



CHRISTINE F. UPTON, CMC
CITY CLERK
cupton@hopkinsvilleky.us

CITY OF HOPKINSVILLE
KENTUCKY
42240

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

December 20, 2007

VIA CERTIFIED MAIL

Trey Grayson
Office of the Secretary of State
The Capitol Building
700 Capital Avenue, Suite 152
Frankfort, KY 40601

Re: Annexation Ordinance

Dear Mr. Grayson:

Enclosed is a certified copy of Ordinance 33-2007 we are required to provide you under KRS 81A.470.

If you have any questions, please contact the number above.

Respectfully,

Christine F. Upton, CMC
City Clerk

Enclosure

am

RECEIVED AND FILED
DATE December 26, 2007

TREY GRAYSON
SECRETARY OF STATE
COMMONWEALTH OF KENTUCKY
BY Christine Upton



*Hopkinsville enhances the lives of its citizens and encourages opportunities
through service, development and education.*



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I, Christine F. Upton, City Clerk of the City of Hopkinsville, hereby certify that the foregoing is a true and accurate copy of City Ordinance 33-2007 of the City of Hopkinsville, passed November 20, 2007, effective December 3, 2007, and that I am the custodian of the original, which is maintained at the Lackey Municipal Building, 101 North Main Street, Hopkinsville, Kentucky 42240.

12/20/07

Date

Christine F. Upton

Christine F. Upton, CMC
City Clerk

RECEIVED AND FILED
DATE December 26, 2007

TREY GRAYSON
SECRETARY OF STATE
COMMONWEALTH OF KENTUCKY
BY Kandice Adkins



*Hopkinsville enhances the lives of its citizens and encourages opportunities
through service, development and education.*

ORDINANCE 33-2007

AN ORDINANCE ANNEXING TERRITORY INTO THE CITY OF HOPKINSVILLE, KENTUCKY AND ESTABLISHING ZONING FOR SUCH PROPERTY (15.66 ACRES ON SHEFFIELD DOWNS BLVD. AND SHERINTON PLACE)

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

SECTION ONE

Pursuant to KRS 81A.412 Hopkinsville City Council hereby annexes an unincorporated area of Christian County described as 15.66 acres (Lots 1-18 and 2.24 acres of Common Green Area of Sheffield Downs Subdivision Phase I) adjacent to City limits and located 1,800 feet south of the intersection of Lover's Lane and Conference Center Drive, and more particularly described in Exhibit A, into the City limits of Hopkinsville. Exhibit A is attached hereto and incorporated herein by reference as if fully set forth. A list of Consent to Annexation, Release and Restrictive Covenants on file at the Christian County Courthouse relative to this annexation is attached hereto and incorporated herein by reference as if fully set forth as Exhibit B.

Hopkinsville City Council hereby declares the service delivery plan and City taxes will be in effect on the first day after publication and notice as required in KRS 81A.470 and KRS 81A.475 have been met.

SECTION TWO

Pursuant to KRS 81A.412 and as recommended by the Hopkinsville Christian County Planning Commission in a memorandum dated August 29, 2007, Exhibit C, the property described in Exhibit A be zoned Special Use District (SUD) 41A with a Land Use Classification 1 (Single Family Residential) as designated on Exhibit D. Exhibits C and D are attached hereto and incorporated herein by reference as if fully set forth.

It is further ordered by City Council that building permits for improvement of the subject property or properties shall be issued in compliance with the development plan to be filed with the Hopkinsville-Christian County Planning Commission and in accordance with conditions of the Commission's recommendation.

SECTION THREE

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

Ordinance 33-2007
Page 1 of 2
Prepared by City Clerk's office

RECEIVED AND FILED
DATE December 26, 2007

TREY GRAYSON
SECRETARY OF STATE
COMMONWEALTH OF KENTUCKY
BY Handie Adkins

SECTION FOUR

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

SECTION FIVE

This ordinance shall take effect after its passage and publication according to law.

