

City of Mt. Washington

Mt. Washington Water & Sewer

P.O. Box 285

275 SNAPP STREET

MT. WASHINGTON, KY 40047-0285

538-4216 ~ 955-6784

FAX 538-4064

Frank Sullivan

Mayor

June 17, 2003

Christi Franklin

City Clerk

Commonwealth of Kentucky
Secretary of State
Attn: Kandie Adkinson
700 Capital Ave. Suite 80
Frankfort, KY 40601

Dear Ms. Adkinson,

Enclosed is a copy of an annexation ordinance passed by the City Council of Mt. Washington on April 28, 2003 and a map indicating the parcel that was annexed for the Ed Berger Property consisting of 40 acres located on Bethel Church Road. John and Martha Hartstern inherited the property last year and will be selling this property to Dogwood Homes. The Hartstern's address is 9105 Virginia Heights, Sellersburg, IN.

If you have any questions, or need further information, please contact me at 538-4216.

Sincerely,



Christi Franklin
City Clerk

RECEIVED AND FILED
DATE Sept. 15, 2003

JOHN Y. BROWN III
SECRETARY OF STATE
COMMONWEALTH OF KENTUCKY
BY K. Adkinson

Annexation Ordinance Certification

I certify that I am the duly qualified City Clerk of the City of Mt. Washington, Kentucky, and the foregoing two pages of Ordinance No. 03-01 is a true, correct, and complete copy duly adopted by the City Council at a duly convened meeting held on April 28, 2003, all as appears in the official records of the City of Mt. Washington, Kentucky.

WITNESS, my hand and seal of the City of Mt. Washington, Kentucky, this 28th day of April 2003.



Christi Franklin, City Clerk

RECEIVED AND FILED

DATE Sept. 15, 2003

JOHN Y. BROWN III
SECRETARY OF STATE
COMMONWEALTH OF KENTUCKY

BY H. Adkinson

ORDINANCE NO. 03-01

**AN ORDINANCE PROPOSING ANNEXATION OF UNINCORPORATED TERRITORY
ADJOINING THE CITY OF MOUNT WASHINGTON, BULLITT COUNTY,
KENTUCKY**

BE IT ORDAINED by the City Council of the City of Mt. Washington, Bullitt County, Kentucky, as follows:

SECTION I: The City Council of the City of Mt. Washington, Bullitt County Kentucky, does hereby ordain that it proposes to annex 40 acres known as the Ed Berger property in unincorporated territory to the City of Mt. Washington, Bullitt County, Kentucky; and such territory to be annexed is described as follows:

Beginning at a point in the West R/W line of Bethel Church Road; said point being approximately 1,924' North of the North R/W line of KY Hwy 44E; thence with the West line of Bethel Church Road North 14 degrees-30 minutes West, 1,164.9' to a point; thence leaving said road South 53 degrees-30 minutes West 1,815' to a point; thence South 36 degrees-30 minutes East, 1,094.44' to an Iron Pin corner common to the land of Dogwood Homes of Bullitt County, Inc. recorded in D.B. 522, pg 052; thence North 53 degrees East, 1,382.70' to the point of beginning, containing 39.9 acres (for 40 acres) more or less.

Exclusion:

Beginning at a point in the West R/W line of Bethel Church Road; said point being approximately 1,924' North of the North R/W line of KY Hwy 44E; thence with the West R/W line of Bethel church Road North 14 degrees-30 minutes West 369' to the true point of beginning; thence North 14 degrees-30 minutes West, 100' to an iron pin; thence South 75 degrees-30 minutes West, 150' to an iron pin; thence South 14 degrees-30 minutes East, 100' to an iron pin; thence North 75 degrees-30 minutes East, 150' to the point of beginning, containing 0.34 acres, more or less.

SECTION II: This ordinance is enacted pursuant to KRS 81A.400, et. Seq. The reader is advised that one may have legal rights affected by this Ordinance. For advice concerning these rights, one should consult an attorney.

SECTION III: This ordinance shall be published according to law.

SECTION IV: Should any section, clause, line, paragraph or part of this ordinance be held unconstitutional or invalid for any reason, the same shall not affect the remainder of this Ordinance.

SECTION V: The City Clerk is hereby authorized to publish this ordinance in accordance with the Kentucky revised Statutes. The Mayor of the City of Mt. Washington, Bullitt County, Kentucky is hereby directed and authorized to give notice of the annexation to the Secretary of State, Commonwealth of Kentucky.

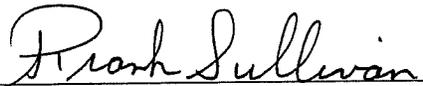
First Reading: April 14, 2003

Second Reading: April 28, 2003

Adopted this 28th day of April, 2003.

