



CITY OF LEBANON


GARY D. CRENSHAW
MAYOR

P.O. BOX 840
LEBANON, KY 40038
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 9 pages of Ordinance 05-07 are a true, correct, and complete copy duly adopted by the City Council at a duly convened meeting held on August 8, 2005, 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 Randie Addison

ORDINANCE NO. 05-07

AN ORDINANCE ANNEXING TO THE CITY OF LEBANON, KENTUCKY, CERTAIN UNINCORPORATED TERRITORY RECENTLY PURCHASED BY THE CITY OF LEBANON, LYING ON AND CONTIGUOUS TO PORTIONS OF THE CITY'S SOUTHERLY BOUNDARIES AND ADJACENT TO ONE ANOTHER AND TO THE EXISTING GRAHAM MEMORIAL PARK, 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 City of Lebanon, owner of record of the parcels of land described below to annex into the City all of its respective properties located along and contiguous to portions of the City's southerly boundary and adjacent to one another and the existing Graham Memorial Park, 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 Exhibits A, B, and C, which properties are embraced within the County of Marion and which are located contiguous to portions of the City's southerly boundaries and adjacent to one another and the Graham Memorial Park 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 request of the City of Lebanon, by and through its authorized official, the owner 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 required 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:

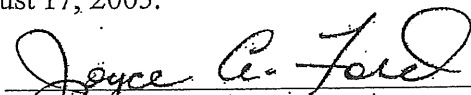


JOYCE A. FORD, City Clerk

First reading given on July 11, 2005.

Second reading given on August 08, 2005.

Published in the Lebanon Enterprise on August 17, 2005.



JOYCE A. FORD, City Clerk

Exhibit A

Legal Description: Deed Book 250, Page 423
Knights of Columbus 1264, Inc., to City of Lebanon

All of that tract or parcel of land situated at the southerly end of Spalding Avenue, between South Harrison Street and South Proctor Knott Avenue, in the City of Lebanon, in Marion County, Kentucky, and being more fully described and bounded as follows, to-wit:

Beginning at a wooden post found at a common corner of the Knights of Columbus Council 1264, Inc. (Deed Book 77, Page 520), the City of Lebanon, Kentucky (Deed Book 140, Page 280, plat in Deed Book 64, Page 333), and Chester and Betty Payne (Deed Book 98, Page 49, Plat in Deed Book 64, Page 333); thence with the line of The Knights of Columbus and the City of Lebanon, N 36° 59' 48" W, passing an iron pin with cap set as a witness monument at 10.00 feet and running a total distance of 106.39 feet to an iron pin with cap set (iron pins set this survey are 5/8" steel rebar with identification cap stamped "CDP 3539"), said point beginning a new division line through the property of The Knights of Columbus; thence leaving the line of the City of Lebanon with said new division line, N 48° 24' 12" E, 244.37 feet to an iron pin with cap set in the line of The Knights of Columbus and James W. and Aileen B. Thompson (Deed Book 199, Page 300); thence with the line of Thompson, S 35° 01' 02" E, 115.10 feet to a iron pin with cap set at a common corner of The Knights of Columbus, Thompson, and John and Almarine Hickey (Deed Book 74, Page 519); thence leaving the line of Thompson and running with the line of Hickey, and continuing with the line of Payne, aforesaid, S 50° 23' 07" W, 239.86 feet to the beginning. The above described parcel contains approximately 26,717 square feet (0.6133 acre).

AND BEING the same property acquired by the City of Lebanon from the Knights of Columbus 1264, Inc., by deed dated April 28, 2005, and lodged of record on May 12, 2005, at Deed Book 250, page 423 in the office of the Marion County Court Clerk.

Exhibit B

Legal Description: Deed Book 250, Page 206
J. Leon Thomas, Jr., Trustee, to City of Lebanon

All of that tract or parcel of land situated on the southwesterly side of Fairgrounds Road southeasterly of Burton Lane, in the City of Lebanon, in Marion County, Kentucky, and being more fully described and bounded as follows, to-wit:

