



City of Owensboro
Kentucky
TEL. (502) 685-8200

P. O. BOX 847
OWENSBORO, KENTUCKY 42302

March 22, 1990

RECEIVED

MAR 23 1990

SECRETARY OF STATE
COMMONWEALTH OF KY

Hon. Bremer Ehrler
Office of Secretary of State
Commonwealth of Kentucky
Frankfort, KY 40601

Attention: Arthur Vogedes
Land Office

Gentlemen:

Re: Final annexation of
600 & 610 Salem Drive
and a portion of Salem
Drive right-of-way; and
Deannexation of 0.45 of an
acre of property located
at the Owensboro Riverport
Authority

Enclosed herewith are the papers evidencing final annexation of 600 & 610 Salem Drive and a portion of Salem Drive right-of-way into the City of Owensboro Kentucky, for recording in the office of the Secretary of State.

Also enclosed are the papers reducing the corporate boundaries of the City of Owensboro by 0.45 of an acre of property located at the Owensboro Riverport Authority for recording in the office of the Secretary of State.

Your attention to this matter is appreciated.

Sincerely,

Carol Blake
City Clerk

Enclosures

ORDINANCE NO. 15-90

AN ORDINANCE REDUCING THE CORPORATE
BOUNDARIES OF THE CITY OF OWENSBORO BY
0.45 OF AN ACRE OF PROPERTY LOCATED AT
THE OWENSBORO RIVERPORT AUTHORITY.

WHEREAS, by Ordinance 76-86, heretofore passed by the Board of Commissioners of the City of Owensboro, Kentucky, on October 20, 1986, the City did annex two tracts of Owensboro Riverport Authority property and a portion of Kentucky 331 right-of-way, containing 122.06 acres, more or less; and

WHEREAS, Miles Construction Managers, Inc., owners of unincorporated property adjacent to subject property desire to purchase 0.45 acres of property previously incorporated; and

WHEREAS, the Owensboro Metropolitan Planning Commission cannot grant Miles Construction's request for consolidation of the aforementioned pieces of property until such time as the 0.45 of an acre is deannexed and the City's boundary is reduced thereby; and

WHEREAS, the Owensboro Riverport Authority has declared in writing, its intention to sell Miles Construction the 0.45 acre triangular piece of property in question, has consented to and requested deannexation of same, and waived any and all rights to object, remonstrate, or submit the question of deannexation for a vote at the next regular election as provided by KRS 81A.440;

NOW, THEREFORE, BE IT ORDAINED BY THE CITY OF OWENSBORO, KENTUCKY, AS FOLLOWS:

SECTION 1. There is hereby deannexed from the City of Owensboro, Kentucky, and its boundary line is hereby reduced so as to exclude from the corporate limits of the City of Owensboro a 0.45 acre located at the Owensboro Riverport Authority, more particularly described as follows:

Being 0.45 acres, located on the west side of Kentucky Highway No. 331 (River Road) approximately 1,393 feet north of the north margin of Harbor Road in Owensboro, Daviess County, Kentucky.

Beginning at a point in the west margin of Kentucky Highway No. 331 and in the present city limit, said point also being in the northeast corner of the Owensboro Riverport Authority Tract 3-A as recorded in Plat Book No. 4, Page 82; thence with the west margin of Kentucky No. 331 south 5 degrees 40 minutes 45 seconds east 87.9 feet to a point; thence leaving Kentucky No. 331 south 84 degrees 15 minutes 33 seconds west 443.9 feet to a point, being the southwest corner of Miles Construction Managers, Inc. lot; thence north 73 degrees 03 minutes east 452.6 feet to the point of beginning and containing 0.45 acres, more or less.

SECTION 2. The Owensboro Riverport Authority is the sole owner of the property to be stricken from the corporate limits of the City and has requested and consented in writing to the reduction of the corporate boundaries by 0.45 of an acre as more particularly described herein, and has waived, any and all objections, remonstrations and right to submission of the issue of deannexation at the next regular election.

SECTION 3. All ordinances, or parts of ordinances, in conflict herewith are, to the extent of such conflict, hereby repealed.

INTRODUCED AND PUBLICLY READ ON FIRST READING, this the 6th day of March, 1990.

PUBLICLY READ AND FINALLY APPROVED ON SECOND READING, this the 20th day of March, 1990.

