

ORDINANCE 2012-15
AN ORDINANCE OF THE CITY OF LONDON, KENTUCKY CONFIRMING ANNEXATION
OF ORDINANCE 2008-03 dated June 6, 2008

WHEREAS, an Ordinance was enacted on June 6, 2008 by City Council of London and,

WHEREAS, said ordinance was to annex certain unincorporated territory contiguous to the City of London; and,

WHEREAS, in order to prepare an accurate and complete map of the boundaries of the City of London it has become necessary to now adopt an ordinance carrying out the stated intention in the said Ordinance dated June 6, 2008 to complete the annexation of the territory as described in the aforesaid ordinance; and,

WHEREAS, more than sixty (60) days have elapsed since the Ordinance dated June 6, 2008 went into effect, and no petition containing signatures of property owners in the area to be annexed has been received by the Mayor pursuant to KRS 81A.820.

NOW THEREFORE, that the City Council of the City of London hereby adopts legal description and plat a copy of which is attached hereto as Exhibit 2, as prepared by Charles J. Felts, Licensed Professional Land Surveyor No. 2581 as an accurate depiction of the property previously sought to be annexed into the corporate city limits of the City of London by Ordinance 2008-03 dated June 6, 2008 hereby adopts said legal description and plat as the official legal description and plat to be adopted by the City for all purposes when referencing this annexation.

Further, the City Clerk is hereby authorized to publish this ordinance in accordance with the Kentucky Revised Statutes.

First Reading dated: October 26, 2012
Second Reading: October 29, 2012
Publication Date: November 2, 2012

Adopted this 2nd day of November, 2012.

Results of the roll call vote are as follows:

	YES	NO	ABSTAIN
Sharon Benge	X	_____	_____
Nancy Vaughn	X	_____	_____
Danny Phelps	X	_____	_____
Judd Weaver	Not Present	_____	_____
Bobby Joe Parman	X	_____	_____
Jason Handy	X	_____	_____

ATTEST:

Carolyn Adams
Carolyn Adams
City Clerk

Troy Rudder
Troy Rudder
Mayor

RECEIVED AND FILED
DATE November 15, 2012

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

STATE OF KENTUCKY
CITY OF LONDON
I, Carolyn Adams, City Clerk of the City of London, do hereby certify that the foregoing contains a full, true and correct copy of Ordinance No. 2012-015 as taken from and compared with the original records in my office of which I am Legal Custodian adopted by the governing authority of said City of London at a meeting duly held on October 26, 2012 and October 29, 2012, that said official action has not been modified, amended, revoked or repealed and is now in full force and effect. Witness my hand this 2nd day of November, 2012.
Carolyn Adams
CITY CLERK, CITY OF LONDON

COMMONWEALTH OF KENTUCKY
CITY OF LONDON
ORDINANCE NO. 2012-15

ALISON LUNDERGAN GRIME
SECRETARY OF STATE
COMMONWEALTH OF KENTUCKY
BY Handwritten Signature

A RESOLUTION ADOPTING A MODERN AND ACCURATE LEGAL DESCRIPTION OF
TERRITORY PREVIOUSLY ANNEXED BY ORDINANCE.

WHEREAS, the City of London has enacted numerous ordinances annexing property into the corporate limits of the City of London; and

WHEREAS, each individual annexation contains a prior survey oft prepared by now unknown individual, and further references documentation that is no longer in existence; and

WHEREAS, the City wishes to provide a modern, accurate, easily identifiable legal description reflecting bearings and coordinates based upon the state plane coordinate system, including relevant GPS and GIS data, same having been certified by a professional land surveyor for each prior annexation; and

WHEREAS, The City wishes to comply with the requirements of Amended KRS 81A.470 effective July 13, 2004; and

WHEREAS, the City does not intend to amend or replace its prior ordinance annexing, but rather to interpret the defined boundaries of the territory previously annexed and adopt a modern and accurate legal description of territory previously annexed.