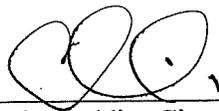
SECTION VI: The City Clerk is hereby directed and authorized to provide to the Bullitt County Court Clerk a map clearly delineating the Boundaries of the area affected along with a list of names and addresses of those property owners and or registered voters. The City Clerk is further directed and authorized to provide to the Bullitt County Planning and Zoning Administrator a map clearly showing the zoning for this area and said zoning recommendations of the City at a regular meeting of the Bullitt County Planning and Zoning Commission with said publication of meeting according to law.

SECTION VII: Within sixty (60) days of the publication of this Ordinance, May 5, 2003, one may petition the Mayor of the City of Mt. Washington for opposition to this ordinance by having fifty percent (50%) of the registered voters or owners of real property within the limits of the territory proposed to be annexed indicate their opposition to this Ordinance. Said petition must be delivered before June 23, 2003, to the Mayor of the City of Mt. Washington, Frank Sullivan, at City Hall, 275 Snapp Street, P.O. Box 285, Mt. Washington, Kentucky 40047.



Honorable Frank Sullivan, Mayor

ATTEST:



Christi Franklin, City Clerk

The result of the roll call vote is as follows:

	<u>Yes</u>	<u>No</u>	<u>Abstain</u>
Sam Beichler	Absent	_____	_____
Joetta Calhoun	✓	_____	_____
Lloyd Dooley	✓	_____	_____
Sid Griffin	✓	_____	_____
Ralph Lutes	✓	_____	_____
Larry Porter	✓	_____	_____

PLOT OF BOUNDARY FROM DEED

ROY FINLEY
DB 275 PG 218

S36°30'00"E

1094.44'

DOGWOOD HOMES OF BULLITT CO., INC.
DB 522, PG 052

N53°00'00"E
1382.70'

RUTH & E.J. BERGER
DEED 40 ACRES
DB 82 PG 179

S53°30'00"W
1815.00'

RUTHIE RYAN
DB 447 PG 620

LOGSDON
DB 204 PG 650

N14°30'00"W
100.00'

SELL-OFF

N75°30'00"E
150.00'

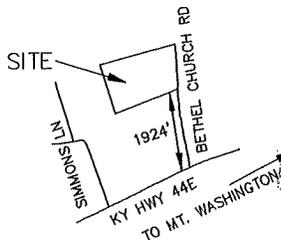
100.00'

N75°30'00"E
150.00'

1164.90'

369'
N14°30'00"W

BETHEL CHURCH RD 50'R/W



SITE MAP
(NTS)

STATE OF KENTUCKY
WALTER C. RIVES
2711
LICENSED
PROFESSIONAL
LAND SURVEYOR

WCR
9/5/03

PLAN
OF

BERGER PROPERTY

DB 82, PG 179

~DEVELOPER~

DOGWOOD HOMES OF BULLITT CO.
14401 FOREST GLENN COURT
LOUISVILLE, KENTUCKY 40245

SCALE: 1"=200'



0' 100' 200'

PLAT BASED ON DEEDS
NOT A RECORD PLAT

PREPARED BY

WALTER RIVES, L.S.

4703 RUNNING FOX DRIVE
SHEPHERDSVILLE, KENTUCKY 40165
PHONE: (502)955-8044 FAX: (502)957-5698

ORDINANCE NO. 03-04

**AN ORDINANCE CONFIRMING ANNEXATION OF UNINCORPORATED
TERRITORY ADJOINING THE CITY OF MOUNT WASHINGTON, BULLITT
COUNTY, KENTUCKY**

BE IT ORDAINED by the City Council of the City of Mt. Washington, Bullitt County, Kentucky, as follows:

SECTION I: The City Council of the City of Mt. Washington, Bullitt County Kentucky, does hereby ordain that it confirms to annex 40 acres known as the Ed Berger property in unincorporated territory to the City of Mt. Washington, Bullitt County, Kentucky; and such territory to be annexed is described as follows:

Beginning at a point in the West R/W line of Bethel Church Road; said point being approximately 1,924' North of the North R/W line of KY Hwy 44E; thence with the West line of Bethel Church Road North 14 degrees-30 minutes West, 1,164.9' to a point; thence leaving said road South 53 degrees-30 minutes West 1,815' to a point; thence South 36 degrees-30 minutes East, 1,094.44' to an Iron Pin corner common to the land of Dogwood Homes of Bullitt County, Inc. recorded in D.B. 522, pg 052; thence North 53 degrees East, 1,382.70' to the point of beginning, containing 39.9 acres (for 40 acres) more or less.

