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COMMONWEALTH OF KENTUCKY

**ORDINANCE NO. 04-2001**

**AN ORDINANCE ANNEXING TERRITORY  
INTO THE CITY OF HOPKINSVILLE, KENTUCKY**

**NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF  
HOPKINSVILLE, AS FOLLOWS:**

**SECTION ONE**

The City Council of the City of Hopkinsville does hereby state and declare an area described as 268.066 acres +/-, between KY 109 (Bradshaw Road) and CSX Railroad, and more particularly described in Exhibit A, to be annexed into the City limits of Hopkinsville. Exhibit A is attached hereto and incorporated herein by reference as if fully set forth.

**SECTION TWO**

Pursuant to House Bill 466 adopted in the 1994 Kentucky General Assembly, that amended KRS 81A.412 to permit "consent annexation," all property owners involved have requested to be annexed immediately into the City of Hopkinsville under said house bill and no Ordinance of Intent is required.

**SECTION THREE**

The area of property to be annexed is:

A. Adjacent to current City of Hopkinsville boundaries and has contiguous boundaries to the current City of Hopkinsville limits at the time of these annexation proceedings.

B. Urban in character or suitable for further urban development without unreasonable delay.

C. Not included within the boundary of another incorporated city.

**SECTION FOUR**

The City Council of the City of Hopkinsville declares that the service delivery plan and City taxes will be in effect on the 1st day after publication of this ordinance.

## SECTION FIVE

Any and all existing ordinances inconsistent with this ordinance are repealed.

## SECTION SIX

If any section, subsection, sentence, clause, or phrase of this ordinance is for any reason held unconstitutional or otherwise invalid, such infirmities shall not affect the validity of the remaining portions of this ordinance.

## SECTION SEVEN

This ordinance shall take effect upon publication.

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### ORDINANCE NO. 04-2001

Annexing Territory into the City of Hopkinsville, Kentucky

PUBLICLY READ AND PASSED FIRST TIME: January 16, 2001

PUBLICLY READ AND PASSED SECOND TIME: January 23, 2001

APPROVED: Rich G. Liebe  
Rich G. Liebe, Mayor

ATTEST: T. Mark Withers, II  
T. Mark Withers, II  
CAO, City Clerk

**ACCURATE ENGINEERING & SURVEYING**  
**WILLIAM J. CHAUDOIN, PE-PLS**  
**12990 HERNDON-OAK GROVE ROAD**  
**HERNDON, KENTUCKY 42236**

**2001 ENTERPRISE ZONE ANNEXATION---PHASE II**  
prepared for  
**CITY OF HOPKINSVILLE**  
PO Box 707  
Hopkinsville, Kentucky 42241-0707

City of Hopkinsville Enterprise Zone Annexation --- Phase II southeast of KY Hwy 68-B (Dr. Martin Luther King, Jr. Way Bypass), east of KY Hwy 109 (Bradshaw Pike), southeast of the New U.S. Army Railroad, southwest of the CSX Railroad, north and south of a portion of Casky Lane, more fully described as follows:

