



CITY OF LEBANON

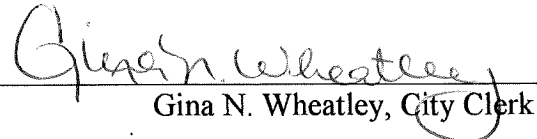
GARY D. CRENSHAW
MAYOR

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

CERTIFICATION

This is to certify that this is a true and accurate copy of Ordinance No. 2011-13, that it was in fact introduced and given first reading by unanimous vote of the Lebanon City Council on December 12, 2011 at a duly convened meeting of the Council, and was in fact approved for passage by unanimous vote of the Lebanon City Council, and given second reading by unanimous vote on January 9, 2012 at a duly convened meeting of the Council, and was in fact published in the January 18, 2012 issue of The Lebanon Enterprise.

WITNESS, my hand and the Seal of Lebanon Kentucky, this day of 18th day of January, 2012.


Gina N. Wheatley, City Clerk

RECEIVED AND FILED
DATE January 19, 2012

ALISON LUNDERGAN GRIMES
SECRETARY OF STATE
COMMONWEALTH OF KENTUCKY
BY Handie Alderson

Ordinance 2011-13

**AN ORDINANCE ANNEXING TERRITORY LOCATED ALONG THE CITY'S
NORTHERN BOUNDARY AND PRESENTLY IDENTIFIED AS
HIGHWAY 49 R.O.W., LEBANON, KENTUCKY
AND APPROVING ZONING CLASSIFICATION AS R-1.**

WHEREAS the territory annexed, consisting of a certain tract of land and the ingress/egress easement thereto presently identified as Highway 49 R.O.W., Lebanon, Kentucky and presently owned by the Commonwealth of Kentucky, 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 R-1 on November 28, 2011, 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 R-1.
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.

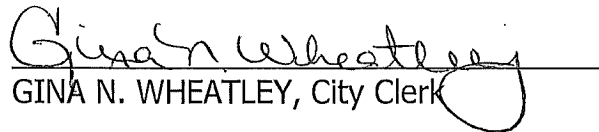
5. The Ordinance is adopted pursuant to KRS §83A.060 in that it was introduced on December 12, 2011, and given final reading on January 9, 2012, and said Ordinance shall be in full force and effect upon signature, recordation and publication in accordance with KRS §81A.060, KRS §100.209 and KRS Chapter 424.

CITY OF LEBANON, KENTUCKY

BY: 

GARY D. CRENSHAW, Mayor

Attest:


GINA N. WHEATLEY, City Clerk

K ENGINEERING **KW** & LAND **W** SURVEYING **M**

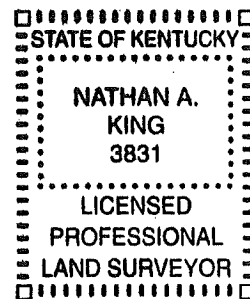
255 West Main Street, Ste. 121
Lebanon, KY 40033

Business: (270) 692-0089
Mobile: (270) 590-4603
Email: kwm.nk@windstream.net

A description of a portion of the right of way of KY HWY 49 to be annexed by the City of Lebanon, Kentucky and more particularly described as follows:

The bearings stated herein are referenced to Geodetic North as determined by GPS observations.

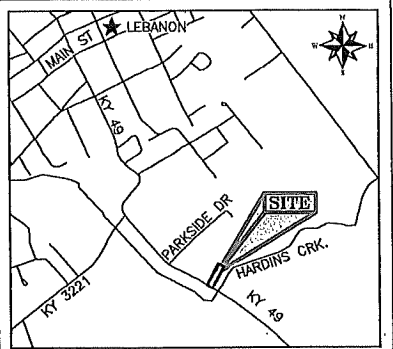
Beginning at a found ½" iron pin in the right of way of KY HWY 49, said pin lying 25' northeasterly of said centerline and approximately 101' northwesterly of the edge of the bridge over Hardin's Creek, said corner also a corner common to Robert & Theresa Harris (DB 195; PG 303) and Diana Sanders (DB 247; PG 722); THENCE with the Sanders property and the right of way of KY HWY 49 N57°43'15"W, 79.68' to a point in a concrete drive, a corner common to Jimmy Simpson (DB 213; PG 557); THENCE with Simpson and the right of way of KY HWY 49 N57°46'15"W, passing a found iron pin and cap (stamped Anzelmo PLS 2688) at 12.00', 40.04' to a found ½" rebar, a corner common to Beatrice Sanders (DB 66; PG 501); THENCE with Sanders and the right of way of KY HWY 49 N57°01'08"W, 61.66' to a found iron pin and cap (stamped LS Hardin PLS 527), a corner common to Terry Sanders (DB 114; PG 295); THENCE crossing KY HWY 49 S31°53'14"W, 50.01' to a point in the line of Michael and Sheila Boots (DB 249; PG 1); THENCE with Boots and the right of way of KY HWY 49 S57°01'08"E, 61.03' to a point; THENCE with same S57°46'15"E, 40.37' to a point; THENCE with same S57°43'15"E, 196.90' to a point near the center of Hardin's Creek; THENCE crossing KY HWY 49 and with Hardin's Creek N35°44'14"E, 50.09' to a point near the center of the Creek in the line of Jerry & Connie Walls (DB 246; PG 747); THENCE with Walls, said Harris property, and the right of way of KY HWY 49 N57°43'15"W, 120.28' to the POINT OF BEGINNING and Containing 0.34 acres more or less, according to a survey by Nathan King, PLS #3831, with KWM Engineering & Land Surveying, on Nov. 8, 2011 (certified Nov 10, 2011) and being a part of the right of way of KY HWY 49.



