



Steve Austin, Mayor

Commissioners:
Thomas E. Davis
Jan M. Hite
Robert M. Mills
Robert N. Pruitt

The City of Henderson

P.O. Box 716
Henderson, Kentucky 42419-0716



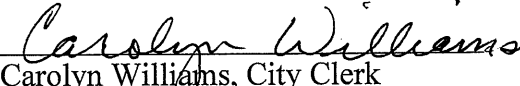
Russell R. Sights, City Manager
William L. Newman, Jr., Assistant City Manager
Dawn S. Kelsey, City Attorney
Carolyn Williams, City Clerk

CERTIFICATE OF CITY CLERK

I, Carolyn Williams, hereby certify that I am duly qualified and acting City Clerk of the City of Henderson, Kentucky, that the foregoing ordinance is a true copy of Ordinance No. 13-13, introduced, read, enacted, and adopted at a properly convened meeting of said City on April 23, 2013, signed by the Mayor and attested by me as City Clerk, as shown by the official records in my custody and under my control, and that said Ordinance Summary appears as a matter of public record in the official records of said City.

I further certify that said meetings were duly held in accordance with all applicable requirements of Kentucky law, including KRS 61.810, 61.815, 61.820, and 61.823, that a quorum was present at said meeting, that said Ordinance Summary has not been modified, amended, revoked, or repealed and that same is now in full force and effect.

IN WITNESS WHEREOF, I have hereto set my hand as City Clerk and the official seal of the City this 23rd day of April 2013.


Carolyn Williams, City Clerk

RECEIVED AND FILED
DATE December 22, 2014

ALISON LUNDERGAN GRIMES
SECRETARY OF STATE
COMMONWEALTH OF KENTUCKY
BY Hardie Allen



ORDINANCE REGARDING ANNEXATION

SUMMARY: AN ORDINANCE ANNEXING CERTAIN UNINCORPORATED TERRITORY TO THE CITY OF HENDERSON, KENTUCKY, BEING LOCATED AT 8110 WATHEN LANE IN HENDERSON COUNTY, CONTAINING 1.83 ACRES, MORE OR LESS, OWNED BY MICHAEL AND BARBARA HALL

WHEREAS, pursuant to the provisions of KRS 81A.412, the City of Henderson, Kentucky, desires to annex within the corporate limits of the City of Henderson that certain unincorporated area, which is located at 8110 Watson Lane in Henderson County, containing approximately 1.83 acres, more or less, and which is hereinafter described; and

WHEREAS, the real property to be annexed meets all of the requirements of KRS 81A.410; and

WHEREAS, the owners of record of the land to be annexed have given prior consent in writing to the annexation and have waived the waiting period therefor, copies of which consent and waiver are attached hereto, cumulatively marked Exhibit "A," and incorporated herein by reference.

NOW, THEREFORE, BE IT ORDAINED by the City of Henderson, Kentucky, as follows:

1. That the real property located at 8110 Wathen Lane in Henderson County, containing approximately 1.83 acres, more or less, owned by Michael and Barbara Hall, as described in Exhibit "A-1", and as shown on the plat attached hereto marked Exhibit "B," which exhibits are incorporated herein by reference, be and said real property is hereby annexed to and made a part of the City of Henderson, Kentucky.

2. The zoning classification of said property shall be CITY AGRICULTURAL, pursuant to the recommendation of the Henderson City-County Planning Commission by letter dated April 3, 2013, a copy of which letter, with attachments, is attached hereto and incorporated herein by reference.

All ordinances or parts of ordinances in conflict herewith are hereby repealed and superseded to the extent of such conflict.

This ordinance shall become effective upon its legal adoption.

On the first reading of this ordinance, it was moved by Commissioner Robert M. Mills, seconded by Commissioner Jan Hite, that the ordinance be adopted on its first reading.

PUBLICATION DATE: April 27, 2013

FIRST READING: 4/9/2013
SECOND READING: 4/23/2013

On roll call the vote stood:

Commissioner Pruitt:	<u>AYE</u>	Commissioner Hite:	<u>AYE</u>
Commissioner Davis:	<u>AYE</u>	Mayor Austin:	<u>AYE</u>
Commissioner Mills:	<u>AYE</u>		


WHEREUPON, Mayor Davis declared the ordinance adopted on first reading and ordered that it be presented for second reading at a meeting of the Board of Commissioners.

