



CITY OF LEBANON

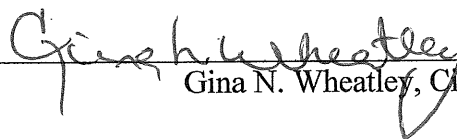
GARY D. CRENSHAW
MAYOR

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 4 pages of Ordinance 03-06 are a true, correct, and complete copy duly adopted by the City Council at a duly convened meeting held on June 9, 2003, all as appears in the official records of said City.

WITNESS, my hand and the City Seal of Lebanon, Kentucky, this 8th day of October, 2019.


Gina N. Wheatley, City Clerk

RECEIVED AND FILED
DATE October 9, 2019

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

AN ORDINANCE ANNEXING TO THE CITY OF LEBANON, KENTUCKY, CERTAIN UNINCORPORATED TERRITORY BELONGING TO HIGDON LAND COMPANY, LLC, AND TO THE JOSEPH LEON THOMAS, SR., TRUST, LYING ON AND CONTIGUOUS TO PORTIONS OF THE CITY'S SOUTHEASTERLY BOUNDARY AND ADJACENT TO HIGHLAND DRIVE AND SOUTHLAND SUBDIVISION, DEFINING THE BOUNDARIES OF THE TERRITORY TO BE ANNEXED AND DECLARING SUCH ANNEXATION TO BE DESIRABLE.

WHEREAS, the City of Lebanon has been presented with written requests pursuant to KRS 81A.412, by the Higdon Land Company, LLC, and by J. Leon Thomas, Jr., Trustee under the Will of Joseph Leon Thomas, Sr., owners of record of the parcels of land described below, to annex into the City all of their respective properties located along and contiguous to portions of the City's southeasterly boundary and adjacent to Highland Drive and Southland Subdivision, which lands qualify for annexation pursuant to KRS 81A.410, and

WHEREAS, the City Council deems it desirable to annex said lands and declares same to be urban in character or subject to governmental use and suitable for urban purposes without unreasonable delay, and

WHEREAS, no part of said properties proposed to be annexed lies within the boundary of any other incorporated City,

NOW, THEREFORE,

BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF LEBANON, KENTUCKY:

SECTION I

That the properties described on Exhibit A and Exhibit B, which properties are embraced within the County of Marion and which are both located along and contiguous to portions of the City's southeasterly boundary and adjacent to Highland Drive and Southland Subdivision, shall be, and the same hereby are, annexed to and included within the boundaries of the City of Lebanon, Kentucky.

SECTION II

That this annexation is made at the requests of Higdon Land Company, LLC, and the Joseph Leon Thomas, Sr., Trust, the owners of said properties and, pursuant to KRS 81A.412, the 60-day waiting period and the notice requirements have been waived.

SECTION III

That the City Clerk and/or other City officials are hereby authorized and directed to take such action as shall be necessary in order to amend the City map, post speed limits and other requires signs, and such other action as may be necessary and desirable as a result of this annexation.

SECTION IV

That appropriate zoning for the properties hereby annexed shall be established in accordance with the applicable statutes and ordinances.

SECTION V

All Ordinances or parts of Ordinances in conflict herewith are expressly repealed, but only to the extent of such conflict.

SECTION VI

If any section, subsection, sentence, clause, phrase or portion of this Ordinance is for any reason held invalid or unconstitutional by any Court of competent jurisdiction, such portion shall be deemed a separate, distinct and independent provision and such holding shall not affect the validity of the remaining portions hereof.

SECTION VII

This Ordinance shall become effective upon its second reading, passage and publication.

CITY OF LEBANON, KENTUCKY

By 

GARY D. CRENSHAW, Mayor

ATTEST:

By 

JOYCE A. FORD, City Clerk

Parcel 1:

A certain tract or parcel of land near the Southern city limits of the city of Lebanon, Marion County, Kentucky and bounded and described as follows: **BEGINNING** at a concrete block corner to city of Lebanon Municipal Housing Project and H. S. George, and Salem M. George, thence S 38° 11' E 2525.26 feet with line of H. S. George, Salem M. George, Robert L. Spalding, Joseph Beckers, Nash Lankford and Louis Hamilton to an iron stake corner to Louis Hamilton, thence with his line N 70° 59' E 420.75 feet to a stake corner to Louis Hamilton and land retained by First Parties, thence with land retained by First Parties N 38° 1' W 1990.57 feet to a stake, thence continuing with land retained by First Parties N 53° 4' E 218.50 feet to a stake also corner to First Parties, thence with First Parties, Richard Spalding and L. A. Collins estate, N 36° 32' W 774.31 feet to a concrete marker, corner to the city of Lebanon Municipal Housing Project, thence with said city of Lebanon Municipal Housing Project S 42° 26' W 652.70 feet to the point of beginning.