Commencing at a 5/8" iron pin in the east right-of-way (r.o.w.) of Ky Hwy 109, being N28°25'00"W, 3841.398 ft. from the center of the intersection of KY Hwy 109, Casky Lane, and Harry Berry Lane, thence N50°08'26"E, 8.415 ft. to a point on said KY Hwy 109 east r.o.w. being the northeast corner of the Philip and William Garnett (DB 493, P162) property and a corner to the new U.S. Army Railroad, and being the point-of-beginning. Thence along said new U.S. Army Railroad/Garnett property line N50°08'26"E, 1099.563 ft. to a point in the said property line, thence continuing with said property line S66°13'04"E, 113.259 ft. to a point in said property line, thence continuing with said property line S55°21'48"E, 186.130 ft. to a point in said property line, thence continuing with said property line S66°34'01"E, 97.278 ft. to a point in the existing CSX Railroad r.o.w., thence S49°53'13"E with said CSX Railroad/Garnett property line, crossing over the southeast corner of said Garnett property and the northeast corner of the William H. Bruce Trust (DB 477, P 346) property, continuing on the same bearing with the Railroad/Bruce Trust line to a point in said Railroad r.o.w., a total distance of 2367.616 ft., thence departing said Railroad r.o.w. with the Bruce Trust line S39°02'54"W, 145.590 ft. to a point, thence continuing with said Bruce Trust property line S50°57'05"E, 279.000 ft. to a point, being the southeast corner of said Bruce Trust and the northeast corner of the William Bruce (DB 471, P 556, Tract II) property thence continuing with said William Bruce property line S36°03'59"E, 816.376 ft. to a point in a fence line, being the southeast corner of said William Bruce (Tract II) property and the northeast corner of the William Bruce (DB 471, P 556, Tract I) property, thence with said Bruce (Tract I) property line S37°05'13"E, 617.727 ft. to a point near a king post on the north r.o.w. of Casky Lane, being the southeast corner of said Bruce property (Tract I), thence crossing Casky Lane S08°06'35"W, 46.750 ft. to a point on the south r.o.w. of Casky Lane, being the northwest corner of Kyle Bruce (DB 548, P 015) property, thence along a house lot/Bruce line S28°01'04"E, 210.738 ft. to a point, thence continuing along said house lot/Bruce line N64°55'12"E, 208.905 ft. to a point on the west r.o.w. of Casky Lane, thence along said r.o.w. S27°47'46"E, 366.450 ft. to a point in said r.o.w. at the beginning of a curve, thence along the arc of said r.o.w. curve, a distance of 109.10 ft. to a point in said r.o.w. with a chord of S50°56'56"E, 106.514 ft., being another corner to Bruce, thence departing said r.o.w. with said Bruce line S28°48'39"E, 612.037 ft. to a wood fence corner post, thence with continuing said Bruce line S61°31'16"W, 1557.973 ft. to a wood fence corner post, thence with continuing said Bruce line S08°33'51"E, 1640.982 ft. to a wood fence corner post, thence with said Bruce line S39°09'11"W, 426.261 ft. to a point on the east r.o.w. of KY Hwy 109, thence along said r.o.w. the following five (5) calls: N26°39'03"W, 340.643 ft., thence N28°38'43"W, 324.372 ft., thence N29°18'11"W, 1038.595 ft., thence N29°09'36"W, 1175.950 ft., thence N28°21'09"W, 400.451 ft. to a point in said r.o.w., also being in the north r.o.w. of Casky Lane, thence along the north r.o.w. of Casky Lane N67°12'50"E, 463.879 ft. to a point near a wood fence corner post, being a corner to William Bruce (DB 471, P556, Tract I), thence with said Bruce line N28°15'25"W, 531.667 ft. to a wood fence corner post, being a corner to said Bruce Tract I and Tract II, thence with said Bruce Tract II line S63°11'44"W, 462.806 ft. to a point near a wood fence post on the east r.o.w. of KY Hwy 109, thence with said r.o.w., N28°27'46"W, 718.446 ft. to a point along

EXHIBIT A

said r.o.w., thence departing said r.o.w. with Bruce Tract II line N61°01'04"E, 187.295 ft. to a wood fence corner post, being a corner to the William Bruce Trust (DB 477, P346) property, thence with said Bruce Trust line N28°33'10"W, 209.049 ft. to a wood fence post, thence with said Bruce Trust line S61°32'54"W, 186.907 ft. to a point in the east r.o.w. of KY Hwy 109, thence along said r.o.w. the following four (4) calls: N28°22'44"W, 287.658 ft., thence N28°48'58"W, 408.787 ft., thence N28°44'46"W, 681.791 ft., thence N28°52'12"W, 163.631 ft. to a point in said r.o.w., thence with said Bruce Trust line N56°38'15"E, 312.096 ft. to a point, being the northwest corner of said Bruce Trust and the southwest corner of the Phillip and William Garnett (DB 493, P 162) property, thence continuing with said Garnett line N12°47'51"W, 289.036 ft. to a point, thence continuing with said Garnett line N24°12'42"W, 178.449 ft. to a point, thence continuing with a division line across Garnett N18°37'22"W, 96.079 ft. to a point, thence with thence with another division line across Garnett S69°49'58"W, 431.437 ft. to a point on the east r.o.w. of KY Hwy 109, thence with said r.o.w. N29°55'11"W, 205.871 ft. to the point-of-beginning, containing 268.066 acres ±.