On second reading of the ordinance, it was moved by Commissioner Robert Pruitt, seconded by Commissioner Jan Hite, that the ordinance be adopted.

WHEREUPON, the vote was called. On roll call the vote stood:

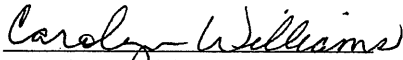
Commissioner Pruitt:	<u>AYE</u>	Commissioner Hite:	<u>AYE</u>
Commissioner Davis:	<u>AYE</u>	Mayor Austin:	<u>AYE</u>
Commissioner Mills:	<u>AYE</u>		

WHEREUPON, Mayor Austin declared the ordinance adopted, affixed his signature and the date and ordered it be recorded.




Steve Austin, Mayor
Date: April 23, 2013

ATTEST:



Carolyn Williams, City Clerk

**APPROVED AS TO FORM AND
LEGALITY THIS 23rd DAY OF
APRIL, 2013.**

By: 

Dawn S. Kelsey
City Attorney

CONSENT TO ANNEXATION

Michael Anthony Hall and his wife, Barbara Jean Hall, 8110 Wathen Lane, Henderson, Kentucky 42420 are the owners of certain real property located at 8110 Wathen Lane in Henderson County, which property is more particularly described in Exhibit "A-1" attached hereto; and as said owners do hereby consent in writing to the annexation into the City of Henderson, Kentucky of said property as described in said Exhibit. Also, Michael Anthony Hall and his wife, Barbara Jean Hall, do hereby waive all notice requirements with respect to such annexation, including, but not limited to the notices otherwise required by KRS 81A.420(1), KRS 81A.425, and the sixty (60) day waiting period provided for in KRS 81A.420(2); and Michael Anthony Hall and his wife, Barbara Jean Hall, further certify that they are the sole owners of the property to be annexed as described in the attached Exhibit.

SIGNED this 31 day of January, 2013.

Michael A. Hall

Michael Anthony Hall

Barbara J. Hall

Barbara Jean Hall

STATE OF KENTUCKY

COUNTY OF HENDERSON ... SCT.

THE foregoing CONSENT TO ANNEXATION was signed and acknowledged before me, a Notary Public, by Michael Anthony Hall and his wife, Barbara Jean Hall, this 31 day of January, 2013.

My commission expires 7/31/2014

Heresa A. Curtis
Notary Public

(Seal)

Exhibit "A"

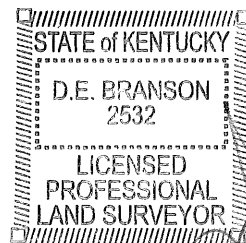
Being all of Lot 2 of the Audubon Hills Subdivision in the County of Henderson, Kentucky, a plat of which subdivision is recorded in Plat Book 4, page 326, in the office of the Henderson County Clerk's office, and to which plat reference is hereby made for a more particular description of the property conveyed.

Being the same property conveyed to Michael Anthony Hall and his wife, Barbara Jean Hall, by deed from Gene Warren, Jr. and his wife, Charlotte F. Warren, dated July 27, 1991, of record in Deed Book 415, page 487, in the Henderson County Clerk's Office.

Exhibit "A-1"

**DESCRIPTION
PROPOSED WATHEN LANE ANNEXATION**

Beginning at a point in the northwest right-of-way line of Wathen Lane, said point being located 30 feet northwest of the centerline of the pavement of said Wathen Lane, being a corner to Lot 3 of Audubon Hills Subdivision, a plat of which is recorded in Plat Book 4 Page 326, and being a corner to the existing limits of the City of Henderson as described in Annexation Ordinance # 6-13; thence with said Lot 3 and said existing limits line, NORTH 56 DEGREES 48 MINUTES 04 SECONDS WEST, a distance of 330.00 feet to a point in the line of Tract # 1-A in the Division of Tract #1 of the Audubon Hills Agricultural Division & Consolidation, a plat of which is recorded in Plat Book 7 Page 198; thence with said Tract # 1-A, and said existing limits line, NORTH 38 DEGREES 41 MINUTES 56 SECONDS EAST, a distance of 225.00 feet to a corner to Lot 1 of said Audubon Hills Subdivision; thence with said Lot 1 and said existing limits line, SOUTH 56 DEGREES 48 MINUTES 04 SECONDS EAST, 330.00 feet to a point the in the northwest right-of-way line of Wathen Lane, said point being located 30 feet northwest of the centerline of the pavement of said Wathen Lane, and being in the line of the existing limits of the City of Henderson as described in Annexation Ordinance # 12-06; thence with said right-of-way line, running with said existing limits as described in Annexation Ordinance # 12-06 and Annexation Ordinance # 21-2000, SOUTH 38 DEGREES 41 MINUTES 56 SECONDS WEST, 225.00 feet to the point of beginning and containing 1.70 acres more or less.



