

Ordinance 08-05

STATE OF KENTUCKY  
TREASURER  
SECRETARY OF STATE  
COMMONWEALTH OF KENTUCKY  
BY Handwritten Signature

**AN ORDINANCE ANNEXING TERRITORY LOCATED ALONG THE CITY'S SOUTHERN BOUNDARY AND PRESENTLY IDENTIFIED AS TRACT 1, PARCEL A AND PARCEL B OF THE GRAY CASKEY FARM DIVISION AND APPROVING NEW ZONING CLASSIFICATION AS R-1 (SINGLE FAMILY RESIDENTIAL).**

**WHEREAS**, the territory annexed, approximately 7.621 acres of land separately identified as Tract 1, Parcel A and Parcel B of the Gray Caskey Farm Division, is contiguous to the City of Lebanon and of urban character or suitable for urban development without unreasonable delay; and,

**WHEREAS**, each of the owners of the territory annexed have consented to the annexation of the property into the City of Lebanon pursuant to KRS 81A.412; and,

**WHEREAS**, On April 1, 2008, the City of Lebanon City Council enacted Ordinance 08-02, declaring the desirability of this annexation and the City of Lebanon's intent to annex the below described territory pursuant to KRS 81A and KRS 100.209; and,

**WHEREAS**, the City of Lebanon Planning and Zoning Commission approved the assignment of a zone classification/change from unzoned territory to R-1 (Single Family Residential) on April 28, 2008, 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 more particular description 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 R-1 (Single Family Residential) and a map reflecting the new zoning classification for said territory is attached hereto and incorporated herein by reference at Exhibit B, pursuant to KRS 81A.412.

**Exhibit B**

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.

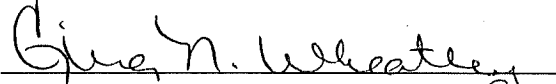
4. All prior Municipal Orders or Ordinance in conflict herewith are hereby repealed, but only to the extent of such conflict.
5. The Ordinance is adopted pursuant to KRS 83A.060 in that it was introduced on June 9, 2008, and given final reading on June 13, 2008, and said Ordinance shall be in full force and effect upon signature, recordation and publication in accordance with KRS Chapter 81A, KRS Chapter 100 and KRS Chapter 424.

CITY OF LEBANON, KENTUCKY

BY: 

GARY D. CRENSHAW, Mayor

Attest:

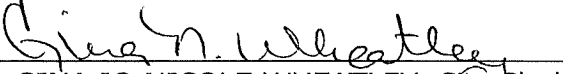
  
GINA JO NICOLE WHEATLEY, City Clerk

First Reading given June 9, 2008

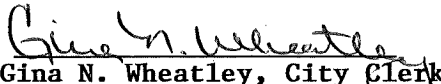
Second Reading given June 13, 2008

Publication made on June 25, 2008

**CERTIFICATION**

  
GINA JO NICOLE WHEATLEY, City Clerk

**This is to certify that this is a true and accurate copy of Ordinance No. 08-05, that it was in fact introduced and given first reading by unanimous vote of the Lebanon City Council on June 9, 2008 at a duly convened regularly scheduled meeting of the Council, and was in fact approved for passage by unanimous vote of the Lebanon City Council, and given second reading on June 13, 2008 at a duly convened special-called meeting of the Council, and was in fact published in the June 25, 2008 issue of The Lebanon Enterprise.**

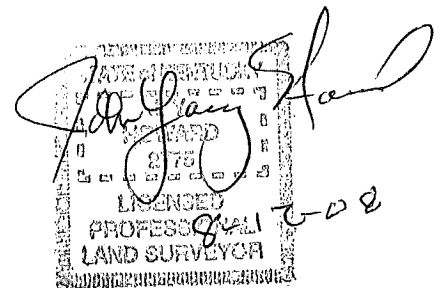
  
Gina N. Wheatley, City Clerk

MATTINGLY ANDY  
TO EARL SANDUSKEY  
TRACT 1 - 1.141 ACRES

BEING A CERTAIN TRACT OF LAND LOCATED ON THE WEST SIDE  
OF COUNTRY CLUB DRIVE AND ON THE EAST SIDE OF THE OLD  
L&N RAILROAD IN LEBANON, MARION COUNTY KENTUCKY AND  
DESCRIBED AS FOLLOWS:

ALL RODS SET ARE 5/8"X18" REBAR WITH A YELLOW CAP  
STAMPED JY HOWARD PLS 2775

BEGINNING AT A ROD FOUND IN THE WEST R/W LINE OF  
COUNTRY CLUB DRIVE CORNER TO EARL SANDUSKEY DB 83 P  
550; THENCE WITH CUNTRY CLUB DRIVE S 16 - 25 - 25 E, 95.38 FT  
TO A ROD SET CORNER TO ANDY MATTINGLY PARCEL "A" DB 268  
P 131 : THENCE WITH ANDY MATTINGLY S 84 - 18 - 24 W, 559.34 FT  
TO A ROD SET CORNER TO ANDY MATTINGLY AND IN THE LINE  
OF THE OLD L&N RAILROAD; THENCE WITH THE RAILROAD N 17  
- 38 - 15 E, 102.06 FT TO A ROD FOUND CORNER TO SANDUSKEY :  
THENCE WITH SANDUSKEY N 84 - 18 - 24 E, 501.16 FT TO THE  
POINT OF BEGINNING CONTAINING 1.141 ACRES BY A SURVEY OF  
JOHN YOUNG HOWARD PLS 2775 DATED 01/19/2007



Professional Land Surveyor Seal for John Young Howard, License No. 2775. The seal includes the text "STATE OF KENTUCKY", "JOHN YOUNG HOWARD", "2775", "LICENSED PROFESSIONAL LAND SURVEYOR", and "6-28".

