

# CITY OF SHEPHERDSVILLE

634 CONESTOGA PARKWAY  
SHEPHERDSVILLE, KY 40165

MAYOR  
JOSÉ CUBERO

CITY CLERK  
BRENDA WEIDEKAMP


CITY COUNCIL

BONNIE ENLOW  
MIKE HIBBARD  
PAULA MANGUS  
JENNIFER MENDEZ  
FAITH PORTMAN  
BRAD WHITTAKER

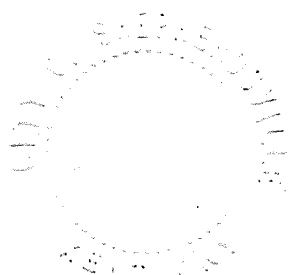
## CERTIFICATION: KRS 81A.470 FILINGS

I, Brenda Weidekamp, certify that I am City Clerk of the City of Shepherdsville, Bullitt County, Kentucky, and I do hereby certify that Ordinance 023-037 is a true, correct and complete copy properly adopted by the City Council at a duly convened meeting held on the 24<sup>th</sup> day of July 2023 as it appears in the official records of the City of Shepherdsville.

Witness my hand and seal of the City of Shepherdsville, Kentucky this 26<sup>th</sup> day of July 2023.

  
Brenda Weidekamp, City Clerk

City Seal:



RECEIVED AND FILED  
DATE August 16, 2023

MICHAEL G. ADAMS  
SECRETARY OF STATE  
COMMONWEALTH OF KENTUCKY  
BY [Signature]

TEL: (502) 543-2923  
FAX: (502) 414-2346



Mayor - [jcubero@shepherdsvilleky.gov](mailto:jcubero@shepherdsvilleky.gov)  
Clerk - [bweidekamp@shepherdsvilleky.gov](mailto:bweidekamp@shepherdsvilleky.gov)  
Website: [shepherdsvilleky.gov](http://shepherdsvilleky.gov)

**ORDINANCE NO. 023-037**

**AN ORDINANCE PURSUANT TO KRS 81A.412 ANNEXING INTO THE CITY OF SHEPHERDSVILLE, BULLITT COUNTY, KENTUCKY, BY CONSENT OF ALL PROPERTY OWNERS, A PARCEL OF REAL ESTATE CURRENTLY OWNED BY BULLITT COUNTY SCHOOL DISTRICT FINANCE CORPORATION AND LOCATED AT AUDUBON DRIVE, SHEPHERDSVILLE, KENTUCKY 40165 AND KNOWN AS BERNHEIM MIDDLE SCHOOL ALL AS MORE PARTICULARLY DESCRIBED AND ILLUSTRATED IN AND ON EXHIBITS TO THIS ORDINANCE.**

**WHEREAS** pursuant to KRS 81A.410 and KRS 81A.412, the City of Shepherdsville may annex any area meeting the requirements of annexation if each of the owners of record of the land to be annexed gives prior consent in writing to the annexation; and

**WHEREAS** pursuant to 23RS SB141, the City of Shepherdsville has provided written notice to the Bullitt County Fiscal Court at least 45 days prior to enacting a final ordinance annexing the property;

**WHEREAS** Bullitt County School District Finance Corporation has requested and consented in writing to the annexation of a tract of approximately 21.95 acres located at Audubon Drive, Shepherdsville, Kentucky 40165 and known as Bernheim Middle School; and

**WHEREAS** the City of Shepherdsville hereby declares it desirable to annex the property as described herein; and

**WHEREAS** the proposed property to be annexed is adjacent to or contiguous to the City, and the property is urban in character or suitable for development for urban purposes without unreasonable delay;

**NOW, THEREFORE, BE IT ORDAINED BY THE CITY OF SHEPHERDSVILLE, BULLITT COUNTY, KENTUCKY PURSUANT TO KRS 81A.412:**

**SECTION ONE:** The unincorporated property ("Property") which is the subject of this ordinance consists of real estate located at Audubon Drive, Shepherdsville, Kentucky 40165 and known as Bernheim Middle School identified by the Bullitt County Property Valuation Administrator as Parcel ID 048-000-00-075A, which real estate and improvements were conveyed to Bullitt County School District Finance Corporation in Bullitt County Deed Book 382, page 675 of the Bullitt County Clerk's records in Shepherdsville, Kentucky.

