

ORDINANCE 2023-1843

AN ORDINANCE OF THE CITY OF MURRAY, KENTUCKY ANNEXING AN 1.269 ACRE TRACT OF LAND (Book 167, Page 2334), SPECIFICALLY BEING MURRAY-CALLOWAY ECONOMIC DEVELOPMENT CORPORATION FRONTAGE ROAD, BEGINNING APPROXIMATELY 400' SOUTH OF MAX HURT DRIVE - (Plat Book 12, Page 99, Slide 1104) LOCATED TO THE WEST AND ADJACENT TO (PVA Parcel 049-0-0019-A) 3200 US HIGHWAY 641, NORTH, MURRAY, KY, OWNED BY MURRAY-CALLOWAY ECONOMIC DEVELOPMENT CORPORATION AND CONTIGUOUS TO THE PRESENT CITY LIMITS.

WHEREAS, the owner of record of the land to be annexed has given prior written consent as shown by their consent dated September 22, 2022 (a copy is attached hereto and incorporated by reference as if fully stated herein and marked EXHIBIT "A"). Therefore, pursuant to KRS 81A.412, there is no requirement for a notification ordinance (KRS 81A.420) (1) or notice requirement (KRS 81A.425), or waiting period of 60 days (KRS 81A.420(2)) prior to enacting a final ordinance annexing the subject area; and;

WHEREAS, the City of Murray determined that the real property more particularly described on Exhibit "B" (legal description) and Exhibit "C" (plat) shall be annexed into the city limits;

WHEREAS, the City of Murray notified the Calloway County Fiscal Court of the property owners' request and consent to be annexed into the City of Murray district boundaries (a copy is attached hereto and incorporated by reference as if fully stated herein and marked EXHIBIT "D").

WHEREAS, this ordinance is authorized by KAR 81A.412.

NOW THEREFORE PURSUANT TO THE AUTHORITY IN CHAPTER 81A OF THE KENTUCKY REVISED STATUTES AND OTHER APPLICABLE LAW, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF MURRAY AS FOLLOWS, TO-WIT:

1. The City of Murray has declared the following property, by reason of present use and potential, to be urban in character and/or suitable for development for urban purposes without reasonable delay, more particularly described on Exhibit "B" (legal description) and Exhibit "C" (plat) respectively attached hereto and incorporated by reference as if fully stated herein is hereby annexed into the city limits of the City of Murray.
2. Upon final approval of this annexation, a zoning map reflecting the zoning designation of this property shall be attached and incorporated by reference as if fully stated herein.
3. This ordinance shall become effective on the date of its passage and publication in the Murray Ledger & Times as required by KRS Chapter 424.

RECEIVED AND FILED
DATE June 21, 2023

MICHAEL G. ADAMS
SECRETARY OF STATE
COMMONWEALTH OF KENTUCKY
BY _____

Nothing in this Ordinance shall be construed to affect any suit or proceeding impending in any court, or any rights acquired, or liability incurred, or any cause or causes of action acquired or existing, under any act or ordinance hereby repealed; nor shall any just or legal right or remedy of any character be lost impaired or affected by this Ordinance.



BOB ROGERS, MAYOR

ATTEST:



KIMBERLY MILES, CITY CLERK

Introduced by the City Council on May 11 _____, 2023.

Adopted by the City Council on May 25 _____, 2023.

Published in the Murray Ledger and Times on May 31 _____, 2023.

EXHIBIT "A"

September 22, 2022

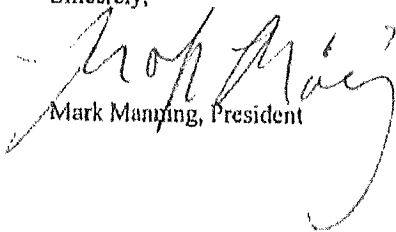
City of Murray
Mayor Bob Rogers
500 Main Street
Murray KY 42071

Dear Mayor Rogers:

I, Mark Manning, President of the Murray Calloway Economic Development Corporation, would like to request that the 1.269-acre tract which is now a part of the frontage road in front of parcel 049-00-0019-A, be annexed into the corporate city limits of Murray, Kentucky in consideration of providing city services.

The property is identified as the Frontage Road in Plat Book 12, Page 99, Slide 1104 in the Calloway County Land Records office and is recorded in Deed Book 167, Page 2334 at the Calloway County Clerk's Office.

Sincerely,


Mark Manning, President

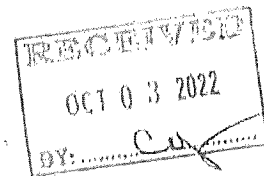


EXHIBIT "B"



BACON | FARMER | WORKMAN
ENGINEERING & TESTING, INC

ANNEXATION DESCRIPTION

PTL FRONTAGE ROAD

A 1.269 acre tract of land as surveyed by Frank C. Coley PLS #4013 with the firm of Bacon Farmer Workman Engineering and Testing Inc. of Murray, Kentucky in December of 2021, located 650 feet south of Max Hurt Drive on the east side of U.S. Hwy. 641 north and being known as a portion of a frontage road located on the west side of Lot 3 of a Minor Subdivision Plat of the Murray-Calloway Economic Development Corporation property as recorded in Plat Book 11, Page 1 lying in Murray, Calloway County, Kentucky and being more particularly described as follows:

All Iron Pin (set) are 1/2" x 18" rebar with yellow plastic cap stamped KY4013.

Beginning at an Iron Pin (set) on the east right-of-way of a Frontage Road, said pin being located S 03°17'28" E a distance of 428.08' from the City of Murray GIS Monument BM D2, said pin being the southwest corner of Lot 1A of the above described Minor Subdivision Plat and is the Northeast corner of the herein described tract of land.