ORDINANCE 33-2007

Annex & Zone Sheffield Downs Blvd. & Sherinton Pl.

PUBLICLY READ AND PASSED FIRST TIME: November 6, 2007

PUBLICLY READ AND PASSED SECOND TIME: November 20, 2007

APPROVED: _____


J. Daniel Kemp
Mayor

ATTEST: _____


Christine F. Upton, CMC
City Clerk

Ordinance 33-2007
was published in the Kentucky New Era

on: December 3, 2007

As Certified By UO

Land Description
Of the a Portion of the Sheffield Downs Subdivision Property
“South Annexation 2007”

Being a portion of property located in Christian County, Kentucky as recorded in Deed Book 619, Page 117 in the Clerk Office of Christian County, Kentucky (C.O.C.C.K.), and being a portion of the Sheffield Downs Subdivision, Section 1, as recorded in Plat Cabinet 9, Page 462, (C.O.C.C.K.), and being bounded on the east by the Murray State University property Lot 1-Commonwealth of Kentucky as recorded in Plat Cabinet 7, Page 449, (C.O.C.C.K.), and by remaining portion of the Sheffield Downs Subdivision, Section 1, on the south, west and north by the Mary Alice Duncan property as recorded in Deed Book 435 Page 407, (C.O.C.C.K.), and on the north by Tract 3A of the Hopkinsville-Christian County Conference Center Corporation property as recorded in Deed Book 580, Page 208, (C.O.C.C.K.), and by Conference Center Drive a 100' R.O.W., and being more fully described as follows;

Commencing at a 5/8" iron pin (found) lying in the western margin of Conference Center Drive, said point being the northeast corner of parent tract and southeast corner of Tract 3A of the Hopkinsville-Christian County Conference Center property, and being South 80 degrees 55 minutes 53 seconds East, a distance of 948.50 feet from a 1/2" iron pin (found) labeled with "KY 3499", this being the **True Point of Beginning**.

Thence leaving the Conference Center property crossing Conference Center Drive, South 80 degrees 45 minutes 33 seconds East, a distance of 50.25 feet; to a point lying in the center of Conference Center Drive and the Beginning of Sheffield Downs Blvd a (50' R.O.W.);

Thence leaving Conference Center Drive , South 08 degrees 41 minutes 22 seconds West, a distance of 378.24 feet; to a 1/2" iron pin (found) labeled "KY 1582", lying in the eastern margin of Sheffield Downs Blvd;

Thence continuing with Sheffield Downs Blvd, South 08 degrees 37 minutes 50 seconds West, a distance of 69.37 feet; to a 1/2" iron pin (found), being the southwest corner of the Murray State University property;

Thence leaving Murray State University property, South 08 degrees 45 minutes 10 seconds West, a distance of 682.30 feet; to a 1/2" iron pin (found) labeled "KY 1582";

Thence South 67 degrees 11 minutes 35 seconds West, a distance of 295.90 feet; to a 1/2" iron pin (found), being the southwest corner of parent tract;

Thence leaving Sheffield Downs Subdivision, North 80 degrees 45 minutes 49 seconds West, a distance of 597.95 feet; to a 1/2" iron pin (found) labeled "KY 1582" and being a southwest corner of parent tract;

Thence North 06 degrees 53 minutes 27 seconds East, a distance of 387.00 feet; to a 1/2" iron pin (found) labeled "KY 1582";

Thence North 38 degrees 25 minutes 13 seconds East, a distance of 511.33 feet; to a 1/2" iron pin (found) labeled "KY 1582" being a northwest corner of parent tract;

Thence South 87 degrees 50 minutes 14 seconds East, a distance of 562.21 feet; to a 5/8" iron pin (found), 18" in length, labeled Byrd Surv. Inc., lying in the western margin of Sheffield Downs Blvd;

Thence with the western margin of Sheffield Downs Blvd, North 08 degrees 38 minutes 18 seconds East a distance of 384.43 feet to the Point of Beginning, containing **15.66 acres more or less and 682,083 square feet more or less** according to a survey by Jeffrey A. Leopard of Byrd Surveying, Incorporated, Kentucky Professional Land Surveyor #3782 located at 230 West Dunbar Cave Road, Clarksville, Tennessee 37040. Byrd project number B9178-07.

