

CERTIFICATION

I, Sharon Setser, Clerk of the City of Prestonsburg do hereby certify that Resolution No. 13-2021 is a true and correct copy as was presented to the City Council of the City of Prestonsburg at their regular scheduled meeting dated September 27, 2021.

Given under my hand this 11th day of January, 2023.



City Clerk

(SEAL)

RECEIVED AND FILED
DATE August 24, 2023

MICHAEL G. ADAMS
SECRETARY OF STATE
COMMONWEALTH OF KENTUCKY
BY Tina H

RESOLUTION NO. 13-2021

**A RESOLUTION ADOPTING A MODERN AND ACCURATE LEGAL DESCRIPTION OF TERRITORY
PREVIOUSLY ANNEXED BY ORDINANCE**

Whereas, the City of Prestonsburg has enacted numerous ordinances into the corporate limits of the City of Prestonsburg; and

Whereas, each individual annexation contains a prior survey oft prepared by now unknown individual, and further references documentation that is no longer in existence; and

Whereas, the City wishes to provide a modern, accurate, easily identifiable legal description reflecting bearings and coordinates based upon the state plane coordinate system, including relevant GPS and GIS data, same having been certified by a professional land surveyor for each prior annexation; 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 PRESTONSBURG,
KENTUCKY:**

Section 1. That the City Council of the City of Prestonsburg hereby adopts the following legal description, and a plat attached hereto as prepared by Thomas Nairn, Licensed Professional Land Surveyor No. 3921 by new survey as an accurate depiction of the property previously annexed into the corporate city limits of the City of Prestonsburg by Ordinance 20-88 dated October 24, 1988, a copy of which is attached hereto, 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.

Section 2. This new legal description as prepared by Thomas Nairn a Licensed Professional Land Surveyor No. 3921 is as follows:

ANNEXATION DESCRIPTION *of the*
Former "HOLIDAY INN" PROPERTY
Ordinance 20-88

A TRACT OF LAND SITUATED ALONG U.S. 23, FLOYD COUNTY, KENTUCKY, AND BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS:

BEGINNING at a point on the corporate limits of the city of Prestonsburg and having NAD83 Kentucky state plane single zone coordinate system values of North 3,772,180 feet and East 5,781,671 feet; said point also being a common corner to the U.S. 23 right-of-way and the Mann Toyota dealership property; thence leaving the right-of-way and with the corporate limits and the Mann Toyota dealership property for the next seven (7) courses and distances:

- 1) S47°03'44"W, 52.95'
- 2) S07°55'12"E, 67.08'
- 3) S06°11'09"W, 100.93'
- 4) S17°39'48"W, 93.97'
- 5) S72°44'37"W, 79.96'
- 6) S74°48'29"W, 98.05'
- 7) S75°11'27"W, 26.62'

thence leaving the corporate limits and the Mann Toyota dealership property and continuing with the proposed annexation boundary around the hill for the next four (4) courses and distances:

- 1) S75°11'27"W, 69.06'
- 2) N50°36'19"W, 206.17'
- 3) N09°25'33"E, 203.00'
- 4) N14°33'53"W, 405.57'

to a point on the U.S. 23 right-of-way; thence continuing with the right-of-way for the next three (3) courses and distances:

- 1) N41°59'25"E, 88.99'
- 2) S49°18'57"E, 119.02'
- 3) S48°58'06"E, 42.13'

to a point situated on the city of Prestonsburg corporate limits; thence continuing with the right-of-way and the corporate limits for the next six (6) courses and distances:

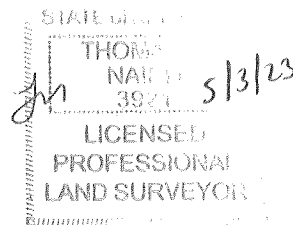
- 1) S48°58'06"E, 157.97'
- 2) S48°58'02"E, 74.54'
- 3) S49°01'37"E, 53.67'
- 4) S49°01'37"E, 53.67'
- 5) S51°21'02"E, 102.95'
- 6) S53°38'01"E, 52.22'

to the beginning and containing 5.7 acres or 250,148 sq. ft. The boundary described herein is for annexation purposes only and is adjacent to the City of Prestonsburg's corporate limits.