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF LONDON, KENTUCKY:

SECTION 1. That the City Council of the City of London hereby adopts the following legal description and a plat attached hereto as prepared by Charles J. Felts, Licensed Professional Land Surveyor No. 2581 by new survey as an accurate description of the property previously annexed into the corporate city limits of the City of London by Ordinance 2008-03 dated June 6, 2008, a copy of which is attached hereto as Exhibit "2", and hereby adopts said new legal description and plat as the official legal description and plat to be adopted by the City for all purposes when referencing this prior annexation.

SECTION 2. This new legal description as prepared by Charles J. Felts a Licensed Professional Land Surveyor No. 2581 is as follows:

City of London
Ordinance #2008-03

Being a certain tract or parcel of land located in Laurel County, Kentucky, adjoining in part with the west right-of-way line of Interstate 75, adjoining in part with the east right-of-way line of Parker Road (State Route #3432), and adjoining in part the north right-of-way line of Dempsey Lane and being more fully described as follows:

All hereinafter coordinates are referenced from the Kentucky State Plane Coordinate System, South Zone and referenced from the 1983 North American Datum. All hereinafter bearings and distances are referenced to the Kentucky State Plane Grid System.

BEGINNING at an iron pin stamped RLS 3591, having a State Plane Coordinate of 1,930,374.39 NORTH, 2,118,219.87 EAST, located in the east right-of-way line of Parker Road (State Route #3432);

Thence, meandering with the east right-of-way line of Parker Road, the following bearings and distances;

NORTH 17 DEGREES 24 MINUTES 38 SECONDS EAST 273.69 FEET to an iron pin;
NORTH 08 DEGREES 54 MINUTES 47 SECONDS EAST 261.84 FEET to an iron pin
stamped, A & L 3475;

Thence, leaving the east right-of-way line of Parker Road, the following bearings and distances;
SOUTH 89 DEGREES 44 MINUTES 47 SECONDS EAST 152.82 FEET to an iron pin
stamped, A & L 3475;

NORTH 89 DEGREES 06 MINUTES 07 SECONDS EAST 47.26 FEET to an iron pin;

SOUTH 89 DEGREES 44 MINUTES 40 SECONDS EAST 278.46 FEET to an iron pin stamped 3591;

NORTH 00 DEGREES 45 MINUTES 47 SECONDS EAST 230.50 FEET to a 5/8 inch iron pin;
NORTH 82 DEGREES 58 MINUTES 00 SECONDS EAST 766.66 FEET to a point, located in the west right-of-way line of Interstate Route 75;

Thence, meandering with the west right-of-way lines of Interstate Route 75, the following bearings and distances;

A CURVE to the LEFT, having a RADIUS of 11,620.07 FEET, an ARC LENGTH of 488.21 FEET, a CHORD BEARING and DISTANCE of SOUTH 13 DEGREES 43 MINUTES 07 SECONDS EAST 488.17 FEET to an iron pin 1804;

A CURVE to the LEFT, having a RADIUS of 11,620.07 FEET, an ARC LENGTH of 614.39 FEET, a CHORD BEARING and DISTANCE of SOUTH 16 DEGREES 26 MINUTES 12 SECONDS EAST 614.32 FEET to a point in concrete;

SOUTH 18 DEGREES 57 MINUTES 07 SECONDS EAST 20.00 FEET to an iron pin;
SOUTH 18 DEGREES 56 MINUTES 47 SECONDS EAST 382.45 FEET to an iron pin;
SOUTH 22 DEGREES 43 MINUTES 23 SECONDS EAST 411.47 FEET to an iron pin;
SOUTH 16 DEGREES 16 MINUTES 45 SECONDS EAST 774.49 FEET to an iron pin;
SOUTH 12 DEGREES 35 MINUTES 58 SECONDS EAST 257.57 FEET to an iron pin;
SOUTH 01 DEGREES 38 MINUTES 41 SECONDS EAST 204.77 FEET to a point in concrete;
SOUTH 14 DEGREES 26 MINUTES 03 SECONDS WEST 272.73 FEET to a point in concrete;
SOUTH 03 DEGREES 56 MINUTES 32 SECONDS WEST 208.20 FEET to an iron pin, located in the west right-of-way line of Interstate Route 75 and the north right-of-way line of Dempsey Lane (CR #1252D);

