



RECEIVED AND FILED
DATE March 27, 2006

TREY GRAYSON
SECRETARY OF STATE
COMMONWEALTH OF KENTUCKY
BY Garrie Allison

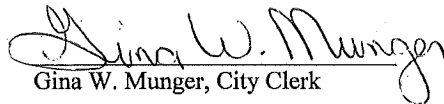
CITY OF MADISONVILLE

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 7 pages of Ordinance No. 06-04 is a true, correct and complete copy duly adopted by the City Council at a duly convened meeting held on March 9, 2006, all as appears in the official records of said City.

Witness, my hand and (Seal of City of Madisonville), this 24 day of March, 2006.


Gina W. Munger, City Clerk

City Seal

CITY OF MADISONVILLE, KENTUCKY
ORDINANCE NO. 06 - 04

ORDINANCE ANNEXING CERTAIN REAL ESTATE INTO
THE CITY LIMITS OF MADISONVILLE, KENTUCKY
CONSISTING OF 35.100 ACRES LOCATED AT THE EAST END OF
OAKWOOD LANE EXTENDING TO TUCKER SCHOOLHOUSE ROAD

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 35.100 acres, owned by Davis, Winstead & Fox LLC, located at the east end of Oakwood Lane extending to Tucker Schoolhouse Road, 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 Low Density Residential in accordance with the recommendations adopted by the Hopkins County Joint Planning Commission on January 26, 2006. 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 Zoning Administrator 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 20 day of February, 2006, and the second reading on the 6th day of March, 2006. Motion was made by Councilmember Simmons seconded by Councilmember Tucker, that the Ordinance be adopted as the law of the City of Madisonville, Kentucky, immediately upon publication thereof, unless otherwise stated.

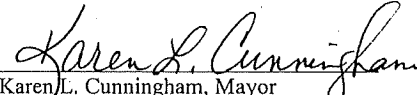
Upon vote being taken thereon, the votes were cast as follows:

COUNCILMEMBER	YEA	NAY
Dallas Cunningham	✓	—
Clark Legate	✓	—
Bob Winstead	✓	—
Roy Tucker	✓	—
Bob Simmons	✓	—
Will Cox	Absent	—

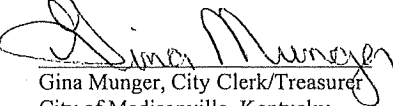
It appearing that 5 Councilmember(s) voted for the Motion and 0 Councilmember(s) voted against it, the Mayor announced that the Motion was passed and that the above Ordinance would be published by law and would be effective as a new Ordinance of the City of Madisonville, Kentucky, immediately upon publication thereof, unless otherwise stated.

Dated this the 7 day of March, 2006.

CITY OF MADISONVILLE


 Karen L. Cunningham, Mayor

ATTEST:


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

Legal Description
Proposed Annexation
35.100 Acres

A certain parcel of land that abuts the southern right-of-way line of Tuckerschool House Road located in Hopkins County, Kentucky. Said parcel being a portion of the Ann Cummings property recorded in Deed Book 452, page 89 in the Hopkins County Clerk's Office.

A more particular description follows:

Unless stated otherwise any monuments referred to herein as iron pin (set) is a 5/8 inch diameter rebar iron pin, 24 inches in length with 1 1/2 inch aluminum cap stamped "AEI #2286". All bearings stated herein are referred to the Kentucky State Plane Coordinate System, South Zone, NAD 27.

Beginning at an existing iron pin (Kentucky state plane coordinate N 385932.10 – E 1489175.33) located in the southern right-of-way line of Tucker Schoolhouse Road, said iron pin being a common corner with Allen Davis; Thence with the Southern Right-of-Way line of Tucker School House Road and Allen Davis (Deed Book 632 at Page 490) South 80°30'35" East – 164.16 feet to an iron pin (Set) said iron pin being a common corner with Harold Todd (Deed Book 317 at Page 236); Thence leaving the Southern Right-of-Way line of Tucker School House Road and being a common boundary with Allen Davis (Deed Book 632 at Page 490) and Harold Todd (Deed Book 317 at Page 236) South 07°16'25" West – 385.13 feet to an iron pin (Set) being the Southeast corner of Allen Davis (Deed Book 632 at Page 490) and in the Western boundary of Harold Todd; Thence with Harold Todd (Deed Book 317, page 236) the following two (2) courses and distances: S 06°53' 48"W 1690.76 feet to an existing iron pin; Thence S 81°00' 25"E 248.43 feet to an existing iron pin, said iron pin being a common corner with Harold Todd and located in the western boundary of Esther Fowler; thence with Esther Fowler (Deed Book 161, page 437) S 06° 58'33" W 405.00 feet to an iron pin (set), said iron pin being a common corner with Esther Fowler and Dr. James Dodds; thence with Dr. James Dodds (Deed Book 635, page 447 – plat cabinet 2, slide 43) N 74°03'14"W 411.83 feet to an iron pin (set); Thence continuing with Dr. James Dodds and with Richard Reynolds (Deed Book 546, page 147 – plat cabinet 1, slide 375) N 52° 14' 00" W 213.00 feet to an iron pin (set); Thence with Richard Reynolds (Deed