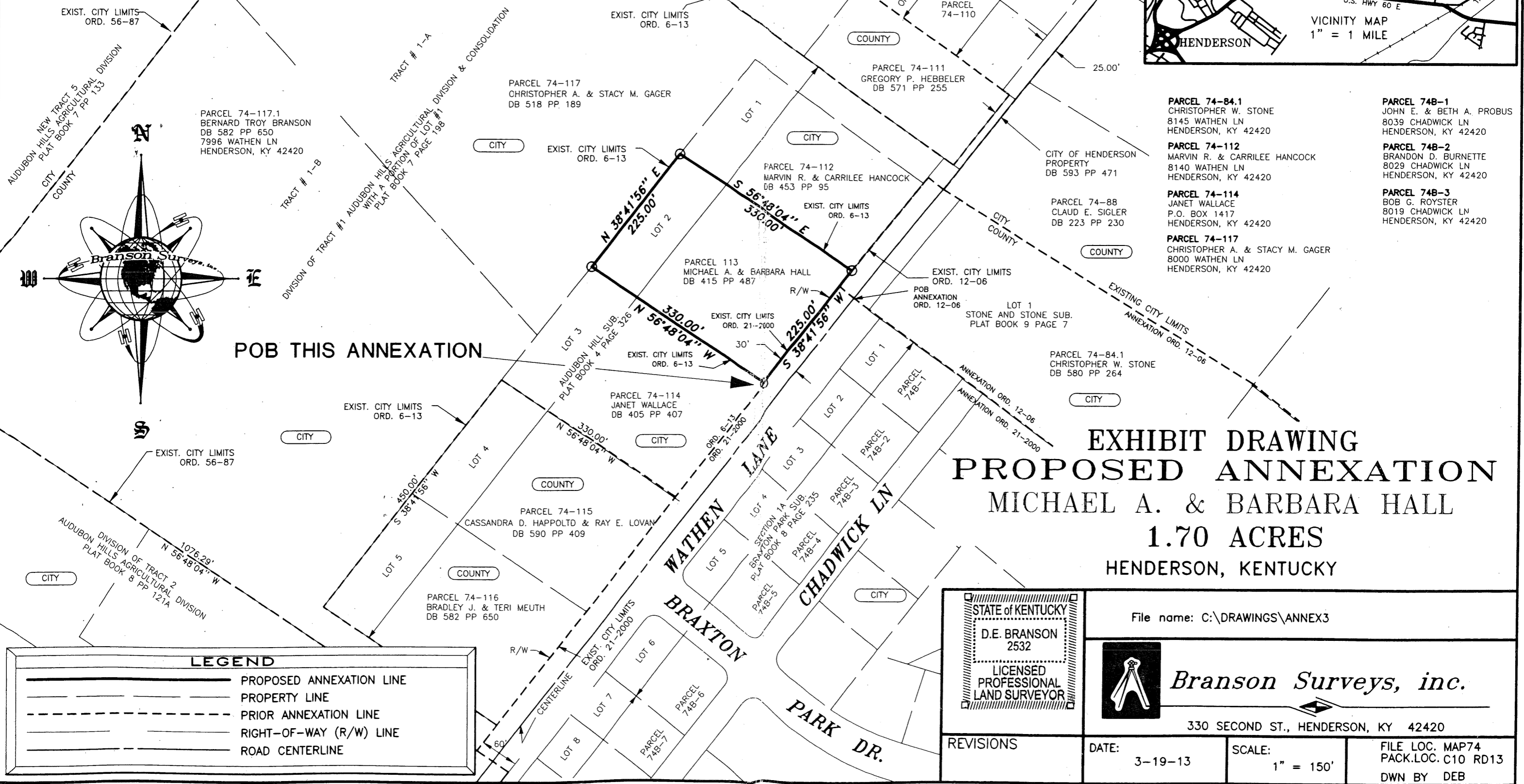
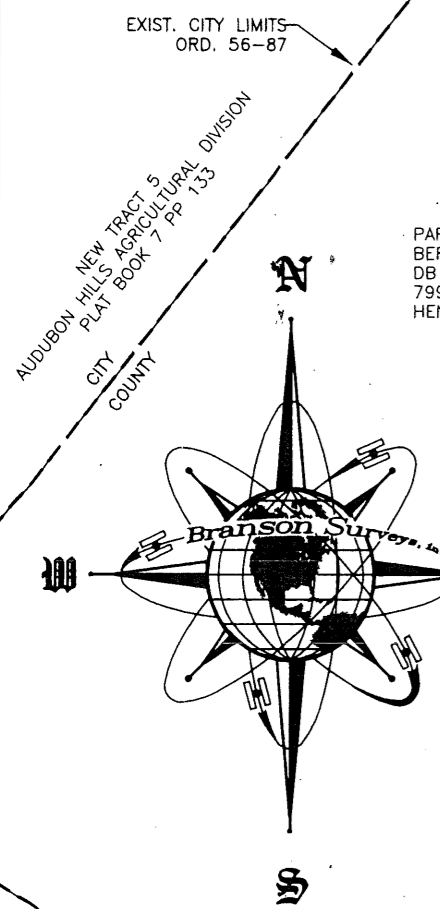
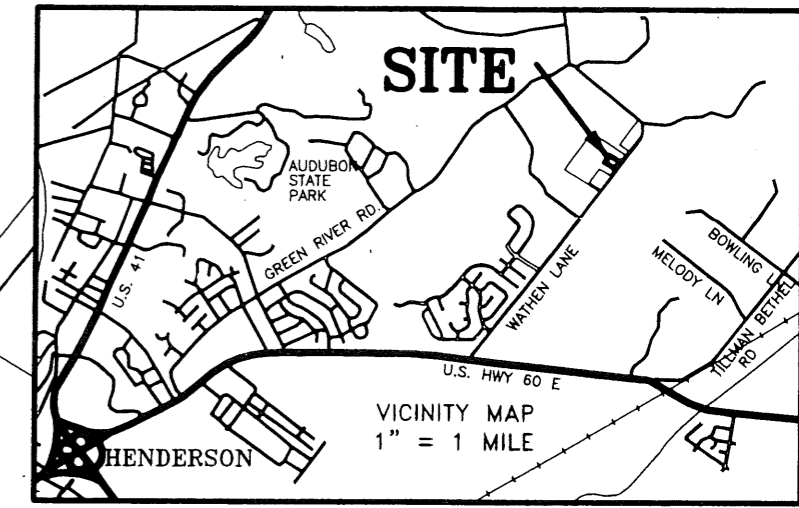
[Handwritten signature]
3-19-13