SECTION TWO: The Property which is the subject of this Ordinance is described and illustrated in and on the Exhibits to this ordinance, which are incorporated by reference herein as if fully set forth herein.

SECTION THREE: The Property which is the subject of this ordinance is contiguous to or adjacent to the City's boundaries at the time this annexation proceeding is begun and, by reason of present, potential, or future population density, commercial, industrial, institutional, or governmental use of land, or subdivision of land, is urban in character and suitable for development for urban purposes without unreasonable delay. The City hereby declares it desirable to annex the unincorporated Property. No part of the Property to be annexed is included within the boundary of another incorporated city.

SECTION FOUR: Pursuant to 23RS SB141, the City has provided written notice to the Bullitt County Fiscal Court at least forty-five (45) days prior to enacting a final ordinance annexing the Property which is subject to this ordinance.

SECTION FIVE: Since the Owner of Record of the Property to be annexed has given prior consent in writing to the annexation, the City shall not be required to enact the notification ordinance required by KRS 81A.420(1) or to comply with the notice requirements of KRS 81A.425, and it shall not be required to wait the sixty (60) day period provided for in KRS 81A.420(2) prior to enacting a final ordinance annexing the Property. Pursuant to KRS 81A.412, the City does hereby enact this single ordinance annexing the Property described in this ordinance.

SECTION SIX: The Property which is the subject of this ordinance is hereby annexed into the City limits of the City of Shepherdsville, in Bullitt County, Kentucky, for all purposes.

SECTION SEVEN: The City elects not to follow the procedure provided for in KRS 100.209 prior to the adoption of the ordinance of annexation, therefore the newly annexed Property shall remain subject to the same land restrictions, if any, as applied to it prior to annexation until those restrictions might be changed by zoning map amendment in accordance with KRS Chapter 100, which Property is currently zoned R-1.

SECTION EIGHT: The provisions of this ordinance are hereby declared severable, and if any section, clause, line, paragraph, or part of this ordinance shall for any reason be declared invalid or unconstitutional, the same shall not affect validity of the remainder of this ordinance.

SECTION NINE: All prior ordinances or parts of any prior ordinance in conflict herewith are hereby repealed.

SECTION TEN: This ordinance is adopted in accordance with KRS 83A.060 in that it was introduced and given first reading on June 26<sup>th</sup>, 2023 and given second reading and passed on July 24<sup>th</sup>, 2023 and shall be in full force and effect upon publication in summary pursuant to KRS Chapter 424.

Motion to Approve: Brad Whittaker

Second: Paula Mangus


	Yes	No	Abstain
Bonnie Enlow		X	
Brad Whittaker	X		
Jennifer Mendez		X	
Faith Portman		X	
Mike Hibbard	X		
Paula Mangus	X		

Motion Carried: Mayor Broke Tie w/Yes Vote: Passed 4 Yes – 3 No

CITY OF SHEPHERDSDVILLE, KY

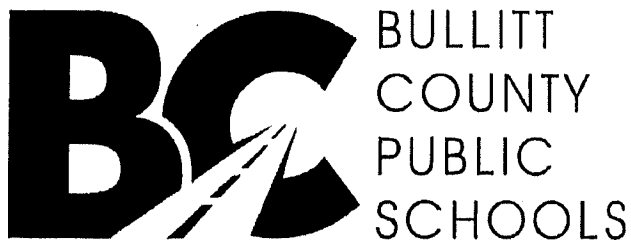
  
\_\_\_\_\_  
JOSE CUBERO, MAYOR

ATTEST:

  
\_\_\_\_\_  
BRENDA WEIDEKAMP, CITY CLERK

APPROVED AS TO FORM AND LEGALITY:

  
\_\_\_\_\_  
KATHERINE S. DOZIER, CITY ATTORNEY



**JESSE BACON, SUPERINTENDENT**  
ADRIENNE USHER, ASSISTANT SUPERINTENDENT  
BRANDY HOWARD, CHIEF ACADEMIC OFFICER  
TROY WOOD, CHIEF OPERATIONS OFFICER

**MEMO**

To: Board Members

From: Jesse Bacon *JB*

Date: June 13, 2023

Re: BMS Annexation

Requested is approval by the Bullitt County School District Finance Corporation and Board of Education of the annexation of a part of Audubon Road and the Bernheim Middle School Property containing 21.95 acres into the City of Shepherdsville. This annexation is in fulfillment of a prior inter-local agreement approved on September 23, 2019 by the Bullitt County Board of Education, Board Order Number 2019-292, to extend sewer service to Bernheim Middle School. Also requested is approval for the Finance Corporation/Board to execute the written consent of the annexation and any additional annexation documents needed.