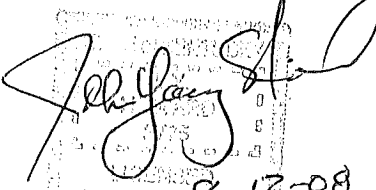
EXHIBIT A

MATTINGLY ANDY  
PARCEL "A"  
ACRES TO BE ANNEXED

BEING A CERTAIN TRACT OF LAND LOCATED ON THE WEST SIDE  
OF COUNTRY CLUB DRIVE AND ON THE EAST SIDE OF THE OLD  
L&N RAILROAD IN LEBANON, MARION COUNTY KENTUCKY AND  
DESCRIBED AS FOLLOWS:

ALL RODS SET ARE 5/8"X18" REBAR WITH A YELLOW CAP  
STAMPED JY HOWARD 2775

BEGINNING AT A ROD SET CORNER JODY SMITH 7.00 ACRE  
TRACT IN THE WEST R/W LINE OF COUNTRY CLUB DRIVE;  
THENCE WITH COUNTRY CLUB DRIVE N 16 -25 - 25 W, 361.36 FT  
TO A ROD SET CORNER TO TRACT 1 (1.141 ACRE TRACT) THENCE  
WIT TRACT 1 S 84-18-24 W, 559.34 FT TO A ROD SET CORNER  
TRACT 1 IN THE LINE OF THE OLD L&N RAILROAD ; THENCE  
WITH THE RAIL ROAD S 17 - 38 - 15 W, 408.06 FT TO A ROD SET  
CORNER TO JODY SMITH (7.00 ACRE TRACT); THENCE WITH JODY  
SMITH N 82- 52- 43 E, 788.47 FT TO THE POINT OF BEGINNING  
CONTAINING . 5.833ACRES BY A SURVEY OF JOHN YOUNG  
HOWARD PLS 2775 DATED 01/19/2008

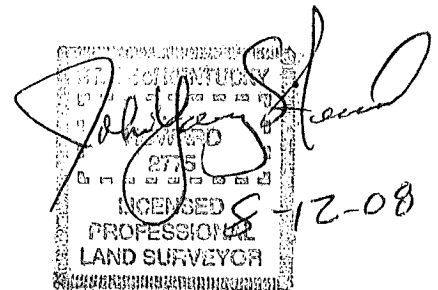
  
PROFESSIONAL  
LAND SURVEYOR  
8-12-08

MATTINGLY ANDY  
PARCEL "B"  
0.847 ACRES TO BE ANNEXED

BEING A CERTAIN TRACT OF LAND LOCATED ON THE WEST SIDE  
OF COUNTRY CLUB DRIVE AND ON THE EAST SIDE OF THE OLD  
L&N RAILROAD IN LEBANON, MARION COUNTY KENTUCKY AND  
DESCRIBED AS FOLLOWS:

ALL RODS SET ARE 5/8"X18" REBAR WITH A YELLOW CAP  
STAMPED JY HOWARD 2775

BEGINNING AT A ROD FOUND CORNER GEORGE LAWSON DB 91 P  
45 IN THE WEST R/W LINE OF COUNTRY CLUB DRIVE; THENCE  
WITH COUNTRY CLUB DRIVE S 11 - 02 - 02 E, 243.77 FT TO A ROD  
FOUND CORNER THENCE LEAVING COUNTRY CLUB DRIVE S 78 -  
41 - 40 W, 156.77 FT TO A ROD SET CORNER TO JODY SMITH DB 268  
P 823 THENCE WITH JODY SMITH N 10 - 27 - 36 W, 230.65 FT TO A  
ROD FOUND CORNER TO SMITH AND GEORGE LAWSON; THENCE  
WITH LAWSON N 73 - 49 - 53 E, 155.08 FT TO THE POINT OF  
BEGINNING CONTAINING 0.847 BY A SURVEY OF JOHN YOUNG  
HOWARD PLS 2775 DATED 01/19/2008



CONSENT FORM — MARRIED PERSONS / SINGLE

ANNEXATION REQUEST AND

CONSENT TO ANNEXATION

TO THE MAYOR AND CITY COUNCIL OF THE CITY OF LEBANON:

The undersigned, the owners of record of the real property hereinafter referred to does, pursuant to KRS 81A.412, hereby request and consent to the annexation by th City of Lebanon of all property acquired by the undersigned and identified as Tracts 1, PARCELA + PARCEL B of the ~~CASKEY~~<sup>GRAY</sup> Farm Division\_\_\_\_\_, hereby waive the 60-day waiting period required by KRS 81.420, and further consent to any zoning classification recommended therefor by the Lebanon Planning & Zoning Commission and established by the City.

The property which we request the City to annex lies SOUTH of and contiguous to portions of the present boundary of the City, is urban in character and is suitable for urban purposes without unreasonable delay. Our title to said property was acquired by Deed from Gray Caskey Heirs (previous owners) dated November 5, 2007, and recorded in Deed Book 268, Page 131, in the Marion County Clerk's office.

*James W. Thompson* *Aileen B. Thompson*  
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*Andy Miller* *Suzanne D. Harting*  
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