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ORDINANCE NO. 01-05
CITY OF MARTIN

An Ordinance relating to the annexation of certain lands adjoining the city limits of the City of Martin:

BE IT ORDAINED AND ENACTED BY THE CITY COUNCIL OF THE CITY OF MARTIN, FLOYD COUNTY, COMMONWEALTH OF KENTUCKY, THAT:

1. The City of Martin, Kentucky take the necessary legal steps to annex as part of the City the following described tract of land,

SAV-A-LOT, DOLLAR STORE AND
MAY VALLEY ELEMENTARY

Located Southwest of the junction of Ky rt.. 80 and Ky. Rt.. 1210 and extending West along Ky. Rt.. 1210 in a direction up Stephen's Branch of Right Fork of Beaver Creek to the Floyd County Board of Education property in Floyd County, Kentucky,

Beginning at a traffic signal support post located Southwest of the junction of Ky. Rt.. 80 an Ky. Rt.. 1210 and within the right of way of Ky. Rt.. 80. Thence N 36-09-56 w, 114.78 feet to a right of way fence corner post o the right of way of Ky Rt.. 80 and at the Southeast junction of Ky. Rt.. 1210 and the access road to the Rush Properties, Inc. (Lease Agreement, D.B. 343, pg. 116, Conveyance Deed, D.B. 436, Pg. 617). Thence running with the right of way fence along the right of way of Ky. Rt.. 80
S 09-06-33 W, 17.41 feet
S 11-33-W, 246.46 feet
S 09-35-42 W, 138.98 feet; Thence leaving the fence and the right of way of Ky. Rt.. 80 and running across the Rush Properties, Inc. Lease
S 22-20-30 W, 83.51 feet to a utility pole at the rear of the Southeast corner of the building presently occupied by Sav-A-Lot and Dollar Store.
N 63-40-45 W, 282.62 feet to a ½" X 18" steel rebar (set) approximately 50 feet Southwest of the Southwest corner of said building. Thence running in a direction approximately parallel with the West side of said building toward Ky. Rt.. 1210. Thence running on the South side of Ky. Rt.. 1210.25 feet from and parallel with its centerline
N 51-46-14 W, 41.95 feet

N 52-05-39 W, 173.33 feet
N 51-08-58 W, 77.82 feet, crossing CSX Transportation Railroad (Right Beaver Creek Line)
N 50-55-17 W, 46.66 feet, crossing Stephen's Branch
N 55-31-57 W, 65.81 feet
N 58-20-47 W, 236.99 feet
N 58-09-05 W, 342.91 feet
N 58-01-27 W, 187.05 feet
N-60-29-29 W, 48.86 feet
N 89-32-32 W 34.47 feet to a point at the Stephen's Branch Railroad spur (approximate centerline)
S 48-01-07 W, 31.90 feet
S 38-41-03 W, 154.98 feet
S 40-37-06-W, 140.33 feet
S 46-02-27 W, 110,97 feet to a point in a woven wire fence, corner of the Floyd County Board of Education property (D.B. 383, pg. 30). Thence running with the woven wire fence in such manner as to encompass a portion of said property
S 21-31-33 E, 341.88 feet
S 21-47-42 E, 319.52 feet to a ½" X 18" steel rebar (set) in the fence. Thence running around the rear (South) of the May Valley Elementary School
S 69-36-59 W, 577.17 feet to a utility pole
S 50-49-25 W, 297.21 feet to a ½" X 18" steel rebar (set)
N 43-25-34 W, 117.56 feet to a ½" X 18" steel rebar (set)
N 06-55-55 E, 149.04 feet to a chain-link fence post. Thence running toward Ky. Rt.. 1210 with the fence and along the West side of said School grounds
N 04-40-06 E, 79.70 feet
N 05-36-08 W, 70.40 feet
N 18-21-40 W, 89.94 feet. Thence running with the fence, past its end and crossing Ky. Rt.. 1210 to its North side
N 26-55-25 W, 232.27 feet to a point on the North side of Ky. Rt.. 1210, 25 feet North of its centerline. Thence running in an Easterly direction along the Northerly side of Ky. Rt.. 1210, 25 feet from its centerline
N 63-54-49 E, 242.79 feet
N 63-50-17 E, 315.03 feet
N 60-58-17 E, 113.93 feet
N 54-18-29 E, 113.28 f eet
N 45-59-45 E, 104.39 feet
N 40-37-06 E, 158.21 feet
N 38-41-03 E, 158.21 feet
N 48-01-07 E, 55.40 feet

N 74-35-07 E, 33-83 feet

S 74-35-07 E, 33.83 feet
S 74-34-29 E. 35.82 feet, crossing the Stephen's Branch Railroad spur. Thence
S 60-29-29 E, 62.89 feet
S 58-01-27 E. 188.08 feet
S 58-09-05 E. 342.77 feet
S 58-20-47 E, 238.14 feet
S 55-31-57 E, 69.06 feet
S 50-55-17 E, 48.58 feet, crossing the CSX Transportation Railroad (Right Beaver Creek Line)
S51-08-58 E, 77.31 feet
S 52-05-39 E. 173.06
S 51-46-14 E, 239.90
S 51-18-02 E. 155.31 feet to a point at the guardrail, Northwest of the junction of Ky. Rts. 1210 and 80
N 83-40-46 E, 37.51 feet to a point at the guardrail on the West side of Ky. Rt.. 80 and on the City Limit line of Martin, Kentucky (Ordinance No. 00-04). Thence running with said City Limit Line
S 26-46-46 W, 108-85 feet to the BEGINNING, containing 18.09 acres, more or less.

The intent of this survey is to designate the perimeter of property to be annexed by the City of Martin, Kentucky according to ordinance No. 01-05 so as to include properties occupied by Sav-A-Lot and Dollar Store (a portion of property leased to Rush Properties, Inc. Recorded at D.B. 343, pg. 116), by May Valley Elementary School (a portion of Floyd Board of Education property recorded at D.B. 363, Pg. 30) and all or a portion of Ky. Rt.. 1210 right of way existing between the two above-mention properties

North orientation is based on aerial photography maps prepared for U.S. Army Corp of Engineers and is assumed to be "true north". This description was prepared by and this survey was conducted under the supervision of H.L. Baldridge, PLS 1893, Nesbitt Engineering, Inc., 834 S. Lake Drive, Prestonsburg, KY 41653 in June of 2001.

2. This Ordinance is separable and should any part thereof be found invalid by a Court of competent jurisdiction, the remaining parts shall be severable and continue to be of full force and effect.

3. This Ordinance shall be deemed to be in addition to and supplementary to, and not in conflict with, nor a repeal of the existing Ordinances of this City, but shall be an additional provision for the annexation of this particular territory. However, all Ordinances or parts of Ordinances conflicting with the provisions of this Ordinance are hereby repealed, insofar as the same are affected by this Ordinance.

4. This Ordinance shall be in full force and effect following its posting and publication according to law, as provided in KRS 81.380.

Thomasine Robinson
THOMASINE ROBINSON
MAYOR

ATTEST:
Pamela Justice
PAMELA JUSTICE
CITY CLERK

7-24-01 1st reading
8-28-01 2nd reading
9-9-01 Advertised

OVERSIZE MAP INCLUDED WITH SUBMISSION.

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