Approved by the  
Bullitt County  
Board of Education  
Date: JUN 19 2023

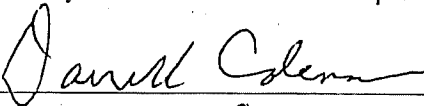
**CONSENT TO ANNEXATION BY  
THE CITY OF SHEPHERDSVILLE**

Comes now the undersigned and states as follows:

1. The undersigned is/are the owner(s) of the land sought to be annexed by the City of Shepherdsville and are the only owner(s) of said land.
2. The description of said land, from the deed and by metes and bounds, if applicable are attached hereto and made a part hereof.
3. The undersigned specifically consents to the annexation of the above described land in and to the City of Shepherdsville, Kentucky.
4. The undersigned has/have been advised and fully understand that by signing this consent they are relieving the City of any obligation to enact a notification ordinance required by KRS 81A.420 or to publicize any proposed annexation.
5. The undersigned by signing this document further acknowledges that it has been explained and they understand that the City shall not be required to wait sixty (60) days before enacting an ordinance actually annexing the property into the City of Shepherdsville and that the City may adopt a final annexation ordinance in a single ordinance.
6. The undersigned by signing this document further acknowledges that it has been explained and they understand that the City is required to give written notice to the fiscal court at least forty-five (45) days prior to enacting a final ordinance actually annexing the property into the City of Shepherdsville.
7. The undersigned owners of the above described property further acknowledge that upon the enactment of the above referenced ordinance the territory shall become a part of the City pursuant to KRS 81A.412.

IN TESTIMONY WHEREOF, the undersigned has/have executed this document on the 19<sup>th</sup> day  
of June, 2023.

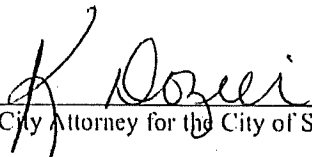
Bullitt County School District Finance Corporation

By: 

Name: Darrell Coleman

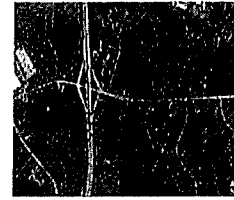
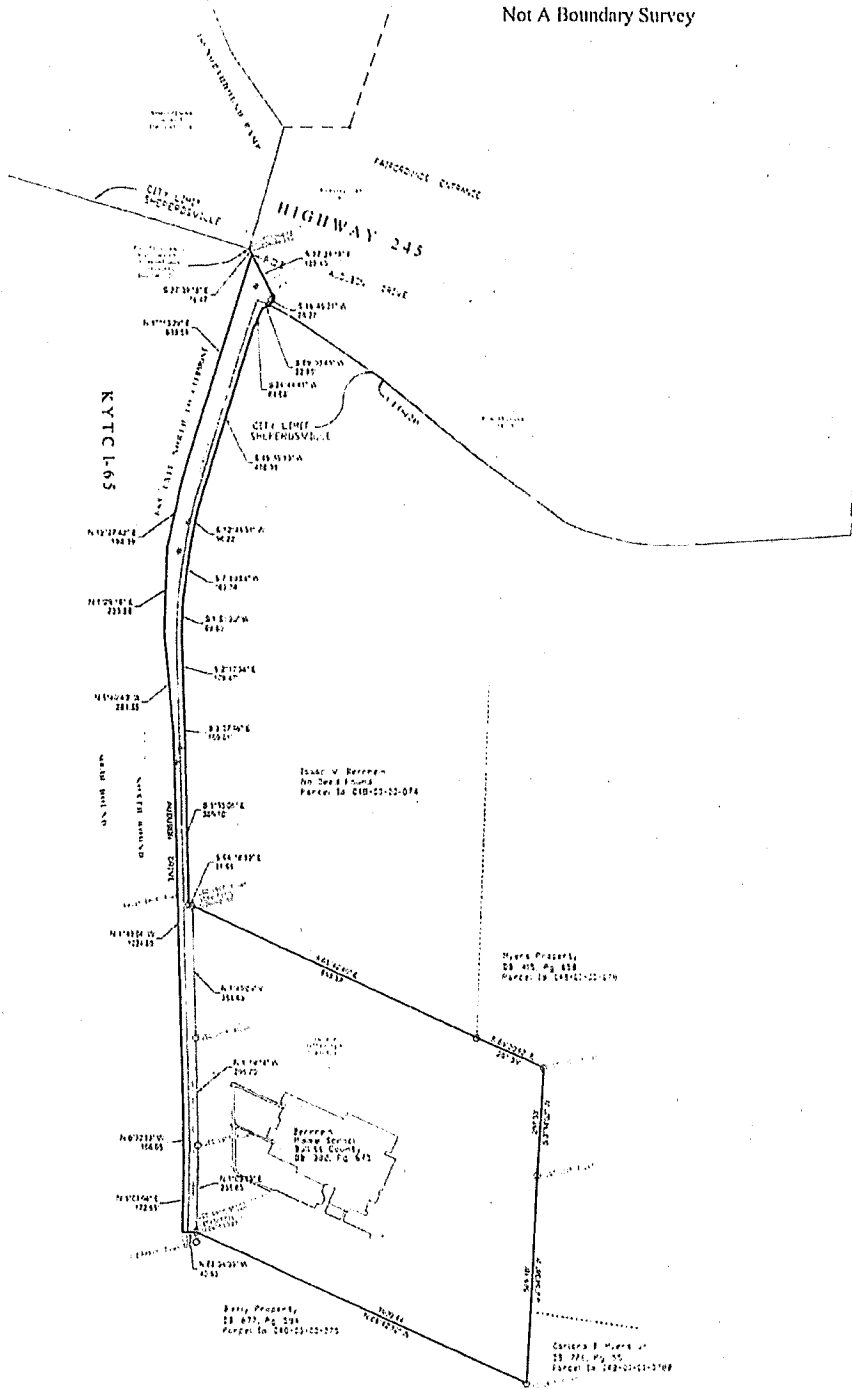
Title: President