/s/ David C. Adkisson
Mayor

ATTEST:

/s/ Carol Blake
City Clerk

C E R T I F I C A T I O N

I, Carol Blake, City Clerk of the City of Owensboro, Kentucky, do hereby certify that the foregoing is a true and correct copy of Ordinance No. 15-90, duly adopted by the Board of Commissioners of the City of Owensboro, Kentucky, on March 20, 1990, the original of which is on file in the office of the City Clerk.

This the 21st day of March, 1990.

DEANNEXATION REQUESTED BY:
Owensboro Riverport Authority
2300 Harbor Road
Owensboro, KY 42301 (Phone: 502-926-4238)

Carol Blake
Carol Blake, City Clerk

REQUEST FOR, AND CONSENT TO, DEANNEXATION AND WAIVER OF RIGHTS
UNDER KRS 81A.440

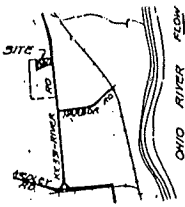
The Owensboro Riverport Authority hereby requests that the City of Owensboro unincorporate or deannex approximately 0.45 of an acre of property located at the Owensboro Riverport, a more particular description of which is attached hereto. This property was annexed into the City as part of annexation Ordinance No. 76-86.

Miles Construction Managers, Inc., owner of incorporated property adjacent to the tract in question, is desirous of purchasing the 0.45 acre triangular piece of property described herein. According to planning and zoning regulations, Miles Construction cannot consolidate this tract with its current property adjacent thereto until the 0.45 of an acre is deannexed from the corporate boundaries of the City. Wherefore, the Riverport Authority, through the undersigned, hereby requests and consents to the deannexation of the property described herein in order to facilitate the sale of same to Miles Construction Managers. The Riverport Authority further waives any and all rights to object, remonstrate, or have the question of deannexation placed on the ballot at the next regular election as prescribed in KRS 81A.440. The Riverport Authority says that it is the sole owner of the property proposed to be deannexed, and having consented to same, there is no necessity for a voter referendum on the request. It is requested that the City of Owensboro duly consider and pass an ordinance reducing its corporate limits in accordance with the request made herein.