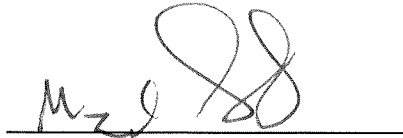
Bocook Engineering's file of this annexation can be found in W:\10000\10381 – Prestonsburg City\Microstation Files\10381 – PMC Annexation.dgn



Thomas E. Nairn, PLS #3921
Bocook Engineering, Inc.
259 North Arnold Ave., Prestonsburg, Ky. 41653
May 3rd, 2023

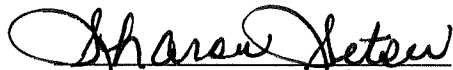


Whereas, the Prestonsburg City Council has adopted this Resolution unanimously upon proper motion, second and vote on this 27th day of September, 2021.

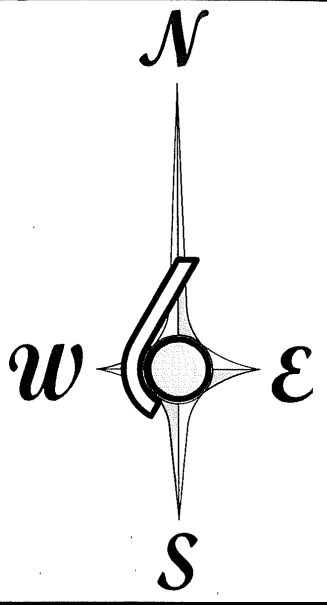
A handwritten signature in black ink, appearing to read 'Les Stapleton', written over a horizontal line.

Les Stapleton, Mayor

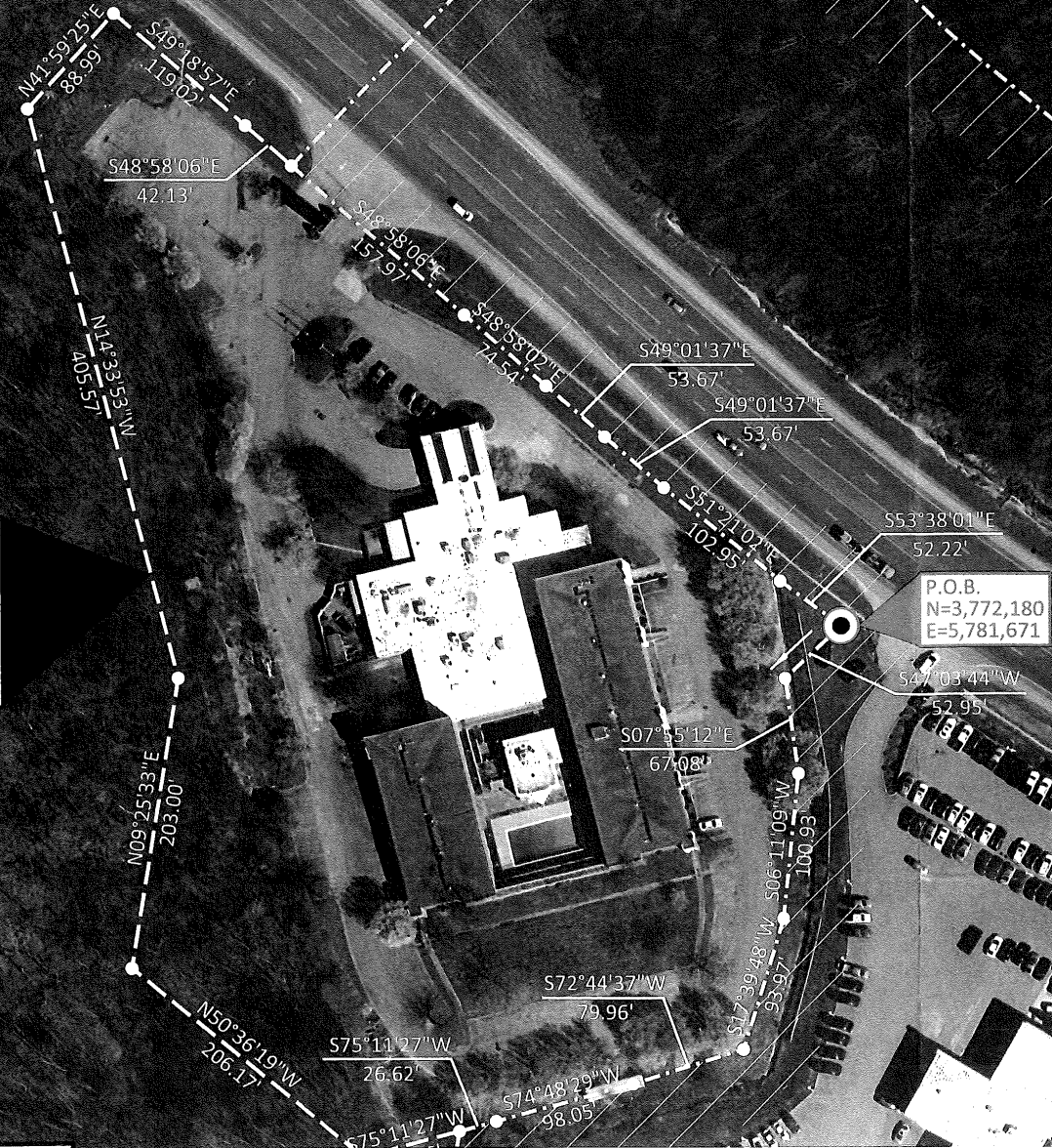
Attest:

