

RESOLUTION 12-41

By: Handie Calhoun
ALISON LUNDERGAN GRIMES
SECRETARY OF STATE
LEGISLATIVE BUREAU OF KENTUCKY
~~95-11 DATED APRIL 10, 1995~~

A RESOLUTION ADOPTING A MODERN AND ACCURATE LEGAL DESCRIPTION OF TERRITORY PREVIOUSLY ANNEXED BY ORDINANCE 95-11 DATED APRIL 10, 1995

WHEREAS, the City of Mt. Washington has enacted numerous ordinances annexing property into the corporate limits of the City of Mt. Washington; and

WHEREAS, each individual annexation contains a prior description prepared by now unknown individual , and further references documentation that is erroneous or no longer in existence; and

WHEREAS, the city wishes to provide modern, accurate, easily identifiable legal description , plat and supporting documentation, including the general location by latitude and longitude of a push pin symbol randomly placed on the previously annexed parcel on an aerial map and same having been certified by a professional land surveyor, and

WHEREAS, the city wishes to comply with the requirements of amended KRS 81A.470 effective July 13, 2004, and

WHEREAS, the city does not intend to amend or replace its prior ordinance annexing, but rather to interpret the defined boundaries of the territory previously annexed and adopt a modern and accurate legal description of territory previously annexed.

NOW THEREFORE BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF MT. WASHINGTON, KENTUCKY:

SECTION 1 That the City Council of the City of Mt. Washington hereby adopts legal description and plat a copy of which is attached hereto as Exhibit A, as prepared by John St. Clair, Licensed Professional Land Surveyor No. 1907 as an accurate depiction of the property previously annexed into the corporate city limits of the City of Mt. Washington by Ordinance 95-11 dated April 10, 1995 a copy of which is attached hereto as Exhibit B and hereby adopts said new legal description and plat as the official legal description and plat to be adopted by the City for all purposes when referencing this prior annexation.

Passed at a Regular Meeting of the City Council of the City of Mt. Washington this 10th day of September, 2012 by a vote of 5 in favor, 0 against and 0 abstaining, and ORDERED by the Mayor of the City of Mt. Washington the same date.

Elizabeth D. Fick
Elizabeth D. Fick, City Clerk

Joetta Bass Calhoun
Joetta Bass Calhoun, Mayor

STATE OF KENTUCKY
COUNTY OF BULLITT
I, Elizabeth Fick, City Clerk of the City of Mt. Washington, do hereby certify that the foregoing contains a full, true and correct copy of Res 12-41 as taken and compared to the original record in my office of which I am legal custodian adopted by the governing authority of said City of Mt. Washington at a meeting duly held on: 9/10/12 that said official action has not been modified, amended, revoked or repealed and is now in full force and effect.
Witness my hand this 9 day of Oct, 20 12
Elizabeth D. Fick
CITY CLERK CITY OF MT. WASHINGTON

John St. Clair, Land Surveyor
138 Willow Wood Drive
Mt. Washington, Ky. 40047
Phone 502-538-6616, Cell 502-548-4715
Email, jsaint@windstream.net

August 28, 2012

Enhanced description for Mt Washington Ordinance 95-11, to revise and clarify the original description written by persons unknown:

This property is located in the City of Mt. Washington, Ky. on the north side of Kentucky Highway 44, south of Delaina Drive and north of Beechtree Lane; A northwestern part of this property also lies east of Greenbriar Road.

Beginning at a point (formerly a black walnut in the line of Wm. Clark) in the west line of Lin Meadows Section One as recorded in Plat Cabinet 1, Slide 403 in the Bullitt County clerk's office, thence with Lin Meadows, South 52 degrees 49 minutes 33 seconds East (passing the Northeast corner of the property formerly known as the J. V. McAfee 12 ½ acre tract at 829.62 feet) in all 1528.65 feet to a point in the north line of Kentucky Highway 44, thence with Highway 44, South 58 degrees 42 minutes 44 seconds West 823.85 feet and South 57 degrees 31 minutes 01 seconds West 124.94 feet to the southwest corner of the tract formerly known as the J.V. McAfee 12.5 acre tract;