SURVEYOR'S CERTIFICATION

I HEREBY CERTIFY THAT THIS EXHIBIT DRAWING WAS PREPARED BY ME. THE BASIS OF INFORMATION SHOWN HEREON ARE THE PLATS RECORDED IN THE HENDERSON COUNTY COURT CLERK'S OFFICE AND ARE CITED AS FOLLOWS: PLAT BOOK (PB) 4 PAGE (PP) 149A; PB 4 PP 150B; PB 4 PP 326; PB 5 PP 107; PB 6 PP 166; PB 6 PP 362; PB 7 PP 133; PB 7 PP 198; PB 8 PP 25A; PB 8 PP 121A; PB 8 PP 582; PB 9 PP 83; PB 8 PP 235; PB 8 PP 236; PB 8 PP 80; PB 8 PP 214A. THIS EXHIBIT DRAWING IS NOT A SURVEY DRAWING.

DENNIS E. BRANSON, KY PLS # 2532

3/19/13
DATE



POB THIS ANNEXATION

**EXHIBIT DRAWING
PROPOSED ANNEXATION
MICHAEL A. & BARBARA HALL
1.70 ACRES
HENDERSON, KENTUCKY**

LEGEND	
	PROPOSED ANNEXATION LINE
	PROPERTY LINE
	PRIOR ANNEXATION LINE
	RIGHT-OF-WAY (R/W) LINE
	ROAD CENTERLINE

STATE of KENTUCKY
D.E. BRANSON
2532
LICENSED
PROFESSIONAL
LAND SURVEYOR

File name: C:\DRAWINGS\ANNEX3

Branson Surveys, inc.
330 SECOND ST., HENDERSON, KY 42420

REVISIONS	DATE: 3-19-13	SCALE: 1" = 150'	FILE LOC. MAP74 PACK.LOC. C10 RD13 DWN BY DEB
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