

RESOLUTION 2010- 2

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

WHEREAS, the City of Madisonville has enacted numerous ordinances annexing property into the corporate limits of the City of Madisonville.

WHEREAS, each individual annexation contains a prior survey often prepared by unknown individuals, and further references documentation that is no longer in existence, or that was annexed without benefit of an accurate drawing; and

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

WHEREAS, the City in its original 1981 filing establishing the City limits pursuant to KRS 81.045 and KRS 81.050; inadvertently omitted the subject parcel.

WHEREAS, the City does not intend to amend or replace its prior annexation ordinances, but rather to re-affirm its previous April 7, 1969 annexation which was omitted in error on its 1981 filing and provide a legal description with map depicting the subject parcel.

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF MADISONVILLE, KENTUCKY.

1. That the City Council of the City of Madisonville hereby adopts the new legal description and plat attached hereto as prepared by Thomas W. Crabtree, Licensed Professional Land Surveyor No. 3277, for Parcel #1 (Big Springs Inn), as an accurate depiction of property previously annexed into the City of Madisonville by ordinance and adopted by the Madisonville City Council on April 7, 1969, a true and complete copy of which is attached and hereby adopts said new legal description and plat as the official legal description and plat adopted by the City for all purposes when referencing this prior annexation.

The foregoing Resolution is read and presented to a regular meeting of the City Council of Madisonville, Kentucky on the 4 day of January, 2010, Motion was made by Council Member Stone, seconded by Council Member Myers, that the Resolution be adopted to be effective immediately.

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

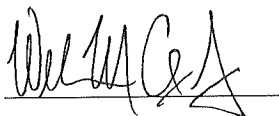
<u>COUNCIL MEMBERS</u>	YEA	NEA
Dallas Cunningham	<u>Absent illness</u>	___
Rudy Stone	<u>✓</u>	___
Nora Stewart	<u>✓</u>	___
Hannah Myers	<u>✓</u>	___
Bob G. Simmons	<u>✓</u>	___
Bill Smith	<u>✓</u>	___

RECEIVED AND FILED
 AT January 15, 2010

 TREY GRAYSON
 SECRETARY OF STATE
 COMMONWEALTH OF KENTUCKY
 BY Kandi Adkins

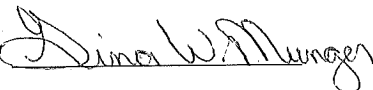
It appearing that 5 Council Members voted for the motion and 0 Council Members voted against it, the Mayor announced that the motion was passed and that the above resolution would be effective immediately.

Dated this the 11 day of January, 2010.



William M. Cox Jr., Mayor

ATTEST:



Gina Munger, Clerk/Treasurer

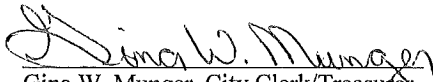
City of Madisonville, Kentucky

I, Gina Munger, City Clerk/Treasurer for the City of Madisonville, Kentucky do hereby certify that the City Council passed the attached Resolution at a regular meeting on Jan, 4 2010, and that the attached Ordinance is a true, correct, and complete copy.

IN THE MATTER OF ANNEXATION TO THE CITY LIMITS, A TRACT OF LAND REFERRED TO AS BIG SPRINGS INN, COMPRISING 8.15 ACRES.

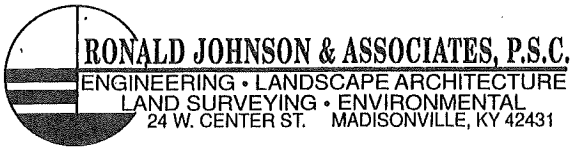
A motion was made by Council Member Stone, seconded by Council Member Myers, that the Resolution No. 2010-2 be adopted as law of the City of Madisonville, Kentucky, to be effective upon publication thereof, as required by law. Upon roll call, (5) Council Members voted "Aye," (0) Council Members voted "Nea," with (1) Council Members being absent.

Given under my hand and seal
this 12 day of January, 2010.


Gina W. Munger, City Clerk/Treasurer

RECEIVED AND FILED
DATE January 15, 2010

TREY GRAYSON
SECRETARY OF STATE
COMMONWEALTH OF KENTUCKY
BY Charles Adkins

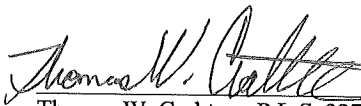


Legal Description
Annexation for the
City of Madisonville
Hopkins County
Ordinance #
Annexed April 7, 1969
8.15 Acres

The boundary for Annexation Ordinance for the City of Madisonville, Kentucky herein described is based on the following information: Existing aerial photos, previous surveys, previous descriptions, GIS mapping and maps provided by the City of Madisonville were used to develop this description and plat. No survey was conducted at the time of this description. The purpose of this boundary description is to delineate the limits of the aforesaid annexation. It does not in any way reflect a determination of the individual parcel boundaries and should not be used for that purpose.

A certain tract of land located east of Madisonville, Hopkins County, Kentucky

Beginning at a point in the existing east line of the City of Madisonville City Limits near Kentucky Highway 85 and having approximate Kentucky State Plane Coordinates Kentucky Single Zone, N: 3647215.75 and E: 4419653.00; thence running with the existing city limits of the City of Madisonville the following calls S81°14'17"E for a distance of 395.61 feet; thence running N83°29'34"E for a distance of 154.49 feet; thence running S02°12'22"E for a distance of 65.04 feet; thence running S01°35'49"E for a distance of 54.03 feet; thence running S52°56'27"W for a distance of 605.25 feet; thence running S60°22'06"W for a distance of 196.71 feet; thence running S15°13'34"W for a distance of 310.39 feet; thence running N79°43'19"W for a distance of 184.97 feet to a point in the east line of the Breathitt Parkway; thence running with the said east line of the Breathitt Parkway, N04°06'22"W for a distance of 124.34; thence running N10°30'00"E for a distance of 100.00 feet; thence running N16°00'00"E for a distance of 100.00 feet; thence running N22°40'00"E for a distance of 100.00; thence running N27°10'00"E for a distance of 65.00 feet; thence running N32°00'00"E for a distance of 258.00 feet; thence running N41°45'00"E for a distance of 50.00; thence running N62°00'00"E for a distance of 50.00 feet; thence running N85°00'00"E for a distance of 30.00 feet; thence running N08°06'08"E for a distance of 140.90 to the point of beginning containing 8.15 acres.


Thomas W. Crabtree, P.L.S. 3277
December 28, 2009

