

CERTIFICATION OF RESOLUTION NO. 2020-514

I hereby certify that I am the duly qualified Clerk of the City of Harlan, Kentucky, that the following pages of Resolution No. 2020-514, a Resolution Adopting a Modern and Accurate Legal Description of Territory Previously Annexed by Ordinance 110.80, and dated the 18<sup>th</sup> day of May, 1987, 2020, is a true, correct and complete copy of the duly adopted Resolution No. 2020-514 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 Adkinson

RESOLUTION 2020-5.4

A RESOLUTION ADOPTING A MODERN AND ACCURATE LEGAL  
DESCRIPTION OF TERRITORY PREVIOUSLY ANNEXED  
BY ORDINANCE 110.80

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 110.80 and dated May 18, 1987 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 110.80, dated May 18, 1987, 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 110.80).

SECTION 3. That the new legal description or Meets and Bounds Description of the Timbercrest Annexation of City of Harlan Ordinance 110.80 is as follows:

Beginning in the South line of the City of Harlan "Southend Annexation", ordinance # 110.20 dated 05-21-80, said point is located in the East right of way of Skidmore Drive CR # 1115 and has Kentucky Single Zone N.A.D. 83 coordinates of N: 3464804.49, E: 5634838.65;

Thence with the East right of way of Skidmore Drive CR # 1115 and the south line of the "Southend Annexation" N 08 56'29" W 136.99'; Thence N 14'19'52" W 164.07' to the Southwest corner of the "Sunny Acres" subdivision;

Thence continuing with said "Southend Annexation" and the South line of said subdivision N 86'41'50" E 154.73'; Thence N 80'19'50" E 160.20'; Thence N 53'15'50" E 213.58'; Thence N 01'07'50" E 124.82" Thence N 05'08'50" E 133.06'; Thence S 68'59'10" E 38.90' to the West side of the old county road;

Thence leaving the "southend Annexation" and subdivision, crossing the old county road N 90'00'00" E 255.53' to the 1400' elevation contour;

Thence with said 1400' elevation contour the following courses and distances: S 26'22'30" E 152.23'; Thence S 31'08'19" E 232.55'; Thence S 43'43'51" E 147.35'; Thence S 50'59'57" E 211.46'; Thence S 80'16'34" E 134.07'; Thence N 76'02'52" E 168.33' to the hollow East of the Timbercrest subdivision; Thence crossing hollow S 52'47'31" E 40.27'; Thence continuing with said 1400' elevation contour S 31'27'14" W 27.05'; Thence S 68'11'56" W 73.90'; Thence S 45'01'34" W 90.64'; Thence S 34'49'59" W 121.05' to the East line of the Timbercrest subdivision;

Thence with said subdivision S 14'59'29" E 195.16'; Thence S 75'00'31" W 25.00'; Thence N 74'22'19" W 318.94' to the North line of the Browning Acres subdivision;

Thence with said subdivision N 04'37'23" E 84.61'; Thence N 46'19'07" W 35.59'; Thence with the line between lots 3 & 4 of block 4 of said subdivision S 81'12'53" W 158.27' to the East side of Judy Drive CR # 1205H; Thence crossing said road S 81'12'53" W 40.00' to the east line of block 4;

Thence with the west side of Judy Drive CR # 1205H and block 3 S 08'47'07" E 143.04'; Thence S 36'12'53" W 141.42'; Thence S 81'12'53" W 100.00' to the intersection of Judy Drive CR # 1205H and Denver Ray Street CR # 1205G;

Thence with the East line of Denver Ray Street CR # 1250G N 08'47'07" W 75.00' to a common corner of lots 25 & 26 of block 3;

Thence with the line between lots 25 & 26 N 81'12'53" E 100.00'; Thence with the east line of lots 25 thru 15 N 08'47'07" W 272.69' to the Toliver property;

Thence with said Toliver property S 77'02'53" W 115.84'; Thence N 38'05'44" E 101.37'; Thence N 19'46'00" W 139.42' to the South line of the Mount Aire Motel property;

Thence with said property S 75'45'33" W 604.15' to the beginning.


Containing 656847.3 sq. ft. or 15.079 acres, and being all the property described in the City of Harlan "Timbercrest Annexation" ordinance # 110.80 dated 05-18-1987.