Beginning at an iron pin with cap set (iron pins set this survey are 5/8" steel rebar with identification cap stamped "CDP 3539"), in the southwesterly right of way of Fairgrounds Road, said pin being a common corner of J. Leon Thomas, Jr. Trustee under the will of Joseph Leon Thomas, Sr. (Deed Book 235, Page 630, Will Book 24, Page 58), and Norman Hart and Jean Young (Deed Book 114, Page 528), said point being approximately 228 feet southeasterly from the centerline of Burton Lane as measured along the southwesterly right-of-way; thence running with the southwesterly right-of-way of Fairgrounds Road, S 36° 32' 41" E, 2099.56 feet to an iron pin with cap set, said pin being a common corner to Cleo and Mary Alice Tungate (Deed Book 195, Page 633); thence leaving the southwesterly right-of-way of Fairgrounds Road and running with the line of Tungate, S 44° 23' 54" W, passing an iron pin with cap set as a witness monument at 805.59 feet for a total distance of 815.59 feet to a wooden fence post, said post being a common corner of Thomas, Tungate and James W. and Aileen B. Thompson (Deed Book 199, Page 300); thence running with the line of Thompson for two calls, N 25° 30' 21" W, passing an iron pin with cap set as a witness monument at 10.00 feet for a total distance of 107.64 feet to a 24" Oak tree, and S 71° 57' 35" W, passing an iron pin with cap set as a witness monument at 10.00 feet for a total distance of 180.66 feet to an iron pin found at a wooden fence post, said pin being a common corner of Thomas, Thompson and William J. Higdon Irrevocable Trust (Deed Book 229, Page 282); thence leaving the line of Thompson and running with the line of William J. Higdon Irrevocable Trust and continuing with a second Thomas parcel (Deed Book 84, Page 600), N 38° 19' 44" W, 1172.18 feet to an iron pin found with identification cap #2688, said pin being a common corner of Thomas and the northeasterly corner of the Highland Park Subdivision (Plat Cabinet 2, Slide 344) and the northwesterly corner of the aforementioned second Thomas parcel; thence running with the northeasterly line of the Highland Park Subdivision, Lots 10 through 18 and a portion of Lot 19, for two calls, N 37° 56' 44" W, 675.20 feet to an iron pin found with identification cap #2688, and N 37° 07' 01" W, 141.20 feet to an iron pin found with identification cap #2688, said point being a common corner of Thomas, Highland Park Subdivision, and William J. Higdon Irrevocable Trust, aforesaid; thence leaving the northeasterly line of the Highland Park Subdivision and running with the line of William J. Higdon Irrevocable Trust for two calls, N 52° 52' 49" E, 218.85 feet to an iron pin found with identification cap #2688, and N 37° 50' 08" W, passing an iron pin with cap set as a witness monument at 67.73 feet for a total distance of 77.73 feet to a wooden fence post, said fence post being a common corner of Thomas, William J. Higdon

Irrevocable Trust, and the southeasterly corner of the Sandy-Deb Village Subdivision (plat in Deed Book 117, Page 273); thence leaving the line of William J. Higdon Irrevocable Trust and running with the southeasterly line of the Sandy-Deb Subdivision and continuing with the line of Sandra Jane Wright (Deed Book 175, Page 632), the southeasterly line of the Spalding Subdivision (plat in Deed Book 87, Page 332), and Hart and Young, aforesaid, N 53° 39' 13" E, 793.46 feet to the beginning. The above described property contains approximately 2,104,452 square feet (48.3116 acres).

Grantor also grants unto Grantee all of the right, title and interest of the Grantor-Trust, if any, in and to two (2) separate entrances which entrances are to be granted by Highland Park Subdivision connecting the property conveyed herein according to that certain Exhibit A attached to and incorporated in Deed of record at Deed Book 235, page 624, in the office of the Marion County Court Clerk.

AND BEING the same property acquired by the City of Lebanon from J. Leon Thomas, Jr., Trustee, Trust Under the Will of J. Leon Thomas (Sr.), by deed dated April 21, 2005, and lodged of record on April 27, 2005, at Deed Book 250, page 206 in the office of the Marion County Court Clerk.