This instrument prepared by:

  
City Attorney for the City of Shepherdsville

# Annexation Map City of Shepherdsville, Kentucky

A part of Audubon Road & The Bernheim Middle School Property,  
Bullitt County, Kentucky  
21.95 Acres  
Not A Boundary Survey



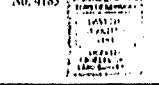
Vicinity Map  
N.T.S.

**Kapur**  
all in

**KAPUR & ASSOCIATES, INC.**  
CONSULTING ENGINEERS  
2721 N. Post Washington Rd.  
Buckeye, OH 43207  
Phone: 614-751-2200  
Cell: 602-245-9118  
kapurengineering.com

Certificate of Survey  
Dated: 5/31/2023

David R. Dobbitt  
Professional Land Surveyor  
No. 4183



General Notes

LEGEND

○	Survey Station	—	Property Line
●	Survey Station	---	Survey Station
□	Survey Station	---	Survey Station

**City of Shepherdsville, KY.**  
200 E. Walnut St. Oakton, VA 22124  
Property: 200 Audubon Rd.  
Shepherdsville, Bullitt County,  
Kentucky 40363

Drawn by DDB	Date 06/8	Sheet 1	
Checked by SVP			
Project No. 2-18-2023			
Project Name BERNHEIM_MID_SCH			
Drawn by 23-0467-G1			
Scale 001			
Date 5/31/2023			
Scale 1"=115'			

I, the undersigned, being a duly qualified and licensed Professional Land Surveyor in the State of Kentucky, do hereby certify that the foregoing is a true and correct copy of the original survey as shown to me by the City of Shepherdsville, Kentucky.

Witness my hand and the seal of my office this 31st day of May, 2023.

David R. Dobbitt  
Professional Land Surveyor  
No. 4183

Isaac W. Bernheim  
200 Audubon Rd.  
Bullitt County, KY  
40363  
Phone: 502-245-9118

Bernheim Middle School  
200 Audubon Rd.  
Bullitt County, KY  
40363  
Phone: 502-245-9118

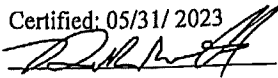
City of Shepherdsville  
200 E. Walnut St.  
Oakton, VA 22124  
Phone: 703-444-1111

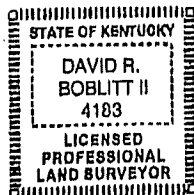


Parent Description Deed Record 382. Page 675, Bullitt County School District Finance Corporation.