Said property being subject to all easements, right-of-ways, conveyances, and Restrictions of record or in existence.

No Title report was furnished to hereon surveyor.



<p>COMMISSION'S CERTIFICATION</p> <p>I HEREBY CERTIFY THAT THE SUBDIVISION MAP SHOWS THE CORRECT LOCATION OF THE LOTS, BLOCKS AND TRACTS, AND THAT THE LOTS, BLOCKS AND TRACTS ARE CORRECTLY DESCRIBED AND ACCURATELY REPRESENTED BY THE RECORDS IN THE OFFICE OF THE COMMISSIONER OF LANDS AND SURVEYS.</p>	<p>SURVEYOR'S-ENGINEER CERTIFICATION</p> <p>I HEREBY CERTIFY THAT THE SURVEYOR HAS BEEN THE FIRST OF THE SURVEYOR'S-ENGINEER TO EXAMINE THE RECORDS IN THE OFFICE OF THE COMMISSIONER OF LANDS AND SURVEYS, AND THAT THE RECORDS ARE CORRECTLY DESCRIBED AND ACCURATELY REPRESENTED BY THE RECORDS IN THE OFFICE OF THE COMMISSIONER OF LANDS AND SURVEYS.</p>	<p>OWNER'S CERTIFICATION</p> <p>I HEREBY CERTIFY THAT THE SURVEYOR HAS BEEN THE FIRST OF THE SURVEYOR'S-ENGINEER TO EXAMINE THE RECORDS IN THE OFFICE OF THE COMMISSIONER OF LANDS AND SURVEYS, AND THAT THE RECORDS ARE CORRECTLY DESCRIBED AND ACCURATELY REPRESENTED BY THE RECORDS IN THE OFFICE OF THE COMMISSIONER OF LANDS AND SURVEYS.</p>	<p>FLOOD CERTIFICATION</p> <p>A PORTION OF THIS SUBDIVISION MAP IS A. _____ B. _____ C. _____ D. _____ E. _____ F. _____ G. _____ H. _____ I. _____ J. _____ K. _____ L. _____ M. _____ N. _____ O. _____ P. _____ Q. _____ R. _____ S. _____ T. _____ U. _____ V. _____ W. _____ X. _____ Y. _____ Z. _____ AA. _____ AB. _____ AC. _____ AD. _____ AE. _____ AF. _____ AG. _____ AH. _____ AI. _____ AJ. _____ AK. _____ AL. _____ AM. _____ AN. _____ AO. _____ AP. _____ AQ. _____ AR. _____ AS. _____ AT. _____ AU. _____ AV. _____ AW. _____ AX. _____ AY. _____ AZ. _____ BA. _____ BB. _____ BC. _____ BD. _____ BE. _____ BF. _____ BG. _____ BH. _____ BI. _____ BJ. _____ BK. _____ BL. _____ BM. _____ BN. _____ BO. _____ BP. _____ BQ. _____ BR. _____ BS. _____ BT. _____ BU. _____ BV. _____ BV. _____ BW. _____ BX. _____ BY. _____ BZ. _____ CA. _____ CB. _____ CC. _____ CD. _____ CE. _____ CF. _____ CG. _____ CH. _____ CI. _____ CJ. _____ CK. _____ CL. _____ CM. _____ CN. _____ CO. _____ CP. _____ CQ. _____ CR. _____ CS. _____ CT. _____ CU. _____ CV. _____ CW. _____ CX. _____ CY. _____ CZ. _____ DA. _____ DB. _____ DC. _____ DD. _____ DE. _____ DF. _____ DG. _____ DH. _____ DI. _____ DJ. _____ DK. _____ DL. _____ DM. _____ DN. _____ DO. _____ DP. _____ DQ. _____ DR. _____ DS. _____ DT. _____ DU. _____ DV. _____ DW. _____ DX. _____ DY. _____ DZ. _____ EA. _____ EB. _____ EC. _____ ED. _____ EE. _____ EF. _____ EG. _____ EH. _____ EI. _____ EJ. _____ EK. _____ EL. _____ EM. _____ EN. _____ EO. _____ EP. _____ EQ. _____ ER. _____ ES. _____ ET. _____ EU. _____ EV. _____ EW. _____ EX. _____ EY. _____ EZ. _____ FA. _____ FB. _____ FC. _____ FD. _____ FE. _____ FF. _____ FG. _____ FH. _____ FI. _____ FJ. _____ FK. _____ FL. _____ FM. _____ FN. _____ FO. _____ FP. _____ FQ. _____ FR. _____ FS. _____ FT. _____ FU. _____ FV. _____ FW. _____ FX. _____ FY. _____ FZ. _____ GA. _____ GB. _____ GC. _____ GD. _____ GE. _____ GF. _____ GG. _____ GH. _____ GI. _____ GJ. _____ GK. _____ GL. _____ GM. _____ GN. _____ GO. _____ GP. _____ GQ. _____ GR. _____ GS. _____ GT. _____ GU. _____ GV. _____ GW. _____ GX. _____ GY. _____ GZ. _____ HA. _____ HB. _____ HC. _____ HD. _____ HE. _____ HF. _____ HG. _____ HH. _____ HI. _____ HJ. _____ HK. _____ HL. _____ HM. _____ HN. _____ HO. _____ HP. _____ HQ. _____ HR. _____ HS. _____ HT. _____ HU. _____ HV. _____ HW. _____ HX. _____ HY. _____ HZ. _____ IA. _____ IB. _____ IC. _____ ID. _____ IE. _____ IF. _____ IG. _____ IH. _____ II. _____ IJ. _____ IK. _____ IL. _____ IM. _____ IN. _____ IO. _____ IP. _____ IQ. _____ IR. _____ IS. _____ IT. _____ IU. _____ IV. _____ IW. _____ IX. _____ IY. _____ IZ. _____ JA. _____ JB. _____ JC. _____ JD. _____ JE. _____ JF. _____ JG. _____ JH. _____ JI. _____ JJ. _____ JK. _____ JL. _____ JM. _____ JN. _____ JO. _____ JP. _____ JQ. _____ JR. _____ JS. _____ JT. _____ JU. _____ JV. _____ JW. _____ JX. _____ JY. _____ JZ. _____ KA. _____ KB. _____ KC. _____ KD. _____ KE. _____ KF. _____ KG. _____ KH. _____ KI. _____ KJ. _____ KK. _____ KL. _____ KM. _____ KN. _____ KO. _____ KP. _____ KQ. _____ KR. _____ KS. _____ KT. _____ KU. _____ KV. _____ KW. _____ KX. _____ KY. _____ KZ. _____ LA. _____ LB. _____ LC. _____ LD. _____ LE. _____ LF. _____ LG. _____ LH. _____ LI. _____ LJ. _____ LK. _____ LL. _____ LM. _____ LN. _____ LO. _____ LP. _____ LQ. _____ LR. _____ LS. _____ LT. _____ LU. _____ LV. _____ LW. _____ LX. _____ LY. _____ LZ. _____ MA. _____ MB. _____ MC. _____ MD. _____ ME. _____ MF. _____ MG. _____ MH. _____ MI. _____ MJ. _____ MK. _____ ML. _____ MM. _____ MN. _____ MO. _____ MP. _____ MQ. _____ MR. _____ MS. _____ MT. _____ MU. _____ MV. _____ MW. _____ MX. _____ MY. _____ MZ. _____ NA. _____ NB. _____ NC. _____ ND. _____ NE. _____ NF. _____ NG. _____ NH. _____ NI. _____ NJ. _____ NK. _____ NL. _____ NM. _____ NN. _____ NO. _____ NP. _____ NQ. _____ NR. _____ NS. _____ NT. _____ NU. _____ NV. _____ NW. _____ NX. _____ NY. _____ NZ. _____ OA. _____ OB. _____ OC. _____ OD. _____ OE. _____ OF. _____ OG. _____ OH. _____ OI. _____ OJ. _____ OK. _____ OL. _____ OM. _____ ON. _____ OO. _____ OP. _____ OQ. _____ OR. _____ OS. _____ OT. _____ OU. _____ OV. _____ OW. _____ OX. _____ OY. _____ OZ. _____ PA. _____ PB. _____ PC. _____ PD. _____ PE. _____ PF. _____ PG. _____ PH. _____ PI. _____ PJ. _____ PK. _____ PL. _____ PM. _____ PN. _____ PO. _____ PP. _____ PQ. _____ PR. _____ PS. _____ PT. _____ PU. _____ PV. _____ PW. _____ PX. _____ PY. _____ PZ. _____ QA. _____ QB. _____ QC. _____ QD. _____ QE. _____ QF. _____ QG. _____ QH. _____ QI. _____ QJ. _____ QK. _____ QL. _____ QM. _____ QN. _____ QO. _____ </p>
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Consent to Annexation, Release and Restrictive Covenants for the following property owners are on file at the Christian County Courthouse, Hopkinsville, Kentucky:

