

CITY CLERK'S CERTIFICATION: KRS 81A.470 FILINGS

I certify I am the duly qualified City Clerk of the City of Kevil, Kentucky, and the following 5 pages of Resolution No. 2013- 12 is a true, correct and complete copy duly adopted by the City Commission at a duly convened meeting held on November 4, 2013, all as appears in the official records of said City.

WITNESS, my hand and Seal, this 4th day of November, 2013.

Donna Stevens
(Signature of City Clerk)

(Seal)

RECEIVED AND FILED
DATE November 15, 2013

ALISON LUNDERGAN GRIMES
SECRETARY OF STATE
COMMONWEALTH OF KENTUCKY
BY Gandie Adkins

RESOLUTION NO. 2013- 12

A RESOLUTION ADOPTING A MODERN AND ACCURATE LEGAL DESCRIPTION OF TERRITORY PREVIOUSLY ANNEXED BY ORDINANCE IN THE CITY OF KEVIL, KENTUCKY.

WHEREAS, the City of Kevil has enacted numerous ordinances annexing property into the corporate limits of the city; and

WHEREAS, each individual annexation contains a prior survey or written description prepared by a now unknown individual and further references documentation that is no longer in existence; and

WHEREAS, the City wishes to provide a modern, accurate, easily identifiable legal description reflecting variants and coordinates based upon the state plain 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 KRS81A.470 effective July 1, 2009; 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.

Therefore be it resolved by the City Council of the City of Kevil, Kentucky as follows:

SECTION 1:

That the City Council of the City of Kevil, Kentucky hereby adopts the following legal description, and a plat attached hereto as prepared by Hunter Martin and Associates a licensed professional land surveyor No. 2105 by a new survey as an accurate depiction of the property previously annexed into the corporate city limits of the City of Kevil by an ordinance of intent to annex dated August 14, 2012, a copy of which is attached hereto, and an ordinance of annexation dated October 17, 2012, a copy of which is attached hereto, and 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.

SECTION 2:

This new legal description as prepared Hunter Martin and Associates by Rod H. Martin, a licensed professional land surveyor No. 2105 is as follows:



"Established 1952"
HUNTER H. MARTIN, FOUNDER (1924-1997)

HUNTER MARTIN & ASSOCIATES, INC.

ENGINEERS & SURVEYORS

3220 Lone Oak Road, Paducah, KY 42003 * (270) 654-2737 * FAX (270) 654-2738
<http://www.huntermartin.com>

LEGAL DESCRIPTION

OF

TRACT A (3.834 ACRES), TRACT B (5.276 ACRES), & TRACT C (0.536 ACRES)

FOR

CITY OF KEVIL, BALLARD COUNTY, KENTUCKY

ORDINANCE 2012-7 (Plat Reference 21)

Being three (3) separate tracts of property all in the City Of Kevil, Ballard & McCracken Counties, Kentucky as follows:

TRACT A:

Being the right-of-way of U. S. Highway 60 and lying West of the Easterly right-of-way of Kentucky Highway 473 (New Liberty Church Road), all in Ballard County, Kentucky and more particularly bounded and described as follows to wit:

