

William Lewis Patrick

City Clerk

City of Lawrenceburg, Kentucky 40342

RELATING TO THE ANNEXATION OF LAND OR TERRITORY
TO THE CITY OF LAWRENCEBURG, KENTUCKY

RECEIVED

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SECRETARY OF STATE
COMMONWEALTH OF KY

1990 - 17

WHEREAS, an Ordinance declaring the intent to annex the hereinafter described property was duly enacted by the Board of Council of the City of Lawrenceburg, Kentucky, by First Reading on August 17th, 1990, and a Second Reading on August 20th, 1990; and

WHEREAS, a true and exact copy of said Ordinance of Intent was published in the August 22nd, 1990, edition of The Anderson News, which Ordinance gave notice pursuant to KRS 81A.420(1) of the intent of said Board of Council to enact an Ordinance annexing the hereinafter described real estate into the corporate limits of the City of Lawrenceburg; and

WHEREAS, all of the owners of the property hereinafter described desire said proposed annexation, evidenced by a written request from the owners to the City of Lawrenceburg, received by the City on August 15th, 1990, by which they formally requested the hereinafter described property to be annexed into the City of Lawrenceburg at the earliest practicable date, thereby waiving the waiting period of sixty (60) days as provided for in KRS 81A.420(2); and

WHEREAS, it is the finding of the Board of Council of the City of Lawrenceburg that said proposed annexation is desirable and that such annexation will be beneficial to the City of Lawrenceburg; and

WHEREAS, the Lawrenceburg/Anderson County Joint Planning Commission has adopted a policy recommending that if property contiguous to the corporate limits of the City of Lawrenceburg is to be annexed into the City and the subject property is not zoned agricultural, the zoning which would be effective if in fact the property is annexed into the City should be the same as the county zoning, which is currently B-1, and the property owners have indicated to the City of Lawrenceburg that they desire to maintain the B-1 zoning when the property is annexed into the City of Lawrenceburg;

NOW THEREFORE, BE IT ORDAINED BY THE BOARD OF COUNCIL OF THE CITY OF LAWRENCEBURG, KENTUCKY, convened in special session on the 11 day of September, 1990, that pursuant to KRS 81A.420 and all other applicable law the tract of land hereinafter described shall be and hereby is a part of the City of Lawrenceburg,

Kentucky, and that the zoning classification, legal description and derivation of title are, respectively, as follows:

A tract of real estate, containing 14.16 acres, and being at the intersection of Bond and Lillard Road and U. S. 127 Business Route, in Anderson County, Kentucky, more particularly described as follows:

Commencing at a point in the center of the Bond and Lillard Road in the east right-of-way line of old U. S. Highway 127, thence with the east right-of-way line of said Highway in a southerly direction to a point in the west right-of-way line of the Southern Railroad, thence with the west right-of-way line of the Southern Railroad in a northerly direction to a point in the center of the Bond and Lillard Road, thence with the center of said Road in a westerly direction to the point of beginning.

There is excepted from said real estate a portion thereof which was by Deed dated June 26th, 1962, and recorded in the Office of the Clerk of the Anderson County Court in Deed Book 57, Page 253, conveyed by Ben R. Bond and Judy Bond, His Wife, and which portion so excepted is on the south side of the Bond and Lillard Road and the west side of the Southern Railroad, and is more fully bounded and described as follows:

Commencing at an iron pin on the south side of the Bond and Lillard Road and in the west right-of-way line of the Southern Railroad, thence with the west right-of-way line of the Southern Railroad in a southerly direction a distance of 199 feet to an iron pin, thence in a westerly direction a distance of 198 feet to an iron pin, thence in a northerly direction a distance of 170 feet to an iron pin on the south side of the Bond and Lillard Road, thence with the south side of the Bond and Lillard Road in an easterly direction a distance of 300 feet to the point of beginning, containing 42,330 square feet.

There is also excepted from said real estate and reserved by predecessors in title another portion thereof on which the old Shryock Liquor Store building is situated, and which portion so excepted is on the east side of old U. S. Highway 127, and is more fully bounded and described as follows:

Commencing at a point in the existing east right-of-way line of old U. S. Highway 127 approximately 122 feet south of Cedarbrook Creek, thence North 72 degrees 17 minutes 18 seconds East a distance of 44.99 feet, thence South 28 degrees 54 minutes 41 seconds East 200.15 feet, thence South 08 degrees 05 minutes 28 seconds East 132.91 feet, thence South 64 degrees 56 minutes 20 seconds West 41.69 feet to the existing east right-of-way line of said Highway on a call of approximately North 21 degrees 12 minutes 14 seconds West 333.33 feet to the point of beginning, containing .46 of an acre, be the same more or less, according to Survey made May 14th, 1975, by Phillip Boleyn, Registered Land Surveyor.

There is also excepted from said real estate the following tract of land: Beginning at a nail in the center of the Bond and Lillard Road, thence South 39 degrees 20 minutes 23 seconds East 287.95 feet to a post; thence North 48 degrees 42 minutes 14 seconds East 106.91 feet to a post; thence South 45 degrees 44 minutes 46 seconds East 53.56 feet to a post; thence North 50 degrees 24 minutes 27 seconds East 125.00 feet to an iron pin; thence North 50 degrees 24 minutes 27 seconds East 243.61 feet to a post; thence North 05 degrees 33 minutes 39 seconds West 191.45 feet to a post; thence South 49 degrees 38 minutes 56 seconds West 198.25 feet to an iron pin; thence North 42 degrees 08 minutes 00 seconds West 185.94 feet to an iron pin; thence North 42 degrees 09 minutes 00 seconds West 16.12 feet to a nail in the center of the Bond and Lillard Road; thence continuing along the center of said Road, South 49 degrees 56 minutes 28 seconds West 150.00 feet to a nail; and thence South 49 degrees 16 minutes 18 seconds West 230.63 feet to the point of beginning, containing 3.42+ acres, per the Survey of Fred A. Edwards, Registered Land Surveyor # 2850, dated July 15th, 1988.