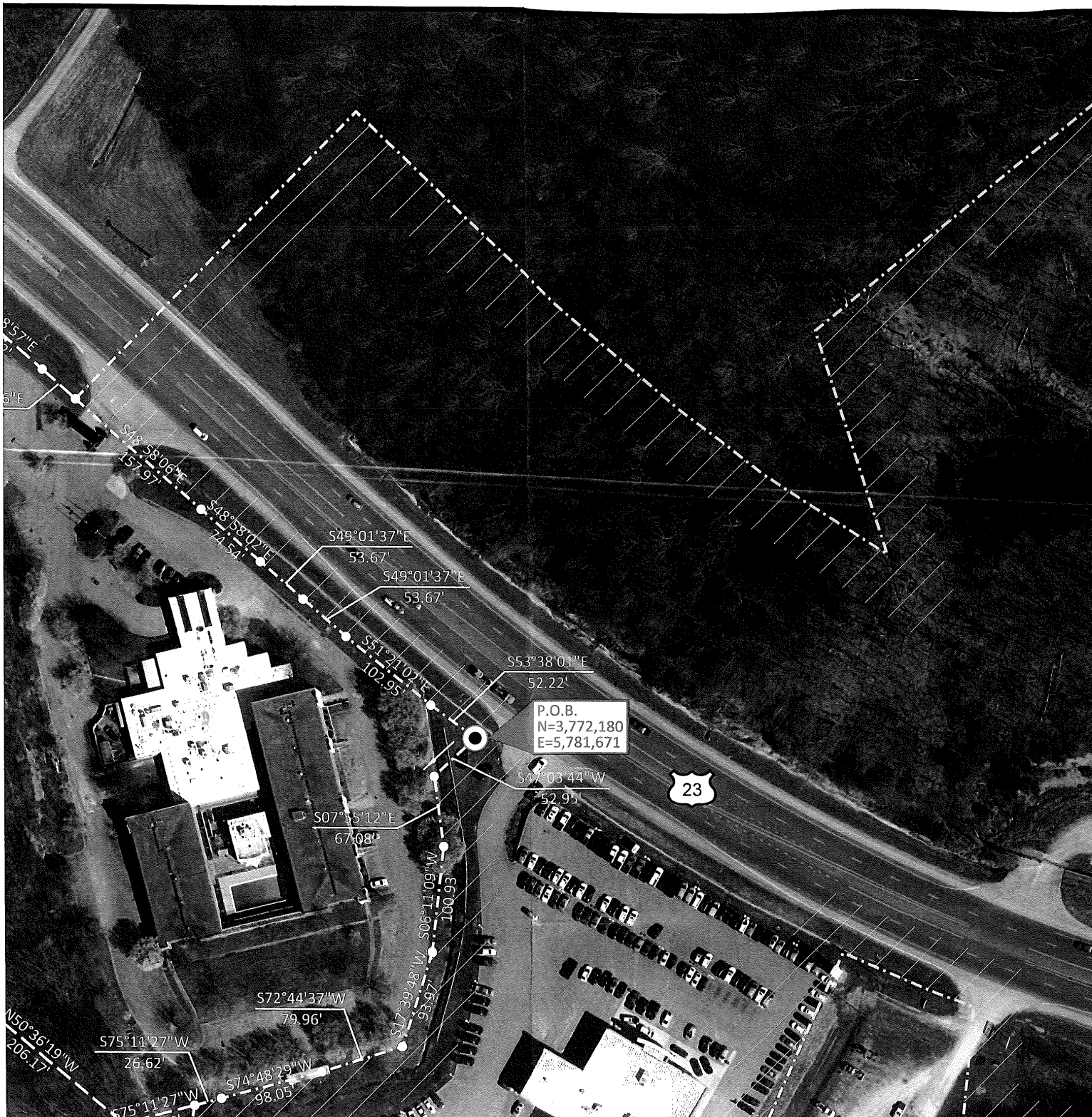
A handwritten signature in black ink, appearing to read 'Sharon Setser', written over a horizontal line.