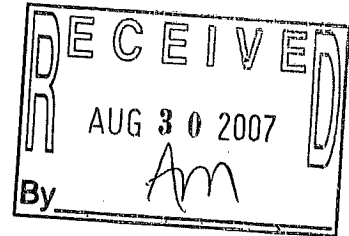
Billnm Properties LLC
P. O. Box 366
Hopkinsville, KY 42240

and

Lee Jay and Ashley Smith
113 Sherinton Place
Hopkinsville, KY 42240



Knowledgeable Service Through
Information, Experience,
And Education



MEMORANDUM

TO: Crissy Upton, City Clerk
FROM: Angela M. Satterlee, Planner *ang*
RE: Original Zoning (R07-7-1)
DATE: August 29, 2007

Meeting in regular session on August 27, 2007, the Hopkinsville-Christian County Planning Commission voted to favorably recommend to the Hopkinsville City Council approval of the Original Zoning Application R07-7-1 as filed by the Hopkinsville-Christian County Planning Commission:

The Hopkinsville-Christian County Planning Commission is proposing the original zoning of approximately 15.66 (+/-) acres located on Sheffield Downs Boulevard and Sherinton Place, Hopkinsville, approximately 1,800 feet south of the intersection of Lovers Lane and Conference Center Drive and further described as lots 1-18 and 2.24 acres of Common Green Area of Sheffield Downs Subdivision Phase 1 (S07-1-1), a plat of which can be found in Plat Cabinet 9, Page 462 at the Christian County Clerks Office. The owner/developer has requested that the property be zoned Special Use District (SUD) 41A with a Land Use Classification 1 (Single Family Residential). The property is located in an unincorporated area of Christian County and is currently unzoned. The applicant has consented to annexation into the City of Hopkinsville pursuant to KRS 81A.412. The above original zoning designation will be established upon annexation pursuant to KRS 100.209 and KRS 81A.412.

Attached please find the following:

- Exhibit A: Recommendation of Approval,
- Exhibit B: Summary of Evidence for Public Hearing R07-7-1, and
- Exhibit C: Staff Report R07-7-1, as presented at Public Hearing R07-7-1

Please place this item on the City Council's agenda at your earliest convenience. If you have any questions or if you require any additional information, please do not hesitate to contact me.

AMS

Attachments

cc: Steve Bourne
File
Correspondence

R-5

B-4

Existing Zoning Map

SHEFFIELD DOWNS BLVD

CONFERENCE CENTER

WESTMINSTER PL

LURLINGTON CT



41ASUD Use Classification 8

OVERSIZE MAP INCLUDED WITH
SUBMISSION.

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