THENCE, with the north right-of-way line of Dempsey Lane, NORTH 61 DEGREES 02 MINUTES 23 SECONDS WEST 76.97 FEET to an iron pin stamped 3591;

Thence, leaving the north right-of-way line of Dempsey Lane, the following bearings and distances;

NORTH 03 DEGREES 56 MINUTES 38 SECONDS EAST 182.51 FEET to an iron pin stamped 3591;

NORTH 14 DEGREES 23 MINUTES 47 SECONDS EAST 268.80 FEET to an iron pin;

NORTH 04 DEGREES 41 MINUTES 43 SECONDS WEST 187.48 FEET to an iron pin;

NORTH 11 DEGREES 12 MINUTES 01 SECONDS WEST 240.55 FEET to an iron pin stamped 3591;

NORTH 18 DEGREES 09 MINUTES 00 SECONDS WEST 773.19 FEET to an iron pin;

NORTH 22 DEGREES 44 MINUTES 23 SECONDS WEST 409.88 FEET to an iron pin;

NORTH 18 DEGREES 56 MINUTES 37 SECONDS WEST 348.15 FEET to an iron pin stamped RLF 3591;

SOUTH 41 DEGREES 07 MINUTES 27 SECONDS WEST 639.92 FEET to a tree;

SOUTH 53 DEGREES 44 MINUTES 15 SECONDS WEST 18.45 FEET to a 5/8 inch iron pin;

NORTH 89 DEGREES 14 MINUTES 00 SECONDS WEST 1231.77 FEET to an iron pin stamped A.Buell 2378;

NORTH 17 DEGREES 55 MINUTES 02 SECONDS EAST 275.87 FEET to an iron pin stamped RLS 3591;

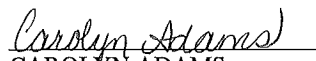
NORTH 17 DEGREES 55 MINUTES 02 SECONDS EAST 551.61 FEET to an iron pin stamped 3591;

SOUTH 88 DEGREES 47 MINUTES 54 SECONDS WEST 165.88 FEET to the Corner of the Beginning, containing 53.19 ACRES.

This city annexation description was prepared from survey plat maps, highway rights-of-way plans, railroad right-of-way plans, record deeds, GPS field data and information provided by the City of London, Kentucky, dated October 1, 2012, by Kentucky Surveys, Inc., Charles J. Felts, Licensed Professional Surveyor #2581.


TROY RUDDER, MAYOR

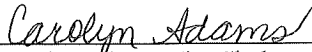
ATTEST:


CAROLYN ADAMS
LONDON CITY CLERK

CERTIFICATION

I, Carolyn Adams, Clerk of the City of London, do hereby certify that the above Resolution No. 2012-15 is a true and correct copy as was presented to the City Council of the City of London and approved at a special meeting dated October 26, 2012.

Given under my hand this 26th day of October, 2012.



Carolyn Adams, City Clerk

COMMONWEALTH OF KENTUCKY
CITY OF LONDON
ORDINANCE NO. 2008-03

AN ORDINANCE OF VOLUNTARY ANNEXATION INTO THE CORPORATE CITY
LIMITS OF THE CITY OF LONDON, KENTUCKY, AN AREA OF PROPERTY OWNED
BY SAINT JOSEPH-LONDON, LOCATED ON PARKER ROAD

This matter is before the City Council of the City of London pursuant to a request by SAINT JOSEPH - LONDON, that its property located on the Parker Road, which is of record in the Laurel County Court Clerk's Office, in Deed Book 588 at page 158, be annexed into the corporate city limits of the City of London, Kentucky.

The City Council finds that this annexation is a voluntary annexation, being considered on the request of the property owner, SAINT JOSEPH - LONDON, being the owners of the property described herein.

The City Council further finds that this property is adjacent and contiguous to the City Boundaries and by reason of population density, commercial, residential and other use of the property, said property is urban in character and is otherwise suitable for development for urban purposes without unreasonable delay. This property is not in any other boundary of an incorporated city, and all of these above findings are in keeping with KRS 81A.410 and KRS 81A.412 and other applicable Kentucky law. For such reasons:

BE IT ORDAINED BY THE CITY OF LONDON, KENTUCKY AS FOLLOWS:

1. The property owned by SAINT JOSEPH - LONDON, hereinafter more particularly described, shall be and is hereby incorporated into the City Limits of the City of London as a voluntary annexation pursuant to KRS 81A.412 and that all of the requirements of Kentucky law have been met in this voluntary annexation request.