RECORD TITLE FOR SURVEY

See deed book 247 page 722
 Grantor JANE MATTINGLY
 Grantee DIANA JEAN SANDERS
 dated DECEMBER 17, 2004
 recorded in office of clerk of
MARION county Kentucky.

**GEODETIC NORTH
 AS DETERMINED BY
 GPS OBSERVATIONS**



VICINITY MAP N.T.S.

CHESTER PAYNE
 DB 98; PG 49

LINE	BEARING	DISTANCE
L1	N57°46'15"W	40.04'
L2	S57°46'15"E	40.37'

PURPOSE OF SURVEY

TO DEFINE THE BOUNDARY OF THE DIANA SANDERS PROPERTY (DB 247; PG 722), AND A PORTION OF THE R/W OF KY HWY 49 TO BE ANNEXED INTO THE LEBANON CITY LIMITS. ALSO TO DEDICATE A 15' R/W TO THE CITY OF LEBANON

ROBERT & THERESA HARRIS
 DB 195; PG 303
 McCHORD SUBD.
 DB 64; PG 333

JERRY & CONNIE WALLS
 DB 246; PG 747

ACREAGE
 0.37± AC.

POINT OF BEGINNING

1/2" REBAR 25' FROM THE CL OF KY 49 AND APPROXIMATELY 101' NORTHWESTERLY OF THE EDGE OF THE BRIDGE OVER HARDIN'S CREEK

ACREAGE
 0.34± AC.

KY HWY 49 (50' R/W)

MICHAEL & SHEILA BOOTS
 DB 249; PG 1

SURVEY LEGEND

- IPC = FND IRON PIN STAMPED
 LS HARDIN PLS 527
- W = SET 1/2"x18" WITNESS PIN W/ BLUE CAP (KWM
 NATHAN KING PLS 3831 WITNESS MONUMENT)
- = WOOD POST
- IPC(2688) = FND IRON PIN STAMPED
 ANZELMO PLS 2688
- △ = FOUND MONUMENTS (AS NOTED)
- PP = POWER POLES
- = PROPERTY LINES
- - - = ADJOINER LINES
- o — o — = OVERHEAD LINES

SURVEYORS CERTIFICATE

I HEREBY CERTIFY THAT THE SURVEY DEPICTED BY THIS PLAT WAS DONE BY ME OR SOMEONE UNDER MY DIRECT SUPERVISION & THAT THE FACTS AND STATEMENTS CONTAINED HEREIN ARE TRUE & CORRECT TO THE BEST OF MY KNOWLEDGE. THE UNADJUSTED ERROR OF CLOSURE FOR THIS SURVEY WAS 1: 53,580 AND THE BEARINGS & DISTANCES SHOWN HEREON ARE NOT BASED ON AN ADJUSTED TRAVERSE. THE SURVEY SHOWN HEREON MEETS THE SPECIFICATIONS FOR A CLASS A "URBAN" SURVEY.

Nathan King 11-10-11
 NATHAN KING PLS 3831 DATE

Nathan King
 NATHAN KING
 PLS 3831
 LICENSED
 PROFESSIONAL
 LAND SURVEYOR

SURVEY MAP

SURVEY TITLE
 CITY OF LEBANON - 985 HWY 49

CLIENT
 CITY OF LEBANON
 115 S. PROCTOR KNOTT AVE.
 LEBANON, KY 40033

OWNER
 DIANA JEAN SANDERS
 985 HWY 49
 LEBANON, KY 40033

PARCEL ADDRESS - 985 HWY 49, LEBANON, KY 40033
MARION COUNTY, KENTUCKY
 THIS SURVEY COMPLIES WITH 201 KAR 18:150



NATHAN ALLAN KING
 P.E. #24283 P.L.S. #3831
 255 WEST MAIN STREET, STE. 121, LEBANON, KY 40033
 BUSINESS: (270) 892-0089
 MOBILE: (270) 590-4803
 kwm.nk@windstream.net

PROJECT: MARION COUNTY/CITY OF LEBANON/ANEX 985			
SCALE	TOTAL AREA	DATE	DRAWN BY
1" = 50'	0.71	NOV. 8, 2011	N. KING
INCH=FEET	AC.+/-		