26" E 183.69'; Thence N 03°47'06" E 460.53'; Thence N 08°45'41" E 199.77'; Thence N 61°36'36" W 39.46'; Thence S 50°01'10" W 392.39'; Thence S 55°37'34" W 153.05'; Thence S 73°38'48" W 84.80'; Thence N 42°00'50" W 68.87'; Thence N 04°07'39" W 135.42'; Thence N 05°35'42" E 144.66'; Thence N 03°42'12" W 141.28'; Thence N 14°24'24" W 180.75'; Thence N 04°12' 58" W 301.80'; Thence N 76°11'02" W 38.09'; Thence S 47°44'40" W 254.48' Thence S 56°28'43" W 125.59'; Thence S 37°25'58" W 419.20'; Thence S 46°39'24" W 363.98'; Thence S 66°43'41" W 138.13'; Thence N 78°58'59" W 113.05'; Thence N 53°31'44" W 240.08'; Thence S 60°31'05" W 205.47'; Thence N 87°15'01" W 59.25' to the center of the ridge between Dave Smith Branch and King Hollow;

Thence leaving the 1600 elevation contour and down said ridge S 43°34'44" W 420.40'; Thence S 27°10'17" W 267.14'; Thence S 12°18'06" W 159.84' to the North line of the City of Harlan "Sunshine Annexation." Ordinance #110.20, dated 5-21-80;

Thence with said annexation line N 90°00'00" E 2504.57' to the beginning. Containing 2074658.4 sq. ft. or 47.628 acres and being all the property described in the City of Harlan "Woodland Hills" annexation ordinance #110.09, dated 08-20-2001.



Leo Miller, PLS #1904

4/7/21
Date



**OVERSIZE MAP INCLUDED WITH
SUBMISSION.**

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