Beginning at a point in the Northerly right-of-way line of U. S. Highway 60, said point being 2,117.75 feet as measured Westwardly along said Northerly right-of-way line from its intersection with the centerline (projected Northwardly) of Kentucky Highway 473; THENCE FROM SAID POINT OF BEGINNING, Eastwardly with the Northerly right-of-way line of U. S. Highway 60 (30 feet from the centerline thereof) for the following 6 calls: S 67°40'45" E, 1415.99 feet to a point; S 67°35'47" E, 289.16 feet to a point; S 67°47'02" E, 453.08 feet to a point; S 66°52'17" E, 200.19 feet to a point; S 67°53'02" E, 365.09 feet to a point, and; S 67°41'56" E, 60.01 feet to a point in the Easterly right-of-way line of Kentucky Highway 473 (New Liberty Church Road); Thence S 22°18'04" W, 60.00 feet to a point in the Southerly right-of-way line of said U. S. Highway 60; Thence Westwardly with the Southerly right-of-way line of said U. S. Highway 60 (30 feet from the centerline thereof) for the following six (6) calls: N 67°41'56" W, 59.96 feet to a point; N 67°53'02" W, 365.52 feet to a point; N 66°52'17" W, 200.24 feet to a point; N 67°47'02" W, 452.70 feet to a point; N 67°35'47" W, 289.21 feet to a point, and; N 67°40'45" W, 1415.94 feet to a point; Thence N 22°19'15" E, 30.00 feet to a point in the centerline of said U. S. Highway 60 being denoted as Reference Point A and having coordinates of 1929015.231, 723620.467 in the Kentucky State Plane South - NAD83 Datum; Thence N 22°19'15" E, 30.00 feet to the Point Of Beginning and containing 3.834 acres as shown on a plat titled "TRACT A (3.834 ACRES), TRACT B (5.276 ACRES) & TRACT C (0.536 ACRES), ORDINANCE 2012-7 (PLAT REFERENCE 21)" for the City Of Kevil, Ballard County, Kentucky prepared by Hunter Martin & Associates, Inc. dated August 9, 2013 (Revised 10/11/13).

TRACT B:

Being the right-of-way of Kentucky Highway 473 (New Liberty Church Road) and lying between a point that is approximately 150 feet North of the Northerly right-of-way line of U. S. Highway 60 and a point that is approximately 500 feet North of the centerline of Woodland Drive, all in Ballard County, Kentucky and more particularly bounded and described as follows to wit:

Beginning at a point in the Westerly right-of-way line of Kentucky Highway 473 that is in a line of the City Of Kevil Corporate Limits, said point being N 23°31'33" E, 150.03 feet as measured along said Westerly right-of-way line from the Northerly right-of-way line of U. S. Highway 60; THENCE FROM SAID POINT OF BEGINNING Northwardly with the Westerly right-of-way line of said Kentucky Highway 473 (30 feet from the centerline thereof) for the following 4 calls: N 23°31'33" E, 561.14 feet to a point; N 21°54'20" E, 213.30 feet to a point; N 22°39'33" E, 1187.10 feet to a point, and; N 23°29'13" E, 1627.92 feet to a point; Thence S 66°30'47" E, 30.00 feet to a point in the centerline of Kentucky Highway 473 being denoted as Reference Point B and having coordinates of 1931434.127, 727647.946 in the Kentucky State Plane South - NAD83 Datum; Thence S 66°30'47" E, 30.00 feet to a point in the Easterly right-of-way line of said Kentucky Highway 473; Thence Southwardly with the Easterly right-of-way line of said Kentucky Highway 473 for the following 14 calls: S 23°29'13" W, 1120.54 feet to a point; S 66°30'47" E, 59.12 feet to a point; S 23°29'13" W, 100.00 feet to a point; N 66°30'47" W, 59.12 feet to a point; S 23°29'13" W, 406.95 feet to a point; S 22°39'33" W, 1186.70 feet to a point; S 21°54'20" W, 213.75 feet to a point; S 66°28'27" E, 20.00 feet to a point; S 23°31'33" W, 150.00 feet to a point; N 66°28'27" W, 4.99 feet to a point; S 23°31'33" W, 179.94 feet to a point; S 23°31'33" W, 190.94 feet to a point; N 66°31'01" W, 15.01 feet to a point, and; S 23°31'33" W, 39.40 feet to a point; Thence N 67°39'36" W, 3.13 feet to a point; Thence N 67°41'56" W, 26.88 feet to a point in the centerline of aforesaid Kentucky Highway 473; Thence N 67°41'56" W, 30.01 feet to the Point Of Beginning and containing 5.276 acres as shown on a plat titled "TRACT A (3.834 ACRES), TRACT B (5.276 ACRES) & TRACT C (0.536 ACRES), ORDINANCE 2012-7 (PLAT REFERENCE 21)" for the City Of Kevil, Ballard County, Kentucky prepared by Hunter Martin & Associates, Inc. dated August 9, 2013 (Revised 10/11/13).

