

RECEIVED AND FILED
DATE November 4, 2021

MICHAEL G. ADAMS
SECRETARY OF STATE
COMMONWEALTH OF KENTUCKY
BY Kendie Adkinson

ORDINANCE NO. 06 -2021

AN ORDINANCE ANNEXING A TRACT OF LAND COMMONLY KNOWN AS TRACT 4 RESIDUAL MINOR PLAT FOR VIRGIL M. SLAUGHTER JR. (DEED BOOK 6439 PAGE 364) WHICH LAND IS CONTIGUOUS WITH THE EXISTING BOUNDARY OF THE CITY OF HERITAGE CREEK.

WHEREAS, the City of Heritage Creek had proposed to annex certain real estate into the municipal boundaries of the City of Heritage Creek (Ordinance No. 02-2021) and

WHEREAS, said annexation was requested in writing by the property owner by letter dated April 2, 2021, and

WHEREAS, the City of Heritage Creek as required by the provisions of KRS 67C.111 must obtain consent from the Louisville Metro Council before proceeding to finalize the annexation, which consent has been obtained by the terms of Ordinance No. 074, Series 2021, of the Legislative Council of the Louisville/Jefferson County Metro Government on June 10, 2021,

NOW, THEREFORE, IT IS ORDAINED BY THE CITY OF HERITAGE CREEK, KENTUCKY AS FOLLOWS:

SECTION I: The City Council of the City of Heritage Creek, Jefferson County, Kentucky, does hereby ordain that it annexes certain unincorporated territory to the City of Heritage Creek, Jefferson County, Kentucky, and that such territory shall become a part of the City for all purposes under the laws of the Commonwealth of Kentucky, and such territory being annexed is described as follows:

Being a certain tract of land in the County of Jefferson, Commonwealth of Kentucky, located on the east side of Cedar Creek Road, north of Justice Way and being more particularly described as follows:

Beginning at a point in the east right-of-way line of Cedar Creek Road, NAD83 Kentucky State Plane North Zone, U.S. Survey feet coordinates, N220,237.51, E1,247,816.93, said point also being in the original city boundary of Minor Lane Heights, now Heritage Creek, Ordinance No. 05-1999, which is 40 feet from the centerline, said point being referenced by a found concrete right-of-way monument on-line at 0.27 feet north, said point also being the northwest corner of lot 386 in Heritage Creek East, Section 7, as recorded in Plat Book 51, Page 19 in the Clerk's office of Jefferson County, Kentucky.

Thence with said right-of-way line N 04°10'58" E, a distance of 1351.91 feet to a set iron pin & cap (IPC) #3005, thence N 03°01'54" E, a distance of 36.86 feet to an existing IPC #3173 at the southwest corner of a tract of land conveyed to Pamela K. & Michael S. Baxter as recorded in Deed Book 6445, Page 825 in the Clerk's

office aforesaid; thence with said tract S 85°49'18" E, a distance of 574.74 feet to a set IPC #3005 in the west line of a tract of land conveyed to Sarah Lynn & Christopher L. Shroust as recorded in Deed Book 7374, Page 642 in the Clerk's office aforesaid; thence with Shroust the following two calls: S 02°47'34" W, a distance of 191.54 feet to a set IPC #3005; thence S 85°49'18" E, a distance of 925.29 feet to a set IPC #3005 in the southerly line of a tract of land conveyed to Frederick L. & Elenora Kelty as recorded in Deed Book 5520, Page 805 in the Clerk's office aforesaid; thence with Kelty and a tract of land conveyed to Jerry W. & Lisa S. Davis as recorded in Deed Book 8521, Page 615 in the Clerk's office aforesaid, S 64°53'53" E, a distance of 695.23' to an existing IPC #3173 at the northwest corner of a tract of land conveyed to the Regional Airport Authority of Louisville & Jefferson County as recorded in Deed Book 7115, Page 815 in the Clerk's office aforesaid; thence with Airport the following two calls: S 19°22'02" W, a distance of 967.30 feet to an existing IPC #2662; thence N 86°17'19" W, a distance of 1900.04 feet to the point of beginning. Containing 2,471,014 square feet, 56.727 acres.

SECTION II: The City Council of the City of Heritage Creek, Jefferson County, Kentucky, does find the property described above is of an urban character which is suitable for development purposes without unreasonable delay and does hereby declare it desirable to annex into the City of Heritage Creek.

SECTION III: The Mayor of the City of Heritage Creek, Jefferson County, Kentucky, having received prior written consent of each owner of record of the land herein before described requesting annexation into the City of Heritage Creek, and no resident voters who oppose annexation existing in this area, and all provisions of KRS 81A.412 having been complied with, the herein before described property is annexed into the City of Heritage Creek, Jefferson County, Kentucky.