Note No. 1: Source of Title⇒ This 268.066 acre ± tract consists of most of the Philip & William Garnett property (DB 493, P 162) and all of the following properties: William H. Bruce Trust property (DB 477, P 346), William H. Bruce property (DB 471, P 556), and Kyle Bruce (DB 548, P 015), all recorded in the Christian County Clerk's Office, Christian County Courthouse, Hopkinsville, Kentucky.

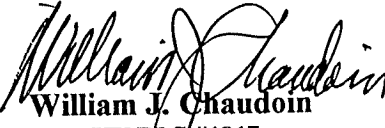
Note No. 2: Unless otherwise stated, all monuments referred to herein as a "c.i.p. set" or "capped iron pin set" are ½ inch diameter, #4 steel reinforcing bars, 18 inches long with a red plastic cap stamped "CHAUDOIN, PLS #1817" set during this survey at the location indicated. Those capped iron pins designated as found were previously set by another surveyor.

Note No. 3: All bearings stated herein are referenced to the common line/record meridian between HWEA Kentucky State Plane Coordinate Monuments No. RM-20 and RM-19, being N53°19'16"W as derived from the HWEA Control Monument Information Sheets and as surveyed in the field. Said monuments are located along the northeast r.o.w. of Bill Bryan Blvd. in the Hopkinsville Industrial Park.

Note No. 4: This 286.066 acre ± tract was surveyed in Kentucky State Plane Coordinates. The error of closure was 1: 42,366 which meets the requirements of a Class A or Class B survey in accordance with 201 KAR 18.150 and was not adjusted.

Note No. 5: This property is subject to all recorded and otherwise existing easements and/or rights-of-way.

Note No. 6: This property was surveyed in November and December, 2000 with the property description and plat prepared on January 6, 2001 by William J. Chaudoin, KY PLS #1817.

  
William J. Chaudoin  
KY PLS #1817



Consent to Annexation, Release and Restrictive Covenant for the following property owners are on file at the Christian County Courthouse, Hopkinsville, Kentucky:

William H. Bruce  
312 Jonaquin Circle  
Hopkinsville KY 42240

William H. Bruce and Janice T. Bruce  
312 Jonaquin Circle  
Hopkinsville KY 42240

John B. Bruce and Cary J. Bruce  
312 Jonaquin Circle  
Hopkinsville KY 42240

Philip Garnett and Wm. E. Garnett  
3501 Bradshaw Road  
1595 John Rives Road  
Hopkinsville KY 42240



CITY ADMINISTRATIVE  
OFFICER/CITY CLERK

CITY OF HOPKINSVILLE  
KENTUCKY  
42240

101 N. MAIN STREET  
270/890-0210  
FAX - 270/890-0213  
TDD - 270/887-4287

February 27, 2001

Pursuant to KRS 81A.475 I hereby certify there are no property owners and registered voters who reside in the area being annexed.

T. Mark Withers, II  
CAO/City Clerk

I, T. Mark Withers, II, City Clerk of the City of Hopkinsville, hereby certify that the foregoing is a true and accurate copy of Ordinance 04-2001, of the City of Hopkinsville, and I am the custodian of the original, which is maintained at the Lackey Municipal Building, 101 N. Main Street, Hopkinsville, Kentucky 42240.

Feb. 27, 2001

Date

T. Mark Withers, II  
CAO/City Clerk

(Seal)