Exclusion:

Beginning at a point in the West R/W line of Bethel Church Road; said point being approximately 1,924' North of the North R/W line of KY Hwy 44E; thence with the West R/W line of Bethel church Road North 14 degrees-30 minutes West 369' to the true point of beginning; thence North 14 degrees-30 minutes West, 100' to an iron pin; thence South 75 degrees-30 minutes West, 150' to an iron pin; thence South 14 degrees-30 minutes East, 100' to an iron pin; thence North 75 degrees-30 minutes East, 150' to the point of beginning, containing 0.34 acres, more or less.

SECTION II: This ordinance is enacted pursuant to KRS 81A.400, et. Seq. The reader is advised that one may have legal rights affected by this Ordinance. For advice concerning these rights, one should consult an attorney.

SECTION III: This ordinance shall be published according to law.

SECTION IV: Should any section, clause, line, paragraph or part of this ordinance be held unconstitutional or invalid for any reason, the same shall not affect the remainder of this Ordinance.

SECTION V: The City Clerk is hereby authorized to publish this ordinance in accordance with the Kentucky revised Statutes. The Mayor of the City of Mt. Washington, Bullitt County, Kentucky is hereby directed and authorized to give notice of the annexation to the Secretary of State, Commonwealth of Kentucky.

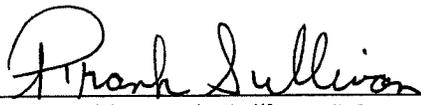
First Reading: April 28, 2003

Second Reading: May 12, 2003

Adopted this 12th day of May, 2003.

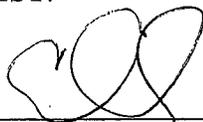
SECTION VI: The City Clerk is hereby directed and authorized to provide to the Bullitt County Court Clerk a map clearly delineating the Boundaries of the area affected along with a list of names and addresses of those property owners and or registered voters. The City Clerk is further directed and authorized to provide to the Bullitt County Planning and Zoning Administrator a map clearly showing the zoning for this area and said zoning recommendations of the City at a regular meeting of the Bullitt County Planning and Zoning Commission with said publication of meeting according to law.

SECTION VII: Within sixty (60) days of the publication of this Ordinance, May 27, 2003, one may petition the Mayor of the City of Mt. Washington for opposition to this ordinance by having fifty percent (50%) of the registered voters or owners of real property within the limits of the territory proposed to be annexed indicate their opposition to this Ordinance. Said petition must be delivered before July 28, 2003, to the Mayor of the City of Mt. Washington, Frank Sullivan, at City Hall, 275 Snapp Street, P.O. Box 285, Mt. Washington, Kentucky 40047.



Honorable Frank Sullivan, Mayor

ATTEST:



Christi Franklin, City Clerk

The result of the roll call vote is as follows:

	<u>Yes</u>	<u>No</u>	<u>Abstain</u>
Sam Beichler	<input checked="" type="checkbox"/>	_____	_____
Joetta Calhoun	<input checked="" type="checkbox"/>	_____	_____
Lloyd Dooley	<input checked="" type="checkbox"/>	_____	_____
Sid Griffin	<input checked="" type="checkbox"/>	_____	_____
Ralph Lutes	<input checked="" type="checkbox"/>	_____	_____
Larry Porter	<input checked="" type="checkbox"/>	_____	_____

ANNEXATION - WRITTEN CONSENT

Property Location: Ed Berger property (40 acres) located on Bethel Church Road (refer to attached plat)

Legal Description:

Beginning at a point in the West R/W line of Bethel Church Road; said point being approximately 1,924' North of the North R/W line of KY Hwy 44E; thence with the West line of Bethel Church Road North 14 degrees-30 minutes West, 1,164.9' to a point; thence leaving said road South 53 degrees-30 minutes West 1,815' to a point; thence South 36 degrees-30 minutes East, 1,094.44' to an Iron Pin corner common to the land of Dogwood Homes of Bullitt County, Inc. recorded in D.B. 522, pg 052; thence North 53 degrees East, 1,382.70' to the point of beginning, containing 39.9 acres (for 40 acres) more or less.

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In accordance with KRS 81A.412, I am the owner of the above -described property and do herewith provide my written consent to its annexation by the City of Mt. Washington, Kentucky.

John L Hartstern
Signature _____ Title _____

Martha Hartstern
Signature _____ Title _____

4-24-03
Date _____

I, Debra L. Kunard-Hill, a Notary Public, within the State Indiana ~~Commonwealth~~ of Kentucky,
Clark County, do hereby certify that on this 24th day of
April, 2003 the foregoing instrument was produced to me in said state and
County and was signed, subscribed, sworn, acknowledged, and delivered in my presence by
John Hartstern and Martha Hartstern.

My Commission expires: January 28, 2009

Debra L. Kunard-Hill
Notary Public, State at Large, ~~Kentucky~~ Indiana