2. The property to be annexed is more particularly described as follows:

Being a certain tract or parcel of land located in Laurel County, Kentucky, situated on the west side of Interstate 75, east of Parker Road (KY 3005), and north of Dempsey Lane, being more fully described as follows:

Unless stated otherwise, any monument referred to herein as an iron pin set (IPS) is a 5/8 inch steel rebar, 18 inches in length with a yellow plastic cap stamped "WLB LLS 1804". All Bearings stated herein are based on Kentucky State Plane Single Zone (US Feet).

Beginning at an iron pin found (RLS 3591), having the coordinates of North 3570872.0706, East 5399071.2313 in the east line of Parker Road (KY 3005), common corner to Imogene Horn (DB.346, PG.274) and Grantor herein; thence with the east line of Parker Road for two calls, North 17°23'38" East, a distance of 273.69 feet to an iron pin found (RLS 3591);

thence North 08°53'46" East, a distance of 261.84 feet to an iron pin found (A & L 3475), common corner to West London Missionary Baptist Church (DB.154, PG.166);

thence leaving the east line of Parker Road with the line of said West London Baptist Church (DB.154, PG.166, DB.412, PG.346, DB.598, PG.675, DB.605, PG.674) for four calls; South 89°45'48" East, a distance of 152.82 feet to an iron pin found (A & L 3475);

Thence South 89°05'14" East, a distance of 47.26 feet to an iron pin set (IPS);

Thence South 89°45'42" East, a distance of 278.46 feet to an iron pin found (#3591);

thence North 00°44'46" East, a distance of 230.50 feet to a 5/8 inch iron pin found (no

cap), common corner to Ettalene Wiles (DB.341, PG.417 PVA Listing);

thence with the line of said Wiles, Neal (DB.262, PG.105), & Collins (DB.383, PG.393), North $82^{\circ}57'19''$ East, a distance of 765.55 feet to an iron pin found (A. Buell #2378);

Thence North $79^{\circ}10'48''$ East, a distance of 1.11 feet to a point in the west controlled access right of way of Interstate 75;

thence with said controlled access right of way with a curve concave to the east having a radius of 11620.07 feet, arc 488.20 feet and being subtended by a chord bearing and distance of South $13^{\circ}44'08''$ East, 488.17 feet to an iron pin set in the controlled access right of way;

thence continuing with the same, with a curve concave to the east having a radius of 11620.07 feet, arc of 614.39 feet and being subtended by a chord bearing and distance of South $16^{\circ}27'14''$ East, 614.32 feet to a point in concrete of a brace post, said point being referenced by a witness iron pin set ("Witness 1804") at South $18^{\circ}57'48''$ East, 20.00 feet from said point;

Thence continuing from said witness iron pin set, South $18^{\circ}57'48''$ East, a distance of 382.45 feet to an IPS;

Thence with the west controlled access right of way for seven calls: South $22^{\circ}44'24''$ East, a distance of 411.47 feet to an IPS;

Thence South $16^{\circ}17'46''$ East, a distance of 774.49 feet to an IPS;

Thence South $12^{\circ}36'59''$ East, a distance of 257.57 feet to an IPS;

thence South $01^{\circ}39'42''$ East, a distance of 204.77 feet to a point, said point being referenced by a witness iron pin set at South $16^{\circ}01'10''$ West, 12.29 feet from said point in concrete next to a brace post;

thence from said point in concrete, South $14^{\circ}25'02''$ West, a distance of 272.73 feet to a point in concrete next to a brace post, said point being referenced by a witness iron pin set at South $12^{\circ}17'39''$ East, 9.60 feet;