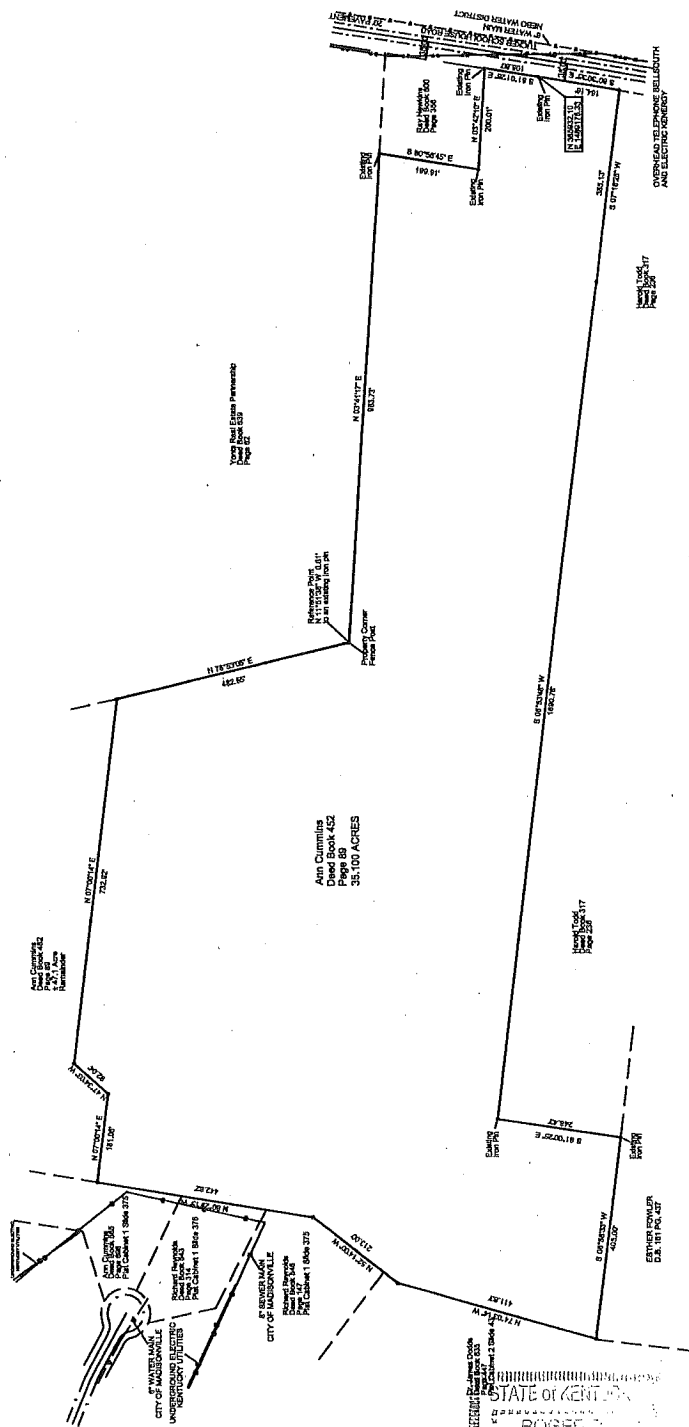
Book 546, page 147 – plat cabinet 1, slide 375) and the property of Richard Reynolds (Deed Book 543, page 314 – plat cabinet 1, slide 375) and the property of Ann Cummins (Deed Book 565, page 698- plat cabinet 1, slide 375) N 80° 29'15"W 442.62 feet to an iron pin (set); Thence forming three (3) new division courses and distances through the Ann Cummins property (Deed Book 452, page 89) as follows: N 07° 00'14"E 181.05 feet to an iron pin (set); thence N 47° 34'03" W 92.04 feet to an iron pin (set); Thence N 07° 00'14" E 732.92 feet to an iron pin (set) in the southern boundary of Yonts Real Estate Partnership; thence with Yonts Real Estate Partnership; (Deed Book 639, page 62) The following two (2) courses and distances: N 76°53'05" E 482.55 feet to a property corner fence post, said fence post being referenced N 11° 51'38" W 0.61 feet to an existing iron pin; Thence N 03°41'17"E 983.73 feet to an existing iron pin, said iron pin being in the eastern boundary of Yonts Real Estate Partnership and being a common corner with Ray Hawkins; Thence with Ray Hawkins (Deed Book 600, page 356) The following two (2) courses and distances: S 80° 58'45" E 199.91 feet to an existing iron pin; Thence N 03°42'10" E 200.01 feet to an existing iron pin in the southern right-of-way line of Tuckerschool House Road; Thence with the southern right-of-way line of Tuckerschool House Road S 81°01'28"E 108.80 feet to the point of beginning.

