



# CITY OF LEBANON

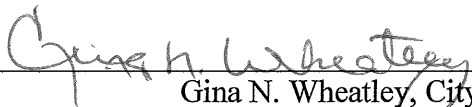
GARY D. CRENSHAW  
MAYOR

P.O. BOX 840  
LEBANON, KY 40033  
TEL. (270) 692-6272  
FAX (270) 692-4638

## CERTIFICATION

I certify I am the duly qualified City Clerk of the City of Lebanon, Kentucky, and the following 5 pages of Ordinance 2012-05 are a true, correct and complete copy duly adopted by the City Council at a duly convened meeting held on June 25, 2012, all as appears in the official records of said City.

WITNESS, my hand and the City Seal of Lebanon, Kentucky, this 30<sup>th</sup> day of May, 2019.

  
\_\_\_\_\_  
Gina N. Wheatley, City Clerk

RECEIVED AND FILED  
DATE June 3, 2019

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

**AN ORDINANCE ANNEXING TERRITORY LOCATED ALONG THE CITY'S NORTHWESTERN BOUNDARY AND PRESENTLY IDENTIFIED AS TRACT 3 OF THE HARDINS CREEK SUBDIVISION, CONSISTING OF APPROXIMATELY 6.291 ACRES FRONTING ON THE LEBANON BYPASS IN LEBANON, KENTUCKY AND APPROVING ZONING CLASSIFICATION AS B-3.**

**WHEREAS** the territory annexed, consisting of a certain tract of land presently identified as Tract 3 of the Hardins Creek Subdivision, consisting of approximately 6.291 acres fronting on the Lebanon Bypass, Lebanon, Kentucky and presently owned by Nally & Haydon Holdings, LLC, is contiguous to the City of Lebanon and of urban character or suitable for urban development without unreasonable delay; and,

**WHEREAS** the City of Lebanon confirmed that all persons having standing to protest the annexation consented to same and signed written consent thereto, thereby negating the need to wait the sixty-day period for petition to be filed; and,

**WHEREAS** the City of Lebanon Planning and Zoning Commission approved the assignment of a zone classification/change from unzoned territory to B-3 on May 29 2012, and the City has properly advertised and herein considers on the record the findings so made by the Planning & Zoning Commission with respect to the property described below;

**NOW, THEREFORE, BE IT ORDAINED** by the City of Lebanon, as follows:

1. The territory described below, a map of which is attached to this ordinance as Exhibit A and is fully incorporated into this ordinance, is hereby annexed into the City of Lebanon:

**Exhibit A**

2. The recommendation of the City of Lebanon Planning & Zoning Commission is hereby adopted based upon the record therein and the zoning classification assigned this property is hereby changed from unzoned territory to B-3.
3. The provisions of this Ordinance are hereby declared to be severable and, if any section, phrase or provision shall for any reason, be declared invalid, such declaration of invalidity shall not affect the validity of the remainder of this Ordinance.
4. All prior Municipal Orders or Ordinances in conflict herewith are hereby repealed, but only to the extent of such conflict.

5. The Ordinance is adopted pursuant to KRS §83A.060 in that it was introduced on June 14, 2012, and given final reading on June 25, 2012, and said Ordinance shall be in full force and effect upon signature, recordation and publication in accordance with KRS §81A.060, KRS §100.209 and KRS Chapter 424.

CITY OF LEBANON, KENTUCKY

BY: 

GARY D. CRENSHAW, Mayor

Attest:

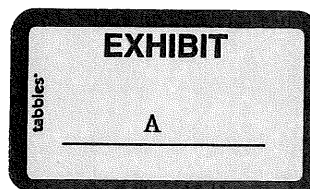
  
GINA N. WHEATLEY, City Clerk

**LEGAL DESCRIPTION**

**6.291 ACRES – PROPOSED B-3 ZONING**

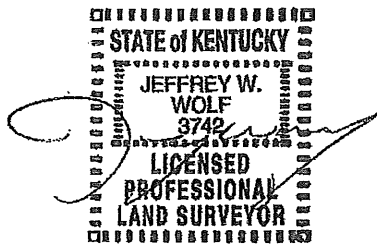
A CERTAIN TRACT OF LAND LOCATED ON THE EAST SIDE OF THE LEBANON BYPASS, APPROXIMATELY 0.15 MILES NORTH OF THE INTERSECTION WITH UNITED STATES HIGHWAY 68, IN LEBANON, MARION COUNTY, KENTUCKY AND MORE PARTICULARLY DESCRIBED AS FOLLOWS:

