


City of Kuttawa

P.O. Box 400
Kuttawa, Kentucky 42055
270-388-7151

CITY CLERK'S CERTIFICATION

I certify I am the duly qualified City Clerk of the City of Kuttawa, Kentucky and the foregoing 3 pages of Ordinance No. 09-11-09-06 is a true, correct and complete copy duly adopted by the City Commission at a duly convened meeting held on December 14, 2009, all as appears in the official records of said City:

WITNESS, my hand and (Seal or the Seal of said City), this 23th day of Dec., 2009.



Signature of City Clerk

-
Seal(Notarial or City Seal)

RECEIVED AND FILED
DATE Dec. 29, 2009

TREY GRAYSON
SECRETARY OF STATE
COMMONWEALTH OF KENTUCKY
BY Randie Alderson

City of Kuttawa
Ordinance No. 09-11-09-06

ORDINANCE OF ANNEXATION

WHEREAS, there has been a continual development of property in Kuttawa, Lyon County, Kentucky; and

WHEREAS, it is desirable and necessary for the consistent well-ordered growth of the City of Kuttawa, Kentucky, that the following described property be annexed and brought into the City of Kuttawa, to-wit:

A parcel of land being bounded on the south by New Circle Drive, bounded on the east by Mount Pleasant Church Road, bounded on the north by Lot 21 in Kuttawa Heights Subdivision and bounded on the west by 3D Coal Company, also being bounded on the west by the existing Corporate Boundaries of the City of Kuttawa; said parcel being Lot 20 of Kuttawa Heights Subdivision and being located in Lyon County, Kentucky and being more particularly described as follows:

Beginning at a set ½” iron rod and cap, said point being the southwest corner of Lot 20 as shown on the plat of Kuttawa Heights Subdivision as recorded in Plat Cabinet 1, Slide 32, said point also being on the north right of way line of New Circle Drive (a 40’ right of way), approximately 0.3 miles east of the intersection of Highway 62 and Interstate 24 and being an existing corner of the Corporate Limits for the City of Kuttawa ; said **Point of Beginning** having Kentucky South Zone (NAD83) State Plane Coordinates as follows: Northing 1919771.30, Easting 949777.76. Thence, from said **Point of Beginning** and with the west line of Lot 20 and the existing corporate limits, N 36°47’25” W a distance of 101.00 feet to a set ½” iron rod and cap, said point being the southwest corner of Lot 21; Thence, with the south line of Lot 21, N 58°52’36” E a distance of 117.08 feet to a set ½” iron rod and cap, said point being on the west side of Mount Pleasant Church Road; Thence, with the west side of said road, S 27°05’09” E a distance of 101.00 feet to a set ½’ iron rod and cap, said point being the southeast corner of Lot 20 and being on the north right of way line of New Circle Drive; Thence, with the south line of Lot 20, S 59°00’57” W a distance of 100.00 feet back to the **Point of Beginning** of the herein described tract.

The above described parcel contains 0.25 acres more or less as surveyed under the supervision of Jacob C. Selph, Kentucky Professional Land Surveyor No. 3810, of Four Rivers Engineering & Surveying on December 5th, 2009. A GRAPHICAL DEPICTION OF SAID SURVEY IS ATTACHED HERETO AS EXHIBIT “A”.

All bearings referred to are based on Global Positioning Systems (GPS), Kentucky South Zone, NAD83, as observed on December 5th, 2009. Differences in the bearings cited in the above description and those called for in the original deed are due to variations in the amount of magnetic declination present at the time of the survey. All iron pins referred to as set in the above description are 24" long ½" ribbed steel rebar with a 1" plastic cap marked "FRES LS 3810".

This is the same property conveyed to Wesley Herran and Sharon Herran, his wife, by deed from Penny Hall-Seay and Mark A. Seay, her husband, dated March 22, 2005 and recorded in Deed Book 136, page 623, Lyon County Court Clerk's Office.

WHEREAS, said property sought to be annexed is contiguous to the City's boundaries and is urban in character by reason of its proximity to the area of the City of Kuttawa, Kentucky; and

WHEREAS, the city council of the City of Kuttawa, Kentucky, has established the zoning of the property annexed herein as a Service District, as set forth in Section 152.33 of the zoning ordinance of the City of Kuttawa, and

WHEREAS, the owners of record of said land have given prior written consent to the annexation of said property,

NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF KUTTAWA, KENTUCKY, in accordance with KRS 81A.410, that the hereinabove described property is hereby annexed by the City of Kuttawa, Kentucky.

This ordinance shall become effective upon the publication and passage in accordance to law.

1st Reading: _____ 11/09/09 _____

2nd Reading: _____ 12/14/09 _____

Consideration: _____ 12/14/09 _____

Passage: _____ 12/14/09 _____

Publication: _____ 12/23/09 _____

Lee A. McCollum

Lee A. McCollum, Mayor
City of Kuttawa, Kentucky

ATTEST:

Steven C. Long

Steven C. Long, City Clerk
City of Kuttawa, Kentucky

OVERSIZE MAP INCLUDED WITH
SUBMISSION.

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