

CITY OF PIKEVILLE

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Pikeville, Kentucky 41501
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Frank Justice, II
Mayor

Donovan Blackburn
City Manager

KRS 81A.470 FILINGS

I certify I am the duly qualified City Clerk of the City of Pikeville, Kentucky, and the foregoing five pages of Ordinance No. 0-2007-036 is a true, correct and complete copy fully adopted by the City Commission at a duly convened meeting held on December 13, 2007, all as appears in the official records of said City.

WITNESS, my hand and Seal of the City of Pikeville, this 15th day of October 2008.

Signature of City Clerk

Seal

RECEIVED AND FILED
DATE Oct. 16, 2008

TREY GRAYSON
SECRETARY OF STATE
COMMONWEALTH OF KENTUCKY
BY Handie Adkins



**ORDINANCE FINALLY ANNEXING TO
THE CITY OF PIKEVILLE CERTAIN
UNINCORPORATED TERRITORY LYING ADJACENT
TO THE PRESENT CITY CORPORATE LIMITS AND
COMPRISING OF APPROXIMATELY 622.86 ACRES
EXTENDING THE CITY'S CORPORATE LIMITS
ONTO VENTERS LANE ROAD, HARMON BRANCH AND THE
PIKEVILLE/PIKE COUNTY AIRPORT**

ORDINANCE NO. 0-2007- 036

WHEREAS, Ordinance No. 0-2007-029 was passed on the 09th day of October, 2007 by the Commission for the City of Pikeville, Kentucky enacting an ordinance stating its intent to annex to the City Limits of Pikeville certain unincorporated territory more particularly described hereinafter, and

WHEREAS, the territory to be annexed is adjacent and contiguous to the City of Pikeville's existing boundaries and

WHEREAS, the Pikeville City Commission has determined that by reason of the population density, commercial and/or industrial use of the surrounding land, the territory sought to be annexed by the City of Pikeville is urban in character and suitable for development for the urban purposes by the City of Pikeville without unreasonable delay;

WHEREAS, the Pikeville City Commission has determined that by reason of the location of certain utilities contained within a portion of the territory sought to be annexed, the territory has both municipal value and purpose and in the future will be used to maintain, replace, expand and enhance these and other utilities and to provide the City with the jurisdiction and power to regulate the use of these utilities and to exercise eminent domain where necessary to improve, expand and enhance the utilities.

WHEREAS, following the adoption of said ordinance proposing to annex said property, the City of Pikeville did publish the ordinance in accordance with KRS 83A.060(9), and,

WHEREAS, no petition in opposition of the annexation which would require an election to be held as prescribed in KRS 81A.420 has been received by the Mayor of the City of Pikeville and pursuant thereto, the City of Pikeville may adopt a final ordinance annexing to the City of Pikeville said property.

NOW, THEREFORE, BE IT ORDAINED BY THE CITY OF PIKEVILLE that the tract or parcel of property described hereinafter, contiguous to the present city limits of Pikeville, Kentucky is hereby declared to be annexed into the corporate limits of the City of Pikeville and shall be by the passage of this ordinance become part of the city for all purposes. The property annexed hereby is described as follows:

City of Pikeville
Proposed Annexation
Harmon Branch

Beginning at a point on U.S. 23 Right of Way and Venters Lane and being on the City of Pikeville, U.S. 23 North Annexation Line; Thence, running with Venters Lane right of way with the following calls N 34°41'53" E a distance of 200.28'; Thence, with a curve turning to the left with an arc length of 126.21', with a radius of 192.46', with a chord bearing of N 15°54'41" E, with a chord length of 123.96'; Thence, N 02°52'32" W a distance of 31.33'; Thence, with a curve turning to the right with an arc length of 224.55', with a radius of 499.96', with a chord bearing of N 09°59'28" E, with a chord length of 222.67'; Thence, N 22°51'28" E a distance of 212.80'; Thence, N 20°48'57" E a distance of 99.99'; Thence, N 28°43'58" E a distance of 301.14'; Thence, N 21°28'58" E a distance of 243.37'; Thence, N 11°23'58" E a distance of 198.48'; Thence, N 20°25'03" E a distance of 185.96'; Thence, N 11°28'58" E a distance of 143.32'; Thence, N 01°18'58" E a distance of 301.38'; Thence, N 10°03'28" E a distance of 103.17'; Thence, N 29°03'28" E a distance of 50.00'; Thence, N 29°03'28" E a distance of 243.00'; Thence, N 39°03'18" E a distance of 151.18'; Thence, N 35°50'36" E a distance of 105.16'; Thence, N 27°54'30" E a distance of 113.87'; Thence, N 29°39'14" E a distance of 157.01'; Thence, N 30°48'23" E a distance of 184.61'; Thence, N 35°03'35" E a distance of 58.16'; Thence, N 48°37'30" E a distance of 105.99'; Thence, N 46°20'53" E a distance of 90.57'; Thence, N 41°13'16" E a distance of 58.09' to a point at the end of Venters Lane; Thence, leaving Venters Lane and passing by a wood storage building which is located on the right of said line N 04°04'22" W a distance of 61.75' to a point at or near Kentucky Route 2061 right of way; Thence, S with said right of way 72°24'27" W a distance of 124.49'; Thence, crossing Kentucky Route 2061 N 16°49'09" W a distance of 189.66'; Thence, N 34°26'50" E a distance of 300.39' to a point at or near a coal haul road; Thence, with the coal haul road N 67°36'02" E a distance of 576.59';