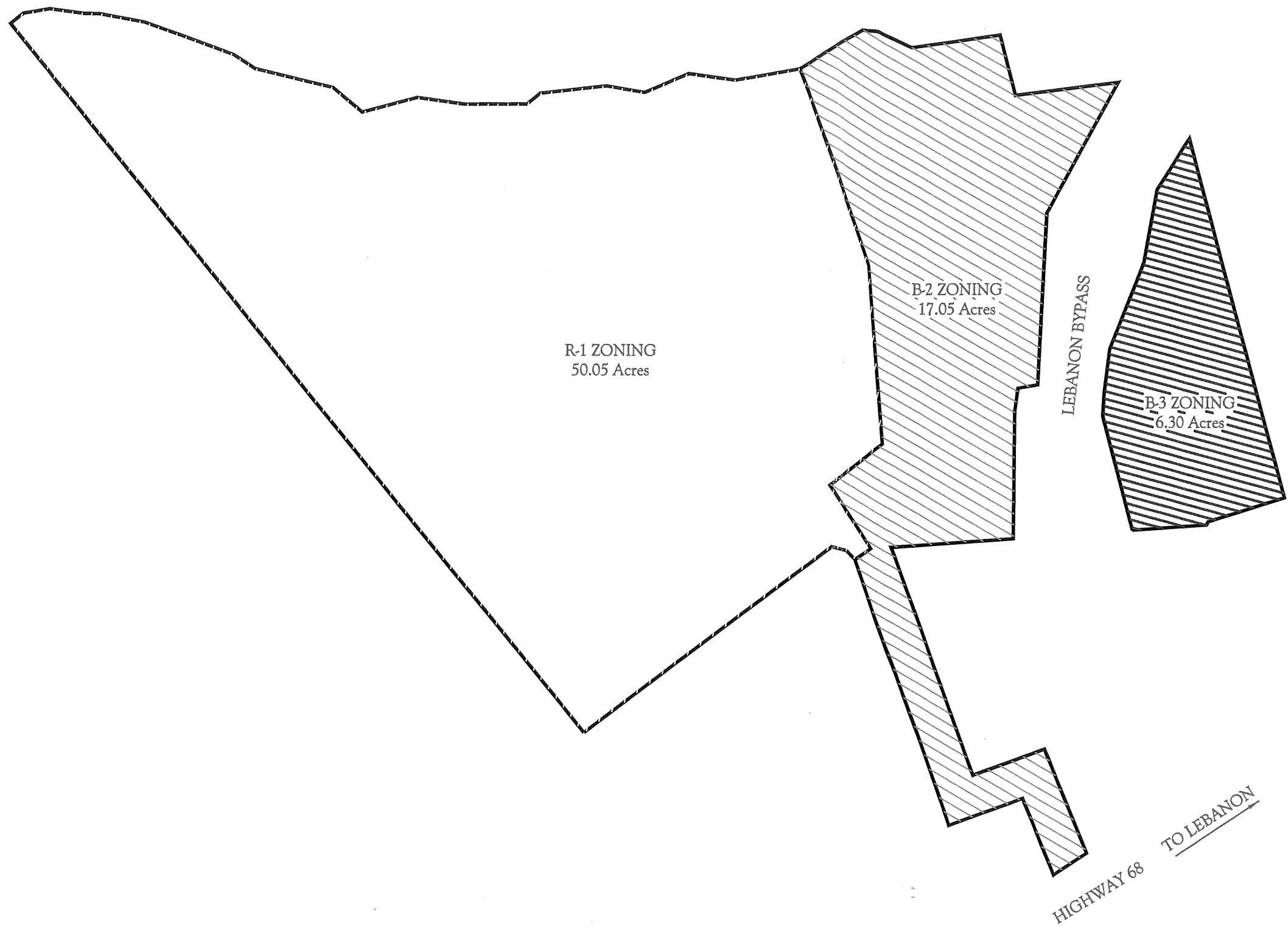
BEGINNING AT A 3 FOOT GALVANIZED RIGHT-OF-WAY POST (FOUND POST HENCEFORTH) IN THE EAST RIGHT-OF-WAY LINE OF THE LEBANON BYPASS, CORNER TO A TRACT OF LAND CONVEYED TO LESTER AND EMOGENE FARMER OF RECORD IN DEED BOOK 175, PAGE 209 IN THE OFFICE OF THE CLERK OF MARION COUNTY, KENTUCKY; THENCE WITH THE EAST RIGHT-OF-WAY LINE OF SAID BYPASS THROUGH THE FOLLOWING CALLS: NORTH 10°07'32" WEST 302.81 FEET TO A FOUND POST; THENCE, NORTH 08°31'39" EAST 59.02 FEET TO A FOUND POST; THENCE, NORTH 11°50'19" EAST 113.26 FEET TO A FOUND POST; THENCE, NORTH 26°12'59" EAST 237.98 FEET TO A FOUND POST; THENCE, NORTH 14°56'32" EAST 189.43 FEET TO A FOUND POST; THENCE, NORTH 37°38'01" EAST 154.78 FEET TO A FOUND POST IN THE EAST RIGHT-OF-WAY LINE OF SAID BYPASS, CORNER TO A TRACT OF LAND CONVEYED TO CLOYD AND MARY ROSE BRADY OF RECORD IN DEED BOOK 106, PAGE 63 IN THE CLERK'S OFFICE AFORESAID; THENCE LEAVING THE EAST RIGHT-OF-WAY LINE OF SAID BYPASS AND RUNNING WITH THE WEST LINE OF SAID BRADY, SOUTH 10°24'49" EAST 952.55 FEET TO A WOOD POST, CORNER TO SAID BRADY AND A TRACT OF LAND CONVEYED TO LESTER FARMER IN THE CLERK'S OFFICE AFORESAID; THENCE WITH THE NORTH LINE OF SAID FARMER, SOUTH 77°19'59" WEST 204.38 FEET TO A SET REBAR; THENCE, SOUTH 33°39'22" WEST 8.92 FEET TO A SET REBAR; THENCE, NORTH 89°12'39" WEST 195.09 FEET TO THE POINT OF BEGINNING, HAVING AN AREA OF 6.291 ACRES BY SURVEY OF JEFFREY W. WOLF, PLS 37442, DATED MAY 30, 2012.