HOWEVER THERE IS EXCEPTED AND NOT CONVEYED HEREIN: a certain portion on which a barn is located, said excepted portion being a rectangle 100 feet by 200 feet, which is retained by First Parties.

Parcel 2:

A certain tract or parcel of land near the Southern city limits of the city of Lebanon, Marion County, Kentucky, and bounded and described as follows:

BEGINNING at a point in the line of Cypress St., corner to Thomas and the remainder of Lot No. 9; thence with the line of Thomas (being Lot No. 8) in a northeasterly direction of 150 feet, more or less, to a point in the line of lands of first party and corner to Thomas; thence with the line of lands of first party in a southeasterly direction for a distance of 40 feet, more or less; thence leaving the line of lands of first party in a southwesterly direction for a distance of 150 feet, more or less, to a point in Cypress St., being the corner of the remainder of Lot No. 9; thence with Cypress St., in a northwesterly direction for a distance of 40 feet, more or less, and being further identified as the northeastern most 40 feet, more or less, of Lot No. 9 lying parallel with and adjacent to Lot No. 8, as shown by Plat of Southland Subdivision of record in Deed Book 77, Page 208, in the Marion County Clerk's office.

The above described property is subject, however, to a right of way for ingress and egress purposes in favor of Leon Thomas and Margaret C. Thomas, as described in the Deed of record in Deed Book 100, Page 209, in the Marion County Clerk's office.

BEING the same property acquired by Higdon Land Company, LLC, by Deed dated March 15, 2003, and recorded in Deed Book 234, Page 569, in the Marion County Clerk's office.

EXHIBIT A

Parcel 3:

A certain parcel of land located in Marion County, Kentucky S 52° 05' 08" E 806.33 feet from a gate post on the end of Highland Drive and approximately 1180 feet south westerly of Fairgrounds Road and more particularly described as follows:

BEGINNING at a set steel pin at the southwest corner of the 100 foot by 200 foot lot retained by the parties of the First part in the conveyance to the current adjoiner, Nash Lankford and Thelma H. Lankford (DB 84, PG 600), also located at Kentucky State Plan Coordinates, 1983 South Zone, Northing: 2,088,882.1962 and Easting: 1,787,276.4049; thence running with the Lankford line S 38° 37' 14" E 100.00 feet to a set steel pin; thence N 51° 58' 28" E 30.00 feet to a set steel pin; thence with a new division line N 38° 37' 14" W 5.00 feet to a found steel pin; thence N 38° 37' 14" W 95.00 feet to a set steel pin in the line of Lankford; thence leaving the new division line and running with the Lankford line S 51° 58' 28" W to the point of beginning, containing 2999.5 square feet by survey of Sam S. Anzelmo, Jr., LS #2688, Surveyor of Marion County, dated July 13, 2002, of record in Plat Cabinet _____, Slide _____, in the Marion County Clerk's office.

BEING the same property acquired by Higdon Land Company, LLC, by Deed dated July 26, 2002, and recorded in Deed Book 235, Page 624, in the Marion County Clerk's office.

EXHIBIT A

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A certain parcel of land located in Marion County, approximately 1000 feet west of Fairgrounds Road and 875 feet southeast of the end of Highland Park Drive and more particularly described as follows:

Beginning at a set steel pin in a fence line and corner to Nash Lankford and Thelma H. Lankford (DB 84, P 600) also located at Kentucky State Plane Coordinates, 1983 South zone, northing: 2,089,005.3985 and easting 1,787,433.9524; thence running with the Lankford line S 51° 58' 28" W 170.00 feet to a set steel pin also located at Kentucky State Plane Coordinates, 1983 South zone, northing: 2,088,900.6747 and easting: 1,787,300.0347; thence leaving the Lankford line and running with a new division line S 38° 37' 14" W 95.00 feet to a found steel pin; thence S 38° 37' 14" E 5.00 feet to a set steel pin in the line of Lankford; thence leaving the new division line and running with the Lankford line N 51° 58' 28" E 170.00 feet to a set steel pin in the fence line and corner to Lankford; thence leaving the Lankford line and running with a new division line along and with the fence N 38° 58' 17" W 85.39 feet to a fence post; thence N 36° 34' 18" W 14.62 feet to the point of beginning containing 0.389 acre by survey of Sam S. Anzelmo, Jr., LS #2688, Surveyor of Marion County, dated July 13, 2002.

Being a part of the property acquired by the Joseph Leon Thomas, Sr., Trust by Deed dated May 2, 2003, recorded in Deed Book 235, Page 630, in the Marion County Clerk's office

EXHIBIT B