OWENSBORO RIVERPORT AUTHORITY



Max N. Rhoads, Chairman



VICINITY MAP

OWENSBORO METRO PLANNING COMMISSION

APPROVED _____ DIRECTOR

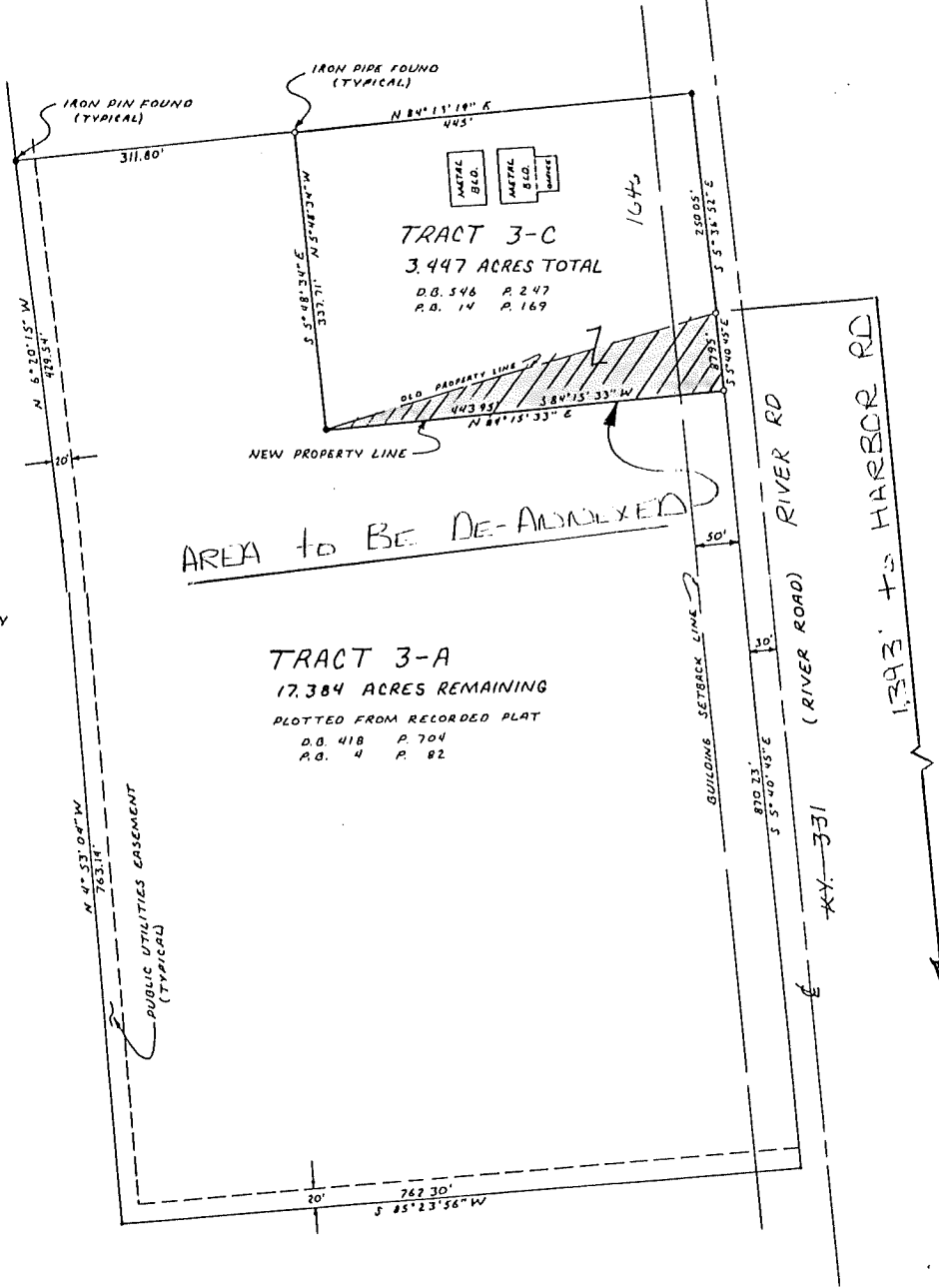
DATE _____

WE, THE UNDERSIGNED OWNERS OF THE REAL ESTATE SHOWN AND DESCRIBED HEREON, DO HEREBY CERTIFY THAT WE HAVE LAID OFF, PLATTED, AND SUBDIVIDED AND DO HEREBY LAY OFF, PLAT, AND SUBDIVIDE SAID REAL ESTATE IN ACCORDANCE WITH THE WITHIN PLAT. ALL STREETS, ALLEYS, AND PUBLIC EASEMENTS SHOWN AND NOT HERETOFORE DEDICATED, ARE HEREBY DEDICATED TO THE PUBLIC. WE DO HEREBY CERTIFY THAT WE ARE THE OWNER OF RECORD OF THE PROPERTY SHOWN HEREON AS RECORDED IN DEED BOOK 418, PAGE 304 IN THE DAVIESS COUNTY COURT CLERK'S OFFICE AND DO HEREBY ADOPT THIS SURVEY.

SIGNED _____

This approval does not constitute or presume the Health Department's approval of onsite sewage disposal systems.

J.R. POLAND
D.B. 448 P. 407



SARAH GRAY MANDULTY

1646 RIVER RD
MILES CONSTRUCTION MANAGERS, INC.
AND
OWENSBORO RIVERPORT AUTHORITY
CONSOLIDATION & DIVISION
KY HWY. NO. 331
OWENSBORO
DAVIESS COUNTY, KENTUCKY
DECEMBER 5, 1989 SCALE: 1" = 100'
PREPARED BY:
HALE, RINEY & GILMORE, INC.
SURVEYING & ENGINEERING

I DO HEREBY CERTIFY THAT THE SURVEY SHOWN HEREON WAS PERFORMED UNDER MY DIRECTION BY METHOD OF RANDOM TRAVERSE, THE UNADJUSTED MATHEMATICAL ERROR OF CLOSURE RATIO EXCEEDS 1:5,000, AND THE BEARINGS AND DISTANCES HAVE NOT BEEN ADJUSTED FOR CLOSURE. THE BASIS OF THE BEARINGS WAS A BEARING TAKEN ALONG THE WEST R/W OF KY. HWY. NO. 331 (RIVER ROAD).