Thence from said point in concrete, South $03^{\circ}55'31''$ West, a distance of 208.20 feet to an iron pin set in the north line of Dempsey Lane;

thence with the north line of Dempsey Lane, North $61^{\circ}03'24''$ West, a distance of 76.97 feet to an iron pin found (RLS # 3591);

thence with the east line of Calvary Worship Center, Inc. (DB.315, PG. 549) for seven calls: North $03^{\circ}55'37''$ East, a distance of 182.51 feet to an iron pin found (RLS # 3591);

Thence North $14^{\circ}22'46''$ East, a distance of 268.80 feet to an IPS;

Thence North $04^{\circ}42'44''$ West, a distance of 187.48 feet to an IPS;

Thence North $11^{\circ}13'02''$ West, a distance of 240.55 feet to an iron pin found (RLS # 3591);

Thence North $18^{\circ}10'01''$ West, a distance of 773.19 feet to an IPS;

Thence North $22^{\circ}45'24''$ West, a distance of 409.88 feet to an IPS;

Thence North $18^{\circ}57'38''$ West, a distance of 348.15 feet to an iron pin found (RLS # 3591);

thence with the north line of Calvary Worship Center, Inc., South $41^{\circ}06'26''$ West, a distance of 639.92 feet to a point in an existing 14 inch tree, said point being referenced by

a witness iron pin set at North 40°11'23" East, 25.27 feet from said 14 inch tree;

thence from the 14 inch tree, South 53°43'14" West, a distance of 18.45 feet to a 5/8 inch iron pin found (no cap), common corner to now or formerly David Larky (DB.235, PG.456, DB.372, PG.159 Esquire Estates);

thence with the line of Esquire Estates (DB.218, PG.323), Jones (DB.313, PG.352), Griffith (DDB.558, PG.498) & Smith (DB.161, PG.534 Gilbert Smith Subdivision, DB.161, PG.534) North 89°15'01" West, a distance of 1231.77 feet to an iron pin found (RLS # 2378), common corner to Valentour & Thurmond (DB.346, PG.282);

thence with the east lines of said Valentour & Thurmond, Mark Horn (DB.394, PG.347), Imogene Horn (DB.346, PG.274), North 17°54'01" East, passing an iron pin found (RLS # 3591) at 275.87 feet for a total distance of 827.48 feet to an iron pin found (RLS # 3591);

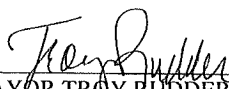
Thence with the north line of said Imogene Horn, South 88°46'44" West, a distance of 165.87 feet to the Point of Beginning.


Containing 53.131 ACRES, by a survey conducted under the direction of Walter L. Bowman, L.L.S. 1804, of MSE of Kentucky, inc. on June 26 2006, & July 3, 2006 and as shown on a Plat prepared by the same entitled "Boundary Retracement Survey Elmo Greer Property" dated 8-9-06, updated on June 9, 2007.

Subject to all Easements, Covenants, and restrictions of record and in existence. Subject to Easements of record in Deed Book 394, Page 324, and Deed Book 366, Page 204.

Being the same property conveyed to Elmo Lee Greer from Joyce Black, Executrix of the Estate of Alpha Creech, dated June 8, 1992 of record in Deed Book (Deed of Correction) 404, Page 415 (original Deed in Deed Book 399, Page 329), and the same property conveyed to Elmo Lee Greer and Marsha Greer from Calvary Worship Center, Inc., dated May 2, 2005, of record in Deed Book 588, Page 158 both of record in the Laurel County Kentucky, Clerk's Office.

3. A map of this proposed area has been provided by SAINT JOSEPH - LONDON, and the City Council finds this map to appropriately reflect the above-description.
4. This property shall be reflected, after publication of this ordinance, as being within the Corporate City Limits of the City of London, Kentucky, zoning map. This property shall be zoned C-2 (commercial) and the zoning map of the City of London shall be amended to reflect this zone.
5. This ordinance shall be effective upon publication.


MAYOR TROY RUDDER
CITY OF LONDON


ATTESTED CONNIE MCKNIGHT, CITY CLERK

FIRST READING: May 5, 2008
SECOND READING: June 2, 2008
PUBLICATION DATE: June 6, 2008

OVERSIZE MAP INCLUDED WITH
SUBMISSION.

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