Sharon Setser, City Clerk



** Formerly*
HOLIDAY INN
PROPERTY
Ordinance 20-88
250,148 sq. ft.
5.7 acres





INDEX / VICINITY
 TAKEN FROM
 PRESTONSBURG 7.5 MINUTE SERIES
 1" = 2000'

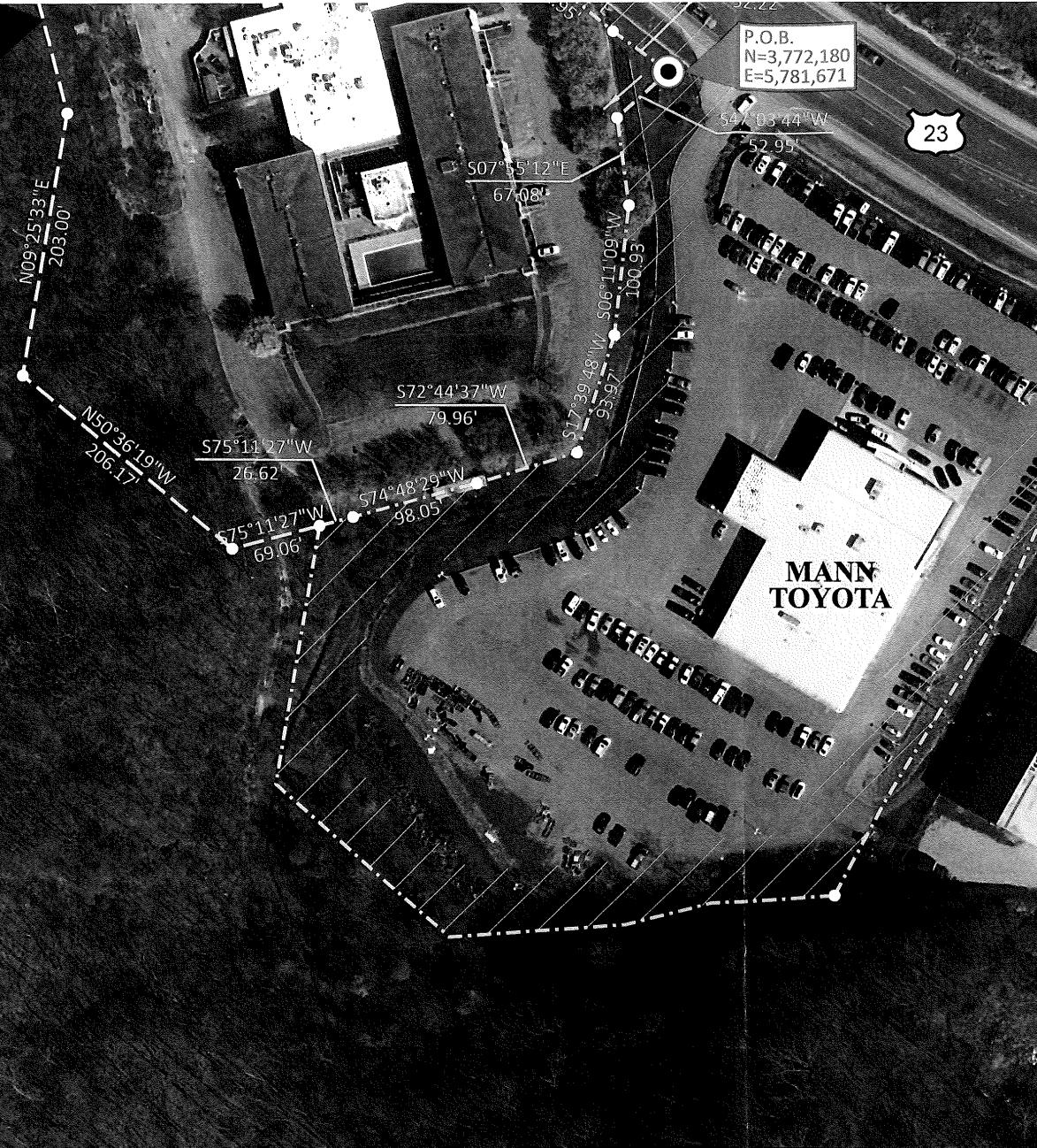
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*** SPECIAL NOTE:**

