

RECEIVED AND FILED
DATE November 5, 2004

**CITY OF MILLERSBURG
ORDINANCE NO. 2004- 005**

**AN ORDINANCE ANNEXING PROPERTY
INTO THE CITY OF MILLERSBURG**

**TREY GRAYSON
SECRETARY OF STATE
COMMONWEALTH OF KENTUCKY**
BY Kandi Adkins

WHEREAS, the City of Millersburg desires to correct an error or oversight that affects its citizens relating to the annexation of certain property which for more than 12 years has been in all respects treated by everyone including the homeowners within the area, as being property properly annexed within the City of Millersburg, and

NOW WHEREFORE, THE CITY OF MILLERSBURG, KENTUCKY hereby makes the following declarations as findings of fact:

WHEREAS, the City of Millersburg in compliance with KRS 81A.420 passed and adopted an Ordinance on January 10, 1992 expressing the intent to annex certain property into the City of Millersburg, and

WHEREAS, said ordinance was duly published in the Bourbon County Citizen in January, 1992, in compliance with all state laws pertaining thereto, and

WHEREAS, under KRS 81A.420 (2) any person living within the area sought to be annexed had 60 days from the date of publication of the ordinance declaring an intent on the part of the City to annex the property, within which time to petition the Mayor of City of Millersburg for an election objecting to the annexation of the property, and

WHEREAS, more than sixty days have passed since the publication of the Ordinance declaring intent on the part of the City to annex said property as required by KRS 81A.420 and no petition has been received by the City of Millersburg, and

WHEREAS, it appears that KRS 81A.420 provides no limitation of time within which the City must act to finalize the annexation pursuant to KRS 81A.420, and

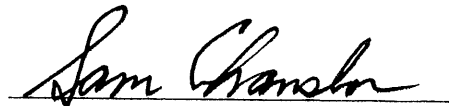
WHEREAS, it is clearly in the interest of the City and all citizens thereof including the "de facto" citizens of the city residing within the area sought to be annexed, to give final approval to this annexation, and thereby give full legal effect to the 'de facto' situation which exists currently and which has existed since 1992.

NOW WHEREFORE, the City hereby annexes into its boundaries the following described property to wit:

Lying and being in Bourbon County on the Southeast side of U.S. 68 bounded and described as follows: Beginning at a point in the center of U.S. 68, common corner with Herman Linville; thence with said center N58⁰44'E-182.40 ft.; thence N60⁰25'E-608.29 ft.; thence leaving the road with the Nicholas County line S29⁰59'E-686.60 ft. to a point common with E.K. Clark; thence with Clark's line S11⁰43'E-906.24 ft. to the Right of Way of TT& I Railroad; thence with said Right-of-Way S64⁰W-1098.00 ft. to a point common with the JUDYVILLE ADDITION; thence with said addition N8⁰54'W-502.69 ft.; thence N6⁰54'E-278.23 ft.; thence N33⁰49'W-183.96 ft to a Iron Pin common with the Water Tower Property; thence with said Water Tower Property N50⁰27'E-100.0 ft.; thence N46⁰30'W-120.0 ft.; thence leaving the Water Tower Line and with Herman Linville N51⁰26'E-239.02 ft.; thence N36⁰19'W-431.21 ft to the point of beginning and containing 33.807 Acres exclusive of any Right of Way or easements of record.

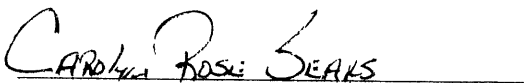
THIS ORDINANCE shall become effective upon its passage by the City Council execution by the Mayor and publication in accordance with law.

PASSED by a vote of the council on May 3, 2004 and given a second reading by the council at a special meeting on May 10,2004.



Mayor, City of Millersburg

ATTEST:



