




**CERTIFICATION OF ORDINANCE**

**ORDINANCE 118-2023**

I, Kathy Walker, certify I am the duly qualified City Clerk of the City of Nicholasville, Kentucky and the foregoing twenty-five (25) pages of Ordinance 118-2023 is a true, correct and complete copy duly adopted by the City Commission at a duly convened meeting held on June 26, 2023 all as appears in the official records of said city.

Further, said Ordinance, 118-2023, was published in The Jessamine Journal, as required by KRS 83A.060(9), on June 29, 2023.

WITNESS, my hand and the Seal of the City of Nicholasville, this 7th day of August, 2023.

  
Kathy Walker  
City Clerk

Seal

RECEIVED AND FILED  
DATE August 11, 2023

\_\_\_\_\_  
MICHAEL G. ADAMS  
SECRETARY OF STATE  
COMMONWEALTH OF KENTUCKY  
BY Theresa H

**ORDINANCE 118-2023**

**AN ORDINANCE ESTABLISHING A DECREE OF ANNEXATION OF  
129.91 ACRES OF REAL PROPERTY ADJACENT TO (WEST) BRANNON  
ROAD AND US 27 INTO THE CITY OF NICHOLASVILLE, KENTUCKY**

**WHEREAS,** on June 16, 2022, the landowner consented in writing to the annexation pursuant to KRS 81A.412, thereby making the adoption of an Ordinance of Intent to Annex unnecessary; and

**WHEREAS,** the landowner submitted to the City of Nicholasville the consent for annexation of all property known and described in Exhibit "A" Annexation Legal Description; and

**WHEREAS,** the property described in Exhibit "A" was adjacent or contiguous to the city's boundaries at the time the annexation proceeding was begun; and

**WHEREAS,** the property is urban in character or suitable for development for urban purposes without unreasonable delay; and

**WHEREAS,** the City of Nicholasville is desirous of extending its corporate city limits by annexing the property known and described in Exhibit "A" and it is deemed in the best interest of the City to annex same; and

**WHEREAS,** the Jessamine County Judge/Executive and the Jessamine Fiscal Court were given written notice on April 19, 2023, pursuant to 2023 Ky. Acts ch.128, sec. 3, subsec. 3(d).

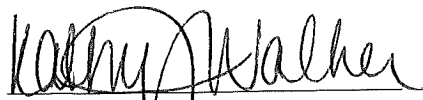
**BE IT ORDAINED BY THE CITY OF NICHOLASVILLE** that based on the findings in the aforesaid preambles which are incorporated by reference the property described in Exhibit "A" is annexed into the City Limits of the City of Nicholasville, Jessamine County, Kentucky and a map is attached hereto and identified as Exhibit "B", in accordance with KRS 81A.420.

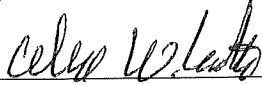
This ordinance will take effect upon adoption, execution and publication.

**FIRST READING (INTRODUCTION):** June 12, 2023

**SECOND READING AND ADOPTION:** June 26, 2023

Attest:

  
City Clerk

  
\_\_\_\_\_  
Alex W. Carter,  
Mayor

**ORDINANCE 118-2023**

**SUMMARY**

**AN ORDINANCE ESTABLISHING A DECREE OF ANNEXATION OF  
129.91 ACRES OF REAL PROPERTY ADJACENT TO (WEST) BRANNON  
ROAD AND US 27 INTO THE CITY OF NICHOLASVILLE, KENTUCKY**

This Ordinance establishes a decree of annexation for the 129.91 acres of property located at 4615 Nicholasville Road into the City of Nicholasville, Kentucky.

**ANNEXATION CONSENT**

The undersigned, after first being duly sworn, states that he is a Member of DDD&W, LLC, owner of the property described in Exhibit "A". As such he has the authority to dispose of the property described in Exhibit "A"; the authority to waive the enactment and waiting requirements of KRS 81A.420 (1) and (2); and the authority to waive the notice requirements of KRS 81A.425, all part of the LLC's request for annexation by the City of Nicholasville. Accordingly, he, as Member, gives the LLC's consent to waiver of the aforementioned requirements pursuant to KRS 81A.425.

  
\_\_\_\_\_  
LEROY LAND DALE, MEMBER

COMMONWEALTH OF KENTUCKY  
COUNTY OF JESSAMINE, SCT ...

Subscribed, sworn to and acknowledged before me by Leroy Land Dale, Member of and for and on behalf of DDD&W, LLC, a Kentucky limited liability company on June 16, 2022.

My Commission expires: May 14, 2026.

  
\_\_\_\_\_  
Notary Public KY State at Large      No. KYNP50591

# Publisher's Certificate of Publication

## STATE OF KENTUCKY

### PUBLIC NOTICE

#### NOTICE OF ENACTMENT OF ORDINANCE

Jeff Kuerzi, being duly sworn, on oath says he is and during all times herein stated has been an employee of The Bluegrass Newsmedia, publisher and printer of the Jessamine Journal. (The "Newspaper"), has full knowledge of the facts herein stated as follows:

1. The Newspaper printed the copy of the matter attached hereto (the "Notice") was copied from the columns of the Newspaper and was printed and published in the English language on the following days and dates:

06/29/23

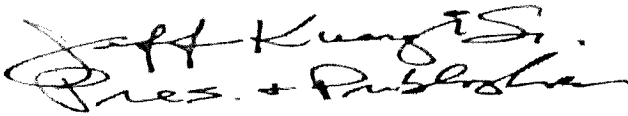
2. The sum charged by the Newspaper for said publication is the actual lowest classified rate paid by commercial customer for an advertisement of similar size and frequency in the same newspaper in which the Notice was published.