Land located in the State of Kentucky, in Bullitt County and lying South of the current South line of Shepherdsville City limits (old KY. 245) and East of KYTC I-69, said Proposed Annexation of Bernheim Middle School, more particularly described as follows:

Commencing at the Southeast corner of Annex. Ordinance # 14-2014, thence South 27 degrees 39 minutes 18 seconds East a distance of 16.47 feet to the Point of Beginning; thence continue South 27 degrees 39 minutes 18 seconds East running contiguous with Annex. Ordinance# 14-116 a distance of 129.40 feet to a Right-of-Way marker; thence South 16 degrees 46 minutes 31 seconds West running contiguous with said Ordinances a distance of 26.37 feet, passing through an existing Nathan King LS.# 3831 monument at 10.74 feet; thence with the apparent right-of-way for Audubon Drive the next 9 calls; 1.) South 69 degrees 00 minutes 49 seconds West 22.80 feet; 2.) South 24 degrees 44 minutes 41 seconds West 64.68 feet; 3.) South 16 degrees 59 minutes 10 seconds West 498.38 feet; 4.) South 12 degrees 45 minutes 31 seconds West 96.22 feet; 5.) South 07 degrees 50 minutes 53 seconds West 169.74 feet; 6.) South 01 degrees 51 minutes 20 seconds West 89.80 feet; 7.) South 02 degrees 17 minutes 38 seconds East 179.47 feet; 8.) South 02 degrees 07 minutes 46 seconds East 169.61 feet; 9.) South 01 degrees 35 minutes 06 seconds East 389.10 feet to a existing bent rebar; thence South 64 degrees 18 minutes 59 seconds East a distance of 11.98 feet to the Northwest corner of DR. 382, Pg. 675, being a JSC Capped rebar, flush; thence with said Deed Record the next 5 calls: 1.) South 65 degrees 42 minutes 40 seconds East 863.32 feet; 2.) South 66 degrees 20 minutes 52 seconds East 201.39 feet; 3.) South 03 degrees 14 minutes 02 seconds West 297.33 feet; 4.) South 02 degrees 54 minutes 38 seconds West 569.18 feet; 5.) North 65 degrees 42 minutes 31 seconds West 1000.44 feet to the Southwest corner of said deed record 382, page 675, being a JSC Capped rebar, flush ; thence North 88 degrees 36 minutes 39 seconds West to the right-of-way for KYTC I-65; thence with said KYTC right -of-way the next 7 calls: 1.) North 01 degrees 08 minutes 04 seconds East 172.65 feet; 2.) North 00 degrees 32 minutes 13 seconds West 156.05 feet; 3.) North 01 degrees 43 minutes 04 seconds West 1024.80 feet; 4.) North 01 degrees 05 minutes 49 seconds West 281.55 feet; 5.) North 01 degrees 29 minutes 19 seconds East 233.98 feet; 6.) North 12 degrees 27 minutes 42 seconds East 194.39 feet; 7.) North 17 degrees 13 minutes 29 seconds East 638.59 feet to the place of beginning, containing 21.950 acres, more or less.