Thence continuing with highway 44, South 50 degrees 03 minutes 36 seconds West (for S51W) 258.85 feet, South 46 degrees 00 minutes 57 seconds West 147.51 feet, South 46 degrees 01 minutes 57 seconds West 158.36 feet and South 51 degrees 49 minutes West 296.63 feet to the southeast corner of the property formerly known as the Clarence Porter property, now Northfield Subdivision, Sections 1 through 5 Revised in Plat Cabinet 1, Slide 629 in the Bullitt County Clerk's office;

Thence with the old Porter property, the line of Northfield Subdivision and the city limits of Mt. Washington as established by Ordinance number 84-14, North 36 degrees 27 minutes 22 seconds West 1180.19 feet (for North 36 ¾ West 1179.42 feet), thence North 61 degrees 04 minutes 37 seconds West 2543.55 feet (for N61 1/2W 2542.98 feet) to the corner of Northfield Subdivision and the old Porter and Owen property;

Thence with the line of the old Owen property, North 23 degrees 55 minutes 22 seconds East 1117.30 feet (for N23 3/4E 1125.96 feet) to an existing iron pipe and being the division corner between the first and third tracts of the Harry Roggenkamp property recorded in deed book 78, page 40;

Thence with the west line of the third tract of the Roggenkamp property, North 25 degrees 45 minutes 15 seconds East 1530.60 feet to the corner of the old Joseph Owen (also Alonzo Wyatt) property, currently known as Clearview Acres Section 1, recorded in Plat Cabinet 1, Slide 697 in the Bullitt County clerk's office;

Thence with Clearview Acres and the southern city limits of the City of Mt. Washington as established by Ordinance number 88-29 and restated by Ordinance number 94-9, S 63 degrees 59 minutes 22 seconds East 1285.02 feet to a point in the west line of the old Mathis Farm, now known as Wilchar Estates Section II;

Thence with Wilchar Estates, South 23 degrees 50 minutes 24 seconds West 812.22 feet to the northwest corner of the McFarland Heirs property now known as Lin Meadows Section 2, Revised as recorded in Plat Cabinet 1, Slide 703;