TRACT C:

Being the right-of-way of U. S. Highway 60 and lying between the Easterly Corporate Limits of the City Of Kevil and the centerline Kentucky Highway 2532 (County Line Road), in Ballard and McCracken Counties, Kentucky and more particularly bounded and described as follows to wit:

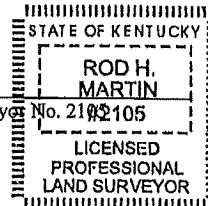
Beginning at a point in the Northerly right-of-way line of U. S. Highway 60, said point being S 67°39'03" E, 335.01 feet as measured along said Northerly right-of-way line from the Easterly right-of-way line of Apperson Road; THENCE FROM SAID POINT OF BEGINNING, S 67°39'03" E, with the Northerly right-of-way line of U. S. Highway 60 (30 feet from the centerline thereof) and crossing into McCracken County at approximately 128 feet, for a total distance of 378.56 feet to a point the at intersection of said Northerly right-of-way line with the centerline (projected Northwardly) of Kentucky Highway 2532 (County Line Road). Thence S 02°49'41" W with the centerline (projected Northwardly) of said Kentucky Highway 2532 31.83 feet to a point at its intersection with the centerline of U. S. Highway 60 being denoted as Reference Point C and having coordinates of 1926041.220, 730859.339 in Kentucky State Plane South, NAD83 - Datum; Thence S 02°49'41" W, 31.83 feet to a point at the intersection of the centerline of said Kentucky Highway 2532 with the Southerly right-of-way line of aforesaid U. S. Highway 60 (extended Eastwardly); thence N 67°39'03" W, with the Southerly right-of-way line of said U. S. Highway 60 (extended Eastwardly) and also said Southerly right-of-way line (30 feet from the centerline thereof) and crossing back into Ballard County at approximately 223 feet, for a

total distance of 399.83 feet to a point; Thence N 22°20'57" E, 30.00 feet to a point in the centerline of said U. S. Highway 60; Thence N 22°20'57" E, 30.00 feet to the Point Of Beginning and containing 0.536 acres as shown on a plat titled "TRACT A (3.834 ACRES), TRACT B (5.276 ACRES) & TRACT C (0.536 ACRES), ORDINANCE 2012-7 (PLAT REFERENCE 21)" for the City Of Kevil, Ballard County, Kentucky prepared by Hunter Martin & Associates, Inc. dated August 9, 2013 (Revised 10/11/13).

The above legal descriptions were written by Rod H. Martin, Kentucky Licensed Professional Land Surveyor on the 11th day of October, 2013, and is correct to the best of my knowledge and belief.



Kentucky Licensed Professional Land Surveyor



RHM:rm

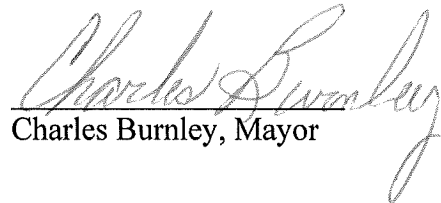
SECTION 3:

A copy of the new survey and plat should be filed with the Ballard County Court Clerk's office within 60 days and a list of the property owners and all registered voters that reside in those areas identified and the new survey shall be provided to the Clerk in compliance with the provisions of Paragraphs 81A.475.

SECTION 4

If the City of Kevil annexes property in the future, it shall be the duty of the City Clerk to have the area to be annexed surveyed by a registered line surveyor and that surveyor is to prepare a written legal description of the area to be annexed. The City Attorney shall utilize that written description in preparation of an annexation ordinance. Upon annexation a map the annexed area shall be filed in the office of the Ballard County Court Clerk together with lists of all property owners in the annexed area together with a list of all registered voters residing in the annexed area.

Passed this the 14th day of November, 2013.


Charles Burnley, Mayor

ATTEST:


Donna Stevens, City Clerk

OVERSIZE MAP INCLUDED WITH
SUBMISSION.

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