Thence, N 74°01'35" E a distance of 120.86'; Thence, N 50°25'11" E a distance of 135.18'; Thence, N 63°27'35" E a distance of 128.51'; Thence, N 39°14'15" E a distance of 352.14'; Thence, N 43°23'20" E a distance of 400.52'; Thence, N 61°17'11" E a distance of 203.11'; Thence, N 68°57'31" E a distance of 666.89' to a point at or near Kentucky Route 2061 right of way; Thence, with said right of way N 00°37'39" E a distance of 40.87'; Thence, N 81°04'43" E a distance of 137.99'; Thence, N 67°04'45" E a distance of 162.93'; Thence, leaving said right of way N 38°26'14" E a distance of 166.40' to a point in a dirt road; Thence, around the hill with the road N 23°35'56" E a distance of 278.21'; Thence, N 50°19'43" E a distance of 673.68'; Thence, N 71°51'09" E a distance of 315.42'; Thence, N 60°51'32" E a distance of 321.82'; Thence, up the hill N 21°25'50" E a distance of 1445.44' to a point at or near the Pike County Airport property; Thence, with the line of the Pike County Airport N 43°14'26" W a distance of 115.75'; Thence, N 04°43'21" E a distance of 363.15'; Thence, N 37°01'58" W a distance of 304.42'; Thence, S 84°38'04" W a distance of 791.82'; Thence, N 05°08'41" W a distance of 990.67'; Thence, N 84°37'34" E a distance of 5692.25'; Thence, N 14°10'29" E a distance of 3609.90'; Thence, S 76°03'18" E a distance of 597.64'; Thence, S 14°07'18" W a distance of 3358.57'; Thence, S 39°26'55" E a distance of 218.38'; Thence, N 85°15'37" E a distance of 298.51'; Thence, S 06°38'34" E a distance of 768.73' to a point near Kentucky Route 2061; Thence, S 52°22'56" E a distance of 211.78' to a point at or near Kentucky Route 2061 right of way; Thence, S 32°29'31" W a distance of 131.41'; Thence, with Kentucky Route 2061 right of way with the following calls S 36°07'32" W a distance of 590.55'; Thence, S 25°41'44" W a distance of 254.04'; Thence, S 69°46'40" W a distance of 270.59'; Thence, S 69°46'41" W a distance of 33.47'; Thence, S 64°49'44" W a distance of 380.24'; Thence, S 14°09'04" W a distance of 185.57'; Thence, N 75°37'58" W a distance of 107.79'; Thence, S 50°29'24" W a distance of 468.81'; Thence, N 62°11'40" W a distance of 22.76'; Thence, S 37°15'09" W a distance of 215.20'; Thence, S 82°17'41" W a distance of 570.94'; Thence, S 56°38'06" W a distance of 416.23'; Thence, S 23°42'03" W a distance of 763.54'; Thence, S 33°04'36" W a distance of 399.26'; Thence, S 43°00'17" W a distance of 128.11'; Thence, S 76°53'32" W a distance of 390.41'; Thence, S 48°32'36" W a distance of 397.42'; Thence, N 59°06'19" W a distance of 588.86'; Thence, N 86°03'21" W a distance of 639.21'; Thence, S 67°41'58" W a distance of 240.85'; Thence, S 52°14'42" W a distance of 871.96'; Thence, leaving Kentucky Route 2061 right of way and running up a point S 42°24'06" W a distance of 630.99'; Thence, S 19°20'09" W a distance of 824.15' to point on the ridge between the Levisa Fork of the Big Sandy River and Harmon Branch; Thence, with the ridge S 85°29'42" W a distance of 256.28'; Thence, N 87°10'12" W a distance of 254.50'; Thence, S 76°31'06" W a distance of 290.25'; Thence, S 89°00'48" W a distance of 327.47'; Thence, S 46°37'37" W a distance of 401.48'; Thence, S 46°32'46" W a distance of 255.50'; Thence, S 87°26'20" W a distance of 164.56'; Thence, leaving the ridge and running on a point N 57°47'28" W a distance of 511.00'; Thence, N 85°46'54" W a distance of 170.25'; Thence, N 56°01'08" W a distance of 154.11' to a point on Kentucky Route 2061 right of way; Thence, with said right of way S 85°05'16" W a distance of 204.51'; Thence, S 71°21'50" W a distance of 304.18'; Thence, leaving said right of way S 77°03'18" W a distance of 428.79'; Thence, crossing the bottom and passing a metal garage which is location on the left of line S 04°04'22" E a distance of 111.46' to a point on Venters Lane right of way; Thence, with the Venters Lane right of way with the following calls S 41°13'16" W a distance of 63.63'; Thence, S 46°20'53" W a distance of 91.35'; Thence, S 48°37'30" W a distance of 104.80'; Thence, S 35°03'35" W a distance of 56.29'; Thence, S 30°48'23" W a distance of 184.05'; Thence, S 29°39'14" W a distance of 156.71'; Thence, S 27°54'30" W a distance of 115.00'; Thence, S 27°24'31" W

