



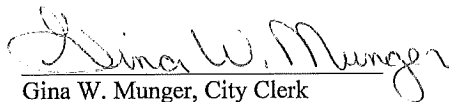
CITY OF MADISONVILLE

Gina W. Munger, CMC
City Clerk/Treasurer

Karen L. Cunningham
Mayor

I certify I am the duly qualified City Clerk of the City of Madisonville, Kentucky, and the foregoing 6 pages of Ordinance No. 98-13 is a true, correct and complete copy duly adopted by the City Council at a duly convened meeting held on 8/17/98, all as appears in the official records of said City.

Witness, my hand and (Seal of City of Madisonville), this 4 day of Nov, 2004.


Gina W. Munger, City Clerk

City Seal

RECEIVED AND FILED
DATE November 8, 2004

TREY GRAYSON
SECRETARY OF STATE
COMMONWEALTH OF KENTUCKY
BY Garrett Adkins

CITY OF MADISONVILLE, KENTUCKY
ORDINANCE NO. 98-13

ORDINANCE ANNEXING CERTAIN REAL ESTATE INTO
THE CITY LIMITS OF MADISONVILLE, KENTUCKY
LOCATED SOUTH OF COUNTRY CLUB DRIVE THAT WILL BE
MADE PART OF "THE COURSES, THE BACKSIDE" SUBDIVISION
CONSISTING OF 5.35 ACRES

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

Section 1. The City of Madisonville, Kentucky, pursuant to KRS 81A.400, does hereby annex certain unincorporated territory into the city limits of Madisonville. The unincorporated territory hereby annexed consists of 5.35 acres, owned by George R. Ruffin Chandler, Jr., and is located just south of Country Club Drive that will be made part of "The Courses, The Backside" Subdivision, more particularly described on Exhibit A attached hereto and incorporated herein by reference.

Section 2. The area hereby annexed is adjacent or contiguous to the City's boundaries and, by reason of population density, commercial, industrial, institutional or governmental use of land or subdivision of land, is urban in character and suitable for development for urban purposes without unreasonable delay.

Section 3: No portion of the area hereby annexed is included within the boundary of another incorporated city.

Section 4: The City of Madisonville hereby finds it to be desirable to annex the unincorporated territory described in Exhibit A.

Section 5: The unincorporated territory hereby annexed has been assigned a zoning classification of R-2 in accordance with the recommendations adopted by the Hopkins County Joint Planning Commission on July 23, 1998. A map reflecting the area hereby annexed and the zoning classification relating thereto is attached hereto as Exhibit B as required by KRS 81A.412 and is further identified as set forth on the official zoning map on file in the Office of the Madisonville City Clerk which map is also incorporated herein by reference.

The following Ordinance was read to and presented to a regular meeting of the City Council of Madisonville, Kentucky, for first reading on the 3 day of August, 1998, and the second reading on the 17 day of August, 1998. Motion was made by Councilmember Stone, seconded by Councilmember Rance, that the Ordinance be adopted as the law of the City of Madisonville, Kentucky, to be effective after publication thereof, as required by law.

Upon vote being taken thereon, the votes were cast as follows:

COUNCILMEMBER	YEA	NAY
James L. Gill, Jr.	<u>Absent vacation</u>	___
Rudy Stone	<u>✓</u>	___
Vickie Nance	<u>✓</u>	___
Karen Cunningham	<u>✓</u>	___
Bob Simmons	<u>Absent business</u>	___
D.W. Riley	<u>✓</u>	___

It appearing that 4 Councilmember(s) voted for the Motion and 0 Councilmember(s) voted against it, the Mayor announced that the Motion was passed and that the above Ordinance would be published as required by law and would be effective as a new Ordinance of the City of Madisonville, Kentucky, on the ___ day of _____, 1998.

Dated this the 18 day of August, 1998.