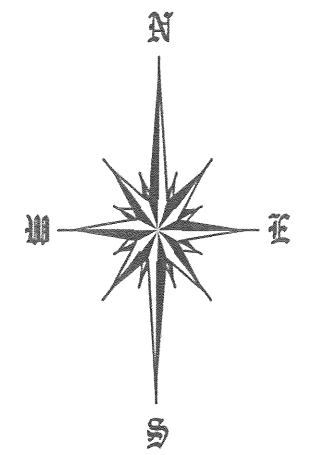
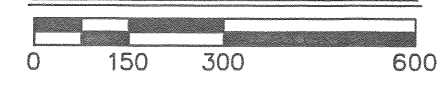
BEING A PORTION OF THE SAME TRACT OF LAND CONVEYED TO NALLY & HAYDON HOLDINGS, LLC. BY DEED DATED JUNE 10, 2004, OF RECORD IN DEED BOOK 244, PAGE 561 IN THE OFFICE OF THE CLERK OF MARION COUNTY, KENTUCKY.

BEING A PORTION OF TRACT 15 OF THE HIGDON AND FARMER FARM DIVISION OF RECORD IN PLAT CABINET 1, SLIDE 36 IN THE OFFICE OF THE CLERK OF MARION COUNTY, KENTUCKY.





GRAPHIC SCALE 1"=300'



REZONING EXHIBIT  
 for  
**HARDINS CREEK SUBDIVISION**  
**LEBANON BYPASS**  
**LEBANON, KENTUCKY**

**NALLEY & HAYDON HOLDINGS, LLC**  
 40 LUCKNOW COURT  
 BARDSTOWN, KY 40004

Data File: H1633.crd	Drawing File: H1633HardinsCreek.dwg
Date: 04/26/12	Drawn By: RPM
SCALE: 1"=300'	

Horizon  
 ENGINEERING, LLC

111 North Second Street  
 P.O. Box 364  
 Bardstown, Ky. 40004  
 Phone: (502) 348-4330 - Fax: (502) 348-4340