SECTION IV: This Ordinance shall be published according to law.

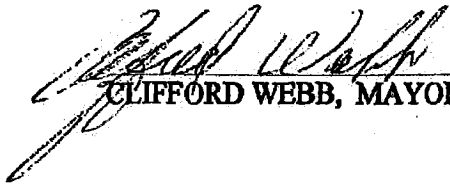
SECTION V: This Ordinance is enacted pursuant to KRS 81A.400, et.seq.

SECTION VI: Any ordinance or part of ordinance in conflict with this Ordinance or any part of this Ordinance is hereby repealed.

SECTION VII: Should any section, clause, line, paragraph or part of this Ordinance be held unconstitutional or invalid for any reason, the same shall not affect the remainder of the Ordinance.

Given first reading at a regular meeting of the City Council of the City of Heritage Creek, Jefferson County, Kentucky on the 14th day of June, 2021. Given second reading, voted upon and passed at a special meeting of the City Council of the City of Heritage Creek, Jefferson County, Kentucky, on the 17th day of June, 2021.

Votes For 6; Votes Against 0; Not Voting _____.


CLIFFORD WEBB, MAYOR

ATTEST:


ANGELA REYNOLDS, CITY CLERK

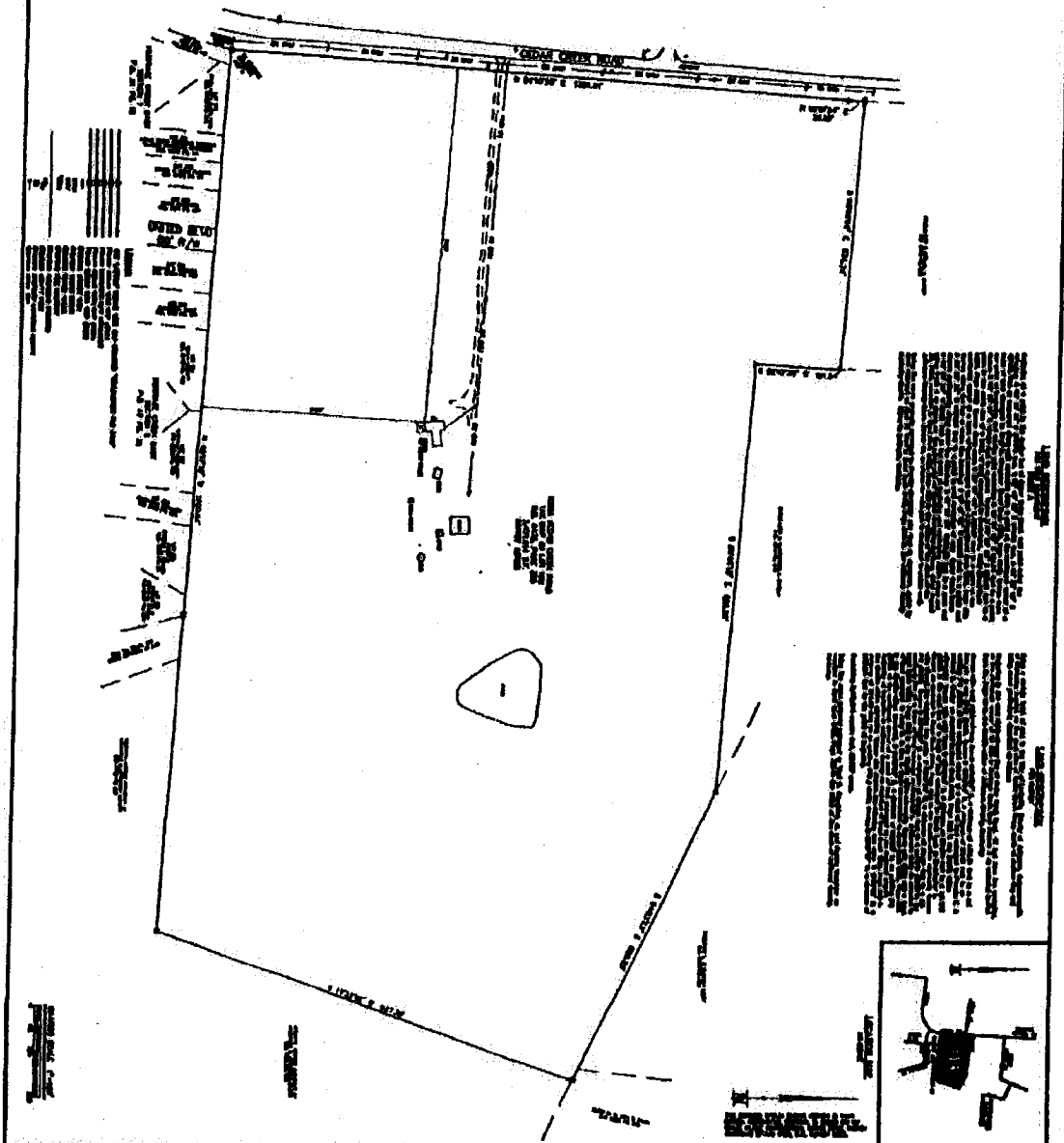
I, the undersigned, being duly appointed, qualified and acting as City Clerk of the City of Heritage Creek, Kentucky, hereby certify that the foregoing Ordinance No. 06-2021 is a true, correct and accurate copy as duly and lawfully passed and adopted by the City Council on the 17th day of June, 2021.