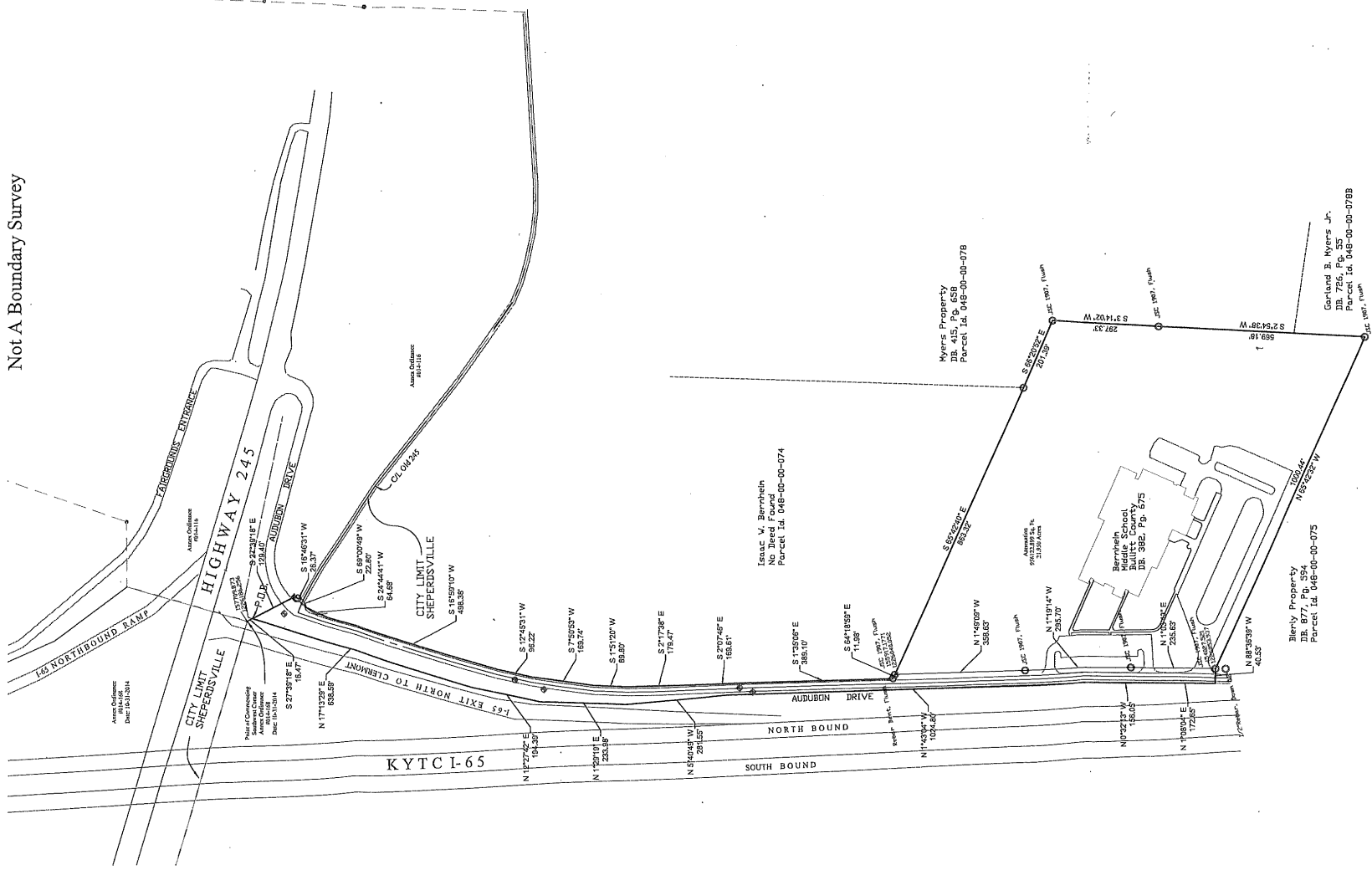
Certified: 05/31/2023  
  
David R. Boblitt  
Professional Land Surveyor  
No. 20300007



# Annexation Map City of Shepherdsville, Kentucky

A part of Audubon Road & The Bernheim Middle School Property,  
Bullitt County, Kentucky  
21.95 Acres

Not A Boundary Survey



Vicinity Map  
N.T.S.



**KAPUR & ASSOCIATES, INC.**  
CONSULTING ENGINEERS  
7711 N. Port Washington Rd.  
Milwaukee, WI 53217  
Phone: 414-751-7200  
Cell: 502-269-5418  
kapurengineers.com

Certificate of Survey

Dated: 5/21/2023

David R. Boblitt  
Professional Land Surveyor  
No. 4183

STATE OF KENTUCKY  
DEPARTMENT OF REVENUE  
DIVISION OF LAND SURVEY  
LICENSED LAND SURVEYOR  
EXPIRES 12/31/2023  
EMERGENCY CERTIFICATE  
EXPIRES 12/31/2023



**General Notes**

- Survey conducted based on...
- ...
- ...

No.	Revision/Issue	Date

**City of Shepherdsville, KY.**  
200 E Walnut St. Odon, In 47562  
Property: 700 Jackson Drive  
Shepherdsville, Bullitt County,  
Kentucky 40165

Drawn by: DRB  
Checked by: SVP  
Date: 5/21/2023

I, the undersigned Registered Land Surveyor, hereby certify to the best of my information, knowledge and belief, that the included plat correctly represents a survey performed under my direction during May 2023, of the following described real land located in the State of Kentucky, in Bullitt County and lying South of the current South line of Shepherdsville City limits (old KY 246) and East of KYTO 149, said Proposed Annexation of Bernheim Middle School, more particularly as recorded in the recorder's office of Bullitt County, Kentucky:

Parent Description Deed Record 332, Page 675, Bullitt County School District Finance Corporation.