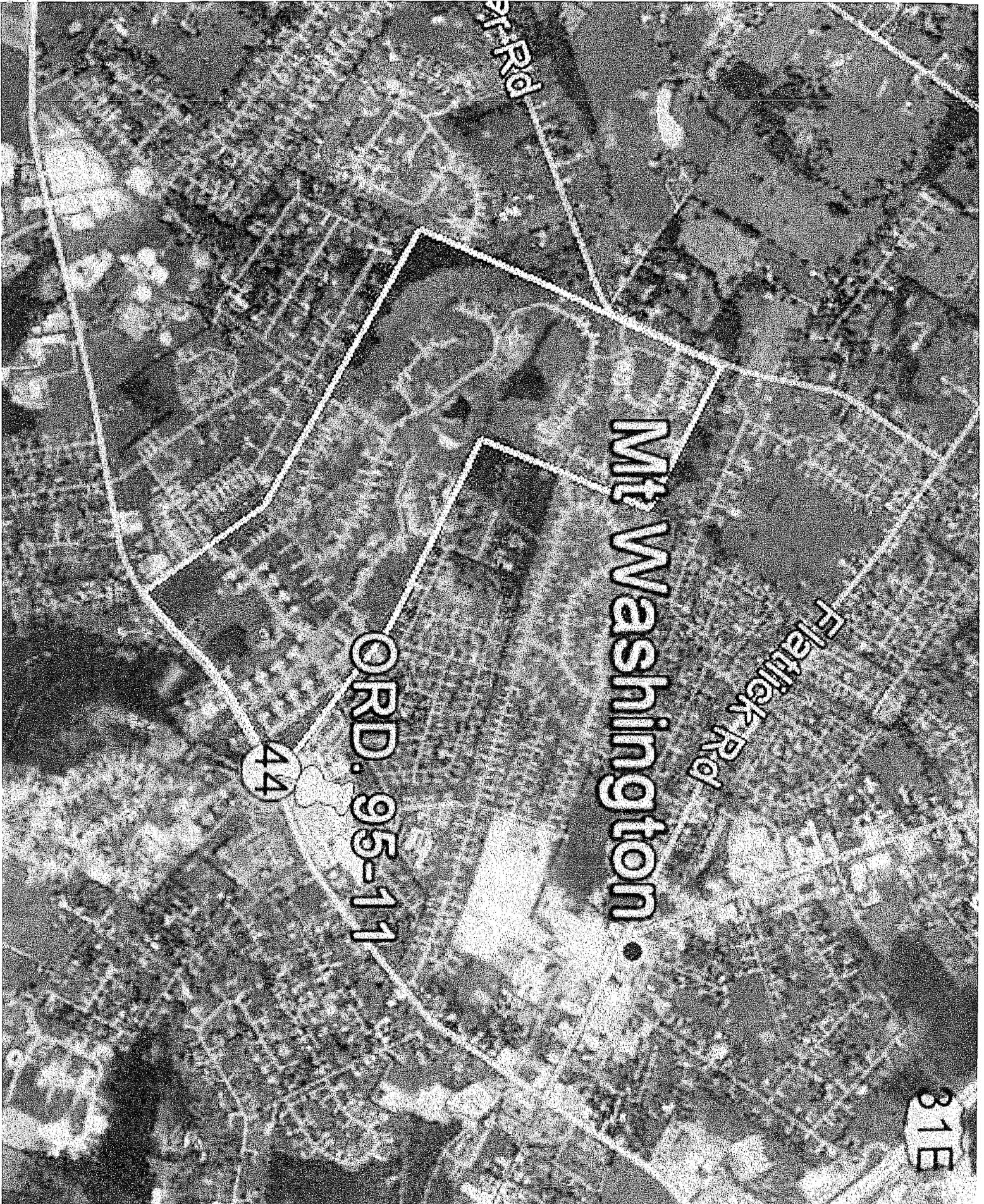
Thence with Lin Meadows, South 25 degrees 27 minutes 47 seconds West 663.69 feet to a corner to the old Roggenkamp property, thence with the line of Roggenkamp and Lin Meadows Subdivision, South 65 degrees 23 minutes 29 seconds East 998.95 feet and South 65 degrees 19 minutes 41 seconds East 663.71 feet to the beginning containing 112.42 acres (for 111.8 acres) as per attached plat dated August 23, 2012 and titled "Enhancement of Ordinance #95-11, by John A. St. Clair, PLS # 1907.

Being a consolidation of the first, second and third tracts conveyed to Harry F. and Ardelia Roggenkamp by deed book 78, page 40 in the Bullitt County Clerk's office.

This property is currently known as Woodlake Subdivision, Sections 1 through 7 and Stone Meadows Subdivision Section 1 and 2.

Yours truly,
John A. St. Clair
John St. Clair, Ky. PLS # 1907





PUSH PIN SYMBOL AT LATITUDE 38° 02' 32.27N
LONGITUDE 85° 33' 02.15W

Mailed 10/9/12

RES 12-41

RESOLUTIONS ENHANCING ORIGINAL ANNEXATION ORDINANCES

Many cities are adopting resolutions that allow the original annexation description and plat to be formatted to meet today's KRS 81A.470 filing requirements. These resolutions do not replace the original annexation ordinance nor do they relieve the city of the obligation to file a certified copy of the original annexation ordinance. (The resolution is a secondary filing; the annexation ordinance is the primary filing.)

If the city determines a resolution is in order, filing submissions should include:

- ✓ 1. Certified copy of the original annexation ordinance copied in its entirety, including the original description and plat. *No cert. found attached to original ordinance.*

Attached to:

- ✓ 1. Certified resolution citing the annexation ordinance number and date of passage, and the city's adoption of the new description & plat prepared by a professional land surveyor. (Note: The new description and plat must be limited to the area annexed by the ordinance. Boundary Statements will not be accepted.)

The tract referenced in the resolution will be matched against the tract referenced in the resolution to determine acreage and location similarities. Cities do not annex by resolutions. KRS 81A is still in effect.

OVERSIZE MAP INCLUDED WITH
SUBMISSION.

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