ANGELA REYNOLDS, CITY CLERK

Date: 6/17/21

DRAFT

THIS SURVEY WAS MADE IN ACCORDANCE WITH THE SURVEYING ACT OF 1932 AND THE SURVEYING ACT OF 1967. THE SURVEYOR HAS REVIEWED THE RECORDS OF THE PUBLIC RECORDS OFFICE AND HAS FOUND NO RECORDS OF ANY PREVIOUS SURVEYS OF THIS TRACT. THE SURVEYOR HAS ALSO REVIEWED THE RECORDS OF THE PUBLIC RECORDS OFFICE AND HAS FOUND NO RECORDS OF ANY PREVIOUS SURVEYS OF THIS TRACT. THE SURVEYOR HAS ALSO REVIEWED THE RECORDS OF THE PUBLIC RECORDS OFFICE AND HAS FOUND NO RECORDS OF ANY PREVIOUS SURVEYS OF THIS TRACT.



1 OF 1					
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ALTA/NSP'S LAND TITLE SURVEY
 VIGOR M. JR. & FRANCES LAURITZER
 DEED BOOK 6436, PAGE 356
 TAX BLOCK 6096, LOT 6118
 10001 CEDAR CREEK ROAD
 LOUISVILLE, KENTUCKY 40228

FOR:
 GRAND COMMUNITIES, LLC
 CLIENT STREET OR P.O. ADDRESS
 CITY, STATE 40000

MINDEL SCOTT
 SURVEYING & ENGINEERING
 10001 CEDAR CREEK ROAD
 LOUISVILLE, KY 40228
 (502) 261-1111

ANNEXATION LAND DESCRIPTION

Being a certain tract of land in the County of Jefferson, Commonwealth of Kentucky, located on the east side of Cedar Creek Road, north of Justice Way and being more particularly described as follows:

Beginning at a point in the east right-of-way line of Cedar Creek Road, NAD83 Kentucky State Plane North Zone, U.S. Survey feet coordinates, N220,237.51, E1,247,616.93, said point also being in the original city boundary of Minor Lane Heights, now Heritage Creek, Ordinance No. 05-1999, which is 40 feet from the centerline, said point being referenced by a found concrete right-of-way monument on-line at 0.27 feet north, said point also being the northwest corner of lot 386 in Heritage Creek East, Section 7, as recorded in Plat Book 51, Page 19 in the Clerk's office of Jefferson County, Kentucky;

thence with said right-of-way line N 04°10'58" E, a distance of 1351.91 feet to a set iron pin & cap (IPC) #3005, thence N 03°01'54" E, a distance of 36.86 feet to an existing IPC #3173 at the southwest corner of a tract of land conveyed to Pamela K. & Michael S. Baxter as recorded in Deed Book 6445, Page 825 in the Clerk's office aforesaid; thence with said tract S 85°49'18" E, a distance of 574.74 feet to a set IPC #3005 in the west line of a tract of land conveyed to Sarah Lynn & Christopher L. ShROUT as recorded in Deed Book 7374, Page 642 in the Clerk's office aforesaid; thence with ShROUT the following two calls: S 02°47'34" W, a distance of 191.54 feet to a set IPC #3005; thence S 85°49'18" E, a distance of 925.29 feet to a set IPC #3005 in the southerly line of a tract of land conveyed to Frederick L. & Elenora Kelly as recorded in Deed Book 5520, Page 805 in the Clerk's office aforesaid; thence with Kelly and a tract of land conveyed to Jerry W. & Lisa S. Davis as recorded in Deed Book 8521, Page 615 in the Clerk's office aforesaid, S 64°53'53" E, a distance of 695.23' to an existing IPC #3173 at the northwest corner of a tract of land conveyed to the Regional Airport Authority of Louisville & Jefferson County as recorded in Deed Book 7115, Page 815 in the Clerk's office aforesaid; thence with Airport the following two calls: S 19°22'02" W, a distance of 987.30 feet to an existing IPC # 2662; thence N 86°17'19" W, a distance of 1900.04 feet to the point of beginning.

Containing 2,471,014 square feet, 56.727 acres.