Exhibit C

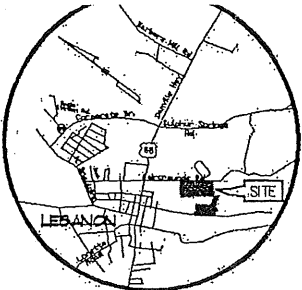
Legal Description: Deed Book 250, Page 134
James W. Thompson & Aileen B. Thompson to City of Lebanon

All of that tract or parcel of land situated near the southerly terminus of South Harrison Street, between Fairgrounds Road and South Proctor Knott Avenue, in the City of Lebanon, in Marion County, Kentucky, and being more fully described and bounded as follows, to-wit:

Beginning at an iron pin with cap set (iron pins set this survey are 5/8" steel rebar with identification cap stamped "CDP 3539"), at a common corner of James W. and Aileen B. Thompson (Deed Book 199, Page 300) and Lisa Ann Eubank (Deed Book 172, Page 93), said point being the southeasterly corner of Eubank; thence running with Thompson and Eubank, N 59° 19' 16" E, passing an iron pin set as a witness monument at 410.30 feet for a total distance of 420.30 feet to a wooden fence post, said post being a common corner of Thompson, Eubank and being in the line of William J. Higdon Irrevocable Trust (Deed Book 229, Page 282); thence leaving the line of Eubank and running with the line of William J. Higdon Irrevocable Trust for two calls, S 38° 36' 37" E, 930.65 feet to an iron pin found with identification cap #2688, and N 70° 31' 06" E, 415.14 feet to an iron pin found at a wooden fence post, said iron pin being a common corner of Thompson, William J. Higdon Irrevocable Trust, and J. Leon Thomas, Jr., Trustee under the will of Joseph Leon Thomas, Sr. (Deed Book 235, Page 630, Will Book 24, Page 58); thence with the line of Thomas for two calls, N 71° 57' 35" E, passing an iron pin with cap set as a witness monument at 170.66 feet for a total distance of 180.66 feet to a 24" Oak tree, and S 25° 30' 21" E, passing an iron pin with cap set as a witness monument at 97.64 feet for a total distance of 107.64 feet to a wooden fence post, said post being a common corner of Thompson, Thomas, and Cleo and Mary Alice Tungate (Deed Book 195, Page 633, see plat in Plat Cabinet 2, Slide 263); thence running with the line of Tungate for three calls, S 23° 56' 10" E, 215.63 feet to an iron pin found with identification cap #2850, S 34° 33' 05" E, 63.32 feet to an iron pin found with identification cap #2850, S 06° 12' 11" W, passing an iron pin with cap set as a witness monument at 3.76 feet for a total distance of 13.76 feet to a point in the centerline of Hardins Creek, said point being a common corner of Thompson, Tungate, and Harold and Elizabeth Glasscock (Deed Book 79, Page 516); thence leaving the

line of Tungate and running with the line of Glasscock and continuing with the line of Jerry and Connie Wells (Deed Book 246, Page 747), down the centerline of Hardins Creek, as it meanders, for ten meander calls, S 70° 55' 08" W, 261.28 feet, N 82° 29' 49" W, 44.64 feet, S 71° 27' 48" W, 121.69 feet, S 39° 17' 16" W, 81.93 feet, N 79° 34' 32" W, 64.04 feet, S 74° 16' 19" W, 234.93 feet, S 30° 27' 46" E, 140.35 feet, S 45° 52' 52" W, 48.05 feet, S 54° 22' 25" W, 147.09 feet, and S 73° 30' 22" W, 276.99 feet, to a point in the centerline of Hardins Creek, said point being a common corner to Thompson, Wells, and Chester and Betty Payne (Deed Book 98, Page 49, plat in Deed Book 64, Page 333); thence leaving the centerline of the creek and the line of Wells and running with the line of Payne, and continuing with the line of John and Almarine Hickey (Deed Book 74, Page 519) and The Knights of Columbus Council 1264, Inc. (Deed Book 77, Page 520), N 35° 01' 02" W, passing an iron pin with cap set as a witness monument at 15.00 feet for a total distance of 1161.36 feet to an iron pin with cap set in the line of Thompson and the Knights of Columbus; thence leaving the line of the Knights of Columbus and running with a new line severing the property of Thompson for three calls, N 64° 04' 33" E, passing an iron pin with cap set as a witness monument at 10.00 feet for a total distance of 147.55 feet to a gate post, N 54° 15' 19" E, passing an iron pin set as a witness monument at 10.00 feet for a total distance of 95.56 feet to a metal fence post and N 37° 17' 02" W, passing an iron pin set with cap as a witness monument at 10.00 feet for a total distance of 200.48 feet to the beginning. The above described property contains approximately 1,114,288 square feet (25.5805 acres).