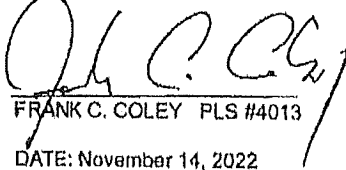
THENCE S 10°08'08" W a distance of 498.98' with the west line of the above said Lot 3 to an Iron Pin (set) at the southwest corner of said Lot 3 and a common corner to the Personnel Truck Leasing Inc. property;

THENCE N 89°44'52" W a distance of 111.52' to an Iron Pin (set) at the northwest corner of the said Personnel Truck Leasing, Inc. property said pin being also on the east right-of-way of U.S. Hwy. 641 North and is the southwest corner of the herein described tract;

THENCE N 09°55'28" E a distance of 498.43' with the east right-of-way of U.S. Hwy 641 North to an Iron Pin (set);

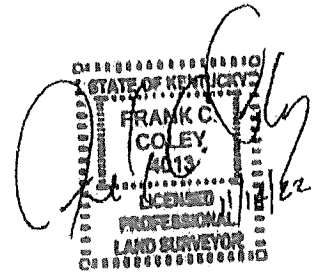
THENCE S 89°51'56" E a distance of 113.43' to the point of beginning.

PREPARED BY:


FRANK C. COLEY PLS #4013

DATE: November 14, 2022

DEED REFERENCE: Deed Book 167, Card 2334
Plat Cabinet 11, Page 1



BACON FARMER WORKMAN ENGINEERING AND TESTING INC.
1215 DIUGUID DRIVE
MURRAY, KY, 42071
(207)753-7307


NOV 1 2022
BY: 

EXHIBIT "D"

CITY OF MURRAY PLANNING

500 Main Street
PO, Box 1236
Murray, Kentucky 42071
Phone 270-762-0300
Fax 270-762-0331

April 4, 2023

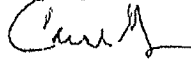
Calloway County Fiscal Court
Attn: Judge Executive, Kenneth Innes
201 South 4th Street
Murray, KY 42071

Dear Judge Innes:

The Murray Planning Commission will meet in regular session on Tuesday, April 18, 2023 at 4:30 p.m. in the Council Chambers of City Hall located at 500 Main Street. The Commission will hold a public hearing to establish the zoning for a 1.269-acre tract of land located on U.S. Hwy 641 North, identified as a portion of the Frontage Road, beginning approximately 400' south of Max Hurt Drive -- Adjacent to PVA parcel # 049-0-0019-A - (Plat Bk 12, PG. 99, Slide 1104) - Murray-Calloway Economic Development Corporation (Bk. 167, PG 2334). The City of Murray received a request from Murray-Calloway Economic Development Corporation, the property owner, for the 1.269-acre tract to be annexed into the City of Murray district boundaries. The proposed zoning is (I) Industrial District.

You are openly invited to attend and participate in the public hearing. If you have any questions please feel free to contact the City of Murray Planning Department at 270-762-0350.

Sincerely,



Carol Downey
Planner
City of Murray

Bob Rogers
Mayor



City of Murray



I, Kim Miles, City Clerk for the City of Murray, hereby verify and certify that I am the custodian of the records for the City of Murray and the foregoing (6) pages of ORDINANCE 2023-1843 and exhibits are true and correct copies of the original lodged in my office.

CERTIFIED this 15th day of June, 2023

KIM MILES, CITY CLERK

TELEPHONE (270) 762-0300

104 North 5th Street, Suite B
Murray, Kentucky 42071
FAX (270) 762-0306
Website: www.murrayky.gov

TDD (270) 753-1621



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BY MURRAY-CALLOWAY ECONOMIC DEVELOPMENT
CORPORATION AND CONTIGUOUS TO THE PRESENT
CITY LIMITS.

s/s Bob Rogers, Mayor

Attest:

s/s Kim Miles, City Clerk

Warren K. Hopkins
Attorney for The City of Murray

SUMMARY PREPARED BY:

5/31/23


Warren K. Hopkins
Attorney for The City of Murray



BACON | FARMER | WORKMAN
ENGINEERING & TESTING, INC

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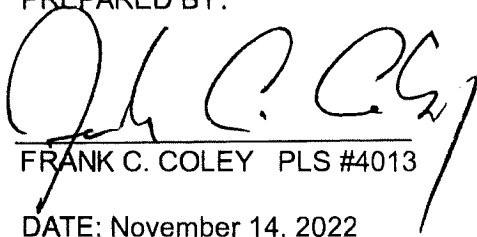
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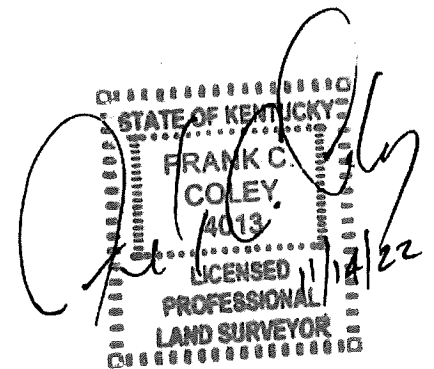
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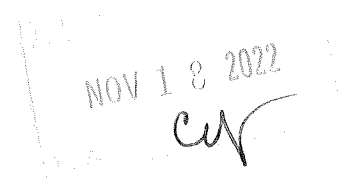

FRANK C. COLEY PLS #4013

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OVERSIZE MAP INCLUDED WITH
SUBMISSION.

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