(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 "Timbercrest Annexation Ordinance 110.80 05-18-87". The Plat is attached as Exhibit B and labeled "Timbercrest Annexation Ordinance 110.80 05-18-87" 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  
TIMBERCREST ANNEXATION  
ORDINANCE #110.80 - 05/18/1987

Beginning in the South line of the City of Harlan "Sunshine Annexation", ordinance #110.20 dated 05-21-80, said point is located in the East right of way of Skidmore Drive CR# 1115 and has Kentucky Single Zone N.A.D. 83 coordinates of N:3464804.49, E:5634838.65;

Thence with the East right of way of Skidmore Drive CR# 1115 and the South line of the "Sunshine Annexation", ordinance #110.20, dated 05-21-80 N 08° 56'29" W 136.99'; Thence N 14°19'52" W 164.07' to the Southwest corner of the "Sunny Acres" subdivision;

Thence continuing with said "Sunshine Annexation" and the South line of said subdivision N 86°41'50" E 154.73'; Thence N 80°19'50" E 160.20'; Thence N 53°15'50" E 213.58'; Thence N 01°07'50" E 124.82'; Thence N 05°08'50" E 133.06'; Thence S 68°59'10" E 38.90' to the West side of the old county road;

Thence leaving the "Sunshine Annexation" ordinance #110.20, dated 05-21-80 and said subdivision, crossing the old county road N 90°00'00" E 255.53' to the 1400' elevation contour;

Thence with said 1400' elevation contour the following courses and distances: S 26°22'30" E 152.23'; Thence S 31°08'19" E 232.55'; Thence S 43°43'51" E 147.35'; Thence S 50°59'57" E 211.46'; Thence S 80°16'34" E 134.07'; Thence N 76°02'52" E 168.33' to the hollow East of the Timbercrest subdivision; Thence crossing hollow S 52°47'31" E 40.27'; Thence continuing with said 1400' elevation contour S 31°27'14" W 27.05'; Thence S 68°11'56" W 73.90'; Thence S 45°01'34" W 90.64'; Thence S 34°49'59" W 121.05' to the East line of the Timbercrest subdivision;

Thence with said subdivision S 14°59'29" E 195.16'; Thence S 75°00'31" W 25.00'; Thence N 74°22'19" W 318.94' to the North line of the Browning Acres subdivision;

Thence with said subdivision N 04°37'23" E 84.61'; Thence N 46°19'07" W 35.59'; Thence with the line between lots 3 & 4 of block 4 of said subdivision S 81°12'53" W 158.27' to the East side of Judy Drive CR#1205H; Thence crossing said road S 81°12'53" W 40.00' to the east line of block 4;

Thence with the west side of Judy Drive CR#1205H and block 3 S 08°47'07" E 143.04'; Thence S 36°12'53" W 141.42'; Thence S 81°12'53" W 100.00' to the intersection of Judy Drive CR#1205H and Denver Ray Street CR#1205G;

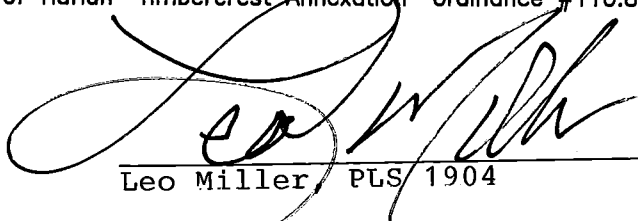
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Thence with the line between lots 25 & 26 N 81°12'53" E 100.00'; Thence with the east line of lots 25 thru 15 N 08°47'07" W 272.69' to the Toliver property;

Thence with said Toliver property S 77°02'53" W 115.84'; Thence N 38°05'44" E 101.37'; Thence N 19°46'00" W 139.42' to the South line of the Mount Aire Motel property;

Thence with said property S 75°45'33" W 604.15' to the beginning.

Containing 656847.3 sq. ft. or 15.079 acres, and being all the property described in the City of Harlan "Timbercrest Annexation" ordinance #110.80 dated 05-18-1987.

  
Leo Miller, PLS 1904

Date 6/19/21



**OVERSIZE MAP INCLUDED WITH  
SUBMISSION.**

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