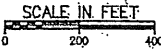
AND BEING the same property conveyed by James W. Thompson and Aileen B. Thompson, husband and wife, to the City of Lebanon by deed dated April 25, 2005, and lodged of record at Deed Book 250, Page 134 in the office of the Marion County Court Clerk.



VICINITY MAP
Not To Scale

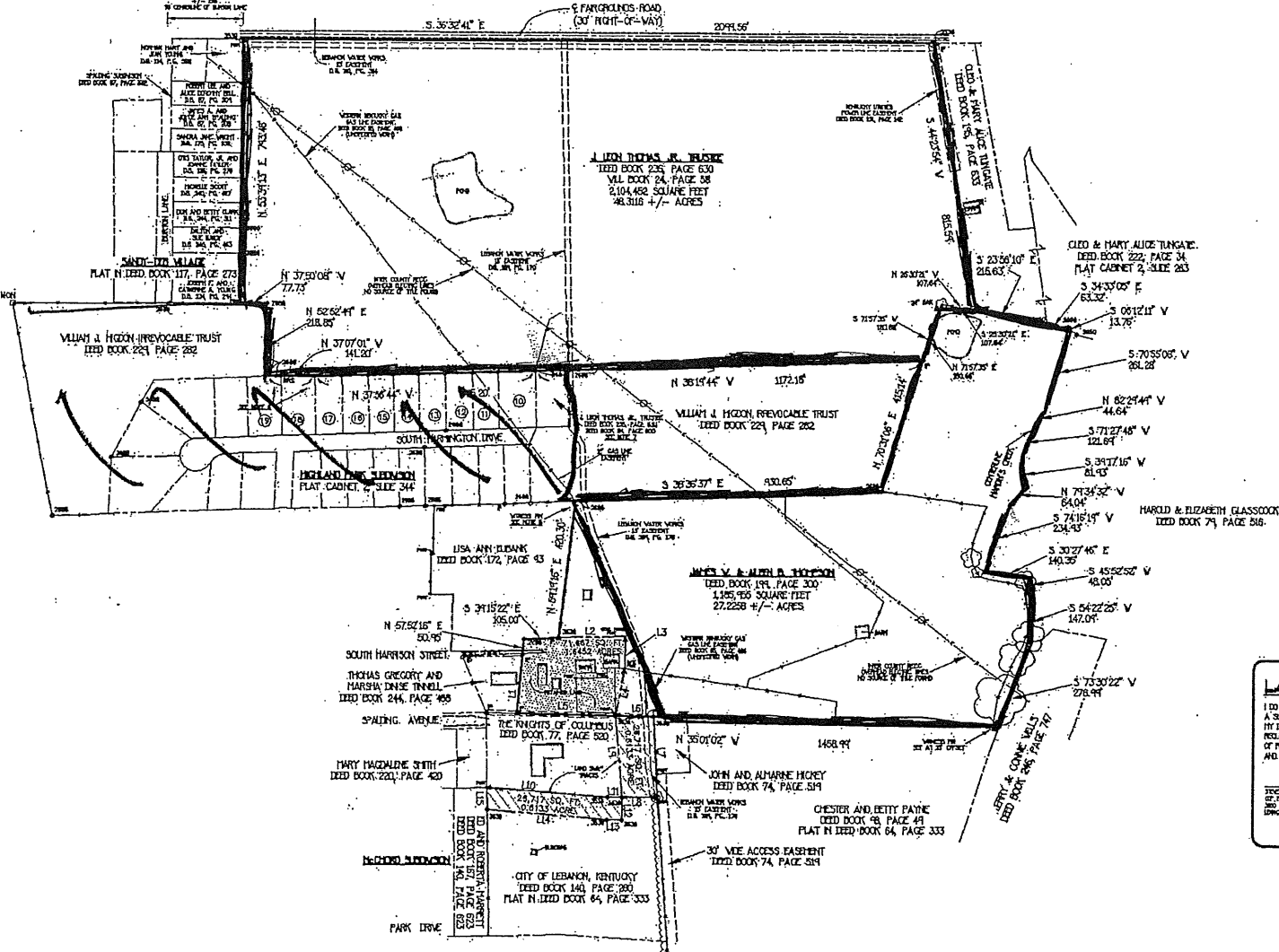
LINE	BEARING	DISTANCE
L1	N 89°57'16" E	276.04
L2	S 8°17'02" E	233.40
L3	S 84°10'37" V	93.92
L4	S 84°04'37" V	147.69
L5	N 30°02'02" V	292.62
L6	S 30°02'02" E	116.10
L7	S 50°23'07" V	233.86
L8	N 30°24'45" V	326.34
L9	N 82°21'12" E	245.37
L10	S 30°50'15" E	321.01
L11	S 30°54'48" E	43.62
L12	S 83°01'22" V	61.06
L13	N 30°24'45" V	65.44
L14	N 30°50'15" V	307.24
L15	N 82°12'27" E	64.85