Above description is subject to any and all electric, telephone, gas, and water easements and to all other easements and right-of-ways that may exist, both recorded and unrecorded.

Containing 35.100 Acres as per survey by Roger D. Lynn, PLS #2286, with Associated Engineers, Inc. on August 23, 2005.

Roger D. Lynn 03/23/06

EXHIBIT



LEGEND

These standard symbols will be found in the drawing.

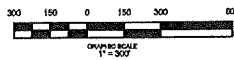
- Iron Pin set
- 1/2" x 1/2" Rubber with 1/2" x 1/2" Aluminum with 1/2" x 1/2" Aluminum
- Existing Monuments (as shown)
- Boundary Line
- - - Adjoining Property

THIS PLAT IS FROM A PHYSICAL SURVEY PERFORMED ON AUG. 23, 2005

I hereby certify that the survey depicted by this plat was done by persons under my direct supervision by the method of random traverse with sideshots. The unadjusted precision ratio of the traverse exceeded 1 : 10,000 and was not adjusted. The survey as shown hereon is a class B survey and the accuracy and precision of said survey meets all the specifications of this class.

Roger D. Lynn 03/23/06
ROGER D. LYNN L.S. #2286 DATE

STATE OF KENTUCKY
ROGER D. LYNN
2006
LICENSE
PROFESSIONAL
LAND SURVEYOR



03/23/06
1

PROPOSED ANNEXATION
A PORTION OF LOT 5
ANN CUMMINS PROPERTY
TO THE
CITY OF MADISONVILLE
HOPKINS COUNTY, KENTUCKY

JOB NUMBER
0502266
DRAWN BY
J. CANSLER
CHECKED BY
R. LYNN
DATE:
09-20-2005

 ASSOCIATED
ENGINEERS, INC.
2740 North Main St. Madisonville, Ky.
Phone: 270-821-7732 Fax: 270-821-7789

PLANNING COMMISSION REPORT

Date: January 31, 2006

Application Number: MAD ANNEX 0601

Applicant/Owner: City of Madisonville

Location: Tucker Schoolhouse Road

Present Zoning: NA

Requested Zoning: Low Density Residential

Proposed Use: Single-Family Residential

BACKGROUND AND ANALYSIS

This property is located between Tucker Schoolhouse Road (Hwy. 2337) and the eastern cul-de-sac of Oakwood Lane (located in Abbott's Wood Hills Subdivision). The property is approximately 35.10 acres.

The property being annexed is currently undeveloped wooded. Other land uses in the area consist of agricultural and single-family residential. Properties in the immediate area are zoned Low Density Residential.

Most utilities are currently available, but will have to be extended to be developed. Property is accessed from Tucker Schoolhouse Road and has the potential to being accessed from Oakwood Lane.

RECOMMENDATION

The Commission recommends that this application be forwarded to the City of Madisonville with a recommendation that the subject property be given a zoning classification of Low Density Residential, as requested.

EXHIBIT

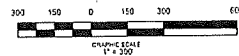


LEGEND

- These standard symbols will be found in the drawing.
- Iron Pins 1/4" Rebar with 3/4" x 1/2" aluminum cap stamped 411 #2266
 - Existing Monuments (as shown)
 - Boundary Line
 - - - - - Adjoining Property

THIS PLAT IS FROM A PHYSICAL SURVEY PERFORMED ON AUG. 23, 2005. I hereby certify that the survey depicted by this plat was done by persons under my direct supervision by the method of random traverse with sideshots. The unadjusted precision ratio of the traverse exceeded 1 : 10,000 and was not adjusted. The survey as shown hereon is a class B survey and the accuracy and precision of said survey meets all the specifications of this class.

Roger A. Lynn 03/23/06
 ROGER A. LYNN L.S. #2286 DATE



1	SHEET NUMBER	PROPOSED ANNEXATION A PORTION OF LOT 5 ANN CUMMINS PROPERTY TO THE CITY OF MADISONVILLE HOPKINS COUNTY, KENTUCKY	JOB NUMBER 050286		ASSOCIATED ENGINEERS, INC. 2740 North Main St. Madisonville, Ky. Phone: 270-821-7732 Fax: 270-821-7789
		DRAWN BY J. CANSLER CHECKED BY R. LYNN DATE: 03-20-2005			



ZONING CLASSIFICATION
 MAD 0601
 TUCKER SCHOOLHOUSE ROAD

Legend	
	Sub-Est Property
	Agriculture
	General Business District
	Center Office
	General Commercial
	General Industrial
	High Density Residential
	Light Industrial
	Low Density Residential
	Medium Density Residential
	Neighborhood Commercial
	Office Professional
	Rural Residential

EXHIBIT B