

City of Liberty

RECEIVED

July 26, 2000

JUL 31 2000

SECRETARY OF STATE
COMMONWEALTH OF KY

Secretary of State
P. O. Box 821
Frankfort, KY 40602-0821

Re: City Ordinance

Dear Sirs:

Please find enclosed a map and a certified copy of an ordinance relating to the intent of the City of Liberty to annex approximately 2.42 acres located on KY Hwy. 70 West. Pursuant to KRS 81A.470, these documents are to be recorded in your office.

If you have any questions, or if any additional information is needed, please feel free to contact this office.

Sincerely,



Brian Wright

RBW:ccl

Enc.

**CITY OF LIBERTY
COMMONWEALTH OF KENTUCKY
ORDINANCE NO. 00-O- 1**

**AN ORDINANCE RELATING TO THE INTENT OF THE
CITY OF LIBERTY TO ANNEX APPROXIMATELY 2.42
ACRES OF PROPERTY LOCATED ON KY. HWY. #70 WEST
ADJACENT TO THE CITY OF LIBERTY,
COMMONWEALTH OF KENTUCKY**

WHEREAS, the City Council of Liberty, Commonwealth of Kentucky, intends to annex certain property located near the western boundary of the City of Liberty, part of which is owned by Casey County Chapter 41, Disabled American Veterans, and part of which is owned by Carl Edwards and Beatrice Edwards (formerly Beatrice Baker), husband and wife, and

WHEREAS, pursuant to KRS § 81A.410, the property is currently contiguous to the boundaries of the City of Liberty, and the property is suitable for annexation, and

WHEREAS, it is desirable to annex the property; and

WHEREAS, said Ordinance would be in the best interests of the City of Liberty, Commonwealth of Kentucky, and its residents and citizens,

**NOW THEREFORE BE IT ORDAINED BY THE CITY OF LIBERTY AS
FOLLOWS:**

SECTION 1 - DESCRIPTION OF PROPERTY TO BE ANNEXED

In order to carry out the purpose of this ordinance, the City of Liberty hereby proposes to annex the following described real property and make it a part of the boundaries of the City of Liberty, Commonwealth of Kentucky:

LOCATION: A certain tract or parcel of land lying on Kentucky Highway 70 West in Casey County, Commonwealth of Kentucky, and being more accurately described as follows:

DESCRIPTION: Beginning at a rebar found set by a power pole on the North side of Ky. #70 right of way common to Mrs. Beatrice Baker and the Russell Wright Estate; thence along the right of way S 66 degrees 07 minutes 08 seconds W 25.31 feet to a point on the

right of way of Ky. #70 where the North line of the city annexation ordinance Tract "C" dated July 11, 1949, crosses the same; thence with that line S 82 degrees 15 minutes 00 seconds W (crossing the common line to Mrs. _____ and the Casey VFW property @ 225.24 feet) 280.00 feet to a point above Johnny Bryant's barn as set out in the ordinance; thence with the South line of the ordinance S 65 degrees 00 minutes 00 seconds E 103.27 feet to a point of the North right of way of Ky. #70; thence with the same S 66 degrees 07 minutes 08 seconds W thirty feet from the centerline 295.22 feet to a nail in a large beech at a fence corner; thence leaving the highway N 23 degrees 58 minutes 52 seconds W (up a steep hill with the Wheeler Heirs 232.80 feet to a rebar at a large black oak on a bluff; thence along the bluff with David Grider N 69 degrees 37 minutes 08 seconds E (passing the VFW corner at 261.80 feet) and continuing the same course with Mrs. Baker for another 264.00 feet to an iron pin found at a large white oak snag on a point common to Grider and the Wright Estate; thence over the bluff S 23 degrees 04 minutes 42 seconds E 200.72 feet to the point of beginning containing 2.42 acres as surveyed and platted in May 1999, by Richard Allan Montgomery Ky. PLS #1953.

SOURCE OF TITLE FOR DISABLED AMERICAN VETERANS: Being the same property which was conveyed from Miles G. Roberts and Elsie Roberts, husband and wife, to Casey County Chapter 41, Disabled American Veterans, by deed dated May 13, 1997, and of record in Deed Book 180, Page 747, in the Casey County Clerk's Office.

SOURCE OF TITLE FOR EDWARDS: Being the same property which was conveyed from Miles G. Roberts and Elsie Roberts, husband and wife, to Beatrice Baker, single, (a/k/a Beatrice Edwards) by deed dated August 4, 1998, and of record in Deed Book 188, Page 427, in the Casey County Clerk's Office.

A true copy of the surveyor's plat appears as follows:

SECTION 2 - ZONING

It is the intention of the City of Liberty that part of the above-described real property, upon being properly annexed into the City of Liberty, shall be zoned R-1L (Single Family Residential - Low Density), and that part of the above-described real property, upon being properly annexed into the City of Liberty, shall be zoned C-3 (Highway & General Commercial), and shall be subject to all valid zoning regulations and all valid building and use restrictions which may be enacted by the City of Liberty.

SECTION 3 - SEVERABILITY OF CLAUSES

All ordinances or parts of ordinances in conflict with this ordinance are hereby repealed, and if any part, section, subsection, paragraph, or clause of this ordinance shall be held unconstitutional or otherwise invalid then only such part, section, subsection, paragraph, or clause shall be voided and the remaining parts, sections, subsections, paragraphs, and clauses hereof shall remain in full force and effect.

SECTION 4 - EFFECTIVE DATE


This Ordinance shall become effective immediately from and after its adoption and publication in accordance with KRS Chapter 424 and notification to the property owners as required by KRS §81A.425.

SECTION 5 - RECORD OF FIRST READING

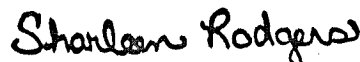
This Ordinance was given first reading on March 2, 2000.

SECTION 6 - RECORD OF SECOND READING

On motion of Scott Floyd, seconded by Paul Carmicle, 4 voting in favor, 0 voting against, 0 abstaining, 2 absent, this Ordinance was given second reading and passed on June 1, 2000.


Steve Sweeney, Mayor

ATTEST:


Sharleen Rodgers, Clerk