- GENERAL NOTES:**
- THIS SURVEY WAS MADE BY THE METHOD OF RANGING TRANSITS WITH RANGING TIES TO PROPERTY CORNERS. THE UNQUALIFIED HATHORNICAL LINEAR POINTS OF CLOSEST APPROXIMATION TO A POINT OF A CLASS "A" SURVEY. THE BEARINGS AND DISTANCES SHOWN THEREIN HAVE NOT BEEN ADJUSTED FOR CURVATURE.
 - BOUND OF SURVEY IS REFERENCED TO STATE PLANE COORDINATES OF RECORD. IN PLAT CABBERT, S. SLICE 344, FILED IN THE MARION COUNTY REGISTERED CLERK'S OFFICE.
 - THE 30' RIGHT-OF-WAY OF FAIRGROUNDS ROAD IS BASED ON FIELD MEASUREMENTS AND THIS SURVEY AND THIS SURVEY WHICH SET FORTH THE GENERAL FOR DISTANCE POINT-OF-INTERSECTION OF COUNTY ROAD WITH NEPE ROAD.
 - IRON PINS SET THIS SURVEY ARE 5/8" DIAM. IRON WITH IDENTIFICATION CAP STAMPED "COP 3534".
 - WELLS MEASUREMENTS SET THIS SURVEY ARE PLACED AT A 30' OFFSET TO ACTUAL BOUNDARY CORNER UNLESS OTHERWISE NOTED.
 - AMONGS NEPEAN CHANNELS IN THE COURSE AND DISTANCE OF SUBJECT'S BOUNDARY LINE.
 - PARCEL BEARING APPROXIMATELY 300'-X-100', IS TO BE RETURNED BY J. LEON THOMAS, JR., TRUSTEE, AND IS EXPRESSLY OBTAINED FROM THIS BOUNDARY SURVEY.



LEGEND

—	SUBJECT PROPERTY LINE	---	ADJACENT PROPERTY LINE
- - -	WELL LINE	- - -	EASEMENT
---	WELL LINE	- - -	EDGE OF PARCELS
3534	IRON PIN SET W/ CAP 3534	○	WELL
0000	IRON PIN ROAD W/ CAP NUMBER	△	WELLS PIT
○	WELL	□	CONCRETE
○	WELL	□	FOUNDATION



SITE STATISTICS

SUBJECT	AREA
PROPERTY	SQ. FT. ACRES.
THOMAS TRACT	2,104,452 48.3116
THOMPSON TRACT	1,185,955 27.2258
BOTH TRACTS	3,290,407 75.5374

LAND SURVEYORS CERTIFICATION:

I DO HEREBY CERTIFY THAT THIS DOCUMENT REFLECTS A SURVEY MADE BY ME, OR A MEMBER OF MY FIRM, IN ACCORDANCE WITH THE PROVISIONS AND TERMS OF THE KENTUCKY PROFESSIONAL LAND SURVEYING ACT BY THE KENTUCKY SURVEY BOARD OF REGISTRATION FOR PROFESSIONAL ENGINEERS AND LAND SURVEYORS.

DATE: _____

BY: _____

BOUNDARY SURVEY
For
THE CITY OF LEBANON, SOUTH PROCTOR KNOTT AVENUE, LEBANON, KENTUCKY
of the
J. LEON THOMAS, JR. PROPERTY
DEED BOOK 235, PAGE 630
WILL BOOK 24, PAGE 58
and the
JAMES W. & AILEEN B. THOMPSON PROPERTY
DEED BOOK 199, PAGE 300
located near
FAIRGROUNDS ROAD, LEBANON, MARION COUNTY, KENTUCKY
prepared by:
GARTER DEKON PARTNERS
3250 Blaker
Lexington, Ky
Ph: (606) 253-1111
Fax: (606) 253-1112

SCALE: 1"=200'

APRIL 11, 2000

OVERSIZE MAP INCLUDED WITH
SUBMISSION.

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