a distance of 118.22'; Thence, S 39°03'18" W a distance of 138.80'; Thence, S 29°03'28" W a distance of 286.71'; Thence, S 10°03'28" W a distance of 89.37'; Thence, S 01°18'58" W a distance of 305.00'; Thence, S 11°28'58" W a distance of 198.00'; Thence, S 29°19'58" W a distance of 38.85'; Thence, S 20°14'58" W a distance of 97.07'; Thence, S 13°01'58" W a distance of 87.49'; Thence, S 10°06'58" W a distance of 111.45'; Thence, S 18°57'58" W a distance of 104.85'; Thence, S 26°27'58" W a distance of 97.77'; Thence, S 20°04'58" W a distance of 92.28'; Thence, S 27°42'58" W a distance of 76.93'; Thence, S 32°30'58" W a distance of 91.79'; Thence, S 26°55'58" W a distance of 112.31'; Thence, S 22°51'28" W a distance of 77.32'; Thence, S 22°51'28" W a distance of 126.90'; Thence, S 22°18'28" W a distance of 79.39'; Thence, S 15°58'58" W a distance of 100.97'; Thence, S 09°38'58" W a distance of 100.26'; Thence, S 02°52'32" E a distance of 102.43'; Thence, S 27°27'58" W a distance of 105.01'; Thence, S 33°22'28" W a distance of 170.22'; Thence, N 80°06'37" W a distance of 32.91'; which is the point of beginning, having an area of 27131830.40 square feet, or 622.86 acres more or less.

A map of the property in which the City of Pikeville declares its intention to annex prepared by Summit Engineering, Inc. entitled "City of Pikeville, Map Showing Proposed Annexation of Venters Lane, Harmon Branch and Pike County Airport— dated 09/12/07 is on file in the office of the city clerk and may be viewed during regular office hours.

This ordinance shall be in full force and effect after it is passed and published as required by law.

The above ordinance was given a first reading this 12 day of Dec 2007.

This ordinance was given a second reading on the 13 day of Dec, 2007.

Passed this 13 day of Dec, 2007.


Commissioner Layne moved for the adoption of the foregoing ordinance.

Commissioner Davis seconded the motion.

Upon roll call, the votes were as follows:


	<u>YES</u>	<u>NO</u>
FRANK JUSTICE, II MAYOR	<u>✓</u>	_____
GENE DAVIS, COMMISSIONER	<u>✓</u>	_____
DALLAS LAYNE, COMMISSIONER	<u>✓</u>	_____
JIMMY CARTER, COMMISSIONER	_____	_____
BARRY CHANEY, COMMISSIONER	_____	_____

The Mayor declared the within ordinance adopted.



FRANK JUSTICE, II, MAYOR

ATTESTED:



~~KAREN HARRIS, CITY CLERK~~
Serena Stitner