The area depicted by this annexation map was originally annexed through

**HOLIDAY INN
PROPERTY**
Ordinance 20-88
250,148 sq. ft.
5.7 acres




P.O.B.
N=3,772,180
E=5,781,671



NOTES

- 1) THE PURPOSE OF THIS MAP IS TO SHOW THE PREVIOUSLY ANNEXED PORTION OF THE HOLIDAY INN PROPERTY AS DEPICTED BY THIS MAP. THIS MAP DOES NOT CONSTITUTE A BOUNDARY SURVEY AS IT DOES NOT MEET THE MINIMUM STANDARD REQUIREMENTS SET FORTH BY THE STATE OF KENTUCKY BOARD OF LICENSURE FOR ENGINEERS AND LAND SURVEYORS. THIS MAP IS NOT INTENDED FOR RECORDING OR LAND TRANSFER PURPOSES.
- 2) ANY RIGHT-OF-WAY LINES SHOWN ARE APPROXIMATE.
- 3) THE BEARINGS ARE BASED ON NAD83, KY. ST. PLANE COORDINATE SYSTEM, SINGLE ZONE.
- 4) CLIENT: CITY OF PRESTONSBURG, 200 NORTH LAKE DRIVE, PRESTONSBURG, KY. 41653
- 5) PROPERTY LOCATION: ALONG US 23, PRESTONSBURG, FLOYD COUNTY, KENTUCKY.
- 6) THERE ARE NO MUNICIPALITIES ADJOINING THIS PROPOSED ANNEXATION.
- 7) THIS ANNEXATION DOES NOT CROSS ANY AGRICULTURAL DISTRICTS.
- 8) THERE ARE NO STATE PARKS OR NATIONAL FORESTS IN OR ALONG THIS ANNEXATION.