Said real estate, less said exceptions, contains approximately 14.16 acres, be the same more or less, and is subject to transmission and pole line easements granted to Kentucky Utilities Company by Easements dated November 1st, 1947, and September 5th, 1957, and of record in the Office of the Clerk of the Anderson County Court in Deed Book 42, Page 485, and Deed Book 52, Page 390, respectively, and to all other easements of record or visually apparent, and is subject to the right-of-way of the said Bond and Lillard Road and to all other legal roads and highways, to which there is to be added all of the adjacent right-of-way of U. S. Highway 127 South that is located along the western side of the above described tract of real estate.

Said tract of real estate is more accurately described by a metes and bounds surveyor's description as follows:

Commencing at a nail in the center of the Bond and Lillard Road in the east right-of-way line of old U. S. Highway 127, thence North 50 degrees 51 minutes 28 seconds East 110.03 feet to a nail in the center of said Road, thence North 49 degrees 16 minutes 18 seconds East 86.06 feet to a nail in the center of said Road, thence leaving said Road, South 39 degrees 20 minutes 23 seconds East 287.95 feet to a post, thence North 48 degrees 42 minutes 14 seconds East 106.91 feet to a post, thence South 45 degrees 44 minutes 46 seconds East 53.56 feet to a post, thence North 50 degrees 24 minutes 27 seconds East 125.00 feet to an iron pin, thence North 50 degrees 24 minutes 27 seconds East 243.61 feet to a post, thence South 00 degrees 42 minutes 16 seconds East 341.83 feet to a steel post, thence South 14 degrees 36 minutes 43 seconds West 179.52 feet to a steel post, thence South 29 degrees 36 minutes 32 seconds West 124.23 feet to a post, thence South 02 degrees 14 minutes 40 seconds East 48.88 feet to a steel post, thence South 51 degrees 34 minutes 01 second East 69.80 feet to a steel post, thence South 08 degrees 50 minutes 00 seconds East 169.78 feet to a steel post, thence South 02 degrees 33 minutes 34 seconds West 757.09 feet to a steel post, thence North 34 degrees 06 minutes 59 seconds West 378.76 feet to a post, thence North 36 degrees 59 minutes 19 seconds West 232.40 feet to corner of Coffey, thence North 59 degrees 45 minutes 28 seconds East 40.94 feet, thence North 05 degrees 52 minutes 27 seconds West 132.91 feet to a post, thence North 24 degrees 29 minutes 57 seconds West 200.15 feet, thence South 66 degrees 23 minutes 21 seconds West 45.07 feet, thence North 18 degrees 28 minutes 56 seconds West 142.86 feet to a post, thence North 22 degrees 29 minutes 49 seconds West 179.26 feet to a post, thence North 22 degrees 33 minutes 45 seconds West 71.17 feet to a post, thence North 16 degrees 51 minutes 18 seconds West 277.57 feet, thence North 16 degrees 00 minutes 00 seconds West 21.47 feet to the point of beginning, containing 14.16 + or - acres.

The above described tract of real estate is a portion of the same property which was conveyed by Woodie C. Branham to Jerry L. Springate and Betty A. Springate, Husband and Wife, by Deed dated June 22nd, 1988, and recorded in Deed Book 130, Page 297, in the Office of the Clerk of the Anderson County Court.

BE IT FURTHER ORDAINED that the Mayor of the City of Lawrenceburg shall cause an accurate map of the annexed area, together with a metes and bounds description and including a certified copy of this Ordinance, to be recorded in the Office of the Clerk of the Anderson County Court and in the Office of the Secretary of State for the Commonwealth of Kentucky.

BE IT FURTHER ORDAINED that the Mayor of the City of Lawrenceburg shall include with the map to be filed in the Office of the Clerk of the Anderson County Court a list of the names and

addresses of those property owners and/or registered voters, if any, who reside in said annexed area.

BE IT FURTHER ORDAINED that the Mayor of the City of Lawrenceburg is authorized and directed to cause the advertisement and publication of this Ordinance, pursuant to law, in The Anderson News, a newspaper of general publication and circulation within the area being annexed.

Passed and approved by the Board of Council of the City of Lawrenceburg, Kentucky, on this 11 day of September, 1990, with yea and nay votes of said Board of Council as follows:

	<u>Yea</u>	<u>Nay</u>
Gary Chilton	<u>/</u>	—
Frances C. Gorham	<u>/</u>	—
Cecil McFarland	—	—
Rita Phillips	<u>/</u>	—
C. E. Turner	<u>/</u>	—
Bill Williams	—	—

September 10th, 1990;

September 11, 1990;

September 19th, 1990.

Given First Reading and passed:

Given Second Reading and passed:

Published in The Anderson News:

Approved:

Kenneth P. Hoskins
Kenneth P. Hoskins,
Mayor,
City of Lawrenceburg

Attest:

Edwinna C. Baker
Edwinna C. Baker,
Clerk,
City of Lawrenceburg

MAP