3. There are no agreements between the Newspaper, publisher, manager or printer and the officer or attorney charged with the duty of placing the attached legal advertising notice whereby any advantage, gain or profit accrued to said officer or attorney

Notice is hereby given that on June 26, 2023, the Nicholasville City Commission enacted an ordinance, the full text of which is available for inspection in the office of the City Clerk, 517 North Main Street, Nicholasville, KY. The ordinance by title and summary: **ORDINANCE 118-2023: AN ORDINANCE ESTABLISHING A DECREE OF ANNEXATION OF 129.91 ACRES OF REAL PROPERTY ADJACENT TO (WEST) BRANNON ROAD AND US 27 INTO THE CITY OF NICHOLASVILLE, KENTUCKY.** (This Ordinance establishes a decree of annexation for the 129.91 acres of property located at 4615 Nicholasville Road into the City of Nicholasville, Kentucky.)

Kathy Walker, City Clerk  
June 29, 2023

Jessamine Journal:  
Jun. 29, 2023  
ORD 118-2023



Jeff Kuerzi, publisher

Subscribed and sworn to before me this  
29th Day of June, 2023



Melanie Tackett, Notary Public  
Kentucky State at Large  
KYNP59534  
My commission expires 09-27-2026

Account #  
Ad # 1668022

CITY OF NICHOLASVILLE  
PO BOX 450  
NICHOLASVILLE KY 40340

BOUNDARY DESCRIPTION OF ANNEXATION INTO THE CITY OF NICHOLASVILLE

TRACT A of the  
DDD & W, LLC ESTATE

THE JESSAMINE COUNTY PORTION ONLY OF A TRACT OF LAND SITUATED IN THE NORTH CENTRAL AREA OF JESSAMINE COUNTY, KENTUCKY, BOUNDED ON THE EAST BY US 27, THE SOUTH BY KY 1980 BRANNON ROAD, THE WEST BY NORFOLK SOUTHERN RAILROAD, AND THE NORTH BY FAYETTE COUNTY, BEING A PORTION OF TRACT I OF THE DALE ESTATE LODGED OF RECORD IN DEED BOOK 510; PAGES 342, 360, 366 AND 372 IN THE OFFICE OF THE CLERK OF JESSAMINE COUNTY AND BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS, TO WIT:

BEGINNING AT THE POINT OF BEGINNING (POB); BEING A POINT IN THE CURRENT CENTERLINE OF KY 1980 BRANNON ROAD AND THE EAST RIGHT OF WAY OF THE NORFOLK SOUTHERN RAILROAD; THENCE WITH THE RAILROAD RIGHT OF WAY N 18°47'57" E FOR 650.00 FEET; THENCE N 71°12'02" W FOR 50.00 FEET; THENCE N 18°47'57" E FOR 1700.00 FEET; THENCE N 71°16'28" W FOR 17.31 FEET; THENCE N 18°43'32" E FOR 550.15 FEET; THENCE LEAVING THE RAILROAD RIGHT OF WAY AND WITH THE JESSAMINE AND FAYETTE COUNTY LINE S 63°20'11" E FOR 2175.82 TO A POINT IN THE WEST RIGHT OF WAY LINE OF US 27; THENCE WITH THE WEST RIGHT OF WAY LINE OF US 27 S 09°11'36" W FOR 116.71 FEET; THENCE S 27°49'20" W FOR 209.63 FEET; THENCE S 16°40'01" W FOR 488.89 FEET; THENCE S 24°33'52" W FOR 300.67 FEET; THENCE S 20°45'02" W FOR 200.00 FEET; THENCE S 15°07'27" W FOR 204.00 FEET; THENCE S 20°56'10" W FOR 498.18 FEET; THENCE S 26°05'12" W FOR 152.63 FEET; THENCE S 22°53'00" W FOR 250.20 FEET TO A POINT IN THE CURRENT NORTH RIGHT OF WAY OF KY 1980 BRANNON ROAD; THENCE WITH THE CURRENT KY 1980 BRANNON ROAD RIGHT OF WAY N 88°20'41" W FOR 207.42 FEET; THENCE S 22°54'41" W FOR 22.62 FEET TO A POINT IN THE CURRENT CENTERLINE OF KY 1980 BRANNON ROAD; THENCE WITH THE CURRENT CENTERLINE N 74°24'13" W FOR 446.77 FEET; THENCE N 74°37'16" W FOR 482.02 FEET, THENCE N 74°37'16" W FOR 886.94 FEET TO THE POINT OF BEGINNING CONTAINING 129.91 ACRES ACCORDING TO A FIELD SURVEY COMPLETED BY HORNE ENGINEERING, INC. IN AUGUST 2022.

*L. CURTIS HORNE*  
STATE OF KENTUCKY  
CHRISTOPHER HORNE  
3895  
LICENSED PROFESSIONAL LAND SURVEYOR

*5/5/23*

OVERSIZE MAP INCLUDED WITH  
SUBMISSION.

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