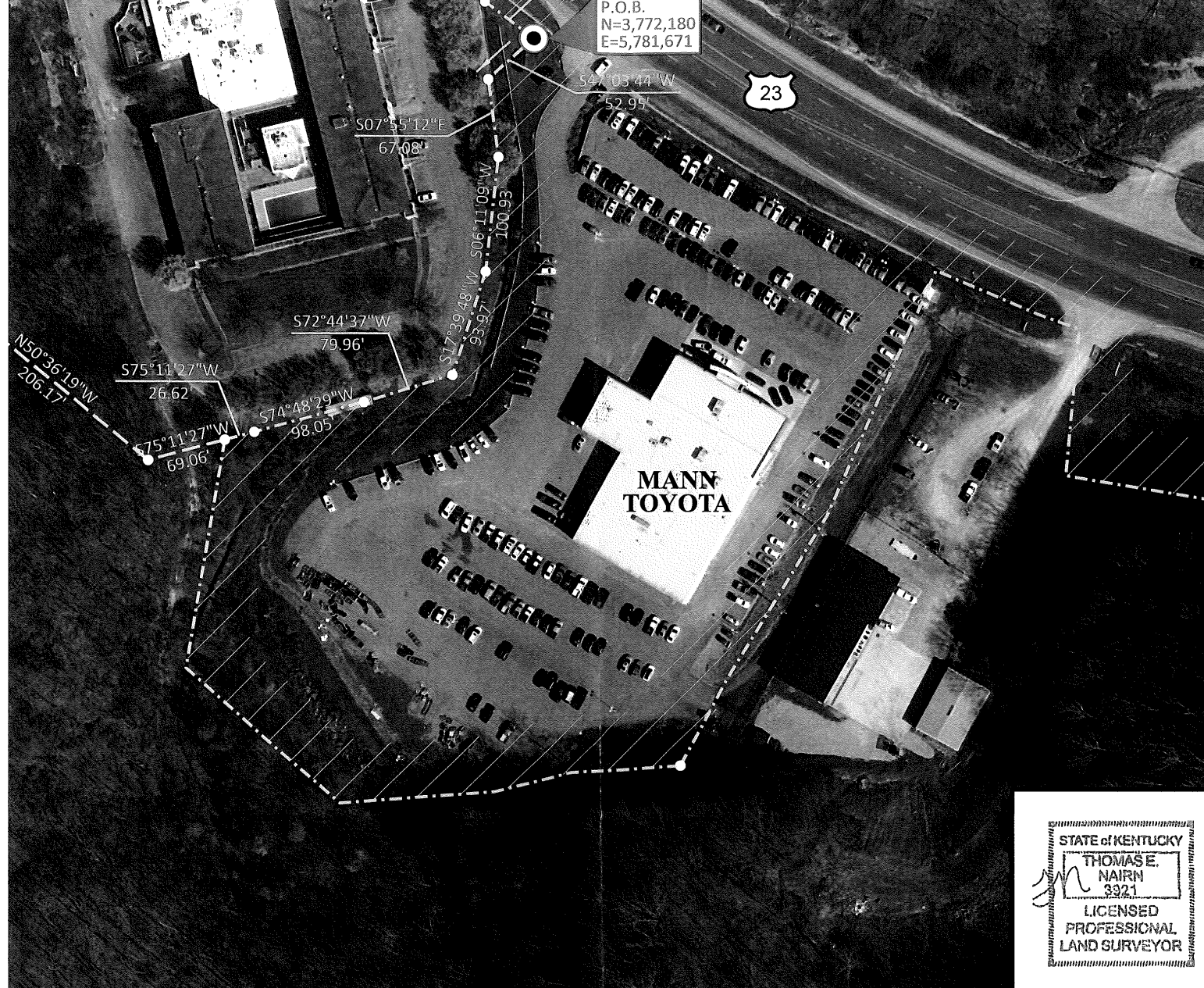
LEGEND

- P.O.B.  POINT OF BEGINNING
-  PROPOSED ANNEXATION BOUNDARY
-  ADJOINING CORPORATE LIMITS

SURVEYOR'S CERTIFICATION

I hereby certify that the boundary depicted by this plat is for a City of Prestonsburg's corporate limits and does not constitute minimum standards set forth by the State of Kentucky Board of

Thomas Nair
Thomas Nair

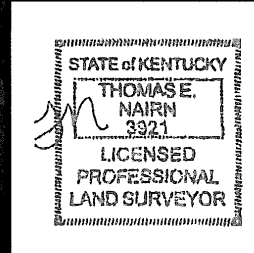
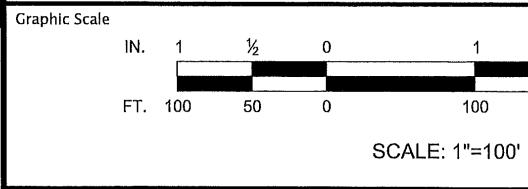


INDEX / VICINITY
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 1" = 2000'

Disclaimer
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*** SPECIAL NOTE:**
 The area depicted by this annexation map was originally annexed through City of Prestonsburg ordinance "20-88".

BOCOOK ENGINEERING
 CONSULTING
 312 TENTH STREET
 PAINTSVILLE, KY 41240
 (606) 789-5961 - phone
 (606) 789-7671 - facsimile



SURVEYOR'S CERTIFICATION

I hereby certify that the boundary depicted by this plat is for annexation purposes only, it is adjacent to the City of Prestonsburg's corporate limits and does not constitute a boundary survey as this plat does not meet minimum standards set forth by the State of Kentucky Board of Licensure for Engineers and Land Surveyors.

Thomas Nairn
 Thomas Nairn

PLS #3921

05/03/23
 Date

Field Book Number	Desc ANNEXATION "HOLIDAY Ordinance CITY OF PRESTONSBURG local government Prestonsburg,		
Page Number			
Reference Project			
Technician <i>Kelly Osborne</i> Cadd <i>Kelly Osborne</i> Checked By <i>Thomas Nairn</i>			
Project Number	Sheet Number	Revision	Date
10381	NA		05/03/23