Being the same property conveyed to Virgil M. Slaughter, Jr. and Frankie Slaughter as recorded in Deed Book 6439, Page 358 in the office of the Clerk of Jefferson County, Kentucky.

STATE OF KENTUCKY
TIMOTHY L. GEHLHAUSEN
3005
LICENSED
PROFESSIONAL
LAND SURVEYOR

12 APR 21

Timothy L. Gehlhausen

M:\38-6510001 CEDAR CREEK ROAD\DWG\PLATS\ANNEXATION\38-65-ANNEXATION.dwg, 4/12/2021 8:33:15 AM

300 150 0 300



GRAPHIC SCALE 1" = 300'



JERRY W. & LISA S. DAVIS
D.B. 8521, PG. 815
N: 221027.08
E: 1250033.76

REGIONAL AIRPORT AUTHORITY OF LOUISVILLE & JEFFERSON COUNTY
D.B. 7115 PG. 815

FREDERICK L. & ELIZABETH KELTY
D.B. 5309 PG. 805

S 64°53'53" E
695.23'

S 19°22'02" W
967.30'

N: 220114.52
E: 1249712.98

NOTES
The bearing datum is based NAD 83 Kentucky State Plane North Zone, US Survey Feet by GPS observation.

The lines shown on this survey were developed from the record plats of Heritage Creek East Subdivision Sections 6 & 7 (P.B. 47, Pg. 93 & P.B. 51, Pg. 19) and by the existing monuments which were field located by GNSS GPS on Nov. 2, 2020.

Annexation section areas include:
Deed Book 6439, Page 358

Total Area 56.727 Acres

N: 221322.02
E: 1249404.19

S 85°49'18" E
925.29'

10001 CEDAR CREEK ROAD
TAX MAP 0086, LOT 0198
D.B. 6439, PAGE 358

REGIONAL AIRPORT AUTHORITY OF LOUISVILLE & JEFFERSON COUNTY
D.B. 7115 PG. 815

CITY OF HERITAGE CREEK
D.B. 10723 PG. 663

THOMAS P. & SUSAN D. ATWELL
D.B. 8031 PG. 830

JAMES & CYNTHIA L. SKAGGS
D.B. 7976 PG. 91

BARBARA J. STALLARD
D.B. 8053 PG. 854

SHERMAN THORNBERRY
D.B. 8248 PG. 769

HERITAGE CREEK EAST SECTION 6
P.B. 47 PG. 39

FRANK LOCKETT
D.B. 8140 PG. 783

ROBERTA YAGGI
D.B. 7981 PG. 139

WILLIAM T. MITCHELL
D.B. 10050 PG. 758

EX. UNITED BLVD

RICKY RACHFORD
D.B. 9276 PG. 387

LONNIE & KELLY PHILLIPS
D.B. 11770 PG. 88

NEVILS KAREN DUCHEME MARQUEZ
WILLIAMS RODRIGUEZ RODRIGUEZ
D.B. 11802 PG. 111

ERNA LYNN KLOSTERMAN
D.B. 11750 PG. 846

HERITAGE CREEK EAST SECTION 7
P.B. 51 PG. 19

OPEN SPACE
D.B. 10723 PG. 663

EX CONCRETE MONUMENT
• 0.27' N

N: 221389.44
E: 1248481.36
N: 221580.75
E: 1248490.70

S 02°47'34" W
191.54'

PAMELA KAY & MICHAEL S. BAXTER
D.B. 6445 PG. 823

S 85°49'18" E
574.74'

N 03°01'54" E
36.86'

N 04°10'58" E
1351.91'

N: 221622.63
E: 1247917.48

EX. CEDAR CREEK ROAD
N: 220237.51
E: 1247816.93

POINT OF BEGINNING

CITY OF HERITAGE CREEK, KENTUCKY
ORDINANCE # 3645 SERIES 2021



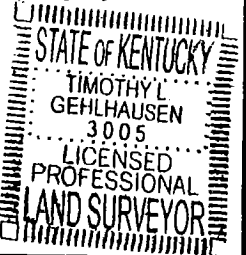
MINDEL SCOTT
ENGINEERING ► SURVEYING ►
PLANNING ► LANDSCAPE ARCHITECTURE
5151 Jefferson Blvd. Louisville, KY 40219
502-485-1508 ► MindelScott.com

LAND SURVEYOR'S CERTIFICATE

This plat does not represent a property survey and the monuments shown if any are to be used as reference ties for the annexation to the City of Heritage Creek boundary by Ordinance No. _____ Series 2021.

This plat was prepared to the standards of KRS 81A.470. I hereby certify that this plat was made under my supervision and is correct to the best of my knowledge and belief.

Timothy L. Gehlhausen
Professional Land Surveyor



SCALE 1" = 400' PROJ. NO. 3645 DATE: 3/15/21

03/15/2021

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