CITY OF MADISONVILLE

Philip H. Terry
Philip H. Terry, Mayor

ATTEST:

Gina Munger
Gina Munger, City Clerk/Treasurer
City of Madisonville, Kentucky



CIVIL & MINING ENGINEERS

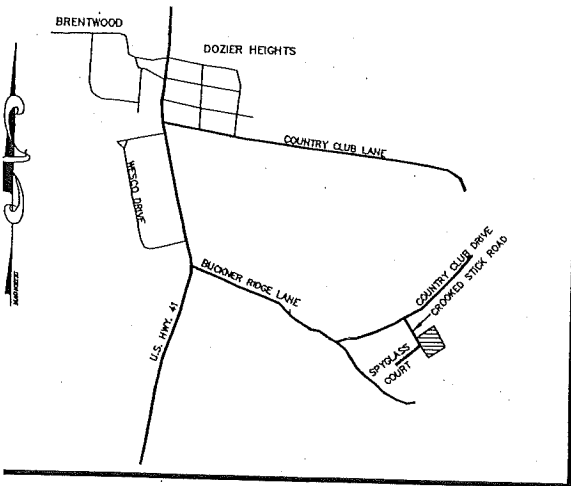
**ASSOCIATED
ENGINEERS, INC.**

2740 North Main St. • Madisonville, KY 42431
Phone: (502) 821-7732 • Fax: (502) 821-7789

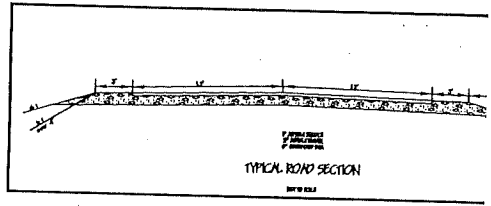
**THE COURSES, THE BACKSIDE
PHASE II**

**FEBRUARY 10, 1998
DEED DESCRIPTION**

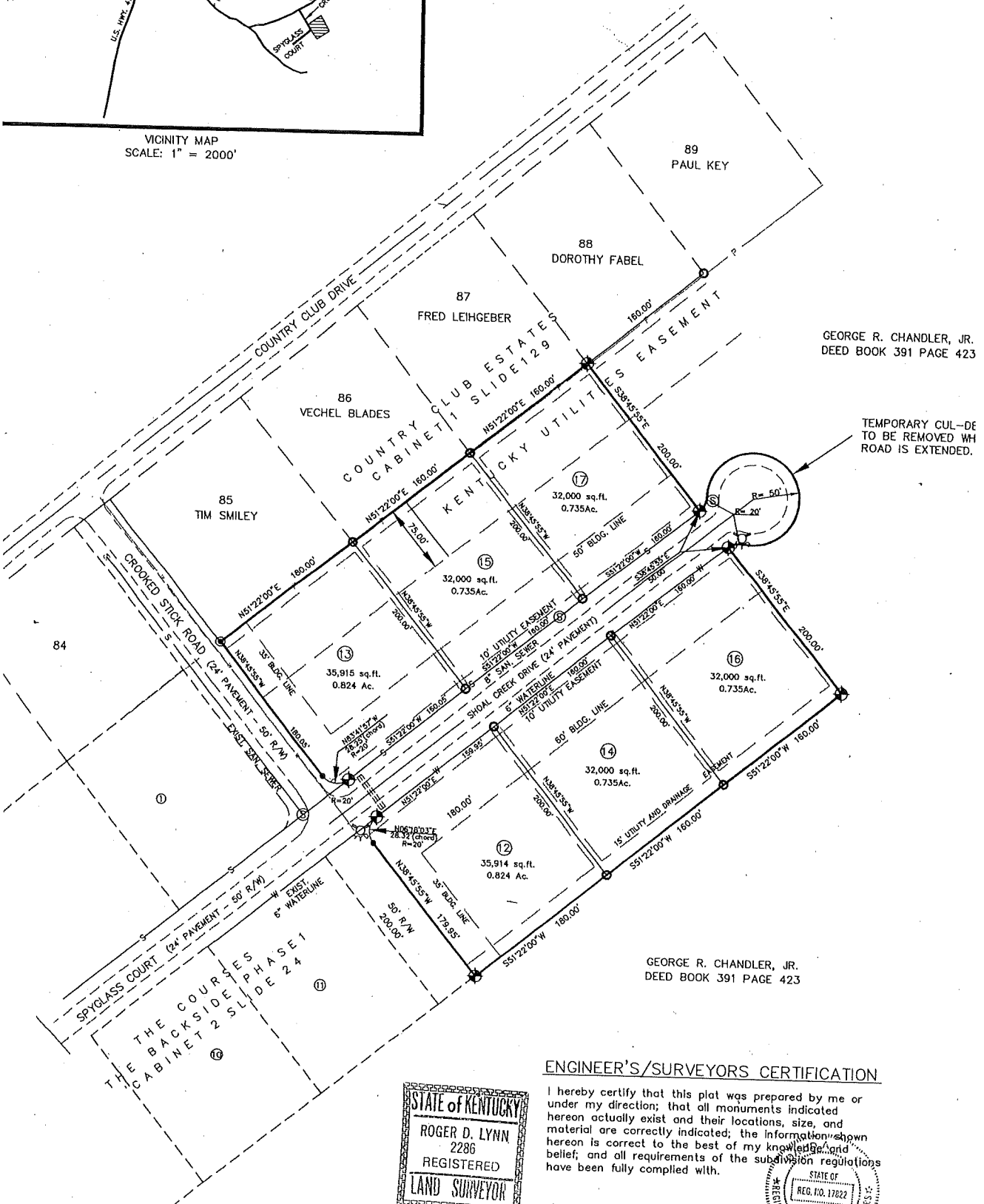
Beginning at the South corner of Tim Smiley's lot no. 85 in Country Club Estates as recorded in Cabinet 1, Slide 129 in the Hopkins County Court Clerk's office; thence with the South line of Country Club Estates North $51^{\circ}22'00''$ East 500.00 feet to the Southeast corner of lot no. 87; thence with a new division line South $38^{\circ}45'55''$ East 200.00 feet to a point in the North right-of-way of proposed Spyglass Drive; thence with said drive and a curve to the left having a radius of 20.00 feet, an arc length of 17.57 feet, and a chord of North $26^{\circ}31'59''$ East 17.01 feet; thence with the right-of-way of the proposed cul-de-sac having a radius of 50.00 feet and a chord of South $38^{\circ}38'00''$ East 64.29 feet; thence with a curve to the left having a radius of 20.00 feet, an arc length of 17.45 feet, and a chord of South $76^{\circ}21'51''$ West 16.90 feet; thence South $38^{\circ}45'55''$ East 200.00 feet; thence South $51^{\circ}22'00''$ West 500.00 feet to a point in the North right-of-way of Crooked Stick Road; thence with said right-of-way North $38^{\circ}45'55''$ West 450.00 feet to the beginning, containing 5.35 acres.



VICINITY MAP
SCALE: 1" = 2000'



TYPICAL ROAD SECTION



GEORGE R. CHANDLER, JR.
DEED BOOK 391 PAGE 423

TEMPORARY CUL-DE-SAC
TO BE REMOVED WHEN
ROAD IS EXTENDED.

GEORGE R. CHANDLER, JR.
DEED BOOK 391 PAGE 423

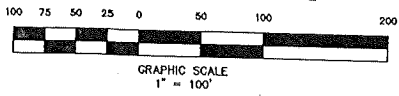
ENGINEER'S/SURVEYORS CERTIFICATION

I hereby certify that this plat was prepared by me or under my direction; that all monuments indicated hereon actually exist and their locations, size, and material are correctly indicated; the information shown hereon is correct to the best of my knowledge and belief; and all requirements of the subdivision regulations have been fully complied with.

STATE OF KENTUCKY
ROGER D. LYNN
2286
REGISTERED
LAND SURVEYOR

STATE OF KENTUCKY
REG. NO. 17822
KENTUCKY
REGISTERED PROFESSIONAL ENGINEER

David A. Lamb
Engineer
Date
Roger D. Lynn
Surveyor
Date 8-6-98



**Hopkins County Joint Planning Commission
Application #9810**

IN RE: THE MATTER OF A PARCEL OF LAND LOCATED OFF COUNTRY CLUB DRIVE, MADISONVILLE, KENTUCKY, KNOWN AS THE COURSES - THE BACKSIDE LOTS 12-17, OWNED BY RUFFIN CHANDLER, OF THE CITY OF MADISONVILLE, HOPKINS COUNTY, KENTUCKY, FOR A ZONING CLASSIFICATION.