City Clerk

Cities and Special Districts

Cc: Carolyn Rose Sears, City Clerk

Ec: Kandie Adkinson, SOS

SAMPLE CERTIFICATION: KRS 81A.470 FILINGS

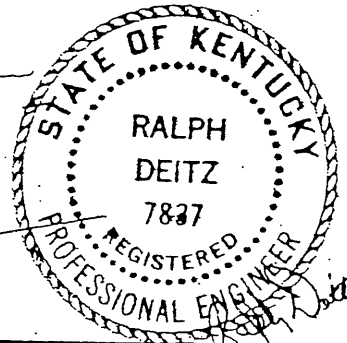
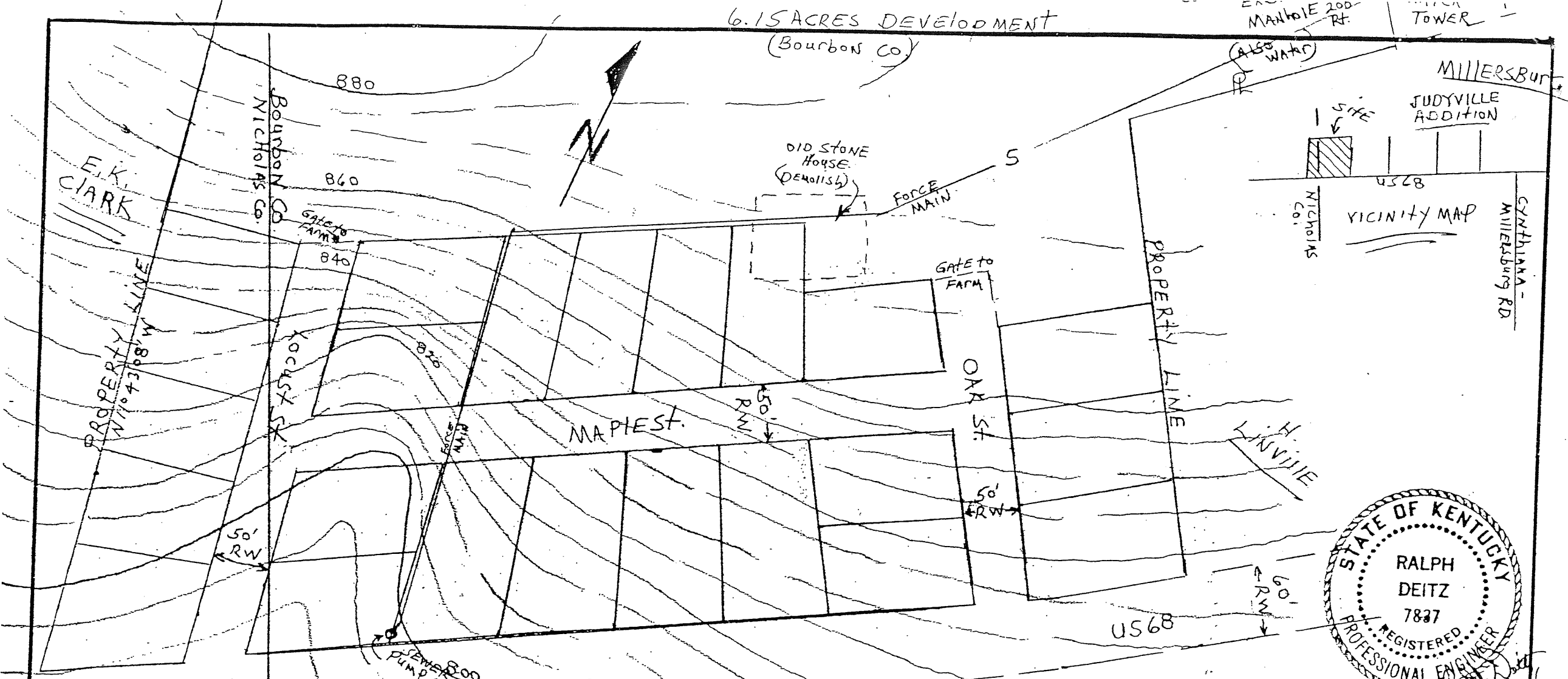
I certify I am the duly qualified City Clerk of the City of Millersburg, Kentucky,
and the foregoing 3 pages of Ordinance No. 2004-005 is a true, correct, and
complete copy duly adopted by the City Commission at a duly convened meeting held on
May 10, 2004, as appears in the official records of said City.

WITNESS, my hand and (Seal *or* the Seal of said City), this 2nd day of
November, 2004.

CAROLYN ROSE SEARS
Signature of City Clerk

Seal (Notary or City Seal)

6.15 ACRES DEVELOPMENT
(Bourbon Co.)



Total Lots	(18 Bourbon Co.) (5 Nicholas Co.)	23
Total DEYELOPED ACRES		5.71 AC. (Bourbon)
MINIMUM LOT		9000 SQ. FT.
AVERAGE LOT		9400 SQ. FT. 75' x 125'
MINIMUM SIZE HOME		1,080 SQ. FT.

DEVELOPMENT PLAT		
CLARK Hill Subdivision		
SCALE: 1" = 100'	GRAPHIC SCALE 0 20 50 100	DRAWN BY R Bourbon Co.
DATE: 6-20-92		
SURVEY BY RALPH DEITZ & ASSOC. DRY RIDGE, KY. 41035 606-44782		DRAWING NUMBER