Findings of Fact, Conclusions of Law, and Recommendation

This matter came before a regular public hearing on the application of the City of Madisonville for a classification of a parcel of land located off Country Club Drive, being annexed into the City of Madisonville, Kentucky, known as The Courses - The Backside; and the hearing being opened and the hearing officer allowing all interested parties to present evidence or to make statements for or against said proposed change, and the hearing officer announcing that the application had been sent to all commissioners prior to the hearing, the commission makes the following Findings of Fact, Conclusions of Law, and Recommendation.

Findings of Fact

1. That on June 3, 1998, the present application presented by Debbie Todd, Zoning Administrator and the present application was properly advertised and all interested parties were properly notified, and the Hopkins County Joint Planning Commission had the right to proceed to hear all interested parties concerning the application.
2. That in a letter from Debbie Todd, Zoning Administrator for the City of Madisonville dated June 3, 1998, she indicated her recommendation for the property as R-2.
3. That a quorum of the planning and zoning commissioners were present.
4. That the property is located off Country Club Drive, in the City of Madisonville, Hopkins County, Kentucky.
5. That the property is currently being annexed into the City limits.
6. That the authority of planning and zoning to authorize a zoning classification is set fourth in KRS 100.209, which governs zoning classification of property subject to annexation.
7. That staff person, Cleatus Phillips gave a brief summary of the application. He described the proposed land use, permitted use and conditional uses. He further summarized the adjacent zoning and surrounding landuse.
8. That a map of the area to be annexed had previously been sent to the commissioners and the subject area was discussed by the planning commission.
9. That no persons were present expressing any opinions as to the desired zoning of the property.
10. That the adjoining property is zoned R-2 and the proposed use of the subject property meets criteria of a R-2 classification.

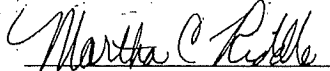
Conclusions of Law

1. That the proposed property to be annexed into the City of Madisonville, which is lots 12-17 of The Courses-The Backside should be zoned R-2 as outlined on the working map used at the hearing and outlined herein above.

Recommendation

It is the recommendation of the Hopkins County Joint Planning Commission that the application of Ruffin Chandler, for a zoning classification for property located off Country Club Drive, known as The Courses - the Backside Lots 12-17, in the City of Madisonville, Hopkins County, Kentucky be approved for a zoning classification of R-2.

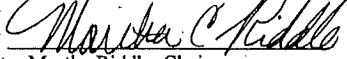
This the 24 day of June, 1998.


Martha Riddle, Hearing Officer

The Hopkins County Joint Planning Commission at a regularly scheduled meeting on Tuesday, June 25, 1998, and upon a motion by Commissioner Miller and a second by Commissioner Batsel, which motion was to recommend the requested classification of R-2, and a vote being taken, and a unanimous vote in favor of, and the motion having passed, the commission recommends the zoning classification of the property as set forth in the application, and that the appropriate Findings of Fact, Conclusions of Law, and Recommendation be drafted as the recommendation of the Hopkins County Joint Planning Commission.

This the 24 day of June, 1998.

Hopkins County Joint Planning Commission

By: 
Martha Riddle, Chairman

The secretary announced that the forgoing Findings of Fact, Conclusions of Law, and Recommendation had been sent to the members prior to the July 23, 1998 meeting, and the secretary read to the meeting the foregoing actions of the Hopkins County Joint Planning Commission; and upon motion duly made, seconded, and adopted by the affirmative vote, the Hopkins County Joint Planning Commission authorized the Hearing Officer of said commission, Martha Riddle, to sign said Findings of Fact, Conclusions of Law, and Recommendation and that the same be sent to the City of Madisonville as the recommendation of the Hopkins County Joint Planning Commission.

Hopkins County Joint Planning Commission

By: 
Betty Vannoy, Secretary